

TOWN OF OUTLOOK

BYLAW NO. 04 (2021)

A BYLAW OF THE TOWN OF OUTLOOK TO PROVIDE FOR THE LICENSING, REGULATING, CONTROL AND THE RUNNING AT LARGE OF DOGS AND CATS

The Council of the Town of Outlook in the Province of Saskatchewan enacts as follows:

1. This Bylaw shall be known as the **“Dog & Cat Control Bylaw”**.
2. DEFINITIONS:

In this Bylaw the following definitions apply:

- a) **“BYLAW ENFORCEMENT OFFICER”** - means the person or persons appointed or contracted by the Council of the Town of Outlook for the purpose of enforcing the provisions of this Bylaw.
- b) **“CAT”** - means any cat, male or female, neutered or spayed of the feline family over the age of three (3) months.
- c) **“ADMINISTRATOR”** - means the administrator for the municipality or Chief Administrative Officer.
- d) **“COUNCIL”** - means the Council of the Town of Outlook.
- e) **“DOG”** - means any dog, male or female, neutered or spayed of the canine family over the age of three (3) months.
- f) **“DANGEROUS DOG or CAT”** – means:
 - i. Any dog or cat, 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 or cat 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 or cat 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.
- g) **“OWNER”** - includes
 - i. a person, persons, partnership, association or corporation who keeps, possesses, harbours, or has care of or control of a dog or cat;
 - ii. the person responsible for the custody of a minor where the minor is the owner of a dog or cat.
- h) **“POUND”** - means such premises and facilities as may be designated by the Council of

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the Town of Outlook from time to time as the pound. For the purpose of safely lodging and securing animals seized pursuant to the Bylaw.

- i) "RUNNING AT LARGE" - means when the dog or cat is beyond the boundaries of the land occupied by the owner, possessor or harboured or keeper of the said dog or cat, or beyond the boundaries of any lands where it may be with the permission of the owner or occupant of the said land and is not under control by being;
 - i. in direct and continuous charge of a person competent to control it;
 - ii. or securely confined within an enclosure;
 - iii. or securely fastened so that it cannot roam at will.
- j) "EXCESSIVE NOISE"- means any and all sources of noise from domestic pet(s) that is found to be unnecessary or unreasonable, including but not limited to continuous barking of a dog.

3. LICENSING:

- a) Every owner of a dog or cat within the Town of Outlook shall cause each such dog or cat to be registered with and obtain a license for it from the Town Office. When applying for a license, the applicant shall provide the Town Office with a physical description of the dog or cat, any other relevant information required with respect to the dog or cat for which the license is sought and shall provide the name, address and telephone number of the owner of the dog or cat.
- b) The license year for dogs and cats shall be from the first day of January to the thirty-first day of December of the same year.
- c) Every owner of a dog or cat three months old or older shall no later than February 1 in each year, or within (30) thirty days of becoming an owner, obtain a license for the said dog or cat from the Town Office, and failure to do so shall constitute an offence under this bylaw.
- d) Failure to pay the annual registration fee shall be deemed an infraction of this bylaw, and subject to the penalties as set out in Schedule "C" attached hereto.
- e) Any unpaid registration fees and registration fee penalties as at December 31 shall be added to the property taxes of the owner of the property the animal resides on.
- f) When issuing a license for a dog or cat, the Town shall supply the applicant with a tag, the form of which and lettering or numbers inscribed or imprinted thereon as may be determined by the Town and a receipt for payment of the license.
- g) The annual license fee for a dog or cat license shall be as set out in Schedule "A" attached hereto and which may be amended from time to time by resolution of Council.
- h) Any dog or cat license issued pursuant to the provisions of this Bylaw by the Town of Outlook shall not be transferable to any other dog or cat.
- i) If a dog or cat license number plate or tag is lost, destroyed or so defaced as to be illegible, the owner, possessor or harbourer.

