

**TOWN OF CHOICELAND
BYLAW NO. 004/2012**

A BYLAW IN THE TOWN OF CHOICELAND IN THE PROVINCE OF SASKTACHEWAN
TO PROVIDE FOR THE LICENSING AND CONTROL OF DOGS

The Council of the Town Of Choiceland in the Province of Saskatchewan enacts as follows:

1. **DEFINITIONS:**

“Dog” for the purpose of this Bylaw shall mean either a male or female canine over the age of 6 months old, unless otherwise stated.

“Poundkeeper” for the purpose of this Bylaw shall be any individual appointed by resolution of Council for the control of dogs.

“Owner” for the purpose of this Bylaw shall be any person who keeps, possesses, harbors, or is responsible for the custody of a dog.

2. **LICENSING:**

1. Every person in the municipality who own’s, possesses or harbors a dog over 6 (six) months old shall obtain a license from the treasurer of the Town Of Choiceland.
2. The valid license shall be in effect from January 1 to December 31 of a calendar year. Licenses granted under provisions of this Bylaw shall expire the last day of December and shall be obtained on or before March 1, or within 30 days of taking possession of a dog.
3. The owner, possessor or harborer of every dog for which a license has been obtained under this Bylaw shall cause such dog to wear a collar around its neck to which shall be attached a license plate or tag, provided by the town.
 - a. It shall be the duty of every owner to make sure that the tag is affixed at all times and to have it replaced if it is lost, stolen or removed.
 - b. A charge shall be made by the treasurer according to Schedule 1, for the replacement of a dog tag, upon satisfactory proof that the dog has a valid license.
4. A person residing in the municipality, who owns, possesses or harbors a dog and neglects or refuses to take out a license therefore shall be guilty of an offence and subject to a penalty stated in Schedule 1 of this Bylaw.
5. A dog license shall not be issued unless the dog in question has previously been duly immunized against rabies for the current licensing year prior to the application, and proof thereof is produced on application for a license.
6. No person, owner or householder shall own, harbor or keep more than two dogs within the Town of Choiceland.

3. **RUNNING AT LARGE AND IMPOUNDMENT:**

1. No dog shall be permitted to run at large within the limits of the Town of Choiceland. No owner, possessor or harborer of any dog shall permit the same to be on any of the public squares, reserves, school grounds, streets, lanes, alleys or other public places within the Town, unless on a leash and under the complete control of some competent person, and every owner, harbinger or possessor of any dog found running at large contrary to the provisions hereof shall be guilty of an offence and subject to penalty stated in Schedule 1 of this bylaw.
2. Any dog found running at large shall be impounded by the Poundkeeper or any Peace Officer.
3. Any dog on a leash or otherwise under physical restraint, controlled by the owner or other competent person, shall not be deemed to be running at large.
4. Any person of the full age of 18 (eighteen) years may restrain any dog running at large in the Town of Choiceland and shall deliver the dog so restrained to the Poundkeeper. Such person shall leave with the Poundkeeper a statement, in writing, describing the dog restrained, the name of the owner (if known) and the place and time of restraint.
5. For the purpose of impounding dogs, seized or captured as herein provided, a pound shall be established as such place or places as may be designated by the Council from time to time.
6. If a dog is impounded, and the dog is wearing a license tag on the collar, the Poundkeeper shall within reasonable time notify the owner in person or by telephone. If the owner of the dog is not wearing a license tag on the collar, the Poundkeeper shall post a notice in the Town Office and/or the post office stating the size, color, sex, and probable breed of the dog so impounded.

