

TOWN OF WILKIE

BYLAW NO. 2022-03

A BYLAW OF THE TOWN OF WILKIE PROVIDING LIMITED RESRICTIONS FOR THE KEEPING OF ANIMALS WITHIN THE CORPORATE LIMITS OF THE TOWN OF WILKIE.

WHEREAS Section 8(1) of the *Municipalities Act* includes authorization for Council to regulate, prohibit and protect any animal or class of animals and activities in relation to them;

NOW THEREFORE, the Council of the Town of Wilkie, in the Province of Saskatchewan, enacts as follows:

DEFINITIONS

1. In this Bylaw:
 - (a) **ANIMAL CONTROL OFFICER** shall mean any person designated by the Town of Wilkie for the enforcement of this Bylaw and shall include Town employees, Bylaw Enforcement Officers, their duly authorized representatives, and any member of the Unity/Wilkie/Macklin Detachment of the RCMP.
 - (b) **ANIMAL UNIT** means the kind and number of animals calculated in accordance with the attached Schedule "A".
 - (b) **LIVESTOCK** means any domesticated animal usually raised for sale and profit, as specified in the attached Schedule "A" of this bylaw, including but not necessarily limited to:
 - (1) an animal as defined in Section 2(b) of *The Stray Animal Act*; or
 - (2) an animal as defined in Sections 2 & 34 of *The Stray Animal Act Regulations, 1999*.
 - (c) **POULTRY** means:
 - (1) Domestic fowl usually propagated and fattened for the table and for their eggs, feathers, etc., including but not limited to chickens, geese, ducks, turkeys, guinea fowl, peafowl ; or
 - (2) Pigeons of the species *Columba Livia*, commonly known as the domestic pigeon and includes pigeons raised for the purpose of racing, show, table and pets and includes feral pigeons.
 - (d) **MUNICIPALITY** shall mean the Town of Wilkie.

POSSESSION

2. Only those properties zoned as Future Urban Development and have an agricultural assessment that includes a minimum of 5 acres of agricultural land, will be eligible to keep any animals specified in this bylaw.
3. No person shall possess, harbour, herd, graze or confine livestock within the limits of the Municipality without first obtaining prior written permission. Any request that conforms to this bylaw will be granted by Town Council.
4. A person may possess, harbour, herd, graze or confine livestock within the limits specified in Section 4 of this bylaw within the limits of the Municipality once permission is obtained from Town Council.
5. The person to whom permission has been granted will file with the municipality a list of all animals and the number of each on their property by January 15th of each year.
6. There will be Limit of three (3) animal units for the first five (5) acres of property and one (1) animal unit for every five acres of property thereafter.
7. Permission for any other animal, including poultry, not listed in Schedule "A" of this bylaw is at the discretion of Town Council. When considering requests Town Council will take into account the proximity to Residential areas and public parks.
8. A person may request an exemption from this bylaw by writing Town Council explaining the reason for the exemption and the length of time requested for the exemption.

RUNNING AT LARGE

9. No owner shall at any time allow any of their animals to run at large within the municipality.

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10. Any animals found to be running at large may be retained and impounded in accordance with *The Stray Animals Act* and the owner is liable for all fees as set out in Part I of the Appendix of *The Stray Animal Act Regulations, 1999*.

LITTER CLEAN UP

11. If any animal defecates on any public park, playground, public area, roadway or private property other than the property of its owner, the owner shall remove the defecation immediately and dispose of it in a sanitary fashion. If the clean-up is not done within 24 hours of the owner of the animal being notified, a fine may be levied as per the attached Schedule "C".
12. The spreading/removal/hauling of manure within the limits of the Municipality is only permitted when done prior to May 31st or between October 1st and December 31st of each year and further that the hauling of manure is not permitted on any roadways within the municipality except for the most direct route out of the municipality. Written permission may be obtained by Town Council to spread manure between the periods June 1st to September 30th.

