

THE CORPORATION OF THE TOWNSHIP OF PICKLE LAKE



BY-LAW NO. 2012-18

BEING A BY-LAW FOR LICENCING OF DOGS, PROHIBITING THE RUNNING AT LARGE OF DOGS, AND FOR REGULATING OTHER MATTERS RELATED TO DOGS.

WHEREAS the Municipal Act R.S.O. 1990, Chapter M45, Section 210 and the Animals for Research Act, R.S.O. 1990, Chapter A22 provides, inter alia, for by-laws to be passed for prohibiting or regulating the keeping of animals, providing pounds, prohibiting or regulating animals being at large or trespassing, determining compensation for impounding animals, the leashing and muzzling of dogs, the licensing of dogs.

AND WHEREAS the Council of the Township of Pickle Lake deems it necessary and expedient to pass a new by-law to more fully address these issues.

NOW THEREFORE the Council of The Corporation of the Township of Pickle Lake *ENACTS AS FOLLOWS:*

PART I -- DEFINITION RELATING TO DOGS

1. In this part,
 - a) "Corporation" means The Corporation of the Township of Pickle Lake;
 - b) "dog" means a male or female dog;
 - c) "dwelling unit" means
 - i) any premises owned and occupied by an individual or group of individuals and used as a separate housekeeping unit; and
 - ii) any portion of any premises which, by separate contractual arrangements, are occupied by any individual or group of individuals for dwelling purposes, whether or not kitchen or sanitary facilities are provided thereon;
 - d) "license" means the receipt and tags issued by the Corporation upon registration of a dog and payment of the appropriate fees.
 - e) "owner" of a dog shall include any person (over the age of 18) who harbours or possess a dog, and "owns" and "owned" have a corresponding meaning.
 - f) "running at large" an animal shall be deemed to be running at large when found in any place other than the premises of the owner of the dog and not under the control of any person.
 - g) "Under control" means on a leash and in the hands of a responsible person.
 - h) "Muzzled" means a humane fastening or covering device securely affixed around the snout and mouth of the dog to prevent a dog from biting.
 - i) "Kennel" means a pen, fenced area, or building suitable for the humane containment, enclosure, or boarding of dogs.
 - j) "Vicious dog" means a dog with a tendency or disposition to attack without provocation, or any dog which has previously bitten a person without provocation.

PART II -- BY-LAW ENFORCEMENT

2. In each year, Council shall appoint by Resolution the Animal Control Officer.

PART III -- POUND

3. The Pound shall be the place designated by Council as the Township Pound.

PART IV -- LICENSING OF DOGS

4. a) Every owner of a dog in the Township of Pickle Lake, within 14 day after the dog comes into his or her possession, shall cause the dog to be registered and licensed at the Municipal Office of the Township for the balance of the calendar year. Following the initial registration and licensing the owner of a dog shall, prior to February 28th each year, re-register and re-license each dog in his or her possession for the current calendar year; failure to comply see "Schedule B".
- b) Notwithstanding the provisions of Subsection 4(a) hereof, no licence shall be required for a dog during the first six (6) months of its life and such dog need not be registered until six (6) months old when the owner shall immediately obtain a licence for it and register it as provided herein.
- c) Registration and licensing of dogs may be performed at the Municipal Office of the Township of Pickle Lake by providing a full description of the dog, produce evidence that the dog's anti-rabies inoculation program is current, and paying the prescribed fee in "Schedule A" attached and forming part of this By-law.
5. a) On payment of the license fee the owner shall be provided with a dog tag bearing a serial number and the year for which the tag is issued for each dog registered and licensed; failure to comply see "Schedule B".
- b) The owner shall keep the tag securely fixed on the dogs collar at all times during the year and until the owner procures a tag for the following year.
- c) A tag which has been lost may be replaced upon payment of a fee of two dollars (\$2.00) upon application therefore and upon proof that the licence fee for the current year has been paid.
6. The keeping of more than three dogs on one premises, unless a kennel license has been issued is prohibited; failure to comply see "Schedule B".

PART V -- KENNELS

7. a) Every person making application for an annual license to keep a kennel of dogs shall make written application to the municipality and provide:
- b) A complete description of each dog in the kennel to clearly identify each dog, for which a tag is issued,
- c) The location of the kennel and the size of the facilities.
- d) The maximum number of dogs expected to be in the kennel at any time.
- e) Such other information as may be required by Council to properly consider the application, and shall.
- f) Obtain a tag for each dog in the kennel at a cost of five dollar (\$5.00) for each tag or if purchasing tags for dogs obtained during the year, a current tag

may be exchanged for new tag if the tag is currently registered to a dog no longer in possession; failure to comply see "Schedule B".

