

RESORT VILLAGE OF TURTLE VIEW

Animal Control Bylaw 22-2021

1. SHORT TITLE This Bylaw may be cited as “The Animal Control Bylaw”.
2. PURPOSE The purpose of this Bylaw is as follows:
 - To control and regulate cats, dogs, and other domestic pets
3. DEFINITIONS
 - a) Administrator – the Administrator of the Resort Village of Turtle View.
 - b) Animal Control Officer – shall mean any corporation, person or persons engaged by the Resort Village of Turtle View for the purposes of enforcement under the provisions of this bylaw and shall include the term “Bylaw Officer”
 - c) Cat – a male or female cat or a male or female kitten over (8) eight weeks of age
 - d) Council – the Council of the Resort Village of Turtle View
 - e) Dog – a male or female dog or male or female puppy over eight (8) weeks of age
 - f) Dangerous Animal – means - any animal that, without provocation, in a vicious or menacing manner, chases or approaches a person or domestic animal in the apparent attitude of attack; - any animal with a known propensity, tendency or disposition to attack without provocation, to cause injury or to otherwise threaten the safety of persons or domestic animal; - any animal that, without provocation, has bitten, inflicted injury, assaulted or otherwise attacked a person or domestic animal; - any dog which is owned primarily or in part for the purpose of dog fighting or is trained for fighting.
 - g) Flora – the plants of a particular region, habitat, or geological period.
 - h) Municipality or Resort Village – the Resort Village of Turtle View
 - i) Owner – includes - a person, partnership, association or corporation who keeps, possesses, harbors or has care of or control of a domestic pet; - the person responsible for the custody of a minor where the minor is the owner of a domestic pet.
 - j) Person- includes an individual(s), partnership, association or corporation
 - k) Running at large – when the dog, cat, or other domestic pet is beyond the boundaries of land occupied by the owner, possessor, or keeper of the said dog or cat, or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of the said land and is NOT under control by being on a leash or harness and in direct and continuous charge of a person competent to control it; or - securely confined within an enclosure; or - Securely fastened so that it cannot roam at will.
4. RUNNING AT LARGE
 - a) The owner of a dog, cat or other domestic pet shall not at any time allow the animal to run at large within the village.
 - b) When a domestic pet is found to be running at large, its owner is deemed to have failed or refused to comply with the provisions of this section and is subject to the penalties as set out in Schedule “A” attached hereto.
 - c) Where a dog or cat is found to be running at large, the owner or occupant of that property on which the dog or cat is running at large may make a written complaint to the Resort Village of Turtle View.
5. LIMITS – DOGS AND CATS
 - a) No person within the village shall harbor or keep more than two (2) dogs on any one property. A limit of 4 will be allowed with short-term guests. If an owner fails or refuses to comply with the provisions of this section, he/she shall be subject to the penalties as set out in Schedule “A” attached hereto.

- b) No person within the village shall harbor or keep more than two (2) cats on any one property. A limit of 4 will be allowed with short-term guests. If an owner fails or refuses to comply with the provisions of this section, he or she shall be subject to the penalties as set out in Schedule "A" attached hereto.
- c) No person within the village shall harbor or keep more than a combined total of 5 cats and dogs on any one property short-term guests' pets. If owner fails to comply with the provisions of this section, he/she shall be subject to penalties as set out in Schedule "A" hereto.

6. LITTER – DOGS AND CATS

- a) If a dog or cat defecates on any public or private property other than the property of the owner, possessor or harbinger of the said dog or cat, the owner, possessor or harbinger of the dog or cat shall cause such defecation to be removed immediately and disposed of in a sanitary fashion. If witnessed, that the owner, possessor, or harbinger does not remove and dispose of feces from the animal in their possession on public or private property, they are subject to fines outlined in Schedule A.
- b) Defecations deposited on the private property of the owner, possessor or harbinger of a dog or cat shall be removed and disposed of in a sanitary manner on a weekly basis.

7. NUISANCE

- a) The owner, possessor or harbinger of a dog shall not allow the animal to create a nuisance to any person by barking, howling, attempting to bite or biting anyone or any domestic animal, chasing vehicles or bicycles and any owner, possessor or harbinger who contravenes this section commits an offence under this bylaw.
- b) The owner, possessor or harbinger of a cat shall not allow the animal to create a nuisance to any person by howling, hissing or otherwise making disruptive noises or by urinating, defecating or spraying on or otherwise damaging or interfering with any property other than the property of the owner, possessor, or harbinger. Any owner, possessor or harbinger who contravenes this section commits an offence under this bylaw.
- c) Where a dog or cat is found to be creating a nuisance, the owner or occupant of that property on which the dog or cat is creating a nuisance may make a written complaint to the Resort Village of Turtle View. Owners, possessors, and harbinger are subject to fees outlined in Schedule B.