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- j) Or of the dog or cat to which the license was issued shall forthwith apply to the Town Office for a replacement which shall be issued upon payment of a fee as set out in Schedule "A" attached hereto and which may be amended from time to time by resolution of Council.
 - k) A dog, which is used as a guide, or "seeing eye" dog by a blind person shall be registered and licensed with the Town and the Town shall issue a license without the prescribed fee.
 - l) The owner of a dog or cat shall ensure that the dog or cat wears a collar to which is attached a current license tag whenever the dog or cat is off the premises of the owner, provided that this provision shall not apply while a dog or cat is participating in a recognized show, obedience trial or field trial. No person other than the owner of a dog or cat licensed under this bylaw shall remove its collar or tag and to do so shall be an offence under this bylaw.
 - m) Every applicant, at the time of making an application for a license for a neutered dog or cat, may be required to provide the Town Office with a certificate from a veterinary surgeon that such dog or cat has been neutered/spade.
 - n) The provisions of this section shall NOT apply to the dogs and cats kept, in the ordinary course of business by the proprietors of the following premises:
 - i. a veterinary hospital, clinic, boarding kennel or grooming parlor;
 - ii. a public pound;
 - iii. a shop whose business included the sale of pets and is licensed as such;
 - iv. a shelter operated by an association or society incorporated for the purpose of the protection and humane treatment of animals.
 - o) The owner or possessor of a kennel whose kennel is registered in the Register of The Canadian Kennel Club may in lieu of procuring a license for each dog as hereinbefore required, to pay the Town the sum of \$100.00 as the license fee for all dogs in such kennel.
 - p) A person residing in the Town of Outlook who owns, possesses, keeps or harbourers a dog or cat and neglects or refuses to register and apply for a license for the current year, or neglects to cause the dog or cat to wear the license, shall be subject to the penalties as outlined in Schedule "C" of this Bylaw.
 - q) Every owner of a dog or cat within the Town of Outlook shall on demand by the Bylaw Enforcement Officer or Peace Officer produce and show his/her license receipt or other evidence that he/she has a license for the current year.
 - r) The Town of Outlook, following each calendar year and as a part of its annual report, will include a report listing number of dogs and cats licensed for the calendar year as well as expenditures made to enhance the community for the safe and supportive harbouring of dogs and cats.
4. RUNNING AT LARGE:
- a) The owner of a dog or cat shall not at any time allow the dog or cat to run at large

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within the Town of Outlook. In this section, "At Large" means if it is off the premises of its owner, unless the dog is both:

- i. On a leash not exceeding (2) two meters in Length:
- ii. and under the proper control of its owner.

- b) When a dog or cat is found to be running at large, its owner is deemed to have failed or refused to comply with the provisions of this section.
- c) Where a dog or cat is found to be running at large, the owner or occupant of that property on which the dog or cat is running at large may make a written complaint to the Bylaw Enforcement Officer.
- d) Where the owner of a dog or cat has been reported to the Bylaw Enforcement Officer of being at large, unrestrained and/or causing excessive noise has been identified, the registered owner will be subjected to penalties outlined in Schedule "C" of this Bylaw.

5. LIMITS - DOGS AND CATS:

- a) No person within the Town of Outlook shall harbour or keep more than three (3) dogs on any one property. If an owner fails or refuses to comply with the provisions of this section he/she shall be subject to the penalties as set out in Schedule "C" attached hereto and which may be amended from time to time by resolution of Council.
- b) No person within the Town of Outlook shall harbour or keep more than three (3) cats on any one property. If an owner fails or refuses to comply with the provisions of this section he/she shall be subject to the penalties as set out in Schedule "C" attached hereto and which may be amended from time to time by resolution of Council.

6. SEIZURE AND IMPOUNDING:

- a) A Bylaw Enforcement Officer or Peace Officer may seize and impound any dog or cat observed to be running at large. This includes any dog or cat found in any public street, lane, park, boulevard, cemetery or other public place or otherwise running at large contrary to the provisions of this Bylaw.
- b) A Bylaw Enforcement Officer or Peace Officer may enter onto land surrounding any building in pursuit of any dog or cat which has been observed to be at large.
- c) The Bylaw Enforcement Officer, is hereby authorized to seize and capture, by the use of any reasonable method authorized by the Administrator, and impound any dog or cat running at large contrary to the provisions of this Bylaw.
- d) Reasonable methods authorized by the Administrator to seize and capture an animal in situations where feral, wild or dangerous animals are an issue, include, but are not limited to:
 - i. Trapping under the supervision of the Bylaw Enforcement Officer or Municipal Staff only
 - ii. Tranquilizer dart under the supervision of the Bylaw Enforcement Officer or Municipal Staff only
- e) Any person may take any dog or cat found running at large contravening to the

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provisions of this Bylaw to the designated Town of Outlook Pound.

- f) For the purpose of, impounding any dog/cat found at large in the Town of Outlook, a pound shall be established at such place as may be designated by the Administrator.
- g) No person, whether or not he is the owner of a dog or cat which is being or has been pursued or seized shall:
 - i. Interfere with or attempt to obstruct a Bylaw Enforcement Officer who is attempting to seize or has seized any dog or cat in accordance with the provisions of this Bylaw.
 - ii. Unlock or unlatch or otherwise open the vehicle in which dogs or cats seized under this Bylaw has been placed, so as to allow or attempt to allow any dog or cat to escape therefrom.
 - iii. Removed or attempt to remove any dog or cat from the possession of the Bylaw Enforcement Officer.

