

Village of Val Marie

BYLAW NO 2023-09

A BYLAW TO REGULATE AND CONTROL THE FEEDING OF WILD ANIMALS WITHIN THE VILLAGE OF VAL MARIE

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

Short Title

1. This Bylaw may be cited as the “Feeding Wildlife Bylaw”.

Definitions

2. In this Bylaw:
 - a. “Domestic animal” means any animal commonly kept as a pet in a family household.
 - b. “Nuisance Animal” means any wild animals that are causing damage to private property, creating a nuisance, or presenting a health hazard.
 - c. “Pest” means any destructive animal or insect that attacks crops, food, or livestock.
 - d. “Bird” means any egg laying, warm blooded, vertebrate distinguished by the possession of feathers, wings, and a beak and typically are able to fly.
 - e. “Wild Animal” means any mammal that is not domesticated including but not limited to deer, elk, coyote, fox, skunk, or gophers.

Purpose

3. The purpose of this bylaw to prohibit the feeding of wild animals within the Village of Val Marie. Feeding wild animals can be harmful to wild animals as well as humans. Feeding wild animals can:
 - a. cause animals to become dependent on people feeding them; and
 - b. cause animals to lose natural behaviors and fear of both humans and domestic animals; and
 - c. cause wild animals to congregate in large numbers where they are being fed increasing the likelihood of diseases and parasites being spread to each other; and
 - d. cause the attraction of unwanted wild animals and pests.

Actions Prohibited

4. No person shall intentionally:
 - a. feed a wild animal; or
 - b. leave food or attractants of any type or in any form out of doors in such a manner to attract or be accessible by a wild animal on private or public property.

Exemptions

5. Section 4 does not apply to:
 - a. The feeding of birds on a property, provided the following feeding requirements are met by the owner or occupier:
 - i. Seed is placed in a bird feeding device that is sufficiently above grade as to not attract or be accessible by wild animals; and
 - ii. Spillage of seed is removed and disposed so as to not attract wild animals.
 - iii. The process of feeding does not interfere with the normal use or enjoyment of any other property.
 - b. Leaving food as a bait to trap a nuisance animal or pest.

Village of Val Marie

BYLAW NO 2023-09

General Penalty

6. Every person who contravenes any provision of this Bylaw is guilty of an offence and liable on summary conviction.
 - a. In the case of an individual to a fine not more than \$5,000 and
 - b. In cases of a corporation to a fine of not more than \$10,000

Voluntary Payment to Avoid Prosecution

7. Any person who contravenes any provisions of this Bylaw may be served a Bylaw Violation Notice either personally, by mailing or leaving same at their last known address and such service shall be adequate for the purpose of this Bylaw.
8. A Notice of Violation may be issued by a Designated Officer of the municipality, a Bylaw Enforcement Officer, a member of the R.C.M.P. or a Conservation Officer.
9. Such notice shall be deemed to have been served:
 - a. On the expiration of twenty-four hours after it is posted, if the notice is mailed; or
 - b. On the day of actual delivery, if the notice is served personally.
10. A Bylaw Violation Notice shall be in such form as determined in Schedule A and shall state the section of the Bylaw, which was contravened, and the amount, which is provided in Schedule B that will be accepted by the Municipality in lieu of prosecution.
11. Upon production of a Bylaw Violation Notice issued pursuant to this section within forty (40) days from the issue thereof, together with the payment of the fee as provided in Schedule B to the Administrator of the Municipality, the person to whom the ticket was issued shall not be liable for prosecution for the contravention in respect of which the ticket was issued.
12. Where any person contravenes the same provision of this Bylaw two or more times within one twelve-month period, the specified payment payable in respect of the second or subsequent contravention is double the amount shown in Schedule B of this Bylaw in respect of that provision.
13. Notwithstanding the provisions of this section, a person to whom a Bylaw Violation Notice has been issued pursuant to this section may exercise his right to defend any charge of committing a contravention of any of the provisions of this Bylaw.

Village of Val Marie

BYLAW NO 2023-09

Bylaw 2023-08 - Schedule A

VILLAGE OF VAL MARIE - BYLAW VIOLATION NOTICE

Reference No. _____

Name	
Address	

This official notice is issued for alleged breach of the following bylaw:

Bylaw No. 2023-08	
Section #:	
Offence:	
Voluntary Payment:	

Details of Alleged Breach of Violation:

- Date and time of violation
- Location of violation
- Other particulars

Penalty:

Take notice that you may remit a voluntary payment to the Municipality in the amount stipulated above to avoid prosecution for this offence.

Payment may be made in person at the municipal office or by mail to:

- PO Box 178, Val Marie, Saskatchewan, S0N 2T0.

If the voluntary payment indicated above is not received by [specified date 40 days from date of service], a summons requiring your appearance in provincial court will be issued.

Issued this [date] by [name of Designated Officer]

Signature of Designated Official

Village of Val Marie BYLAW NO 2023-09

Bylaw 2023-08 - Schedule B

VILLAGE OF VAL MARIE - BYLAW VIOLATION NOTICE

<u>Offence</u>	<u>Voluntary Payment</u>
1. Intentionally Feeding a Wild Animal [Section 4.a.]	\$1,000
2. Intentionally leaving food or attractants of any type or in any form out of doors in such a manner to attract or be accessible by a wild animal on private or public property. [Section 4.b.]	\$1,000