

**TOWN OF WADENA  
PROVINCE OF SASKATCHEWAN**

**BYLAW NO. 14-18**

## **The Animal Control Bylaw**

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The Council of the Town of Wadena enacts:

### **Title**

1. This Bylaw may be cited as The Animal Control Bylaw.

### **Purpose**

2. The purpose of this Bylaw is as follows:
  - (a) to provide for the licensing of cats and dogs;
  - (b) to control and regulate cats and dogs;
  - (c) to provide for the impounding of cats and dogs that are at large;
  - (d) to control and regulate pigeons; and
  - (e) to control and regulate exotic and wild animals.

### **Exemptions for Police Service Dogs**

- 2.1 Sections 6, 9, 10, 10.1, 11, 13 and 15 of this Bylaw do not apply to police service dogs under the control and supervision of their handler and either on active duty or engaged in training.

## **Part I Definitions**

3. In this Bylaw:
  - (a) "Animal Control Agency" means an agency designated by the Town to administer and enforce this Bylaw and may employ an Animal Protection Officer;
  - (b) "Animal Protection Officer" means a person employed by the Animal Control Agency or Town to enforce the provisions of this Bylaw. This can include the Poundkeeper, any persons appointed by Council for the purpose of bylaw enforcement, any member of the RCMP and any other person or agency appointed by the Council to restrain, receive or impound animals;
  - (c) "at large" means if the animal is off the premises of its owner, unless the animal is both on a leash not exceeding two metres in length and is under proper control;
  - (c.1) "bee" means the honey bee, *Apis mellifera* belonging to the family Apidae, order Hymenoptera;
  - (d) "Town" means the Town of Wadena;

M-11 (a)  
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- (e) "Council" means the Council of the Town of Wadena;
- (f) "Court" means the Provincial Court of Saskatchewan established pursuant to *The Provincial Court Act*;
- (g) "flight pen" means any pen or enclosed run immediately adjacent to a loft, into which pigeons can only enter directly from the loft;
- (h) "loft" means any building or structure in which pigeons are housed or kept;
- (i) "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 an animal;
 but *does not* include:
  - iii. a veterinarian registered pursuant to *The Veterinarians 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
  - iv. an animal shelter or pound operated by the Town or an SPCA;
- (j) "peace officer" or "bylaw enforcement officer" means any member of a Police Service and any person appointed as a bylaw enforcement officer by the Town to enforce the bylaws of the Town;
- (k) "pigeon" means a bird of the species *Columbia livia*, commonly known as the domestic pigeon, and includes pigeons raised for the purpose of racing or for the purpose of show, but excludes feral or wild pigeons;
- (k.1) "police service dog" means a dog that:
  - i. is owned by a Police Service or other public law enforcement agency; and
  - ii. has been specially trained for the performance of police work and is under the control and supervision of a member of a Police Service or other public law enforcement agency.
- (l) "pound" means the premises designated by the Town as the Town impoundment facility;
- (m) "Poundkeeper" means a person designated by the Town to administer the pound;
- (n) "public playground" means the area containing playground equipment in any park or Municipal Reserve owned by the Town or under the management and control of the Town;
- (o) "SPCA" means a Society for the Prevention of Cruelty to Animals.

## Part II Licensing

### Cat and Dog Licenses Required

- 4. No person shall own or keep any cat or dog within the Town unless such cat or dog is licensed as provided in this Bylaw.

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## 5. Licensing of Cats and Dogs

- (1) Every owner of a cat or dog that is over four (4) months old shall within thirty (30) days of becoming the owner obtain a license for each cat or dog.
- (2) The license referred to in Subsection (1) shall not be transferable.
- (3) The license year shall run for the calendar year and the license shall expire on December 31. The owner shall renew the license prior to its expiration.
- (4) When applying for a license under this Section, the owner shall provide the following:
  - (a) a description of the cat or dog, including breed, name, gender and age;
  - (b) a history of any rabies vaccinations for the animal and whether the animal has been spayed or neutered, and whether the animal has been microchipped and the microchip information;
  - (c) the name, address and telephone number of the owner; and
  - (d) any other relevant information which may be required.
- (5) The owner shall be supplied with a current license tag and a receipt for payment of the license fee when a license is issued. The license tag must be renewed each year. The owner will be issued a replacement license tag if the current license tag is lost or destroyed. The first replacement will be issued at no cost. For a second or additional replacement the owner shall be responsible for the replacement cost.
- (6) The annual license fee for each cat or dog shall be as set out in Schedule No. 1.

