



Making a difference...together

**REPORT TO ELECTORAL AREAS COMMITTEE  
MEETING OF WEDNESDAY, JULY 14, 2021**

---

**SUBJECT: Salt Spring Island Sheep Kill Compensation Claim – Musgrave Road**

**ISSUE SUMMARY**

The purpose of this staff report is to recommend that compensation be approved for the sheep kill by an unidentified dog(s).

**BACKGROUND**

On March 30, 2021, Capital Regional District (CRD) Bylaw and Animal Control were contacted by Fraser Baldwin to report that there had been a sheep kill at 455 Musgrave Road (Falcon Farm) on Salt Spring Island. A CRD Bylaw Officer investigated and was provided photos of six deceased ewe and one deceased lamb along with a statement. Mr. Baldwin and his partner Julia McKinley heard barking at around 11pm on March 29, 2021 and went to investigate but did not locate any dogs and did not hear any further barking or noise once they reached the flock, in the morning the deceased and injured animals were located. The injuries were clearly inflicted by a dog and confirmed by a Veterinarian. The owner had taken all reasonable precautions to prevent an attack. After a thorough investigation and attempt to locate the dogs responsible, it cannot be determined who the owner was of the dogs that were responsible for the attack.

CRD Bylaw No. 1465, sections 19-23 (Appendix A), has provisions to pay compensation to the owner of livestock killed or injured by any dog up to 75% of the fair market value or \$750 per animal. This bylaw states that compensation shall be paid by the Regional Board. Salt Spring Island is part of the CRD Animal Control service so legitimate claims should be paid by the CRD.

The authority for a board or municipality to pass this provision in a bylaw is found in Section 319 (4) of the *Local Government Act*.

**ALTERNATIVES**

*Alternative 1:*

The Electoral Areas Committee recommends to the Capital Regional District Board: That payment be approved to Mr. Fraser Baldwin and Ms. Julia McKinley, 455 Musgrave Road, Salt Spring Island in the amount of \$1830 which is 75% of the market value of the total losses.

*Alternative 2:*

That payment not be approved.

**IMPLICATIONS**

*Financial Implications*

The owners of the ewe (Fraser Baldwin and Julia McKinley) stated in their compensation claim (Appendix B) six ewe and one lamb were killed. They listed the value of the animals as \$480 each for the ewe and \$300 for the lamb, this was not consistent with fair market value therefore the CRD obtained market value for the animals after the attack which listed an ewe at \$360 and a lamb at \$150-\$280 (Appendix C). The owners indicated that the ewe and lamb killed were a special breed of hair sheep therefore their value would be on the higher end of the auction prices, we valued the lamb at the higher end at \$280.

Table 1 shows the compensation amount of 75% of the market value for a total compensation of \$1830. This will be paid from the Bylaw Services Operating Budget.

**Table 1 – Compensation Claim**

<b>Animal</b>	<b>#</b>	<b>Market Value</b>	<b>Total</b>
Ewe	6	\$360	\$2160
Lamb	1	\$280	\$ 280
TOTAL			\$2440
		75%	\$1830

**CONCLUSION**

The owners had taken all reasonable precautions to prevent an attack. After a thorough investigation and attempt to locate the dog(s) responsible, it cannot be determined who the owner was of the dogs that were responsible for the attack. Staff recommends that compensation be paid to the owners at 75% of the market value of the total losses.

**RECOMMENDATION**

The Electoral Areas Committee recommends to the Capital Regional District Board: That payment be approved to Mr. Fraser Baldwin and Ms. Julia McKinley, 455 Musgrave Road, Salt Spring Island in the amount of \$1830 which is 75% of the market value of the total losses.

Submitted by:	Shawn Carby, CD, BHSc, MAL, Senior Manager Protective Services
Concurrence:	Kevin Lorette, P.Eng., MBA, General Manager Planning & Protective Services
Concurrence:	Ted Robbins, B. Sc., C. Tech., Acting Chief Administrative Officer

Attachments: Appendix A – Compensation Excerpt from CRD Bylaw No. 1465  
Appendix B – Compensation Claim by Julia McKinley and Fraser Baldwin  
Appendix C – Fraser Valley Auctions market value prices