- g) Shall pay the current license fee established by "Schedule A" attached and forming part of this by-law;

PART VI -- DOGS RUNNING AT LARGE

- 8.
 - a) An owner of a dog shall keep the dog leashed and under the control of some person when the dog is on land in the municipality other than that of the owner; failure to comply see "Schedule B".
 - b) No person shall allow a dog to run at large in the Township of Pickle Lake; failure to comply see "Schedule B".
 - c) For the purpose of this By-law, a dog shall be deemed to be running at large when found in any place other than the premises of the owner of the dog, and not under the control of any person.
 - d) All Provincial Offenses Officers are authorized to impound any dog found running at large.
 - e) Any dog impounded pursuant to the provisions of this By-law may be redeemed by the owner during the minimum redemption period provided for in the Animals for Research Act, R.S.O. 1990, c. A.22 or during any greater period provided for in any by-law passed by the Council of the Corporation pursuant to the said Act, as amended and revised from time to time, upon payment of a charge for the animal's keep for the days impounded at the rate of seven dollar and fifty cents (\$7.50) per day or portion thereof, a pound redemption fee of twenty five dollars (\$25.00), and the owner must present valid dog tags.
 - f) Where an impounded dog can be identified by a valid tag, the owner shall be notified by a Township Employee and / or the Animal Control Officer; and notice is sufficiently given if given personally, or if sent by prepaid first class mail to the last known address of the owner.
 - g) Any dog impounded may be redeemed by the owner during the redemption period which will be **5 days excluding the day the dog is impounded;** after which there will be an adoption period of 5 working days (Monday to Friday). If unsuccessfully redeemed or adopted every effort will be taken to transport the dog to the nearest available "no kill" shelter within a reasonable period of time.
 - h) No person, other than a By-law officer; Animal Control Officer or Authorized Township Representative shall release a dog from the pound.
 - i) Once all efforts as per PART VI, section 8 g) have been exhausted the dog will be dealt with in accordance with the Animals for Research Act, RSO 1999, Chapter A22.

PART VII -- BITING /VICIOUS DOGS

- 9.
 - a) Biting or vicious dogs shall be reported to the Corporation and the Ontario Provincial Police.
 - b) Proceedings related to vicious or biting dogs may be commenced under the Dog Owners Liability Act (R.S.O. 1990 C.D.16).

PART VIII-- PENALTIES AND ENFORCEMENT

10. Every person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction is liable to a fine or penalty as provided in the *Provincial Offences Act* R.S.O. 1990 C.P.33 as from time to time amended.

PART IX -- REPEAL OF BY-LAWS

11. By-laws numbered 95-17 and 98-08 and 00-04 and 00-12 are hereby repealed.

PART X -- EFFECTIVE DATE OF BY-LAW

12. This By-law shall come into force and take effect upon the final passing hereof.

BY-LAW BE READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED.

Dated this 22nd day of May, 2012.

Mayor

Clerk-Treasurer

SCHEDULE "A"

TO BY-LAW 2012-18

OF THE CORPORATION OF THE TOWNSHIP OF PICKLE LAKE

Licence Fees

1. The annual fee payable to licence a dog in any dwelling shall be as follows:
 - 1.1. First male or female dog owned or harbored \$ 15.00
 - 1.2. First neutered male dog or spayed female dog \$10.00

2. Any person owning or harboring more than one dog in any dwelling shall pay the following fees:
 - 2.1. Second male or female dog \$ 25.00
 - 2.2. Second neutered male dog or second spayed female dog \$ 15.00
 - 2.3. Third male, female, spayed female or neutered male \$100.00

3. Any person requesting a tag for replacement of a lost tag shall pay \$2.00

4. The annual fees payable for a kennel license are as follows:
 - 4.1. Owner of a kennel for dogs duly registeres and licensed \$150.00
 - 4.2. The dog tag fee for each dog registered with the kennel \$5.00

5. Redemption Fees and Fines as Follows:
 - 5.1. Set redemption fee \$25.00
 - 5.2. Daily food and lodging fee \$7.50/day

**SCHEDULE “B”
TO
BY-LAW 2012-18 BEING A BY-LAW FOR REGULATING DOGS
OFFENCE FINES**

Item	Short Form Wording	Offense Creating Provision	Set Fine (Including Costs)
1	Owner failed to license dog	Section 4 (a)	\$55.00
2	Owner failed to affix tag to dog	Section 5 (b)	\$55.00
3	Owner keeping more than 3 dogs	Section 6	\$55.00
4	Kennel owner failed to obtain tag for each dog	Section 7 (f)	\$55.00
5	Owner failed to leash dog	Section 8 (a)	\$55.00
6	Owner failed to prevent dog from running at large	Section 8 (b)	\$55.00

The general penalty for the offences cited above in Section 10 of the Corporation of The Township of Pickle Lake By-law 2012-18, certified copy of which has been filed.

I, Manuela Batovanja-Ferguson, Clerk-Treasurer of the Corporation of the Township of Pickle Lake hereby certify that the foregoing is a copy of the short form wordings of By-law 2012-18.

Dated at the Township of Pickle Lake
this 22nd day of May 2012

Manuela Batovanja-Ferguson
Clerk-Treasurer
Township of Pickle Lake