## 6. Valid License Tag Attached

- (1) The owner of a cat or dog shall ensure that the cat or dog wears a collar to which is attached a valid license tag whenever the cat or dog is off the premises of the owner.
- (2) This Section shall not apply while a cat or dog is participating in a recognized cat or dog show, obedience trial or field trial, or where an electronic identification microchip has been implanted in the animal and the identification information related to the microchip has been provided to the Town.

## Exemptions from Licensing Cats and Dogs

### 7. The following are exempted from the licensing provisions in Section 5:

- (a) the Animal Control Agency and the Poundkeeper;
- (b) a store whose business includes the sale of pets and is licensed as such;
- (c) an SPCA; and
- (d) a research institution housing and using cats or dogs for research purposes.

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8. (1) A person who owns and physically relies on a guide dog trained and used to assist such person shall obtain a license for the dog and there shall be no fee payable by the owner for the license.
- (2) Police, Fire and other Emergency Services shall obtain a license for all service dogs who are in active service and there shall be no fee payable for the license.

### Part III Regulation and Control of Cats and Dogs

#### 9. Cats and Dogs at Large

- (1) No owner of a cat or dog shall permit the cat or dog to be at large, except as provided in Section 10.
- (2) If a dog or cat is found to be at large the owner shall be deemed to have permitted the cat or dog to be at large unless the owner proves to the satisfaction of the court that at the time of the offence the owner did all that was reasonable to prevent the cat or dog from being at large.

#### 10. Off-Leash Areas

##### (1) **Dogs Permitted to be Off-Leash**

Notwithstanding Section 9, an owner of a dog is not required to have the dog on a leash in any of the off-leash areas described in Schedule No. 2, provided the owner complies with this Section.

- (1.1) Parking lots are not considered part of the off-leash areas referred to in Subsection (1).

##### (2) **Prohibited Dogs**

No owner of a dog that:

- (a) has been declared dangerous pursuant to the Dangerous Animals Bylaw of the Town of Wadena; or
- (b) is a female dog that is in heat;

shall permit the dog to be in an off-leash area at any time whether the dog is on a leash or not.

##### (3) **Nuisance Prohibited**

- (a) No owner of a dog shall permit or allow the dog to become a nuisance to other persons or animals in an off-leash area.
- (b) For the purposes of this subsection, the behaviour of a dog which constitutes a nuisance includes, but is not limited to, the following:
  - (i) running at such a distance from its owner so as to be incapable of responding to voice or sight commands;
  - (ii) doing any act that injures a person or another animal;
  - (iii) chasing or otherwise threatening a person or another animal;
  - (iv) biting, barking at, or chasing livestock, bicycles or motor vehicles;



M-11 (a)  
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- (v) excessive barking or howling or otherwise disturbing any person or other animal; or
- (vi) causing damage to property.
- (c) In order to prevent a dog from becoming a nuisance in an off-leash area, the owner of the dog shall:
  - (i) accompany the dog in the off-leash area at all times; and
  - (ii) carry a leash not exceeding two metres in length for the dog.
- (d) In the event that a dog becomes a nuisance, the owner of the dog shall immediately restrain the dog by placing the dog on a leash not exceeding two metres in length and removing the dog from the off-leash area.
- (e) Any owner of a dog who fails to immediately restrain and remove the dog upon it becoming a nuisance as required by Clause (d) is guilty of an offence, and in such event, an Animal Protection Officer, Poundkeeper or Peace Officer may seize and impound the dog.

#### 10.1 General Provisions Apply in Off-Leash Areas

Nothing in this Section shall release the owner of a dog from complying with the general provisions of this Bylaw pertaining to licensing, displaying a valid license tag or micro-chipping and removal of defecation, as set out in Sections 4, 5, 6 & 13 respectively, including the corresponding penalties set out in Schedule No. 7, when the dog is in an off-leash area.

#### Motorized Vehicles in Off-Leash Areas

- 10.2 (1) No person shall operate a motorized vehicle in any off-leash area.
- (2) For the purposes of Subsection (1), motorized vehicle means a vehicle propelled or driven by any means other than by muscular power, and, for greater certainty, includes cars, trucks, all-terrain vehicles, snowmobiles, and motorcycles, but does not include a wheelchair or other similar mobility device being operated by a person with a physical disability.
- (3) Subsection (1) does not apply to Town maintenance vehicles.

