

By-Law No. 2023-30

Being a By-Law to regulate and govern Animal Care and Control within the Corporation of the Township of Dubreuilville

WHEREAS *the Municipal Act, 2001, S.O. 2001, c. 25*, as amended or replaced from time to time (the “Municipal Act, 2001”) authorizes the council of a municipality to pass by-laws with respect to animals; and

WHEREAS *Subsection 103(1) of the Municipal Act, 2001* provides that, if a municipality passes a by-law regulating or prohibiting the being at large or trespassing of animals, it may provide for the seizure, impounding and sale of impounded animals; and

WHEREAS *Subsection 10(2) of the Municipal Act, 2001* provides that a municipality may pass by-laws respecting: economic, social and environmental well-being of the municipality; health, safety and well-being of persons; and the protection of persons and Property; and

WHEREAS *Subsection 425(1) of the Municipal Act, 2001* provides that a municipality may pass by-laws providing that a person who contravenes a by-law of the municipality passed under *the Municipal Act, 2001* is guilty of an offence; and

WHEREAS *Section 432 of the Municipal Act, 2001* provides that a by-law under *Section 425 of the Municipal Act, 2001* may establish a procedure for the voluntary payment of penalties out of court where it is alleged that there has been a contravention of any by-laws related to animals being at large or trespassing; and

WHEREAS *Subsection 429(1) of the Municipal Act, 2001* provides that a municipality may establish a system of fines for offences under a by-law of the municipality passed under *the Municipal Act, 2001*; and

WHEREAS *Subsection 434.1(1) of the Municipal Act, 2001* provides that a municipality may require a person, subject to such conditions as the municipality consider appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the municipality passed under *the Municipal Act, 2001*; and

WHEREAS it is considered desirable to pass a by-law relating to animal care and control within the Corporation of the Township of Dubreuilville; now therefore be it

RESOLVED that the Council of The Corporation of the Township of Dubreuilville hereby enacts as follows:

1. DEFINITIONS

In this by-law:

1.1 “**Administrative Penalty**” means an administrative penalty administered pursuant to the Administrative Monetary Penalty System By-Law;

1.2 “**Administrative Fees or Penalty**” means a monetary penalty that can be issued to a person or corporation found in violation of the provisions of this by-law, established by by-laws passed by the Township of Dubreuilville, the *Provincial Offences Act, R.S.O. 1990* or the *Municipal Act, 2001*.

- 1.3 “**Animal**” means any member of the animal kingdom, other than a human;
- 1.4 “**Animal Control Officer**” means an authorized employee or agent of the Township of Dubreuilville who is responsible for the enforcement of the provisions of this By-Law;
- 1.5 “**Animal Control Order**” means an order issued pursuant to Subsection 12 of this By-Law;
- 1.6 “**At Large**” refers to a situation where an animal is not under the control of a person and is found on any Property other than that of the Owner, except where the owner of the Property permits the Animal to be on their Property;
- 1.7 “**Breeder**” means a Person, other than a Person who operates a Kennel, who breeds Dogs, Cats or Rabbits on any Property;
- 1.8 “**Cat**” means a domesticated feline whether neutered or intact, but does not include a Feral Cat;
- 1.9 “**Coop**” means a fully enclosed structure where Hens are kept and which is constructed in accordance with this By-Law and contains lockable roofs and doors;
- 1.10 “**Council**” means the Council of the Corporation of the Township of Dubreuilville;
- 1.11 “**Dog**” means a domesticated canine whether neutered or intact;
- 1.12 “**Domestic Animal**” means an Animal that is kept as a household pet;
- 1.13 “**Dwelling**” means a building or structure, or part of a building or structure, occupied or capable of being occupied, in whole or in part, for the purpose of human habitation;
- 1.14 “**Fee**” means a fee in addition to the license fee, imposed by the Township on a business at any time during the term of the license for costs incurred by the Township attributable to the activities of the business, which may be included in the User Fees By-Law;
- 1.15 “**Feral Cat**” means a cat that is At Large, has no Owner, is not socialized and is extremely fearful or resistant to humans;
- 1.16 “**Guard Dog**” means a Dog trained for security purposes;
- 1.17 “**Hen**” means a female chicken;
- 1.18 “**Hen Run**” means a covered, secure enclosure that provides Hens with access to the outdoors;
- 1.19 “**Leash**” means a rope, chain or similar device capable of restraining the animal to which it is attached;
- 1.20 “**Livestock**” refers to animals that are kept for agricultural purposes, such as cattle, fur-bearing animals, goats, horses, sheep, pigs, donkeys, emu, ostriches, alpacas, llamas and other animals, excluding poultry;
- 1.21 “**Municipal By-Law Enforcement Officer**” means the Municipal By-Law Enforcement Officer appointed by the Township of Dubreuilville or their agent, other staff appointed as an Officer for the Township;
- 1.22 “**Muzzle**” means a humane fastening or covering devices placed over the mouth of an animal that is of adequate strength to prevent the animal from biting, and “Muzzled” has a corresponding meaning;
- 1.23 “**Officer**” means an employee of the Township who is duly appointed by Council as a Municipal Law Enforcement Officer or the Ontario Provincial Police;
- 1.24 “**Owner**” means any person who possesses, harbours or keeps an animal and, where an owner is a minor less than eighteen (18) years of age, includes the person who is responsible for the custody of the minor;
- 1.25 “**Person**” includes an individual, a corporation, association or a partnership, as applicable;

