

TOWN OF ASQUITH

BYLAW NO. 5-2025

A BYLAW TO REGULATE THE OFF LEASH DOG PARK

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

PART I INTERPRETATION

Short Title

1. This Bylaw may be referenced as the “Off Leash Dog Park Bylaw”.

Purpose

2. The purpose of this Bylaw is to provide for the regulations of dogs in the off leash dog park;

Exemptions for Police Service Dogs

3. This bylaw does not apply to police service dogs under the control and supervision of their handler and either on active duty or engaged in training.

Definitions

4. 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 pound keeper, any person 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. **“Town”** means the Town of Asquith;
- d. **“Council”** means the Council of the Town of Asquith;
- e. **“Court”** means the Provincial Court of Saskatchewan established pursuant to *The Provincial Court Act, 1998*;
- f. **“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 or an injury to the animal; and
 - iv. an animal shelter or pound operated by the Town or an SPCA;
- g. **“Peace Officer”** or **“bylaw enforcement officer”** means any member of Police Services and any person appointed as a bylaw enforcement officer by the Town;
- h. **“SPCA”** means a Society for the Prevention of Cruelty to Animals.

PART II OFF LEASH AREAS

Dogs Permitted to be Off-Leash

5. An owner of a dog is not required to have the dog on a leash in the off leash dog park area shown in Schedule “A”, provided the owner complies with these regulations.
 - a. Parking lots are not considered part of the off leash areas referred to in Section 5.

Prohibited Dogs

6. No owner of the following dogs shall permit them to be in an off leash area at any time, whether the dog is on leash or not:
 - a. A dog that has been declared dangerous pursuant to the *Animal Control Bylaw* of the Town of Asquith; or
 - b. is a female dog that is in heat.

Nuisance Prohibited

7. No owner of a dog shall permit or allow the dog to become a nuisance to any person or animal in an off-leash area.
 - a. For the purposes of Section 7, the behavior of a dog which constitutes a nuisance includes, but is not limited to, the following:
 - i. running at such a distance from its owner 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;
 - v. excessive barking or howling or otherwise disturbing any person or other animal; or
 - vi. causing damage to property.
 - b. 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.
 - c. 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.
 - d. Any owner of a dog who fails to immediately restrain and remove the dog upon it becoming a nuisance as required by subsection 5(c) is guilty of an offence, and in such event, an Animal Protection Officer, Pound Keeper, or Peace Officer may seize and impound the dog.
 - e. All dog feces are to be picked up by the owner or individual who has control over the dog. Failure to do so could result in that individual being denied access to the off leash area.

General Provisions Apply in Off-Leash Areas

8. Nothing in this Bylaw shall release the owner of a dog from complying with the general provisions of *The Animal Control Bylaw* pertaining to licensing, displaying a valid license tag, and removal of feces.

Motorized Vehicles in Off-Leash Areas

9. No person shall operate a motorized vehicle in any off leash area.
 - a. For the purposes of Section 9 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 person with a physical disability.
 - b. Section 9 does not apply to Town maintenance vehicles.

PART III SEVERABILITY: Scope

10. If any section, subsection, sentence, clause, phrase or other portion of this Bylaw is for any reason held invalid or unconstitutional by any 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.

PART IV MISCELLANEOUS

Repeal of Former Bylaws

11. *Bylaw No. 1-2019* and all amendments thereto are hereby repealed.

Coming Into Force

12. This bylaw shall come into force on the day of its final passing.

Read a third time and adopted this 12th day of November, 2025.

{SEAL}

Mayor

Administrator

Schedule “A” to Bylaw No. 5-2025