#### 11. Prohibited Areas

- (1) The areas listed in Schedule No. 3 are designated as areas where cats and dogs are not permitted, whether or not the cat or dog is on a leash.
- (2) No person shall permit a cat or dog to be:
  - (a) in a prohibited area listed in Schedule No. 3;
  - (b) on any public playground;
  - (c) in any posted area except for a specific activity approved by the Town.
- (2.1) No person shall permit a dog to be in any cemetery owned by the Town, unless:

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- (a) the dog is present in the cemetery with its owner for a funeral service or interment; or
  - (b) the Cemetery Bylaw authorizes dogs to be present; and
  - (c) the owner complies with all other provisions of this Bylaw.
- (3) This Section shall not apply to:
- (a) a person who owns and is physically reliant on a guide dog trained and used to assist such person; or
  - (b) the Sports/Fair Grounds during any Wadena "Pet Day in the Park" which has been approved by Town Council.

#### 11.1 Transportation of Animals

- (1) No person shall transport a cat or dog in a motor vehicle unless the animal is:
  - (a) inside a motor vehicle, fully enclosed trailer or truck bed cap; or
  - (b) confined or properly restrained in a manner that will prevent the animal from:
    - (i) falling from the motor vehicle;
    - (ii) being injured during transport; or
    - (iii) causing hazard to the safe operation of other motor vehicles.
- (2) No person shall tether a cat or dog to a motor vehicle that is in operation unless the animal is confined or secured as described in Clause 1(b).
- (3) Subsections (1) and (2) do not apply to a person operating a motor vehicle that is designed for use as a mobility aid for persons with a disability and that is being used for that purpose.

#### 12. Cat Traps

- (1) A person may request a trap for a cat from the Poundkeeper or Animal Control Agency and when requesting a cat trap shall provide the Poundkeeper or Animal Control Agency with the name, address and telephone number of the person requesting the trap.
- (2) A person requesting a trap for a cat shall comply with the terms and conditions for the use of the trap, including the treatment and disposition of any trapped cat, as established by the Poundkeeper or Animal Control Agency. Any person who fails to comply with the terms and conditions is guilty of an offence and liable on summary conviction to the penalty contained in Section 24.

#### 13. Litter Cleanup

- (1) If a cat or dog defecates on any public or private property other than the property of its owner, the owner of the cat or dog shall remove the defecation immediately.
- (2) 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.

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#### 14. Accumulation of Animal Feces

- (1) An owner or occupant of private property must not allow animal feces to accumulate on the property so as to create a health hazard.
- (2) An Animal Protection Officer or Peace Officer may serve an owner or occupant of private property with a notice to remove all animal feces from the property within 72 hours of service of the notice.
- (3) If a notice under Subsection (2) is not served personally on an owner or occupant of private property, 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 Town.
- (4) A notice served by registered mail is deemed to have been received on the fifth business day following the date of its mailing.
- (5) The Town may remove the feces from the property if:
  - (a) the person to whom the request is made fails to remove the feces within 72 hours; or
  - (b) after reasonable inquiry, the whereabouts of the owner or occupant of the property cannot be determined.
- (6) If the Town carries out the work under Subsection (5), the costs and expenses incurred are a debt due to the Town and the Town may recover the costs and expenses:
  - (a) by action in a court of competent jurisdiction;
  - (b) in the same manner as municipal taxes; or
  - (c) by adding the costs and expenses to, and thereby they form part of, the taxes on the land on which the work was done.

#### 15. Barking or Howling

- (1) No owner of a cat or dog shall permit the cat or dog to bark or howl so as to create a nuisance.
- (2) For the purposes of this subsection, the factors for determining whether the barking or howling of a cat or dog has become a nuisance are as follows:
  - (a) the proximity of the barking or howling to sleeping facilities;
  - (b) the land use, nature and zoning of the area from which the barking or howling emanates and the area where it is received or perceived;
  - (c) the time of day or night the barking or howling occurs;
  - (d) the duration of the barking or howling;
  - (e) whether the barking or howling is the result of provocation;
  - (f) the volume of the barking or howling; and
  - (g) whether the barking or howling is recurrent, intermittent or constant.
- (3) The following acts are deemed nuisance barking or howling violations of this Bylaw per se:



M-11 (a)  
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- (a) in residential districts, barking or howling between the hours of 11 p.m. and 6 a.m. on a weekday, and 11 p.m. and 8 a.m. on a Sunday or statutory holiday which persists or a period of 15 consecutive minutes or longer; and
- (b) in residential districts, barking or howling between the hours of 11 p.m. and 6 a.m. on a weekday, and 11 p.m. and 8 a.m. on a Sunday or statutory holiday which persists, intermittently, for a period of one hour or longer.

