

BYLAW NO.2021-02

A BYLAW OF THE VILLAGE OF MORTLACH TO REGULATE, CONTROL AND PROHIBIT THE KEEPING OF LIVESTOCK WITHIN THE VILLAGE OF MORTLACH

The Council for the Village of Mortlach, in the Province of Saskatchewan, enacts as follows:

1. SHORT TITLE

This bylaw may be cited as The Livestock Bylaw

2. DEFINITIONS

- 1) "**keep livestock**" or "**keeping of livestock**" means the feeding or harbouring in any manner whatsoever of any livestock, whether or not the livestock is owned by the person feeding or harbouring such livestock
- 2) "**livestock**" includes horses, cattle, pigs, sheep, goats, chickens, turkeys, ducks, geese, pigeons, foxes, mink, rabbits, skunks, and all other animals, poultry, fowl, and birds whether of a domestic nature of *ferae naturae*, but does not include dogs, cats or other domesticated household pets ordinarily kept within the confines of a dwelling house.
- 3) "**Village**" means the Village of Mortlach
- 4) "**Council**" means the Municipal Council for the Village of Mortlach

3. PURPOSE

- 1) This bylaw does not exempt any person from complying with other bylaws or regulations in force within the Village, or from obtaining any license, permission, permit, or approval required there under. Where any provisions of this bylaw conflicts with those of any other Municipal, Provincial or Federal regulation, bylaw or code, the more stringent requirement shall prevail.
- 2) This Bylaw shall not apply to any person keeping livestock:
  - (a) On the premises of any land zoned as agricultural
  - (b) On the premises of the Mortlach Centennial Center and adjacent lands designated for such purposes.
  - (c) For the purpose of a licensed or accredited animal rescue wherein no objection has been offered from adjacent neighbors to the property in question.
- 3) Except where otherwise permitted under the provisions of this Bylaw, no person shall keep livestock anywhere within the limits of the Village of Mortlach.
- 4) Nothing in this Bylaw shall be construed as prohibiting the keeping of bird houses, bird baths, or bird feeding stations on any premises anywhere within the Village of Mortlach.

4. ADMINISTRATION

- 1) Where a person has been keeping livestock within the limits of the Village of Mortlach, prior to the date of passage of this Bylaw, on premises other than those set forth in Sub-section 3(2) of this Bylaw, such person may continue to keep the same number and type of livestock, subject to such person obtaining an annual permit on or before the 30th day of July in each year.
- 2) The annual permit referred to in Section 5 of this Bylaw shall be obtained by every person entitled thereto by such person making application for the permit to the Village of Mortlach on the form provided by the Administrator, and upon providing the following information:
  - (a) Name, Address and Telephone Number
  - (b) Type of livestock kept by the person;
  - (c) Number of livestock kept by the person;
  - (d) Premises where the livestock are to be kept.
- 3) Where a permit has been issued by the Administrator to any person under the provisions of Section 6 of this bylaw the person to whom the permit has been issued shall not keep livestock:
  - (a) except of the type set forth in the permit; and
  - (b) of a number greater than is set forth in the permit.

- 4) Permits issued under Sub-section 4(2) of this Bylaw are not transferable.
- 5) The Administrator shall not issue a permit under Section 6 of this Bylaw to any person who has not obtained a permit on or before the 30th day of July A.D. 2011.
- 6) Where a person has been issued a permit under Section 6 of this Bylaw, and no livestock are kept on the premises described in the permit for any period of time exceeding six (6) months, the permit shall be deemed to have lapsed, and no further permits shall be issued to any person in respect to the premises for which the permit was issued.
- 7) Where a person fails to obtain a permit on or before the 30th day of July in each year the permit shall be deemed to have lapsed, and no further permits shall be issued to any person in respect to the premises for which the permit was issued.
- 8) The livestock kept under Sub-section 4(1) shall be securely penned up on the person's premises at all times, and not permitted to roam at large at any time.
- 9) Offspring from the livestock kept under Sub-section 4(1) may be kept for a single continuous period of time not exceeding six (6) weeks with the exception of chickens which will be a time limit of 6 months.

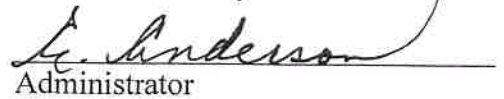
5. HORSES

- 1) Any person may keep horses within the limits as per Section 2.
- 2) Riding stables and grounds for the purpose of keeping horses within those areas listed in Section 2 are hereby permitted, subject to the following:
  - (a) compliance with all provincial health and sanitation regulations, including the Pollution (By Livestock) Control Act 1984;
  - (b) all related accessory buildings and structures shall be located a minimum distance of 15 metres from any adjoining sites, any on-site water supply, and any residential buildings;
- 3) No person shall keep more than two (2) horses per acre under the provisions of this Section, at any time.
- 4) No person shall keep more than ten (10) horses on any site at any time.
- 5) Every person keeping horses under the provisions of this Section shall ensure:
  - (a) that all animal wastes are disposed of according to any provincial health and sanitation regulations; and,
  - (b) that no obnoxious odours, excessive noise or nuisance is generated or created.

- 1) The fees payable for all permits issued under the provisions of this Bylaw shall be the sum of \$10.00 for each animal or bird.
- 2) Any person who is guilty of a violation of any provisions of this Bylaw is liable upon summary conviction, to a fine of not less than Twenty-five (\$25.00) Dollars and not more than Five Hundred (\$500.00) Dollars.
- 3) Conviction of a person for breach of any of the provisions of this Bylaw shall not relieve the person from compliance therewith and the convicting Provincial Court Judge shall, in addition to any fine imposed order such person to remedy the breach thereof within a specified period of time, and, after the expiry of that period of time, failing due compliance with the order, such persons shall be liable, upon summary conviction to a further fine of not less than Ten (\$10.00) Dollars or more than Twenty Five (\$25.00) Dollars for each day during which the breach continues.
- 4) In default of payment of any of the fines imposed under the provisions of this Section the person convicted may be committed to jail or to a public lock-up for any time determined by the Provincial Court Judge not exceeding Thirty (30) days.



  
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Mayor

  
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Administrator

This Bylaw comes into effect on July 13, 2021  
Upon the passing of this Bylaw.  
Bylaw 2017-02 is being repealed as of July 13, 2021

  
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Administrator