7. POUND:

- a) The Administrator of the Town of Outlook shall appoint a Pound Keeper.
- b) All dogs and cats impounded in the 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 or cat upon paying to the Town Office the amount set forth in Schedule "B" to this Bylaw as amended from time to time by resolution of council.
- c) In the case that a licensed dog or cat, which has been impounded, is retrieved within business hours of the same day that it has been impounded, all fees will be waived on the first offense.
- d) No unlicensed dog or cat, which is impounded, shall be released to its owner or to any other person until the appropriate pound fee is paid and a license has been purchased for it.
- e) When a dog or cat impounded is wearing a collar to which is attached a license tag valid for the current year, the Town Office shall immediately attempt to contact the owner of the dog or cat as shown in the records made when the license was purchased at the address shown therein, that unless the said dog or cat is claimed and the fees as provided for in this Bylaw are paid within an additional 96 hours from the date of the impounding, the said dog or cat shall be dealt with pursuant to the provisions of this Bylaw.
- f) All impounded dogs or cats which are not claimed within 72 hours as aforesaid, may be sold by the Town Office to any person paying for such dog or cat, a sum of not less than \$5.00 for the use of the Town Pound and procuring a license for such dog or cat as provided for by this Bylaw. In the event any dog or cat is not sold, an additional 96 hours after expiration of the said 72 hours, it shall be disposed of in the most humane way possible.
- g) It shall be the duty of the Pound Keeper to provide each dog or cat impounded under the authority of this Bylaw, an adequate supply of food and fresh water during its confinement in the Pound.

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- h) When the owner of a dog or cat, impounded for failure to have a license tag and for no other reason, has applied to the Town Office to obtain the said dog or cat out of the Pound before it has been sold or disposed of as provided for in this Bylaw, a pound fee only as set out in Schedule "B" to the Bylaw as amended from time to time by resolution of Council shall be charged if the owner satisfies the Town Office that the collar and license tag for the current year has been lost or stolen and that the Town Office had been notified within 24 hours after the discovery of the loss.

8. LITTER - DOGS AND CATS:

- a) If a dog or cat defecates on any public or private property other than the property of the owner, possessor or harbourer of the said dog or cat; the owner, possessor or harbourer of the dog or cat shall cause such defecation to be removed immediately and disposed of in a sanitary fashion. Failure to cause such removal shall be an infraction of this Bylaw.

9. NUISANCE:

a) Nuisance - Dogs

- i. The owner, possessor or harbourer of a dog shall not allow the animal to create a nuisance to any person by barking, howling, attempting to bite or biting anyone
- ii. or any domestic animal, chasing vehicles or bicycles
- iii. and any owner, possessor or harbourer who contravenes this section commits an offence under this Bylaw.

b) Nuisance - Cats

- i. The owner, possessor or harbourer of a cat shall not allow the animal to create a nuisance to any person by howling, hissing or otherwise making disruptive noises
- ii. or by urinating, defecating or spraying on or otherwise damaging or interfering with any property other than the property of the owner, possessor or harbourer
- iii. Any owner, possessor or harbourer who contravenes this section commits an offence under this Bylaw.

10. RABIES AND OTHER DISEASE:

- a) Any dog or cat suspected of having rabies shall not be euthanized but shall be secured and isolated for 7 days and the matter immediately reported to a Veterinary Clinic for the Town of Outlook, whose instructions shall be complied with.
- b) An owner, possessor or harboured of a dog or cat who neglects or refuses to comply with any order of a Veterinary Clinic shall be guilty of an infraction of this Bylaw.
- c) A Veterinarian or designated municipal official may take immediate action to humanely destroy any sick or injured animal found with the Town of Outlook, in his/her opinion, immediate destruction of the animal in necessary to avoid unnecessary suffering by the animal.

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- d) Reasonable efforts shall be made to contact the owner of an animal before it is destroyed pursuant to section 10(c), however no action lies against the Veterinarian or designated municipal official solely because the owner of the animal was not contacted.