#### **Part IV Impounding of Cats and Dogs**

##### **16. Impounding of Cats and Dogs**

- (1) An Animal Protection Officer, Poundkeeper or Peace Officer may seize and impound any cat or dog that is at large.
- (2) An Animal Protection Officer, Poundkeeper, or Peace Officer may enter onto the land surrounding any building in pursuit of any cat or dog which is found at large.

##### **Interference with Enforcement**

- 17. No person, including the person who is the owner of a cat or dog which is being impounded or has been impounded, shall interfere with a Poundkeeper, Animal Protection Officer, or peace officer who is impounding any cat or dog in accordance with the provisions of this Bylaw.

##### **18. Impounded Cats and Dogs**

- (1) The Poundkeeper shall keep all impounded cats and dogs for a period of at least forty eight (48) hours, excluding the day of impounding. Statutory holidays shall not be included in the computation of the forty-eight (48) hour period.
- (2) During this period, the owner may reclaim the cat or dog from the pound upon payment to the Poundkeeper or Town of the fees set out in Schedule No. 4.
- (3) No unlicensed cat or dog which is impounded shall be released to its owner until a license has been purchased.
- (4) If a cat or dog impounded is wearing a valid license tag, the Animal Control Agency or Officer shall immediately notify the owner, by telephone or in writing, of the seizure of the cat or dog at the telephone number or address shown in the records. No liability whatsoever shall attach to the Town, an SPCA, vet clinic, Poundkeeper or the Animal Control Agency or Officer by reason of the failure of the owner to receive such notice.
- (5) If a cat or dog is not reclaimed within the period set out in Subsection (1), or if the owner of a cat or dog fails or refuses to comply within this period with the conditions set out in Subsections (2) and (3), the Poundkeeper may dispose of the cat or dog.

#### **Part V Control and Regulation of Pigeons and Bees**

##### **Pigeons on Property of Owner Only**

- 19. The owner of a pigeon shall not permit the pigeon to perch or linger on the property of any person, except that of the owner.



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## 20. Lofts and Flight Pens for Pigeons

- (1) No loft or flight pen shall be constructed, erected, placed, altered, renovated, or relocated without having first received the approval of the Animal Services Coordinator for the Town of Wadena.
- (1.1) The Town shall give approval for the construction, erection, placement, alteration, renovation or relocation of a loft or flight pen where:
  - (a) proof of compliance with the requirements set out in the Zoning Bylaw respecting accessory buildings and structures is demonstrated; and
  - (b) the plans submitted demonstrate that the loft or flight pen will be located a minimum of twenty (20) feet from the area in which the construction or location of a school, church, dwelling, or other premises used for human habitation or occupancy is permitted, excluding the premises occupied by the owner of a loft or flight pen.
- (2) A loft shall be constructed so as to be dry, airy and bright inside and shall have adequate ventilation having regard to the number of pigeons kept therein.
- (3) A loft shall be kept in a reasonable state of repair.
- (4) The inside of a loft shall be disinfected at least twice each year, and at such other times as may be directed by an Animal Protection Officer to standards satisfactory to an Animal Protection Officer.
- (5) All lofts and flight pens shall be cleaned regularly of all excrement and refuse and shall be kept in a sanitary condition satisfactory to an Animal Protection Officer.
- (6) Every person who keeps pigeons shall allow an Animal Protection Officer at any time, to inspect the loft or flight pen in which such pigeons are housed and shall obey all lawful directives regarding same.
- (7) It shall be an offence for any person to fail to obey forthwith any lawful directive of an Animal Protection Officer.

### Exemptions to Pigeons Being Inside a Loft or Flight Pen

21. No person shall permit pigeons owned or under the person's control to be outside the loft or flight pen except:
  - (a) for the purpose of supervised exercise to achieve and maintain muscular condition, provided exercise does not exceed three hours per day; or
  - (b) for the purpose of returning to the loft or flight pen from a supervised race or training flight.

### Requirements for the Keeping of Bees

- 21.1 No person keeping bees, or permitting bees to be kept on his or her property, shall fail to adequately maintain the bees such that the bees exhibit unduly defensive behaviour toward any other person while that person is on his or her own property or public property.

## Part VI

### Control and Regulation of Exotic and Wild Animals

#### 22. Owning and Harboursing Exotic and Wild Animals

- (1) No person shall own or harbour any animal, or hybrid of any animal, of the kind listed in Schedule No. 5 for any purpose, except as otherwise provided in the Town of Wadena Zoning Bylaw.
- (2) No person, partnership or corporation, whether operated separately or in connection with another business enterprise, shall operate a pet store that buys, sells, trades, exhibits or harbours any animal or hybrid of any animal of the kind listed in Schedule No. 5.

