

Dog Control

RURAL MUNICIPALITY OF MOOSE JAW NO. 161

BYLAW NO 1-2015

A BYLAW TO PROHIBIT DOGS RUNNING AT LARGE.

The Council of the Rural Municipality of Moose Jaw in the Province of Saskatchewan enacts as follows:

1. This bylaw may be referenced as the “Dog Control Bylaw”

2. DEFINITIONS:

For the purpose of this bylaw, the expression:

- (a) dogs shall mean members of the canis genus species;
- (b) “administrator” shall mean the administrator of the municipality;
- (c) “council” shall mean the council of the municipality;
- (d) “designated officer” shall mean that person designated by the council of the municipality including but not limited to the RCMP;
- (e) “municipality” shall mean the Rural Municipality of Moose Jaw No. 161;
- (f) “at large” or “running at large” shall mean off the premises and boundaries of the land occupied by the owner, possessor or harbourer or beyond the boundaries of any lands where the dog may be without the permission of the owner or occupier of the lands and is not under control by being tied or secured to a leash or chain or other similar restraining device not exceeding two meters in length.

3. RUNNING AT LARGE

- (a) No dog shall be at large in the municipality.
- (b) The owner of a dog found running at large shall be deemed guilty of an infraction of this Bylaw.

4. ORDER TO REMEDY CONTRAVENTIONS.

- (a) If a Designated Officer finds that a person is contravening this Bylaw, the Designated Officer may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention.
- (b) Orders given under this Bylaw shall be in accordance with Section 364 of *The Municipalities Act*.
- (c) Orders given under this Bylaw shall be served in accordance with Section 390(1)(a), (b) or (c) of *The Municipalities Act*.

5. PENALTY

- (a) No person shall:
 - i.* fail to comply with an order made pursuant to this Bylaw
 - ii.* obstruct or interfere with a Designated Officer or any other person acting under the authority of this Bylaw; or
 - iii.* fail to comply with any other provision of this Bylaw.
- (b) A Designated Officer who has reason to believe that a person has contravened any provisions of this Bylaw may serve on that person a Notice of Violation, which the Notice of Violation shall indicate that the Municipality will accept voluntary payment within thirty (30) days to be paid to the Municipality.
- (c) The voluntary payment shall be \$25.00 for the first charge, and the voluntary payment shall be \$50.00 where any person contravenes the same provision of this Bylaw two (2) or more times within one (1) twelve-month period.
- (d) Where the Municipality receives voluntary payment of the amount prescribed under Section 5 (c) within the time specified, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
- (e) Every person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction:

- i. in the case of an individual, to a fine of not more than \$10,000.00;
- ii. in the case of a corporation, to a fine of not more than \$25,000.00;
and
- iii. in the case of a continuing offence, to a maximum daily fine of not more than \$2,500.00 per day.

This Bylaw shall come into force and take effect on the date of final reading hereof.

[SEAL]

Reeve

Administrator

Read a third time and adopted
this ____ day of _____

Administrator