



TOWN OF SHELBURNE

FEEDING DEER, WATERFOWL, PIGEONS, WILD ANIMALS BY-LAW

THIS BY-LAW SHALL REPEAL AND SUPERCEDE ANY AND ALL PREVIOUS REGULATIONS AND/OR BY-LAWS HELD BY THE TOWN OF SHELBURNE REGARDING THE FEEDING OF WATERFOWL AND PIGEONS.

Pursuant to Subsection 174(t) of the *Municipal Government Act* (R.S. 1998, c.18) the Town has the authority to make by-laws respecting wild and domestic animals and activities in relation to them.

Short Title

1. This By-Law shall be cited as “Feeding Deer, Waterfowl, Pigeons, Wild Animals By-Law”.

Interpretation

2. In this By-Law unless the context otherwise indicates:
 - (a) “**Waterfowl**” means any species of Anatidae, [birds](#) that are adapted through [evolution](#) for [swimming](#) and/or floating on the water surface, and diving, including [ducks](#), [geese](#) and swan.
 - (b) “**Pigeons**” means any bird of the species Columbidae, which includes all pigeon and dove species.
 - (c) “**Feed**” means the provision of any edible item(s) to waterfowl or pigeon. This includes feeding which induces waterfowl or pigeon to return, stay, relocate or group in above average numbers to a location, or causes delay or interruption to migration by providing nourishment.
 - (d) “**Town Staff**” means the CAO, By-Law Enforcement Officer, Special Constable or any person appointed by the CAO to act on behalf of the Town for the purposes of this By-Law;
 - (e) “**Town**” means the Town of Shelburne, Nova Scotia.
 - (f) “**Wild Animals**” means any animal which is not domesticated.
 - (g) “**Public Place**” means streets, public parks and trails, property owned by the Town, and recreation facilities funded or partially funded by the Town;
 - (h) “**Deer**” means any species of Cervidae, hooved ruminant mammals such as white tail, mule and any other deer.

Regulations

3. It will be an offence against this By-Law to:
 - a) Feed waterfowl, deer, pigeons, and wild animals at any public location located within the Town of Shelburne; including waterfront, park, pond and rivers, brooks and lake areas. Excepting such locations as specifically exempted by motion of Council (shown on attached Schedule).
 - b) No person shall feed one or more wild animals in any place in such a manner or to such an extent that doing so causes or may cause an unreasonable interference with another persons' use and enjoyment of his or her property, or of a public place

4. By-Law Enforcement and Penalties

Any person who contravenes this by-law is guilty of a summary offense and is liable, upon conviction, to a fine of not less than One Hundred Dollars (\$100.00) and not more than Five Thousand Dollars (\$5,000.00), and in default of payment to a term of imprisonment not to exceed 90 days, as laid out in the Summary Offense Schedule of Fees. Each day that a person violates any provision of this By-law is considered a separate offence.

5. It shall be the duty of any By-Law Enforcement Officer and of any Special Constable appointed for the Town of Shelburne under the Nova Scotia Police Act, to report all violations of this By-Law and to enforce them under the Municipal Government Act, Section 505.