#### 23. Exemptions to Owning and Harboursing Exotic and Wild Animals

- (1) Section 22(1) does not apply to prohibit the harbouring of an animal or a hybrid of an animal of the kind listed in Schedule No. 5 in the following places or circumstances:
  - (a) when the animal is in the possession of the Animal Control Agency or on the premises of the Poundkeeper;
  - (b) on the premises of an SPCA;
  - (c) in a veterinary hospital or clinic under the care of a licensed veterinarian;
  - (d) by anyone holding a licence under any statute of the Legislature of Saskatchewan or the Government of Canada, which permits the keeping of animals under stated conditions.
  - (e) by anyone holding a license or permit from The Town of Wadena which permits the harbouring of animals under stated conditions.
- (2) Section 22(1) does not apply to prohibit the harbouring of an animal or a hybrid of an animal of the kind listed in paragraphs (r) and (s) of Schedule No. 5 on property owned by a school division or conseil scolaire where such animals are being kept for study or teaching purposes.

#### 23.1 Section 22(1) does not apply to prohibit the harbouring of an animal or hybrid of an animal of the type listed in paragraphs (b), (m), (r), and (s) of Schedule No. 5 when such animal is used in an agricultural display sponsored by a 4-H Club or other similar organization, in a petting zoo, in a pony ride for children, or in another similar activity, provided the following conditions are met:

- (a) the owner of the animal and the owner of the property on which the animal is harboured shall:
  - i. comply with the requirements and directives of the Health Region respecting public health, sanitization and waste removal, including:
    - A. providing a hand sanitization station with either hand sanitization gel or soap, running water and paper towels;
    - B. regularly removing animal waste products so they do not accumulate to cause a health hazard; and

M-11 (a)  
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- C. posting a clear and visible sign indicating the location of the hand sanitization station, advising that hand washing is recommended and indicating that food, drink, bottles, pacifiers, and toys are prohibited within the enclosure or around the animals;
- ii. comply with *The Animal Protection Act, 1999*;
- iii. maintain supervision and control over the animals;
- iv. obtain public liability insurance in an amount not less than two million dollars;
- (b) the display or amusement shall not exceed 72 hours;
- (c) no animal shall be harboured overnight in an area not otherwise permitted in The Town of Wadena Zoning Bylaw; and
- (d) no animal shall be sold or given to a member of the public.

## Part VII Offences and Penalties

### 24. General Penalty

- (1) Except as otherwise provided in this Bylaw, every person who contravenes any provision of this Bylaw guilty of an offence and liable on summary conviction:
  - (a) in the case of an individual, to a fine of not less than the mandatory minimum fine prescribed in Schedule No. 7 and not more than \$2,000; and
  - (b) in the case of a corporation, to a fine of not less than the mandatory minimum fine prescribed in Schedule No. 7 and not more than \$5,000.
- (1.1) Notwithstanding Subsection (1), if no Notice of Violation has been issued for a period of three years or more in relation to a contravention, then a subsequent contravention of that section of the bylaw is deemed to be a first offence.
- (2) Any person convicted of an offence under Part VI shall, within ten days thereafter, deliver all animals of the kind listed in Schedule No. 5 owned, kept or harboured by that person to the Poundkeeper and they shall become the property of the Town and shall be donated to an approved agency or humanely euthanized.
- (3) Any person who fails to deliver an animal as required by Subsection (2) is guilty of an offence and liable on summary conviction to the penalty contained in Subsection (1).
- (4) The Court may, in default of payment of a fine imposed under this Bylaw, order imprisonment of an individual for a term not exceeding one year.

### 25. Voluntary Payment to Avoid Prosecution

- (1) Notwithstanding Section 24, a person who contravenes Sections 4, 6, 9, 10, 10.2, 11, 11.1, 13, 14, 15, 19, 20, 21 or 21.1 upon being served with a Notice of Violation as specified in Schedule No. 6 may voluntarily pay the prescribed penalty in Schedule No. 8 at the Town Office, 102 Main Street N, PO Box 730, Wadena, Saskatchewan S0A 4J0.