7. To redeem an impounded dog the owner shall pay the Poundkeeper the fee described in Schedule 1 including kenneling costs, plus the added cost of the prescribed penalty.
8. Any dog impounded shall be kept confined until redeemed. If not redeemed within 72 (Seventy Two) Hours (Statutory Holidays and Sundays not included) from the time of personal, telephone or posted notice, the dog shall be destroyed.
9. When the owner of the dog impounded produces within seventy-two (72) hours from such impounding before such dog is destroyed, satisfactory evidenced that he has complied with the provisions of this bylaw and with respect to the payment of the license fee, penalties and kennel costs in respect of such dog, he shall be entitled to remove such dog upon proof of his ownership.
10. No liability whatsoever shall attach to the Town of Choiceland or any of its officials in administering this Bylaw by reason of the failure of the owner to receive the notice given under Sections 3(6).

4. **NUISANCES:**

1. It shall be an offence for any person to own, keep or harbor any dog which by loud and frequent barking, howling or yelping or chasing motor cars or other vehicles, or in any other manner or way, creates a disturbance to the annoyance or discomfort of other persons residing in the neighborhood or to the public at large, or cause injury to any person.
 2. The owner of any dog caught defecating on the property of any resident of the Town Of Choiceland, shall be found in offence of this bylaw and is liable to any penalties as stated in Schedule 1.
5. Where any person has committed or is alleged to have committed a breach of any of the provisions of this Bylaw, a ticket in the form appearing in Schedule 2 to this Bylaw, may be served on each person. Such person may pay to the treasurer of the Town of Choiceland a fine in accordance with Schedule 1 of this Bylaw, provided that payment is made within a period of 48 (Fourty Eight) hours from the service of the said ticket.
 6. If the person, who has committed or is alleged to have committed a breach of any of the provisions of this bylaw, fails to pay the specified fine within the time allowed following service of the ticket, then the provisions of Section 5 no longer applies and the person shall be liable on Summary Conviction.
 7. Summary Conviction, shall be according to Schedule 1.
 8. In the case of a continuing offence, it shall be according to Schedule 1.
 9. Bylaw 4/79 is hereby repealed.

This Bylaw shall come into force and take effect on the day of its final passing.

Mayor

SEAL

Administrator

Certified True copy of Bylaw No. 004/2012
 adopted by resolution of council on the 8th day
 May , 2012.

Administrator

Schedule 1

Licenses and Dog tags

The annual fee for a dog license shall be:

- a. \$10.00 (Ten Dollars) per dog, except un-spayed females.
Proof of sterilization shall be required for females.
- b. \$25.00 (Twenty Five Dollars) per un-spayed female.

The sum for the replacement of a lost dog tag, upon proof that the dog has a valid license, shall be:

- a. \$1.00 (One Dollar)

Impound Fees

The fee for redemption of an impounded dog for **kenneling costs** shall be:

- a. \$20.00 (Twenty Dollars)

Infraction, penalty or Breach of this bylaw

The penalty for each offense under this bylaw shall be a fine of:

- a. \$50.00 (Fifty Dollars) – for first offence in any calendar year
- b. \$100.00 (One Hundred Dollars) – for subsequent offences in any calendar year

Summary Conviction

Not less than \$200.00 (Two Hundred Dollars)

Not more than \$500.00 (Five Hundred Dollars)

In the case of a continuing offence:

Not less than \$50.00 per day, for each day the offence continues.

SCHEDULE 2

Notice of Violation

Owner's Name _____

Owner's Address _____

Details of Offence

Date: _____ Time: _____

Description of Dog: _____

Location of Violation: _____

License No.(If applicable): _____

You are charged with violation of Bylaw No. 004/2012

Section(s) _____

The penalty for violation is _____

You may make voluntary payment of the above penalty within 7 (Seven) days of service of the Notice Of Violation at the:

Town Of Choiceland office - 100 Railway Avenue Choiceland, SK.

By mail within 7 (Seven) days of service of the Notice Of Violation :

Town of Choiceland
Box 279
Choiceland, SK. S0J 0M0

If you do not make a voluntary payment within the time set out above, you shall be liable to prosecution and upon Summary Conviction, you shall be liable to penalties provided under section 7 of this Bylaw.

Administrator
Town of Choiceland