

COPY

THE RURAL MUNICIPALITY OF STUARTBURN

BY-LAW NO. 089/2009

BEING A BY-LAW OF THE RURAL MUNICIPALITY OF  
STUARTBURN TO RESTRICT THE KEEPING OF  
DANGEROUS SNAKES

- A. WHEREAS *The Municipal Act* provides as follows:
- 231 The power given to a Council under this Division to pass by-laws is stated in general terms  
(b) to enhance the ability of the council to respond to present and future issues in the municipality
- 232(1) A Council may pass by-laws for municipal purposes respecting the following matters:  
(a) the safety, health, protection and well-being of people, and the safety and protection of property;  
(k) wild and domestic animals and activities in relation to them, including by-laws differentiating on the basis of sex, breed, size or weight.
- B. The issue of the keeping of dangerous snakes has arisen in the municipality and Council is of the opinion that it should respond to the issue in the interest of public safety and security;

NOW THEREFORE BE IT and it is hereby enacted as a By-Law of The Rural Municipality of Stuartburn as follows:

1. This By-Law may be referred to as the "Dangerous Snakes By-Law".
2. In this By-Law, 'dangerous snake' means a constrictor or venomous snake, including but not limited to a member of the following families:  
(a) *Boidea* (pythons, boa)  
(b) *Colubridae* (venom snakes)  
(c) *Elapidae* (cobras and sea snakes)  
(d) *Viperidae* (vipers)  
(e) *Crotalidae* (pit vipers)
3. No person shall keep or harbour a dangerous snake within the Municipality.
4. Section 3 does not apply to  
(a) a traveling show such as a circus  
(b) a school to which *The Public Schools Act* applies
5. A person who is keeping or harbouring a dangerous snake within the Municipality when this By-Law is passed has 60 days from the date of passage of this By-Law to comply with Section 3.
6. Council may appoint an enforcement officer for the purposes of this By-Law and he (she) may conduct inspections and take steps to administer and enforce this By-Law or to remedy a contravention of this By-Law, and for those purposes shall be a designated officer and have the powers of a designated officer under *The Municipal Act*.

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7. A person who contravenes this By-Law is guilty of an offence and is liable on summary conviction to a fine of not more than \$1,000.00. Any costs associated with or resulting from enforcing this By-Law are in addition to any such fine, and are an amount owing to the Municipality and may be collected in any manner in which a tax may be collected or enforced under *The Municipal Act*.

DONE AND PASSED as a By-Law of The Rural Municipality of Stuartburn, at the Post Office of Vita, in Manitoba, this day of \_\_\_\_\_, 2009.

THE RURAL MUNICIPALITY OF STUARTBURN

\_\_\_\_\_  
Jim Swidersky, Reeve.

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J. E. Reimer, Chief Administrative Officer.