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- (1.1) For the purpose of determining the prescribed penalty required by Subsection (1), the number of prior offences shall be determined by the number of prior Notices of Violation issued in relation to the specified contravention, with the exception of those which have been cancelled or dismissed by the Court.
- (2) If the Town receives voluntary payment of the prescribed penalty within the time limit specified on the Notice of Violation, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
- (3) Nothing in this Section shall be construed to prevent any person from exercising the right to defend a charge for a contravention of this Bylaw.
- (4) A Notice of Violation as specified in Schedule No. 6 may be issued by a peace officer, the Animal Control Agency or the Poundkeeper.
- (5) A person to whom a Notice of Violation is being issued under this Section shall, upon request by the person issuing the Notice of Violation, provide their name, address and date of birth. Any person who fails to provide this information is guilty of an offence and liable on summary conviction to the penalty contained in Section 24.

### Part VIII Miscellaneous

#### 26. Designated Poundkeeper and Animal Control Agency

- (1) The Town may designate any person or organization as a Poundkeeper.
- (2) The Town may designate any person or organization as an Animal Control Agency.
- (3) The Animal Control Agency or Poundkeeper are authorized to delegate the enforcement of this Bylaw to their employees.

#### Dangerous Dogs

27. The Dangerous Animals Bylaw regulates dangerous dogs and other animals.

#### Repeal

28. Bylaws #10-2000 The Cat Bylaw, #10-97 The Dog Bylaw and #05-00 amendment thereto, #22-1953 Livestock, Poultry Prohibition.

#### Coming Into Force

29. This Bylaw shall come into force and take effect immediately when passed.

*Read a third time and passed this 13th day of August, 2018.*

Mayor

Administrator



Certified a true copy of Bylaw #14-18 adopted by resolution of Council on August 13, 2018.

of Wadena – The Animal Control Bylaw #14-18

Administrator



M-11 (a)  
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**Schedule No. 1**  
**Annual License Fees for Cats and Dogs**

Effective August 13, 2018

Cat or Dog under 12 months old	\$20.00
Not microchipped, spayed or neutered	\$60.00
Microchipped, but not spayed or neutered	\$35.00
Not microchipped but is spayed or neutered	\$15.00
Microchipped, and spayed or neutered	\$10.00

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## **Schedule No. 2**

### **Areas Where Dogs May Be Off-Leash**

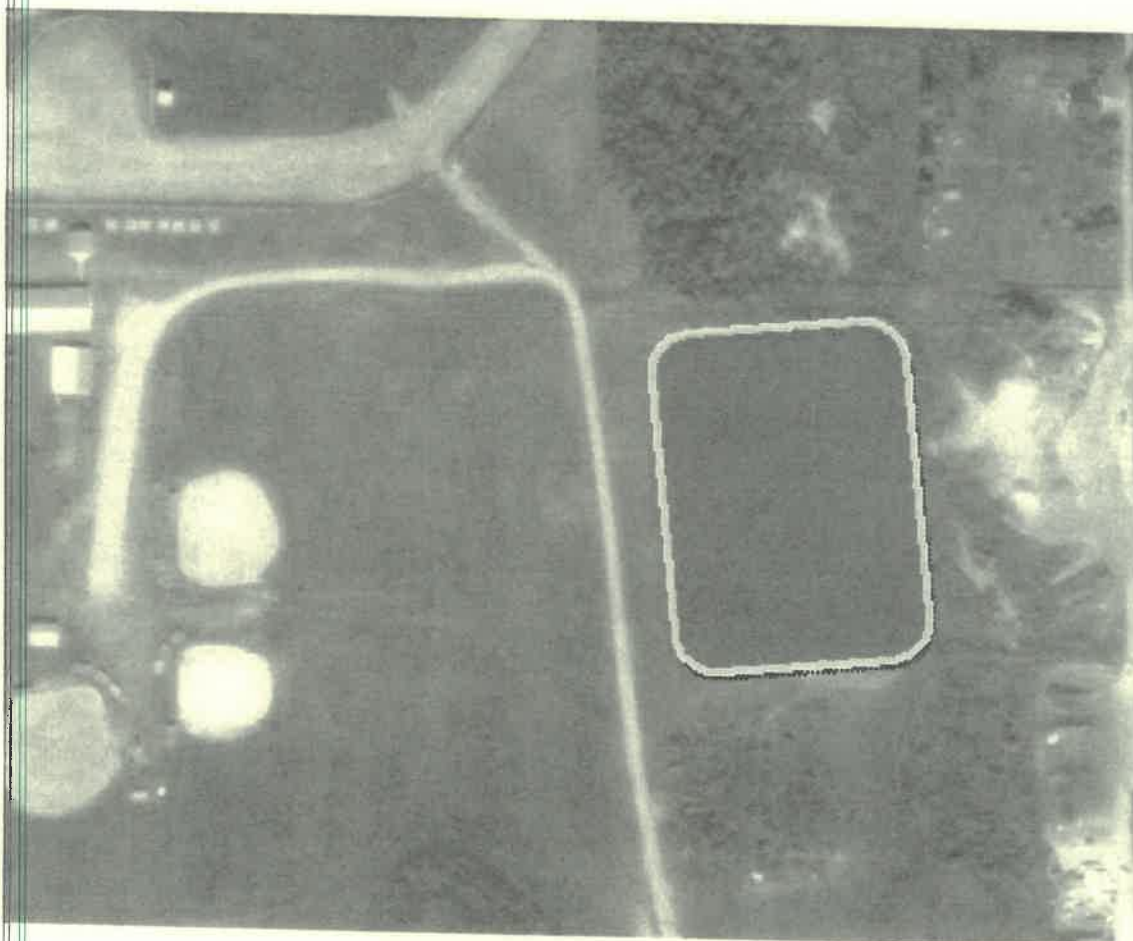
#### **Wadena South Off-Leash Recreation Area**