8. RABIES AND OTHER DISEASES

- a) Any dog or cat suspected of having rabies shall not be killed but shall be immediately reported to a veterinary clinic whose instructions shall be complied with.
- b) An owner, possessor or harbinger of a dog or cat who neglects or refuses to comply with any order of the veterinary clinic shall be guilty of an infraction of this bylaw.
- c) Where a complaint is received by the Village Office that an animal within the Village is dangerous, Division 5 -Dangerous Animals Section 374 to and including Section 380 of the Municipalities Act shall apply.

9. GENERAL PENALTY

- a) A person who contravenes any provision of this bylaw or neglects or refuses to comply therewith shall be guilty of an offence and liable upon summary conviction to a fine of not less than \$100.00 and not more than \$2000.00.

10. PENALTY

- a) Where any person has committed or alleged to have committed a breach of any of the provisions of this bylaw, a ticket in the form designated Form "A" attached to and forming a part of this bylaw, may be served on such person by the Animal Control

Officer/Bylaw Commissionaire or by registered mail by the Administrator of the Resort Village of Turtle View.

- b) A person to whom a ticket is being issued pursuant to this section shall furnish the Animal Control Officer with his/her name and address upon request.
- c) A person who contravenes any provision of this bylaw, upon being served with a ticket, may voluntarily pay the prescribed penalty as set forth in Schedule "B" to this bylaw.
- d) If the Village receives voluntary payment of the prescribed penalty within seven (7) days from the date the ticket was issued, the person receiving the ticket shall not be liable for prosecution for the offence.
- e) If the person who has committed or is alleged to have committed a breach of any section of this bylaw fails to pay the specified fine within the time allowed following service of the ticket, the provisions of this section no longer apply and the person shall be liable to prosecution for the offence.


11. SEVERABILITY

- a) A decision of the court that one or more of the provisions of this bylaw are invalid in whole or in part does not affect the validity, effectiveness or enforceability of the other provisions or parts thereof with respect to this bylaw.





Administrator Lorrie Bannerman



Mayor Troy Johnson

SCHEDULE "A"
ANIMAL CONTROL BYLAW 22-2021

<u>PENALTIES OFFENCES</u>	<u>1 st Offence</u>	<u>2 nd Offence</u>	<u>Subsequent Offence</u>
1. Running at Large	\$100.00	\$200.00	\$1000.00
2. Over-Limit of Cat & Dog Numbers per Property	\$100.00	\$200.00	\$500.00
3. Dog/Cat creating a Nuisance	\$100.00	\$200.00	\$1000.00
4. Accumulation of Animal Feces	\$100.00	\$200.00	\$1000.00
5. Other Domestic Animal-Requirements: as per Council, listed in ODA Permit	\$300.00	\$500.00	\$1200.00
7. Interfere with Bylaw Enforcement	\$100.00	\$300.00	\$1000.00

Reduce penalty by 50% if is paid within 7 days of issuance

FORM "B"
Animal Control Bylaw _____

Resort Village of Turtle View

AVOID PROSECUTION BY PAYING PROMPTLY

TIME: _____ DATE: _____

NAME OF VIOLATOR: _____

ADDRESS: _____

ISSUED BY: _____

ANIMAL CONTROL BYLAW NO. _____

LOCATION OF VIOLATION:

- OWNER OF DOG/CAT
- POSSESSOR OR HARBOURER OF DOG/CAT

YOU ARE CHARGED WITH VIOLATION OF BYLAW NO. _____

Violation: _____ Section: _____ Fine: _____

PLEASE PAY WITHIN 7 DAYS \$ _____ OF ISSUE DATE TO AVOID PROSECUTION.
AFTER 7 DAYS THE FEE WITH BE \$ _____.

ALL OFFENCES AFTER 7 DAYS - \$50.00 - \$2000.00

PENALTY TO BE PAID DURING REGULAR OFFICE HOURS OR BY MAIL TO:

The Resort Village of Turtle View
P.O. Box 370
Livelong, SK S0M 1J0

BYLAW OFFICER/DESIGNATE

ADMINISTRATOR