

## VILLAGE OF KASLO

### BYLAW 1155

#### A BYLAW TO REGULATE ANIMAL ATTRACTANTS WITHIN THE VILLAGE OF KASLO

WHEREAS the Council of the Village of Kaslo deems it advisable to regulate attractants so as not to attract animals;

NOW THEREFORE the Council of the Village of Kaslo, in open meeting assembled, enacts as follows:

1. This bylaw may be cited for all purposes as the *Village of Kaslo Animal Attractants Regulation Bylaw 1155, 2014*.

2. In this bylaw, unless the context otherwise requires,

"Animal" means a dog, cat, bear, cougar, coyote, deer, wolf, skunk, raccoon, raven, goose, wild duck, wild turkey or crow;

"Animal attractant" means antifreeze, paint, food products, food waste, unclean barbecues, pet food, livestock and livestock feed, beehives, offal, bird feeders containing bird feed between April 15th and December 1st and hummingbird feeders, improperly maintained composts, restaurant grease barrels on public or private land which are accessible to animals, accumulation of fruit in containers or on the ground and any other edible products or waste that could attract animals;

"Container" means a receptacle constructed of non-corrosive durable metal or plastic equipped with a tight fitting cover constructed of the same or similar material and handles for lifting, having a capacity not greater than 17.5 gallons, which is capable of being completely closed to reduce odours and secured with a latching device of sufficient strength and design to prevent access by animals;

"Stand" means a fully enclosed wooden or metal enclosure designed to hold all containers required by the premises on which the stand is provided, which shall be so designed as to reduce odours, to keep all containers a minimum of 250 mm (10 inches) and a maximum of 750 mm (29.5 inches) from ground level, to have no more than a 1 cm gap or opening at any location, to be in a closed position at all times and to be protected from interference from animals;

"Waste" means discarded or rejected materials but does not include human or animal excrement, industrial waste, compostable matter or recyclable material.

3. No person shall store any animal attractant or waste in such a manner that it is accessible to animals.

4. A person storing animal attractants or waste shall
  - (a) use a container, or;
  - (b) store such container in a stand.
5. Every owner or occupier of real property shall ensure that a container or stand on such real property is
  - (a) maintained in good condition and kept in a clean and sanitary condition;
  - (b) kept closed and secure when material is not being deposited or emptied, and;
  - (c) if damaged, repaired within 7 days of the damage occurring.
6. A person is exempt from sections 4 and 5 for temporary special events if waste receptacles required for the special event are emptied into a container or stand in accordance with section 4 by 10pm on the day of the event.
7. Every owner or occupier of real property shall ensure that fruit fallen from a tree or bush on such real property is removed from the ground and properly disposed of at least every 3 days.
8. Every owner or occupier of real property shall ensure that a bird feeder containing bird feed on such real property is suspended on a cable or other device in such a manner that it is inaccessible to animals, that bird feed fallen from a bird feeder is removed from the ground and properly disposed of at least every 3 days, and bird feeders containing bird feed are not used between April 15th and December 1st in each year.
9. Every owner or occupier of real property shall store or place an outdoor fridge or freezer containing food products on such real property in such a manner that it is inaccessible to animals.
10. Every owner or occupier of real property shall ensure that livestock or beehives are inaccessible to animals by use of properly maintained electrified fencing.
11. Every person who violates any provision of this bylaw, or who suffers or permits any act or thing to be done in contravention of any provision of this bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this bylaw, shall be deemed to be guilty of an offence under this bylaw, and shall be liable on summary conviction to a fine of not less than \$50.00 nor more than \$2,000.00.
12. Each day that a contravention or violation of or failure to perform any provision of this bylaw continues to exist will be deemed to be a separate offence.

13. If any portion of this bylaw is held to be invalid by a court of competent jurisdiction, such invalidity shall not affect the validity of the remaining portions of this bylaw.
14. Village of Kaslo Animal Attractants Regulation Bylaw 1070 is hereby repealed.
15. This bylaw shall come into full force and effect upon adoption.

READ A FIRST TIME this 10<sup>th</sup> day of June 2014

READ A SECOND TIME this 10<sup>th</sup> day of June 2014

READ A THIRD TIME this 10<sup>th</sup> day of June 2014

RECONSIDERED AND FINALLY ADOPTED THIS 24<sup>th</sup> day of June 2014

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Mayor G. Lay

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Chief Administrative Officer

Certified a true copy:

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Chief Administrative Officer