

VILLAGE OF AYLESBURY

BYLAW NO. 2024-01

A BYLAW TO PROVIDE FOR CONTROL OF ANIMALS

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

1. SHORT TITLE

This Bylaw may be cited as the Animal Control Bylaw

2. PURPOSE OF THE ANIMAL CONTROL BYLAW:

- (a.) to provide for the registration of cats and dogs
- (b.) to control and regulate cats and dogs
- (c.) to control and regulate exotic and wild animals
- (d.) to control and regulate livestock, poultry, cloven and hooved animals, and exotic and wild animals as defined in Schedule A
- (e.) to control dangerous dogs

3. DEFINITIONS:

- (a) "Animal Control Bylaw Enforcement Office" (ACO) means a person employed to enforce the provisions of this Bylaw
- (b) "at large" means if the animal is off the premises of its owner, unless the animal is both on a leash and is under proper control
- (c) "breeder" means a breeder of cats or dogs that has possession of, or control over, the animal(s) for a period of time less than one year for the purpose of breeding the animals
- (d) "Council" means the Village of Aylesbury Council
- (e) "livestock" means domesticated hooved animal or poultry, intentionally reared in an agricultural setting to produce things such as food or fiber or for its labour

(f) "owner" includes:

(i) a person who owns or who has possession of, or control over an animal;
and

(ii) the person responsible for the custody of a minor where the minor is the owner of the animal;

(iii) but does not include;

(iv) a veterinarian registered pursuant to The Veterinarian Act, 1987 who is keeping or harbouring an animal for the prevention, diagnosis, or treatment of a disease of or an injury to the animal; and

(v) an animal shelter or pound operated by the town or the SPCA;

(g) "peace officer" any person appointed as a bylaw enforcement officer under Section 374(c) of Municipality Act

(h) "public playground" means the area containing playground equipment in any park or Municipal Reserve owned by the Village or under management and control of the Village

(i) "Village" means the Village of Aylesbury

(j) "Dangerous Dog" means

(i) any dog, that without provocation, in a vicious or menacing manner, chased or approached a person or domestic animal in an apparent attitude of attack

(ii) any dog whatever its age with a known propensity, tendency or disposition to attack without provocation, to cause injury or to otherwise threaten the safety of persons or domestic animals

(iii) any dog that without provocation, has bitten, inflicted injury, assaulted or otherwise attacked a person or domestic animal

(iv) any dog which is owned primarily or in part for the purpose of dog fighting or is trained for fighting

4. REGULATION AND CONTROL OF CATS AND DOGS

Cats and Dogs at Large:

(a) A cat or dog running at large shall mean an animal of which is beyond the boundaries of the land occupied by the owner of the said cat or dog or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of the said land and where it is not under control being

(i) in direct and continuous charge of a person competent to control the cat or dog; or

(ii) securely confined within an enclosure; or

(iii) Securely fastened by a leash or rope so that it cannot roam at will

(b) an animal running at large is an infraction of this bylaw

5. LITTER CLEAN UP

(a) An animal of which defecates on property other than that owned by the said animal's owner and is not removed within five (5) minutes of occurrence is a violation of this by law.

(b) This section shall not apply to a person who owns and is physically reliant on a guide dog trained and used to assist such person

6. ACCUMULATION OF ANIMAL FECES

(a) An owner or occupant of private property must not allow animal feces to accumulate on the property as to create a health hazard

(b) The Village will issue a request for the property owner to have the feces cleaned up within 72 hours of the notice being given

(c) The Village may remove the fees from the property if:

(i) the person to whom the request is made fails to remove the feces within 72 hours; or

(ii) after reasonable inquiry, the whereabouts of the owner or occupant of the property cannot be determined

(d) If the Village carries out the work under Subsection (c), the costs and expenses incurred are a debt due to the Village and the Village may recover the costs and expenses:

(i) by action in court of competent jurisdiction;

(ii) in the same manner as municipal taxes

(iii) by adding the costs and expenses to, and thereby they for a part of; the taxes on the land on which the work was done

7. Excessive Noise

(a) Barking and Howling

(i) no animal owner shall permit said animal to bark or howl as to create a nuisance

(b) for the purposes of the subsection, the factors for determining whether the barking of howling of an animal has become a nuisance are as follows:

(i) the proximity of the noise to sleeping facilities

(ii) the time of day or night the noise occurs

(iii) the duration of the noise

(iv) whether the noise is the result of provocation

(v) the volume of the noise

(vi) whether the noise is intermittent, recurring or constant

(c) the following acts are deemed nuisance barking or howling violations of this Bylaw per se:

(i) barking or howling in residential districts between the hours of 11:00 pm and 6:00 am on weekdays, and 11:00pm and 8:00am on weekends or when the noise persists longer than 15 minutes consecutively

8. Animal Limits

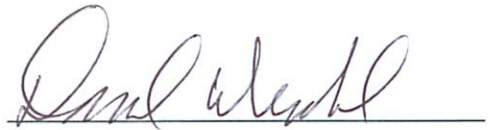
(a) an “animal caretaker” shall harbour no more than

- three (3) dogs
- three (3) cats
- three (3) cows
- two (2) horses
- three (3) pigs
- three (3) goats/sheep
- twelve (12) hens

(b) Failure to comply with these limits will cause violation of this bylaw

9. DANGEROUS DOGS

(a) where a complaint is received by the Village that a dog within the Village is dangerous, Section 375 of the Municipalities Act shall apply



Mayor

SEAL



Administrator

Certified true copy of
Bylaw No. 2024-01



Administrator

“SCHEDULE A”

LIMITS AND RESTRICTIONS

(a) Limits

- three (3) dogs
- three (3) cats
- three (3) cows
- two (2) horses
- three (3) pigs
- three (3) goats/sheep
- twelve (12) hens

(b) Restrictions

- All Arachnids dangerous to humans (scorpions, tarantula)
- All Bats
- All Tatite Birds (ostriches, rheas, and cassowaries)
- All Felids, except domestic cats
- All Canids, except domestic dogs
- All Crocodilians (alligators, crocodiles and caimans)
- All Mustelids (skunks, weasels, otters, badgers)

Examples of animals of a particular prohibited group are given in parentheses. They are examples only and shall not be construed as limiting the generality of the group.