

BYLAW 1-2020
TOWN OF ROCKGLEN

A bylaw of the Town of Rockglen in the Province of Saskatchewan to control licensing, regulating and impounding of dogs.

The council of the Town of Rockglen in the Province of Saskatchewan enacts as follows:

PART 1 - DEFINITIONS

1. In this Bylaw, unless the context otherwise requires, the expression:

- a) "Council" means the council of the Town of Rockglen;
- b) "Town" means the Town of Rockglen;
- c) "Resident" means any person occupying any accommodation of any kind in the town;
- d) "Owner" means any persons, partnership, association, or corporation owning, possessing, harbouring, having charge of or control over any dog;
- e) "Dog" means all species of the animal commonly known as dogs and includes the female as well as male of every breed or classification or mixture of breeds;
- f) "Kennels" means any structure other than a dwelling house used by any person for boarding or otherwise caring for, training or whelping dogs, exceeding two (2) dogs in number over the age of six (6) months, whether or not for reward, but shall not include any premises occupied by a duly qualified Veterinarian for the practice of his profession;
- g) "Assist Dog" means a dog used to assist persons with disabilities or dogs used by the RCMP Service;
- h) "Dog Controller" means a person appointed by Council to enforce the Town Dog Bylaw.
- i) "Housed" means inside the residence or in a fully fenced yard
- j) "Aggressive Dog" means:
 - (i) A dog with a known propensity, tendency or disposition to attack without provocation, cause injury or otherwise threaten the safety of humans or domestic animals;
 - (ii) A dog which has, without provocation, bitten, inflicted injury, assaulted, pursued or otherwise attacked a human or domestic animal.

2. Council may at its discretion appoint a Dog Controller

PART 2 - LICENSING OF DOGS

- 3. Every owner of a dog shall obtain a license for each dog owned by the owner from the Town's administrator.
- 4. a) No owner, possessor or harbinger of any dog over six (6) months of age shall be in possession of it unless such dog has been licensed for the current license year;
- b) Notwithstanding anything contained in this Bylaw, "assist dogs" shall be licensed, and the Town shall issue the license without payment of the license fee;
- c) (i) The owner of every dog shall, upon the dog obtaining the age of six (6) months and on or before the 31st day of December of each year thereafter, apply to the town administrator for license to keep such dog within the Town, tendering with such application, the required annual fee therefore, according to Schedule 'A';
 - (ii) In case of a lost license tag, a duplicate may be obtained from the town administrator upon payment of a fee of two (\$2.00) dollars;

All licensed shall expire on the 31st day of December of the year issued.

5. The license fee will be \$10.00 (\$10.00) per dog **UNLESS** the dog is unneutered or Un-spayed the license fee will be \$100.00 per dog until proof of neuter and or spayed.
6. Any resident within the Town who owns a dog in the Town and neglects or refuses to take out a license for the said dog shall be deemed guilty of an infraction of this bylaw.
7. Every person who owns a dog for which a license has been obtained under this bylaw, shall cause such dog to wear a collar, to which shall be attached a current license plate or disc indicating the license number and the year for which such license has been paid.

PART 3 – DUTIES OF DOG OWNERS

9. a) If a dog defecates on any public or private property other than the property of its owner, the owner or keeper shall cause such defecation to be removed immediately. In such case that there is proof that the defecation and it is not removed, a letter will be sent and after 2nd letter fines will be implemented.

b) Where, under 9 a) the owner of a dog fails to remove such defecation immediately, the owner shall be in violation of this Bylaw.

10. No owner or keeper shall permit his dog or dogs to damage public or private property.

11. (i) No owner or keeper shall use a choke chain on a dog except when walking a dog on a leash or being used for the purpose of training.

(ii) No person shall keep an animal within the Town tethered on a chain, rope or similar restraining device of less than 3 metres in length.

(iii) Every person who has tethered a dog shall ensure the dog has unrestricted movement within the range of the tether.

12. Every person requested by an authorized person shall forthwith deliver a statement verifying in writing the number of dogs owned by that person.

13. No owner shall keep a kennel or kennels within the Town.

14. Every owner of a female dog in heat shall keep such dog housed at all times during the whole period that such female dog is in heat.

15. No household shall have more than two (2) adult dogs within the boundaries of the Town. Any household having more than (2) adult dogs prior to the passing of this bylaw is hereby grand-fathered for the applicable dogs.

PART 4 – AGGRESSIVE DOGS

16. If upon information or complaint it is alleged that a dog has bitten or attempted to bite any person, the alleged dog shall be confined to a pound or approved secure kennel for period of ten (10) days from the time alleged complaint occurred.

