

Village of Killaly

Bylaw # 2025-03

A BYLAW OF THE VILLAGE OF KILLALY TO PROVIDE FOR THE REGULATION AND CONTROLLING OF ANIMALS AND THE BEING AT LARGE ANIMALS WITHIN THE VILLAGE OF KILLALY.

COUNCIL of the Village of Killaly, the Province of Saskatchewan, enacts as follows:

Bylaw #1/2021 is hereby rescinded.

TITLE AND PURPOSE:

1. This bylaw shall be known as the “The Animal Control Bylaw”.
2. 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 Killaly, ensure the human treatment and control of animals and to regulate and prohibit the keeping of certain animals.

DEFINITIONS:

3. In this Bylaw, the following definitions apply:
 - a. Administrator – means the Administrator of the Village of Killaly or an employee of the Village designated by the Administrator to act on behalf of the Village.
 - b. Cat – means a male of female cat or a male of female kitten over eight (8) weeks of age.
 - c. Council – means the Council of the Village of Killaly.
 - d. Dog – means and includes every dog of either sex and shall include pups over eight (8) weeks of age not spayed or neutered and any female dog that has been spayed and any male dog that has been neutered.
 - e. Livestock – means cattle, horses, mules, asses, sheep, goats, or swine.
 - f. Owner – includes:
 - i. A person who keeps, possess, or harbours a dog or cat, another animal or poultry.

- ii. The person responsible for the custody of a minor where the minor is the owner of a dog, cat, other animal, or poultry.
 - iii. A veterinarian registered in accordance with *The Veterinarians Act, 1987*, and amendments thereto, who is keeping or harbouring a dog -, other animal, or poultry, for the prevention, diagnosis or treatment of a disease or injury; and
 - iv. The Village of Killaly, its agents and employees, the Saskatchewan Society for the Prevention of Cruelty to Animals, a location society for the prevention of cruelty to animals or a humane society operation pursuant to the provisions of *The Animal Protection Act*, and amendments thereto with respect to an animal shelter or impoundment facility operated by any of them.
- g. Poultry – means a chicken, turkey, duck, goose or other domestic fowl.
 - h. Provocation – means an act done intentionally for the purpose of provoking a dog,- or other animal.
 - i. Running at Large – means a - dog which is off the premises of its owner and is not on a leash; and
 - j. Village – means the Village of Killaly, Saskatchewan, Canada.

DOGS AND CATS CONTROL:

- 4. The Village is authorized to apprehend, restrain, or have impounded any animal running at large in the Village, to investigate the matter at the discretion of the Council and advise the owner of any enforcement duties, or fines applicable.
- 5.
 - a. No owner of a dog - shall permit his/her dog - to be running at large at any time in the Village.
 - b. When a - dog is found running at large, its owner shall be deemed to have failed or refused to comply with the requirements of the previous subsection.
- 6. No owner shall permit any dog - to be outside of the boundary of any premises or lands occupied by the owner unless:
 - 6.1. The dog - is kept in an enclosure which confines the dog or cat.
 - 6.2. The dog --is fitted with a collar or a harness for the body that is properly placed and fitted on the dog or cat and the movement of the dog or cat is controlled by a person by means of a leash attached to the collar or harness on the dog or cat and constructed of a material having a tensile strength of at least two times the weight of the dog -.

7. The owner of the dog - shall ensure that such a dog - shall not:
 - 7.1. Upset any waste receptacle or scatter the contents thereof either in or about a street, lane, or other public property, or in or about premises not belonging to or in the possession of the owner of the dog -; and
8. No owner shall permit a dog - to create a noise or disturbance by barking, howling, chasing a person or animal or vehicle or in any other way causing an interference with the lawful use and enjoyment of public or private property by any other person.
9. No owner shall allow any dog -, without provocation, to bite, inflict injury, assault, or otherwise attack a person or domestic animal.
10. Every owner of a female -dog in heat shall confine such -dog to a house or kennel and shall not suffer or permit such - dog to run or be at large.
11. No owner of any dog - shall permit the same to defecate on any public or private property other than the property of its owner; the owner of the dog - shall cause such defecation to be removed immediately and disposed of in a sanitary fashion.
12. An owner or occupant of a property must not allow animal feces to accumulate on the property as to create a health hazard.
13. The Administrator may personally service an owner or occupant of private property with a notice to remove all animal feces from the property within seventy-two (72) hours of service of the notice.
14. If a notice under Section 14 is not served personally on an owner or occupant, then a copy of the notice shall be sent by registered mail to the owner of the property at the mailing address shown on the last revised assessment roll of the Village.
15. A notice served by registered mail is deemed to have been received on the second day following the date of mailing.
16. The Village may remove the feces from the property if:
 - 16.1. The person to whom the request is made fails to remove the feces within seventy-two (72) hours, or
 - 16.2. After reasonable inquiry, the whereabouts of the owner or occupant of the property cannot be determined.
17. If the Village carries out the work under Section 14, the costs and expenses incurred are a debt due to the Village of Killaly and the Village may request the owner or occupant of the property to cover the costs and expenses.

RABIES:

18. When an animal has bitten a person and/or is suspected of being rabid, or has been in contact with a rabid animal, the Village shall direct the victim to go to the nearest Health Centre immediately to receive medical attention and to report the incident to the local RCMP Detachment.
19. A certificate issued by a qualified Veterinarian to the effect that an animal has been inoculated against rabies shall be prima facie evidence that such an animal has been inoculated.

HANDLING COMPLAINTS:

20. Any owner or occupant of property within the boundaries of the Village may formally file a complaint and send it to the Village of Killaly Council office. Every request will be reviewed on a case-by-case basis, and Council will provide a response to each complaint that is received. Please see Schedule "C" for a copy of the Complaint Form.

