

BYLAW NO. 688

A Bylaw of the Town of Davidson in the Province of Saskatchewan to Provide for the Control and Licensing of Dogs.

The Council for the Town of Davidson in the Province of Saskatchewan hereby enacts as follows:

1. This bylaw shall be cited and known as the "**Dog Bylaw**".
2. In this bylaw: "**dog**" shall mean any male or female canine over three months of age.
In this bylaw: "**owner**" includes:
 - 1) a person(s) who keeps, possesses, harbours, or has care of or control of a dog(s);
 - 2) the person responsible for the custody of a minor where the minor is the owner of the dog(s).In this bylaw: "**Town**" means the Town of Davidson.
3.
 - (1) Every owner of a dog shall, not later than February 1st in each year, obtain a license for the said dog from the Town. This license shall not be transferable to any other dog.
 - (2) When applying for a license under this section, the applicant shall provide the Town with a description of the dog, the name and address of the owner of the dog, and any other relevant information required by the Town.
 - (3) The annual fee for all dogs shall be ten dollars (\$10.00) each.
 - (4) No annual fee shall be payable by the owner of a dog where the dog is a guide dog that the owner physically relies on and the guide dog is trained and used to assist such person.
4.
 - (1) When issuing a license for a dog, the Town shall supply the applicant with a tag and a certificate of license and the said tag shall be attached to the collar to be worn around the neck of the said dog.
 - (2) The said tag shall be of such form and bear such lettering or numerals as may be decided by the Town but shall have inscribed or imprinted thereon the year for which it has been issued. The said tag shall be valid from the 1st day of February of that year until the 31st day of January the following year.
5. Every individual who becomes an owner of a dog shall immediately cause the said dog to be licensed if the said dog is over three months of age and the Animal Control Officer is satisfied of the same.
6. Every owner of a dog within the Town of Davidson shall on demand by the Animal Control Officer or the Pound Keeper, show his license certificate or other evidence that he has paid the fee provided for in this bylaw for the current year.
7. The owner shall not permit the dog to be anywhere except on the owner's premises unless the dog is on a leash which is not more than five (5) feet in length.
8. It shall be the duty of the Animal Control Officer and such other persons as are designated by Town Council to seize and impound

any dog(s) observed to be running at large contrary to the provisions of this bylaw.

9. (1) All dogs impounded in the dog pound shall be so confined therein for a period of 72 hours from the time of capture, during which time the owner thereof shall have the right to repossess the said dog upon payment to the pound keeper or Animal Control Officer, a pound fee in the amount of twenty five (\$25.00) dollars per day or portion thereof and show proof of payment to the Pound Keeper or Animal Control Officer of the penalty assessed in the "Notice of Violation" issued under section 17 of this bylaw.
 - (2) No unlicensed dog, which is impounded, shall be released to its owner, until the appropriate pound fee is paid and a license has been purchased for the dog.
 - (3) Payment of the amount mentioned in subsection 1 of this section does not relieve the owner from any obligation to comply with any or all of the other provisions of this bylaw.
10. When a dog impounded is wearing a collar to which is attached a license tag valid for the current year, the Town shall immediately attempt to contact the owner as shown in the records made when the license was purchase at the address shown therein, that unless the said dog is claimed and the fees as provided for with this bylaw are paid within 72 hours from the date of impounding, the said dog shall be dealt with pursuant to this bylaw and no liability whatsoever shall attach to the Town by reason of the failure of the owner to receive such notice.
 11. All impounded dogs which are not claimed or redeemed by their owner within seventy-two (72) hours as aforesaid may be sold by the Animal Control Officer or Pound Keeper or other person so authorized by Town Council to any person paying for such dog a sum of not less than one dollar (\$1) for the use of the Town. It shall be a condition of such sale that before the purchaser can have possession of a dog, the appropriate license fee must be paid and a tag procured for the dog. Any dog which remains unclaimed, unredeemed or unsold for twenty-four (24) hours beyond the expiration of the seventy-two (72) hour period after its capture shall be disposed of in the most humane way possible.
 12. The Animal Control Officer shall keep a record of all dogs dealt with in accordance with the provisions of this bylaw with all pertinent particulars and shall make a monthly report to the Town Administrator.
 13. It shall be the duty of the Pound Keeper to provide each dog impounded under the authority of this bylaw, an adequate supply of food and fresh water during its confinement in the pound and to maintain clean and properly ventilated pens or enclosures for impounded dogs.
 14. Where a complaint is received by the Town Office that a dog within the Town of Davidson is considered dangerous, Section 374 to Section 380 of *The Municipalities Act* shall apply.
 15. No dog which is in the habit of barking or howling, biting people or chasing and barking at bicycles or motor vehicles shall be

kept or harbored by any person within the Town limits and a magistrate or a Justice of the Peace, upon being satisfied by affidavit that any such dog is owned or kept by any person, shall direct a constable to give notice to such owner to cause such dog to be destroyed or removed or the nuisance abated so as to prevent the recurrence of any such disturbance as aforesaid.

16. Any person in breach of any of the provisions of this bylaw shall be guilty of an offence and shall be liable upon conviction to a penalty of not less than twenty dollars (\$20.00) or more than one hundred dollars (\$100.00) and costs, whether or not the dog in connection with such breach has been impounded or destroyed.
17. (1) Notwithstanding Section 15, where a peace officer or Animal Control Officer believes a person has contravened the provision of Section 7, he shall by personal service serve or cause to be served upon such person a "Notice of Violation" as provided for in this bylaw.
- (2) The "Notice of Violation" shall be in a form similar to that provided in Schedule "A" attached to this bylaw.
- (3) The penalty for an offense under this section shall be set as follows:
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|---------------------------------------|-----------|
| 1 st offence | \$ 25.00 |
| 2 nd offence | \$ 50.00 |
| 3 rd & subsequent offences | \$ 100.00 |
- (4) If penalty issued on "Notice of Violation" is paid within six days from the date of service, the person to whom the Notice was issued shall not be liable for prosecution for the contravention in respect of which the Notice was issued.
18. If payment is not received as provided in Section 17 within the prescribed time, a Summons shall be issued to the person alleged to have committed the offence, and thereafter the provisions of Section 17 shall not apply with respect to that offence.
19. Bylaws 324, 367, and 680 are hereby repealed.

Mayor

(S E A L)

Town Administrator

Read a third time and hereby adopted
this 11th day of January, 2006