

Bylaw No. 2020 – 39

R.M. of Edenwold No. 158

A Bylaw to Regulate Animals-at-Large

The Council of the Rural Municipality of Edenwold No. 158, in the Province of Saskatchewan, enacts as follows:

1. DEFINITIONS

In this Bylaw, including this section:

- 1.1 **Administrator** shall mean the employee or representative of the Municipality tasked with enforcing this Bylaw, or their delegate.
- 1.2 **Companion Animal** shall mean to include all dogs, cats, and any other domesticated animal maintained in or near the household by the owner, and does not include Farm Animals.
- 1.3 **Council** shall mean the Council of the R.M. of Edenwold No. 158.
- 1.4 **Designated Officer** shall mean an employee or representative of the Municipality, a member of the Royal Canadian Mounted Police, a Bylaw Enforcement Officer, Development Officer, Community Safety Officer, or Administrator.
- 1.5 **Farm Animal** shall mean:
 - 1.5.1 Any cattle or other animal of the bovine family;
 - 1.5.2 Any horse or other animal of the equine family;
 - 1.5.3 Any chicken or other poultry animal;
 - 1.5.4 Any elk or other animal of the deer family;
 - 1.5.5 Any sheep, goat, swine, alpaca, bison, or llama;
 - 1.5.6 Any inter-species hybrid of any animal mentioned in 1.5.1, 1.5.2, 1.5.3, 1.5.4, and 1.5.5; or
 - 1.5.7 Any animal defined as such pursuant to *The Stray Animals Regulations*, 1978.
- 1.6 **Impound** shall mean the seizure, removal, and confining of a Companion Animal or Farm Animal.
- 1.7 **Municipality** shall mean the Rural Municipality of Edenwold No. 158.
- 1.8 **Owner** shall mean:
 - 1.8.1 A person who keeps, cares for, possesses, or harbours an Companion Animal or Farm Animal;
 - 1.8.2 The person responsible for the custody of a minor if the minor is the owner of an animal; or
 - 1.8.3 The parent of a minor living at home, who owns an animal.



- 1.9 **Running-at-Large** shall mean, with respect to a Companion Animal or Farm Animal, not being on the premises of its owner, or not being under the immediate, continuous, and effective control of its owner.

2. GENERAL REGULATIONS

- 2.1 This Bylaw may be referenced as the "Animal Control Bylaw."
- 2.2 No owner shall at any time allow a Companion Animal to be Running-at-Large within the Municipality.

3. FARM ANIMALS

- 3.1 No owner shall at any time allow a Farm Animal to be Running-at-Large within the Municipality.

4. IMPOUNDING OF COMPANION ANIMALS

- 4.1 Any Companion Animal found Running-at-Large contrary to the provisions of this Bylaw may be impounded at a location designated by Council for 72 hours unless the owner redeems the animal and pays to the Municipality the cost of removal, impounding, and storage; upon payment of the full cost herein, the Companion Animal shall be released to the owner thereof.
- 4.2 Any Companion Animal not redeemed within 72 hours may be adopted or euthanized, at the sole discretion of Council.

5. IMPOUNDING OF FARM ANIMALS

- 5.1 Any Farm Animal found Running-at-Large contrary to the provisions of this Bylaw may be impounded at a location designated by Council for 72 hours unless the owner redeems the animal and pays to the Municipality the cost of removal, impounding, and storage; upon payment of the full cost herein, the Farm Animal shall be released to the owner thereof.
- 5.2 If the costs of removal, impounding, and storage are not paid within 72 hours, the Municipality shall have the right to recover such expenses by:
 - a. Legal action in a court of competent jurisdiction; or
 - b. Sale through private sale or public auction.
- 5.3 The proceeds from such sale shall be applied first to all fines and costs, and the balance remaining, if any, shall be paid to the last registered owner.
- 5.4 If the proceeds from such sale are insufficient to meet the cost of impounding, the amount of the shortfall shall be a debt owed by the owner and enforceable by the Municipality in any manner allowed by law.

6. ENFORCEMENT AND PENALTIES

- 6.1 The administration and enforcement of this Bylaw is hereby delegated to the Administrator.
- 6.2 This Bylaw may be enforced by a Designated Officer.
- 6.3 Any person who contravenes any provision of this Bylaw, or obstructs, interferes with, or hinders a Designated Officer in the performance of their duties is guilty of an offence pursuant to this Bylaw.
- 6.4 A person contravening section 2 of this Bylaw shall be guilty of an offence and liable to a penalty of:

- a. First Offence - \$100.00 plus any applicable surcharge imposed pursuant to *The Victims of Crime Regulations*
 - b. Second Offence - \$200.00 plus any applicable surcharge imposed pursuant to *The Victims of Crime Regulations*
 - c. Third Offence - \$300.00 plus any applicable surcharge imposed pursuant to *The Victims of Crime Regulations*
- 6.5 A person contravening section 3 of this Bylaw shall be guilty of an offence and liable to a penalty of:
- a. First Offence - \$500.00 plus any applicable surcharge imposed pursuant to *The Victims of Crime Regulations*
 - b. Second Offence - \$1000.00 plus any applicable surcharge imposed pursuant to *The Victims of Crime Regulations*
 - c. Third Offence - \$1500.00 plus any applicable surcharge imposed pursuant to *The Victims of Crime Regulations*
- 6.6 A person contravening any provision of this Bylaw with four or more offences shall be liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.
- 6.7 Where any person makes payment within 14 days of the date of the offence, the fine shall be 50% of the penalty amount.
- 6.8 All disputes arising as a result of the administration of this Bylaw shall be referred to Council, and Council shall be the final authority in all cases.

7. SEVERABILITY

- 7.1 The provisions of this Bylaw shall not apply to Designated Officers.
- 7.2 This Bylaw shall not be construed to hold the Municipality or its agents responsible or liable for any damage to persons or property caused as a result of the administration of this Bylaw.
- 7.3 If a court of competent jurisdiction should declare any part, section, sentence, clause, phrase, or other portion of this Bylaw to be invalid, that portion shall not be construed as having persuaded or influenced Council to pass the remainder of this Bylaw, and the part, section, sentence, clause, phrase or other portion of this Bylaw is to be deemed a separate, distinct, and independent provision, and the holding of the Court shall not affect the validity of the remaining portions of this Bylaw.

8. COMING INTO FORCE

- 8.1 This Bylaw shall come into force on the date that it is approved by Council.

9. REPEAL


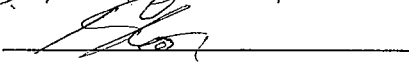
- 9.1 Bylaw 2011 – 22 is hereby repealed.

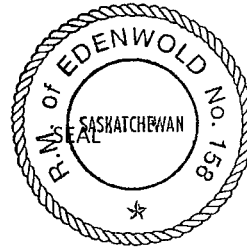


1st Reading: August 25th, 2020

2nd Reading: August 25th, 2020

3rd Reading: August 25th, 2020

Reeve; Deputy 
Administrator: 



CERTIFIED A TRUE AND CORRECT COPY OF
Bylaw 2020 - 39
257 Administrator
DATED AT EMERALD PARK, SASK.
THIS 9th DAY OF September 2020