LIVESTOCK AND POULTRY:

21. It is permissible to keep poultry within the boundaries of the Village. Please review ***Guidelines for Keeping Chickens – Spring 2017***. This is available from the Council office.
22. It is unlawful to keep livestock within the boundaries of the Village, except:
 - 22.1. On the premises of a recognized industry in the business of handling livestock; or
 - 22.2. Upon written approval from the Administrator for periods not to exceed 24 hours; or
 - 22.3. Having been previously approved by Council under Bylaw #1/2012.

Requests for an exemption to the Bylaw are to be made to Council. Every request will be reviewed on a case-by-case basis, and Council will provide a response to each request that is received

EXOTIC AND WILD ANIMALS:

23. No person shall own or harbour any animal, or hybrid of animal, of the kind listed in Schedule "A" for any purpose.

PENALTIES:

24. A person who is in contravention of this bylaw, in addition to any other penalties which may be imposed pursuant to the "Dangerous Animals" provisions of the Municipalities Act, shall be subject upon investigation by Council, and at the discretion of the Council, if they see that a fine is warranted, to issue the following fines:

24.1. First offence - \$30.00

24.2. Second offence within 12 months of First Offence - \$60.00

24.3. Third offence in the same calendar year - \$100.00

25. Notice of Violation shall be in form on SCHEDULE "B" attached to and forming part of this Bylaw; service of such Notice of Violation shall be mailing by registered mail or personal service upon the owner and/or habourer.

26. Effective Date

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

"Seal"

Mayor

Administrator

Read a third time and adopted this
_____ day of _____, 2025.

Administrator

SCHEDULE "A" TO Bylaw No. 2025-03

PROHIBITED ANIMALS

It is prohibited in the Village of Killaly to own the following:

- a. Wildlife as defined in The Wildlife Act, which means a vertebrate Animal of any species, excluding fish that is wild by nature in Saskatchewan and includes:
 - i. any part, tissue, genetic material, eggs, sperm, embryos or other forms of developmental life; and
 - ii. any exotic wildlife found in Saskatchewan.
- b. all Arachnids dangerous to humans (i.e. scorpions and tarantulas except tarantulas of the genera Aphonopelma, Avicularia and Grammostola)
- c. all Artiodactylus Ungulates (i.e. deer and giraffes)
- d. all Vespertilionidae (i.e. bats)
- e. all Canids, except the domestic dog
- f. all Crocodilians (i.e. alligators and crocodiles)
- g. all Edentates (i.e. anteaters and armadillos)
- h. all Elephants
- i. all Felids, except the domestic cat
- j. all Hyaenidae (i.e. hyenas)
- k. all Marsupials (i.e. kangaroos and opossums)
 - l) all Mustelids (i.e. skunks, weasels, otters and badgers) except the domestic ferret
- l. all non-human Primates (i.e. gorillas and monkeys)
- m. all Perissodactylus Ungulates (i.e. horses)
- n. all Pinnipeds (i.e. seals and walruses)
- o. all Procyonids (i.e. raccoons)
- p. all Raptors, diurnal and nocturnal (i.e. eagles, hawks and owls)
- q. all Ratite Birds (i.e. ostriches and emus)
- r. all snakes of the families Pythonidae (i.e. pythons) and Boidae (i.e. boa-constrictors)
- s. all Ursids (i.e. bears)
- t. all Venomous Reptiles (i.e. rattle snakes and cobras)
- u. all Venomous Amphibians (i.e. toxic toads and toxic salamanders)

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____ Mayor

____ CAO

- v. all Viverrids (i.e. mongoose, civets and genets)

SCHEDULE "B" TO Bylaw No. 2025-03

**NOTICE OF VIOLATION
OF THE ANIMAL CONTROL BYLAW**

OWNER'S NAME: _____

OWNER'S ADDRESS: _____

YOU, AS THE OWNER OF THE ANIMAL DESCRIBED BELOW ARE CHARGED WITH VIOLATION OF BYLAW NO. 2024-04.

SECTION: _____

THE VOLUNTARY PENALTY OF VIOLATION OF:

SECTION(S) _____ IS \$ _____

SECTION(S) _____ IS \$ _____

DETAILS OF THE OFFENCE:

DATE: _____ TIME _____ A.M P.M

DESCRIPTION OF ANIMAL _____

LOCATION OF VIOLATION _____

NATURE OF VIOLATION _____

SERVED BY _____

SCHEDULE "C" TO Bylaw No. 2025-03

**COMPLAINT FORM
OF THE ANIMAL CONTROL BYLAW**

ON _____ AT APPROXIMATELY _____ A.M. P.M., AT

DESCRIPTION OF ANIMAL: _____

WHICH I KNOW PERSONALLY TO BE OWNED BY: _____

ADDRESS: _____

DID 'RUN AT LARGE' AND IN MY OPINION DEEMED TO BE A "PUBLIC NUISANCE" OR DID CREATE A
"PUBLIC NUISANCE" BY:

I HEREBY REQUEST THE VILLAGE OF KILLALY TO TAKE ACTION AGAINST THE OWNER OF THE ABOVE-
MENTIONED ANIMAL. I UNDERSTAND THAT IF THE OWNER DECIDES TO DEFEND HIMSELF AGAINST THE
CHARGE, A SUMMONS MAY BE ISSUED, AND I MAY BE CALLED TO TESTIFY IN A COURT OF LAW.

DATED AT KILLLAY, SASKATCHEWAN, THIS _____ DAY OF _____, _____

NAME OF COMPLAINANT: _____

SIGNATURE OF COMPLAINANT: _____

SERVED BY _____