**Description:**

Area in vicinity of the Wadena Sportsgrounds, South of Highway#5, West of Highway#35 and 2nd Street W, north of Frontier Trail W and to the east of the sportsground lane. This off-leash area is NOT fenced.

**Location:**

Block O, Plan AO708  
McClymont Lions Sportsground



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**Schedule No. 3**  
**Prohibited Areas for Cats and Dogs**

- (a) No additional areas exist.

**Schedule No. 4**  
**Impoundment Fees for Cats and Dogs**

Pound fee	\$50
Care and sustenance fee	\$15.00 (plus Goods and Services Tax) per day or a portion thereof commencing at 12:00 a.m. on the day immediately following the day of impoundment.

## Schedule No. 5 Prohibited Animals

The following is a list of animals the keeping of which is prohibited within the Town of Wadena:

- (a) all Arachnids dangerous to humans (such as scorpions and tarantulas, except tarantulas of the genera *Aphonopelma*, *Avicularia* and *Grammostola*);
- (b) all Artiodactylus Ungulates (such as goats, sheep, cattle, pigs and llamas);
- (c) all Bats;
- (d) all Canids, except the domestic dog;
- (e) all Crocodilians (such as alligators, crocodiles and caimans);
- (f) all Edentates (such as anteaters, sloths and armadillos);
- (g) all Elephants;
- (h) all Felids, except the domestic cat;
- (i) all Hyaenas;
- (j) all Marsupials (such as kangaroos and opossums);
- (k) all Mustelids (such as skunks, weasels, otters and badgers) except the domestic ferret;
- (l) all non-human Primates (such as gorillas and monkeys);
- (m) all Perissodactylus Ungulates (such as horses, donkeys, mules and asses);
- (n) all Pinnipeds (such as seals, fur seals and walruses);
- (o) all Procyonids (such as raccoons, coatis and cacomistles);
- (p) all Raptors, diurnal and nocturnal (such as eagles, hawks and owls);
- (q) all Ratite Birds (such as ostriches, rheas, and cassowaries);
- (r) all Galliformes (such as chickens, turkeys, grouse, quails and pheasants);
- (s) all Anseriformes (such as ducks and geese);
- (t) all snakes of the families *Pythonidae* and *Boidae*;
- (u) all Ursids (bears);
- (v) all venomous Reptiles and Amphibians;
- (w) all Viverrids (such as mongooses, civets and genets).

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.



M-11 (a)  
M-11 (a)

## Schedule No. 6

(A notice containing the same information in another format may be used.)

Town of Wadena

Ticket No. \_\_\_\_\_

*This official Notice of Violation is issued for breach of Bylaw# (The Animal Control Bylaw)*

### Offence

_____ Section 4: failure to license an animal	_____ Section 13: failure to remove excrement
_____ Section 6: failure to display licence	_____ Section 14: accumulation of animal feces
_____ Section 9: being at large	_____ Section 15: barking or howling

\_\_\_\_\_ Other (specify):

Penalty \$ \_\_\_\_\_

If the penalty indicated is not received by \_\_\_\_\_ (Date)  
a summons requiring your appearance in Provincial Court will be issued.

Date \_\_\_\_\_ Time \_\_\_\_\_ License No. \_\_\_\_\_

Description of Animal \_\_\_\_\_ Male / Female

Location of Offence \_\_\_\_\_

Name of Owner \_\_\_\_\_ Address \_\_\_\_\_

Issuer : \_\_\_\_\_

Penalty may be paid in person at the Town Office during regular office hours, through our website at [townofwadena.ca](http://townofwadena.ca) by quoting the Ticket/Violation Number and last name, or by mail (cheque or money order only) and must be accompanied by the stub or a copy of the notice.