11. DANGEROUS DOGS OR CATS:

- a) Where a complaint is received by the Town Office that a dog or cat within the Town of Outlook is dangerous, Section 375, of *The Municipalities Act*, shall apply, as well as, any Municipal bylaw passed by council, prior to going to a judge as set out in Section 375 of *The Municipalities Act*, the Town shall attempt to resolve this following sections 11 c) through 11 f) of this bylaw.
- b) No dog shall be considered dangerous where an action described in section 2 f) occurred while the dog was:
 - i) Acting in the performance of police work: or
 - ii) Working as guard dog on commercial or residential property;
 - iii) Securely enclosed on property by a fence or other barrier sufficient to prevent the escape of the dog and the entry of children of tender year; and
 - iv) Defending that property against a person or persons who was committing an offence.
- c) If a complaint is made that an animal is dangerous, the Bylaw Enforcement Officer for the Town of Outlook shall take into consideration the circumstances for the complaint and determine if, based upon the evidence submitted; that the animal is, in fact, dangerous.
- d) Notice of the complaint received by the Town, referred to in Section 11 c) and the decision of the Bylaw Enforcement Officer shall be served upon the owner of the animal. The notice shall be served:
 - i) In the case of an owner who is an individual:
 - (1) By delivering it personally to the owner; or
 - (2) If the owner cannot conveniently be found by leaving the notice for the owner at the owner's residence, with a person at that residence who appears to be at least 18 years of age; or
 - (3) By sending it by "Registered Mail" to address registered on the tax roll, utility or provided by the landlord
 - ii) In the case of an owner that is a corporation:
 - (1) By sending it by "Registered Mail" to the registered office of the corporation; or
 - (2) By delivering it personally to the manager, secretary or other executive officer of the corporation or the person in charge of any office of other place where the corporation carries on business in Saskatchewan
- e) Any dispute of the decision of the Bylaw Enforcement Officer declaring an animal "dangerous" shall be determined by a judge as set out in Section 375 of *The Municipalities Act*.
- f) If deemed necessary, the owner shall display a sign on his/her property warning of the presence of the dog. Example – "Beware of Dog"

12. GENERAL PENALTIES:

- a) A person who contravenes any provision of this Bylaw or neglects or refuses to comply therewith shall be guilty of an offence and liable upon summary conviction to a fine of not less than \$50.00 and not more than \$2,000.00.

13. PENALTIES:

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- a) Tickets shall be issued by the Bylaw Enforcement Officer for the Town of Outlook for offences against this Bylaw the penalty amounts set forth in Schedule "C" to this Bylaw as amended from time to time by resolution of Council.
- b) Notwithstanding Section 12 a person who contravenes any provision of this Bylaw, upon being served with a ticket may voluntarily pay the prescribed penalty in Schedule "C" at the Office of the Town of Outlook, 400 Saskatchewan Ave. W., Outlook, Sask.
- c) If the Town of Outlook receives voluntary payment of the prescribed penalty within seven (7) days from the date the ticket was issued, the person receiving the ticket shall not be liable for prosecution for 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 to the person alleged to have committed the offence, and thereafter, the provisions of this section shall not apply with respect to that offence.
- e) A person to whom a ticket is being issued pursuant to this section shall furnish the Town of Outlook Bylaw Enforcement Officer, upon request his/her name and address.

14. Bylaw No.18 (97) is hereby repealed.

15. This Bylaw shall come into force and take effect on

INTRODUCED AND READ a first time this 9th day of June, 2021


READ a second time this 23rd day of June, 2021

READ a third time and adopted this 28th day of July, 2021




Mayor


Administrator

Certified a True Copy
of Bylaw 04 (2021)
adopted by Resolution of
Council on this 28 day July, 2021.

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SCHEDULE "A" OF BYLAW NO. 04(2021)

Annual License Fees for Dogs:

1.	For each male dog	\$20.00
2.	For each neutered male dog	\$15.00
3.	For each female dog	\$20.00
4.	For each spayed female dog	\$15.00

Annual License Fees for Cats:

1.	For each male cat	\$20.00
2.	For each neutered male cat	\$15.00
3.	For each female cat	\$20.00
4.	For each spayed female cat	\$15.00

Lost Dog or Cat License Tag replacement fee \$2.00

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SCHEDULE "B" OF BYLAW NO. 04(2021)

Dog or Cat Pound Fees: (Pursuant to Section 7)

Impoundment

First Offence \$40.00 plus \$5.00 per day or part thereof. Bylaw 09(2011)

Subsequent offences within
12 months. \$60.00 plus \$5.00 per day or part thereof. Bylaw 09(2011)

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SCHEDULE "C" OF BYLAW NO. 04(2021)

Penalties Non-Restricted Dogs & Cats		1 st Offence	2 nd & Subsequent Offences
Reference	Offence		
Sec. 4	1. Running at Large	\$50.00	\$100.00
Sec. 3	2. Unlicensed Animal	\$40.00	\$ 80.00
Sec. 3	3. Animal not wearing license	\$15.00	\$ 30.00
Sec. 9	4. Barking, howling (dogs)	\$50.00	\$100.00
Sec. 9	5. Hissing, fighting, howling (cats)	\$50.00	\$100.00
Sec. 8	6. Failure to remove defecation	\$50.00	\$100.00
Sec. 5	7. Exceeding limit of Animals	\$25.00 for each animal exceeding limit	Bylaw 09(2011)

