VILLAGE OF ALBERTVILLE

BYLAW NO. 01/2023

A BYLAW OF THE VILLAGE OF ALBERTVILLE IN THE PROVINCE OF SASKATCHEWAN TO CONTROL ANIMALS

The Council of the Village of Albertville in the Province of Saskatchewan enacts as follows:

1. **SHORT TITLE**

a) This Bylaw may be cited as the Animal Control Bylaw.

2. **DEFINITIONS**

For the purpose of this bylaw, the following terms and words shall have the following meanings:

a) **"Animal Control Officer"** means a person as appointed by the Council of the Village of Albertville

b) **"Chief Administrative Officer" or "CAO"** means the chief administrative officer for the Village of Albertville;

c) **"Cat"**- means a male or female cat or a male or female kitten over eight (8) weeks of age.

d) **"Council"** means the Council of the Village of Albertville

e) **"Dog"** means a male or female dog or a male or female puppy over eight (8) weeks of age.

f) **"Excessive Noise"** means any and all sources of noise from cat or dog that is found to be unnecessary or unreasonable, including by not limited to continuous barking of a dog.

g) **"Judge"** means a judge of the Provincial Court of Saskatchewan, a justice of the peace, or the Council of the Village of Albertville.

h) **"Municipality"** or **"Village"** means the Village of Albertville

i) **"Owner"** includes:
   - a person, persons, partnership, association or corporation who keeps, possesses, harbours or has care of or control of a dog;
   - the person/parent responsible for the custody of a minor where the minor is the owner of a dog.

j) "**Person"** means and includes an individual(s), partnership, association or corporation.

k) **"Running at large"** means when the dog is beyond the boundaries of the land occupied by the owner, possessor, harbourer or keeper of the said dog, 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.

3. **RUNNING AT LARGE**

a) No dog shall run at large within the municipality,
b) A person who owns, possesses or harbours an animal found running at large shall be deemed guilty of an infraction of this bylaw and will be charged a penalty as set out in the attached Schedule "A".

4. **LIMITS- DOGS AND CATS**

a) No person or persons within the Village shall harbour or keep more than three (3) dogs on any one property. 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 or persons within the Village shall harbour or keep more than three (3) cats on any one property. 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.

5. **NUISANCE**

a) The owner, possessor or harbourer of a dog shall not allow the animal to create a nuisance by barking, howling, attempting to bite or biting anyone or any domestic animal, chasing vehicles or bicycles and any owner, possessor or harbourer who contravenes this section commits an offence under this bylaw.

b) Any person within the Village of Albertville who wished to register a complaint of any infraction of this bylaw must complete and sign a complaint form, which shall be Form "C", attached to and forming part of this bylaw.

6. **LIVESTOCK AND POULTRY**

a) For purposes of this section, the following definitions shall apply:
   - livestock- means any domestic animal usually raised for sale and or profit,
   - poultry – means domestic fowl usually propagated and fattened for the table and for their eggs, feathers, etc. including, but not limited to:
     - chickens, geese, ducks, turkeys, guinea fowl; or
     - pigeons of the species Columba livia, commonly known as the domestic pigeon, and includes pigeons raised for the purpose of racing, show, table and pets and includes feral pigeons.

b) No person shall possess, harbour, confine, herd, graze or allow to graze any livestock or poultry within the limits of the village.

c) Section 6(b) shall not apply to livestock and poultry brought into town for the duration of a special event at which the said livestock and poultry will be used for purposes of exhibition or performing at a special event.

7. **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 $2,000.00.

8. PENALTY NOTICE

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 "B" attached to and forming a part of this bylaw, may be served on such person by the Chief Administrative Officer.

b) Where a ticket is being issued pursuant to this section, the following procedures shall be followed:

- For the first offence, the owner will be sent a letter from the Village informing them that their domestic pet(s) has been reported to the Village Office of being at large and/or causing a nuisance and that they are in noncompliance with the Village Bylaw and are liable to a fine of not less than one hundred($100.00) dollars and warned that they will be liable to a fine of not less than two hundred ($200.00) dollars for the second offence and not less than five hundred ($500.00) dollars for the third and any subsequent offence.
- For the second offence, the owner will receive a second letter and will be liable to a fine of not less than two hundred ($200.00) dollars.
- For the third and subsequent offence, the owner will receive a letter and will be liable to a fine of not less than five hundred ($500.00) dollars.

c) Notwithstanding Section 8, a person who contravenes any provision of this bylaw, upon being served with a ticket, may voluntarily pay the prescribed penalty within thirty (30) days from the date the ticket was issued as set forth in Schedule "A" to this bylaw with out further penalty.

15. REPEAL

Bylaw No. 4/2014 is hereby repealed.

Mayor, Mark Yeomans

SEAL



Acting Administrator, Karen Mohr

Read a third time and adopted
this 18 day of February, 2023

Karen Mohr
Administrator

SCHEDULE TO BYLAW 01/2023

SCHEDULE "A" TO BYLAW 01/2023 PENALTIES

Section	Offence	First	Second	Third & Subsequent
	**If paid within 30 days of date of issue of the notice of violation:			
1 a)	Running at large	$100.00	$200.00	$500.00
	Exceeding Limit of Pets	$100.00	$200.00	$500.00
	Nuisance	$100.00	$200.00	$500.00

If paid after 30 days of the date of issue of the notice of violation:

All offences as listed above	$150.00	$300.00

NOTICE OF VIOLATION (B)

This official notice is issued for a breach of
Bylaw No. 01/2023

You may avoid further penalty for this offence by paying to the office of the Administrator, during regular office hours, the penalty stated hereinafter within 30 calendar days of the date served on this notice. Failure to do so will result in additional penalties. Penalty may be remitted to: Village of Albertville, Box 83, Albertville, SK. S0J 0A0.

Name of Violator _____

Address _____

Description of Pet_____

Nature of Violation:

1. Failure to comply with Section -
_____, _____(Bylaw No. 01/2023)

[ ] First offence, $100.00

[ ] Second offence, $200.00

[ ] Third or subsequent (_____) offense, $500.00

[ ] General Penalty $_____

Location of Violation _____

Date of Violation _____

Date Served _____

Served By _____

Witness to Server's Signature _____