

VILLAGE OF KENNEDY

Wildlife Feeding Regulation Bylaw

A BYLAW of the Village of Kennedy, in the Province of Saskatchewan, to prohibit the intentional feeding or leaving food attractants for wild animals.

THE COUNCIL FOR THE VILLAGE OF KENNEDY IN THE PROVINCE OF SASKATCHEWAN ENACTS AS FOLLOWS:

1) DEFINITIONS:

- a) "Wildlife" means all amphibians, reptiles, birds and mammals, both native and non-native to the province, excluding any domesticated animal under the control of a human
- b) "Attractant" means food or food waste, meat, a carcass or part of a carcass of an animal or fish or any other waste that could attract wildlife
- c) "Resident" means any person or persons whose primary residence is in the Village of Kennedy
- d) "Municipality" means the Village of Kennedy
- e) "Bylaw Enforcement Officer" means any person appointed as a Bylaw Enforcement Officer under Section 373 of the Municipalities Act
- f) "Peace Officer" means any member of the Royal Canadian Mounted Police and any person appointed as a Bylaw Enforcement Officer under Section 373 of the Municipalities Act
- g) "Court" means the Provincial Court of Saskatchewan pursuant to the Provincial Court Act

2) Feeding of Wildlife

No resident shall intentionally feed wildlife or leave food or attractants of any type or in any form outdoors in such a manner as to attract or be accessible by a wild animal, feral or stray domestic animal on private or public property.

- a) Section 2 does not apply to the feeding of songbirds on a property, provided the following feeding requirements are met by the owners or occupier
- b) Seed is placed in a bird feeding device that is sufficiently above ground as to not attract or be accessible by wild animals; and Bird feeding practices do not attract large flocks of homing birds such as wild, feral or domestic pigeons; and
- c) Spillage of seed upon the ground is removed by the property owner or occupier forthwith and disposed of in such a manner that it does not attract wild animals, feral or stray domestic animals

3) General Penalty

- a) Every person who contravenes of this Bylaw is guilty of an offence and liable on summary conviction
- b) In the case of an individual to a fine of not more than \$1,000 and
- c) In the case of corporation to a fine of not more than \$2,000

4) Voluntary payment to avoid prosecution

- a) A person who contravenes Section 2 upon being served with a "Notice of Violation" as prescribed by the Municipality may voluntarily pay the prescribed penalty in Schedule 1 at the Administration Office of the Municipality
- b) If the municipality received voluntary payment of the prescribed penalty within ten (10) days, excluding the date of the Notice of Violation, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention
- c) Nothing in this section shall be construed to prevent a person from exercising the right to defend a charge for a contravention of this Bylaw
- d) A Notice of Violation may be issued by a Bylaw Enforcement Officer or Peace Officer
- e) A person 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 2.

BYLAW NO. 2023-01

5) Appointment of Bylaw Enforcement Officer:

- a) A Peace officer shall be deemed and is appointed to be a Bylaw Enforcement Officer under Section 373 of the Municipalities Act

6) Severability

- a) If any section, subsection, sentence, clause, phrase or portion of this Bylaw is for any reason held invalid or unconstitutional by a court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the court shall not affect the validity of the remaining portions of the Bylaw

VILLAGE OF KENNEDY

SEAL



Brandon Dayk
Mayor

[Signature]
Acting Administrator

Read a first time this 10th day of May, 2023.

Read a second time this 14th day of June, 2023.

Read a Third and Final Time, approved and adopted for use
this 19th day of July, 2023.

Schedule 1:

Section 2: Feeding of Wildlife:

First Offence: \$100

Second Offence: \$250

Third or thereafter Offence: \$500

Certified a true copy of bylaw 2023-01
Adopted by resolution of council on July 19, 2023
Administrator: [Signature]