**Important Return this stub with payment.**

Ticket No. \_\_\_\_\_

Penalty \$ \_\_\_\_\_

M-11 (a)  
M-11 (a)

**Schedule No. 7**  
**Minimum Fines Pursuant to Section 24**

Offence		Minimum Fine		
		1st Offence	2nd Offence	Subsequent
(a)	failure to license cat or dog [Section 4]	\$250	\$300	\$350
(b)	failure to attach valid license tag when a cat or dog is off the premises of the owner [Section 6]	\$50	\$100	\$150
(c)	cat or dog being at large [Section 9]	\$100	\$200	\$300
(d)	prohibited dog in off-leash area [Section 10(2)]	\$100	\$200	\$300
(e)	allow dog to become nuisance in off-leash area [Section 10(3)(a)]	\$100	\$200	\$300
(f)	fail to accompany dog in off-leash area [Section 10(3)(c)(i)]	\$100	\$200	\$300
(g)	fail to carry leash in off-leash area [Section 10(3)(c)(ii)]	\$100	\$200	\$300
(h)	fail to restrain and remove nuisance dog from off-leash area [Section 10(3)(d)]	\$100	\$200	\$300
(i)	operate a motor vehicle in an off-leash area [Section 10.2]	\$100	\$200	\$300
(j)	cat or dog in prohibited areas [Section 11]	\$100	\$200	\$300
(k)	failure to confine or restrain cat or dog during transport [Section 11.1]	\$100	\$200	\$300
(l)	failure to immediately remove a dog or cat's excrement (defecation) from public or private property other than the property of the dog or cat's owner [Section 13]	\$100	\$200	\$300
(m)	allow animal feces to accumulate on private property [Section 14]	\$100	\$200	\$300
(n)	cat or dog creating a nuisance by barking or howling [Section 15]	\$100	\$200	\$300
(o)	pigeon on other person's property [Section 19]	\$100	\$200	\$300
(p)	failure to obey order of Animal Protection Officer or Peace Officer [Section 20]	\$100	\$200	\$300
(q)	pigeon improperly at large [Section 21]	\$100	\$200	\$300
(r)	failure to adequately maintain bees [Section 21.1]	\$100	\$200	\$300

M-11 (a)  
M-11 (a)

### Schedule No. 8 Penalties Payable Pursuant to Section 25

Offence		Minimum Fine		
		1st Contravention	2nd Contravention	Subsequent
(a)	failure to license cat or dog [Section 4]	\$250	\$300	\$350
(b)	failure to attach valid license tag when a cat or dog is off the premises of the owner [Section 6]	\$50	\$100	\$150
(c)	cat or dog being at large [Section 9]	\$100	\$200	\$300
(d)	prohibited dog in off-leash area [Section 10(2)]	\$100	\$200	\$300
(e)	allow dog to become nuisance in off-leash area [Section 10(3)(a)]	\$100	\$200	\$300
(f)	fail to accompany dog in off-leash area [Section 10(3)(c)(i)]	\$100	\$200	\$300
(g)	fail to carry leash in off-leash area [Section 10(3)(c)(ii)]	\$100	\$200	\$300
(h)	fail to restrain and remove nuisance dog from off-leash area [Section 10(3)(d)]	\$100	\$200	\$300
(i)	operate a motor vehicle in an off-leash area [Section 10.2]	\$100	\$200	\$300
(j)	cat or dog in prohibited areas [Section 11]	\$100	\$200	\$300
(k)	failure to confine or restrain cat or dog during transport [Section 11.1]	\$100	\$200	\$300
(l)	failure to immediately remove a dog or cat's excrement (defecation) from public or private property other than the property of the dog or cat's owner [Section 13]	\$100	\$200	\$300
(m)	allow animal feces to accumulate on private property [Section 14]	\$100	\$200	\$300
(n)	cat or dog creating a nuisance by barking or howling [Section 15]	\$100	\$200	\$300
(o)	pigeon on other person's property [Section 19]	\$100	\$200	\$300
(p)	failure to obey order of Animal Protection Officer [Section 20]	\$100	\$200	\$300
(q)	pigeon improperly at large [Section 21]	\$100	\$200	\$30
(r)	failure to adequately maintain bees [Section 21.1]	\$100	\$200	\$300