A magistrate may make an order directing that the dog be kept by the owner or keeper under proper control or destroyed, and that a person failing to comply with the order shall be liable to a fine not exceeding \$5.00 for every day during which the failure continues. When a dog is ordered to be destroyed, the magistrate may by the same order direct any person to destroy the dog. Provided that the owner or keeper of such dog not being known or not being before the Court, the Magistrate may direct any person to seize and destroy such dog. Provided further any dog suspected of having 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 whose instructions shall be carried out.

- b) The fine shall be discounted to half if paid within fourteen (14) days of the fine date.
- c) Any person who operates a kennel in Town is guilty of violation of this Bylaw and upon conviction is subject to a fine of \$20.00 and \$5.00 per day for each day that person is in violation of this provision.
- d) Any unauthorized person who removes a collar or dog license which is required by the provision of
- e) Notice of Violation shall be in Form "A" attached hereto and forming part of this Bylaw.
- f) A violator of this Bylaw, upon being served with a Notice of Violation, may voluntarily pay the penalty indicated thereon at the office of the Town of Rockglen at Rockglen, SK.
- g) If a violator does not voluntarily pay the penalty provide within seven (7) days of being served with a Notice of Violation, said violator shall be liable, on summary conviction, to either pay a penalty of \$25.00 over and above the fees for impounding, and all costs of prosecution, including the cost of committal and conveyance to a goal and in default of payment of the said penalty and costs, to imprisonment for a period not exceeding five (5) days.

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

18. The Town administrator shall institute a proper accounting system to ensure that official receipts are issued in respect of any license fees, pound fees, or charges, or other monies received or collected in respect of this bylaw, and that all records in respect of same are audited at the same time as other Town records.

19. No owner of a dog shall permit his dog to be or become a nuisance by barking or howling or emitting other animal sound continuously for a period exceeding 15 minutes.

20. All dogs should be in control of the owner when outside their residence or fenced yard.

Severability

21. Any offence found within this bylaw shall be subject to three (3) written letters and proceeding by 3 fines \$100.00 1st offence, \$200.00 for second offence, \$500.00 for third offence.

22. If any provision of this bylaw is held invalid by a court of competent jurisdiction, the remainder of the bylaw shall not be affected thereby. The invalidity of any section or sections or parts of any section or sections of this bylaw shall not affect the validity of the remainder of the Town of Rockglen's Dog Control Bylaw.

FEE SCHEDULE

Bylaws Repealed and Effective Date of this Bylaw

23. Bylaw 1-11 is hereby repealed

24. This bylaw comes into force and effect on the date of final reading.



Mayor _____

Dated _____

Seal _____

Administrator _____

Certified a true copy of
 Bylaw# 1-2020 adopted by
 Resolution of Council on 8 Day
 of July 2020 Town
 Administrator _____

Town of Rockglen

BYLAW 1-2020

Schedule "A"

Pound Fees

The owner of any dog impounded shall be required to pay the appropriated pound fee and any other applicable fee or fine in order to have the dog released.

Pound Fee – first offence	\$50.00
Pound Fee - second and subsequent offences	\$100.00

PLUS the sum of \$15.00 per day for each day, or fraction thereof, the dog was confined in the pound.

PLUS any costs relating to the impoundment of a licensed Veterinary Clinic of Humane Society.

Town of Rockglen

BYLAW 1-2020

Form "A"

Ticket No. _____

Issued by: _____

Date of Offence: _____

Name of Accused: _____

Address of Accused: _____

Location of Violation: _____

Description of
Violation: _____

Description of
Dogs: _____

Voluntary Payment Amount: _____

Deadline for Voluntary Payment: _____

You are charged with a violation of the Town of Rockglen's Dog Bylaw.

A voluntary payment may be paid at the Town Office in accordance with the instructions on the back.

If payment is received on or before the deadline for voluntary payment you will not be prosecuted for this violation. Avoid prosecution by paying promptly.

Form "A"

Bylaw 1-2020

PAYMENT INSTRUCTIONS

1. Make all cheques or money orders payable to the Town of Rockglen.
2. Do not mail cash. The Town of Rockglen assumes no responsibility for cash sent through the mail.
3. Where a receipt is required, payment must be made in person at the Town Office, 1013 Centre Street, Rockglen, Saskatchewan during normal business hours. Ticket must be presented with payment.
4. Where a receipt is not required, payment may be mailed to the Town of Rockglen, Box 267, Rockglen, Saskatchewan, S0H 3R0. Enclose ticket and payment in envelope.
5. Avoid prosecution by paying promptly. If prompt payment is not received in accordance with the instructions contained herein, a *CRIMINAL CODE (CANADA)* Summons will be issued commanding you to appear in Court with respect to this matter.
6. For inquiries, please contact the Administrator at (306) 476-2144.