ENFORCEMENT

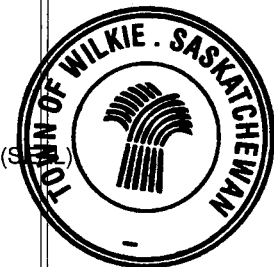
13. (a) Where an Animal Control Officer has reason to believe that a person has contravened the provision of any of the Section of the Bylaw, he may serve or cause to be served upon such person a Ticket of Violation as provided by this Bylaw.
- (b) The Ticket shall be in a form similar to that provided in Schedule "B" of this Bylaw and shall indicate thereon the amount of the penalty to be paid pursuant to Schedule "C" of this Bylaw.
- (c) Upon production of the ticket issued pursuant to Subsection (a) within seven days from the date of service, together with payment indicated on the ticket to the Town Office, the person to whom the ticket was issued shall not be liable for prosecution for the contravention in respect of which the ticket was given.
- (d) If payment is not received as provided in Subsection (c) hereof within the time prescribed, a Summons shall be issued. Thereafter, voluntary payment may be made before the returnable date of the Summons to the Town Office and the penalty shall be in the amount listed in Schedule "C" and an additional penalty of \$50.00 if a Summons has been issued. Upon such payment, the person charged shall not be subject to further court action.
- (e) A person to whom a ticket is being issued pursuant to this section shall furnish any Animal Control Officer, upon request, with his name, address and date of birth.
14. The Council may, by resolution, enter into an agreement with any person or organization for the purpose of participation in the enforcement of this Bylaw or for the purpose of providing pound keeping and animal control services.


REPEALED BYLAWS

15. Bylaw No. 19/17 is hereby repealed.

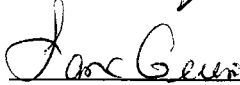
EFFECTIVE DATE OF BYLAW

16. This Bylaw shall come into force and take effect on the date of final approval by the Council of the Town of Wilkie.





Mayor



Administrator

SCHEDULE "A"
Bylaw No. 2022-03

Animal Unit

| Type | Kind of Animal | Number that Equals One Animal Unit |
|------|-------------------------------|---------------------------------------|
| 1. | Sheep | |
| | a) Rams or ewes | 4.0 |
| | b) Lambs | 8.0 |
| 2. | Goats | 4.0 |
| 3. | Cattle | |
| | a) Cows or bulls | 1.0 |
| | b) Feeder cattle | 1.5 |
| | c) Replacement heifers | 2.0 |
| | d) Calves | 4.0 |
| 4. | Horses | |
| | a) Colts or ponies | 2.0 |
| | b) other than colts or ponies | 1.0 |
| 5. | Bison | |
| | a) Cows or bulls | 1.0 |
| | b) Calves | 4.0 |
| 6. | Elk | |
| | a) Cows ad bulls | 1.0 |
| | b) Calves | 4.0 |
| 7. | Deer | |
| | a) Does and bucks | 4.0 |
| | b) Deer fawns | 8.0 |
| 8. | Hogs | |
| | a) Boars or Sows | 3.0 |
| | b) Feeder pigs | 2.0 |
| | c) Weaning pigs | 5.0 |

SCHEDULE "B"
Bylaw No. 2022-03

Name: _____

Address: _____

THIS OFFICIAL TICKET IS ISSUED FOR BREACH OF THE FOLLOWING:

1. Bylaw No. _____ Fine: _____

A) Section: _____

B) Offense: _____

2. Bylaw No. _____ Fine: _____

A) Section: _____

B) Offense: _____

3. Bylaw No. _____ Fine: _____

A) Section: _____

B) Offense: _____

PENALTY:

IF THE PENALTY INDICATED IS NOT RECEIVED BY _____,
A SUMMONS REQUIRING YOUR APPEARANCE IN PROVINCIAL COURT WILL BE ISSUED.

Date: _____ Time: _____ a.m. p.m.

Description of animal (where applicable)

Location of Violation: _____

Issued by: _____

**Payment may be made in person at the Town Office or by mail to the Town
of Wilkie
Box 580, Wilkie, SK S0K 4W0**

SCHEDULE "C"
Bylaw No. 2022-03

| | |
|--|------------|
| 1. Failure to obtain written permission to harbour animals (Section 3) | \$ 50.00 |
| 2. Harboring more animal units than allowed (Section 6) | \$1,000.00 |
| 3. Harboring animals that are <u>not</u> allowed (Section 7) | \$1,000.00 |
| 4. Animal being at large – each offense (Section 9) | \$1,000.00 |
| 5. Failure to immediately remove an animal's excrement (defecation) from public or private property other than the property of its owner (Section 9) | \$ 500.00 |
| 6. Spreading/removal or hauling of manure outside the time limits provided – 1 st Offense | \$1,000.00 |
| Each Offense Thereafter (Section 10) | \$2,000.00 |