VILLAGE OF FROBISHER

BYLAW NO. 3-2018

BYLAW TO PROVIDE FOR CONTROL OF DOGS

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

1. **Short Title**
   This bylaw shall be cited as the "Dog Bylaw"

2. **Purpose**
   The purpose of this Bylaw is to promote the safety, health, and welfare of people and the protection of people and property in the Village of Frobisher, and to ensure the humane treatment and control of dogs.

3. **Definitions**
   In this Bylaw:
   a) "Council" shall mean the Council of the Village of Frobisher.
   b) "Dog" shall mean any dog, male or female, of any breed or classification or mixture of breeds.
   c) "Municipality" shall mean the Village of Frobisher.
   d) "Dog Catcher" shall mean the person or company appointed by Council to restrain and impound any dog running at large within the municipality.
   e) "Pound" shall mean the kennels of BorderVET Animal Health Services, 402 Grid Road South, Carnduff, Saskatchewan, or other place(s) as may be designated by resolution of Council.
   f) "Owner" shall mean any of the following:
      i) A person owning, possessing, or harboring a dog;
      ii) The person responsible for the custody of a minor if the minor is the owner of a dog;
      iii) The parent of a minor living at home, who owns a dog.
   g) "Running at large" shall mean a dog found upon a street, lane, sidewalk or unaccompanied by any person by means of a leash, or being on private property.
   h) "Dog Run" shall mean any enclosure or structure of any kind whatsoever, designed or used for the harboring of dogs.
   i) "Dangerous Animal" is one that:
      i) without provocation and in a vicious manner, approached a person or domestic animal in an apparent attitude or attack;
      ii) is known to attack without provocation;
      iii) has bitten or attacked a person or domestic animal without provocation;
      iv) is owned primarily for the purpose of fighting or is trained for fighting.

4. **Running at Large**
   a) No dog shall run at large in the municipality. All dogs shall be restrained to the owner's property by means of a leash, fence, or dog run. If a dog is outside of the owner's property it must be restrained by a leash.
   b) Every person being the owner of a dog found running at large is deemed guilty and in breach of this bylaw.

5. **Impounding and Seizure of Dogs**
   a) The pound, appointed under the provisions of this bylaw, is hereby empowered to collect from the owner, all necessary charges and fees in connection with the impounding of do and for keeping such dogs at the pound.

b) The owner of any dog impounded, in order to have it released from the pound, shall satisfy the pound by reasonable evidence that he or she is the lawful owner or person entitled to the possession of the animal and shall pay to the pound an impoundment charge, as set by the pound and any charges due to the Municipality.
c) In the case that a dog is impounded they will be held as follows:
    i) Dogs that are crossbred shall be held for a minimum of seventy-two (72) hours from the time it arrives.
    ii) Dogs that are purebred, tattooed, or have an embedded chip shall be held for a minimum of ten (10) days from the time it arrives.

    The animal may be sold without further notice after the expiration of the said period and any sale proceeds shall go to the pound.
d) Any persons of the full age of eighteen (18) years may restrain any dog running at large in the Municipality and shall deliver the animal to the pound. The person delivering the animal to the pound shall leave with the pound a statement, in writing, describing the name of the owner (if known), and the place and time of restraint.
e) The Dog Catcher, or any other person authorized by Council, is hereby authorized to seize and capture, by the use of tranquilizer gun or other method authorized by Council, and impound any dog running at large contrary to the provisions of this bylaw; or where the owner has not complied with the provisions of the Bylaw.

6. Duties of Dog Owners

a) No owner shall permit their dog to chase any pedestrian, vehicle, or any other animal.
b) A female in heat shall be confined and housed in the residence of the owner or taken to a licensed kennel during the whole period that the dog is in heat, with the following exceptions:
    i. permitting the dog to defecate and urinate on the owner's property;
    ii. when the dog is leashed and accompanied by the owner;
    iii. contained within a dog run on the property of the owner.
c) An owner shall not locate a dog run closer than two (2) meters to a property line
d) If a dog defecates on any property, other than the property of its owner, the owner shall remove such defecation immediately. Where the owner of a dog fails to remove such defecation immediately, the owner shall be in violation of this Bylaw.
e) No owner shall permit their dog to damage public or private property.
f) Every owner of a dog shall provide their dog with a collar.
g) No owner shall use a choke chain on their dog except with walking the dog on a leash.
h) No owner shall keep an animal within the Municipality tethered on a chain, rope, or similar restraining device of less than three (3) meters in length.
i) Every person who has tethered a dog shall ensure the dog has unrestricted movement within the range of the tether.
j) No owner shall have more than four (4) dogs over the age of six (6) months, except for dogs kept in the ordinary course of business by the proprietors of the following premises:
    i. A veterinary hospital, clinic, or boarding kennel or grooming parlour;
    ii. A public pound;
    iii. A shop or breeder whose business includes the sale of pets;
    iv. A shelter operated by an association or society incorporated for the purpose of the protection and humane treatment of animals.
k) No owner shall permit their animal to be or become a nuisance by barking, howling or emitting other sounds continuously for a period exceeding ten (10) minutes.

7. General

a) No person shall tease, entice, bait, or throw objects at a dog confined within its owner's property.

b) The operation of any kennel within the Municipality shall be subject to approval from the Medical Health Officer for the Sun Country Health Region, and the kennel shall comply with the provisions of the Municipality's Bylaws.
c) No person shall break open or assist in breaking open any pound in which a dog may be impounded, or hinder, delay, or obstruct any person in the performance of his duties hereunder.

8. Rabies

Any dog suspected of having, or having been in contact with rabies shall not be killed but shall be secured and isolated for ten (10) days and the matter immediately reported to the Medical Health Officer of Sun Country Health Region or/and the Department of Agriculture whose instruction shall be carried out.

9. Dangerous Dogs

If a dog is considered dangerous as per the definition of this bylaw Council may make an order directing that the dog be kept, by the owner, under proper control or be destroyed. If Council's recommendations are not followed the matter will be handled as per the Dangerous Animals section(s) of the Municipalities Act.

10. Penalties

An owner found guilty of an infraction of any of the provisions of Sections four (4) and six (6) of this Bylaw shall be notified using schedule A hereunto attached, and upon summary conviction incur penalties as follows:

a) Section four (4)
   i) Be notified immediately and asked to retrieve the dog.
   ii) Be fined $50.00 if the dog is not retrieved immediately.
   iii) Be fined an additional $100.00 for every time the dog is at large within the Municipality after being notified once, be it by telephone call, mail, or electronic means.
b) Section six (6)
   i) Be notified immediately of the bylaw infraction.
   ii) Be fined $50.00 if the bylaw infraction is not rectified immediately.
   iii) Be fined an additional $100.00 for every time the infraction takes place after being notified once, be it by telephone call, mail, or electronic means.

11. Repeal

That Bylaws No. 6/96—A Bylaw to Provide for Control of Dogs, 04/2002—A Bylaw to Amend Bylaw 6/96, and 4/95—A Bylaw Respecting Animal Control are hereby repealed.

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

Read a third time and adopted this 24th d

VILLAGE OF FROBISHER
Seal

Certified a true copy of Bylaw No. 3-2018
adopted by resolution of Council on the 24th
day of July, 2018.

Village of Frobisher
Bylaw 3-2018

Schedule "A"
BYLAW VIOLATION NOTICE

Reference Number _____

Name: _____

Address: _____

This official notice is issued for alleged breach of the following bylaw:

Bylaw No. 3-2018

Section #: _____

Offence: _____

_____

_____

Details of Alleged breach of violation:

Date: _____

Time: _____

Location: _____

Other Particulars: _____

Penalty: $_____

Payment can be made in person at the municipal office or by mail to:
Village of Frobisher, PO Box 190, Bienfait SK S0C 0M0.

Issued this _____ day of _____, _____ by _____.

_____
Signature of Designated Official