1.26 **“Poultry”** includes game birds and roosters, but excludes any bird kept as a domestic animal, hens;

1.27 **“Property”** means a parcel of land and any buildings or other structures on the land;

1.28 **“Rabbit”** means a domestic rabbit whether neutered or intact;

1.29 **“Residential Property”** means a property that is zoned for residential use in the Zoning By-Law that applies to the property;

1.30 **“Rural Area”** means the areas of the Township of Dubreuilville that are designated as being part of the rural area per the Zoning By-Law;

1.31 **“Tether”** means a rope, chain or similar restraining device that is not connected to a person and that prevents an animal from moving beyond a localized area, and “Tethered” has a corresponding meaning;

1.32 **“Township”** means the Corporation of the Township of Dubreuilville or the geographic area of the township as may be applicable in the context;

1.33 **“Urban Area”** means the areas of the Township of Dubreuilville that are designated as being part of the urban area as per the Zoning By-Law;

1.34 **“Veterinarian”** means a person licensed under the Veterinarians *Act, R.S.O. 1990. c. V.3*, as amended or replaced from time to time;

1.35 **“Veterinary Hospital or Clinic”** means premises operated under the supervision of a Veterinarian for the medical treatment of animals; and

1.36 **“Zoning By-Law”** means a by-law passed under *Section 34 of the Planning Act, R.S.O. 1990, c. P.13*, as amended or replaced from time to time, that restricts the use of land.

2. APPLICATION

2.1 Except as otherwise provided, this By-Law applies to all Animals within the geographic boundaries of the Township of Dubreuilville and to the owners of such animals.

3. ADMINISTRATION & ENFORCEMENT

3.1 The Municipal By-Law Enforcement Officer, staff appointed by Council as an Officer, or their representative shall be responsible for the administration and enforcement of this by-law.

3.2 Nothing herein shall be deemed to limit the ability of the Ontario Provincial Police to enforce this by-law at any time.

4. PERMITTED ANIMALS

4.1 No person shall own, keep, possess or transfer an animal that is not listed in Schedule A of this By-Law, except:

- a) in accordance with an exception described in Schedule A of this By-Law; or

4.2 No Person shall carry or display a snake, scorpion, lizard, tarantula, or other spiders listed in Schedule A in any place to which the public is customarily admitted, including, without limitation, a public sidewalk, except in accordance with Subsection 4.3. of this By-Law.

4.3 Every person who must transport a snake, scorpion, lizard, tarantula, or other spiders listed in Schedule A in any place to which the public is customarily admitted, including, without limitation, a public sidewalk, shall, at all times during the period of transport, confine the snake, scorpion, lizard, tarantula, or other spiders inside a cloth bag placed in a box made of durable material with a lid that has been fastened securely, but which permits the animal to breathe.

5. DOG AND CAT REGISTRATION

5.1 Every owner of a dog or cat shall register each dog and/or cat at the Township's office in accordance with this Section 5.

5.2 If a dog or cat is required to be registered pursuant to Subsection 5.1. above, the owner or another person acting on the owner's behalf shall register the dog or cat at the Township's office by providing the information required by the Municipal Law Enforcement Officer and paying the applicable annual registration fee, as set out in the User Fees and Charges By-Law.

5.3 A person shall register or renew the registration of a dog or cat at the place(s) designated by the Officer for this purpose.

5.4 A dog or cat registration can be done for one (1) year, three (3) years and lifetime and shall be renewed on or before the anniversary of the initial registration date or renewal date, as applicable, by paying the applicable annual registration fee, as set out in the User Fees and Charges By-Law.

5.5 A person who is registering a spayed or neutered dog or cat over the age of six (6) months for the initial one (1) year registration shall provide evidence to the Township that the Dog or Cat has been spayed or neutered.

5.6 Upon completion of the registration and payment of the applicable annual registration fee, as set out in the User Fees and Charges By-Law, the dog or cat will be issued a tag with the registered number of the dog or cat, or by another means of identification that is adopted by the Township from time to time.

5.7 Every owner shall ensure that the tag issued under Subsection 5.6 of this By- Law is securely fixed on the dog or cat at all times.

6. PERMIT PROCEDURES

6.1 Every application for a hen coop permit pursuant to Schedule C of the By-Law or for the renewal of any such permit, shall be submitted to the Municipal Law Enforcement Officer in the form provided, together with the annual permit fee, as set out in the User Fees and Charges By-Law, and shall indicate the purpose for which the permit is being obtained.

6.2 Every application for a permit pursuant to Subsection 6.1. above will be reviewed for compliance with this By-Law and will be circulated to the Township's Municipal Law Enforcement Services Department, Planning Services Department, and an animal Control Officer for comments.

6.3 The departments referred to in Subsection 6.2. above may, as part of their review, require an inspection of the property, other than a room or place used as a dwelling, and failure or refusal to permit such an inspection, or to comply with the requirements or conditions of the department, may result in a permit not being issued.

6.4 If it is determined that an application does not meet the requirements of this By-Law or of the departments listed in Subsection 6.2. of this By-Law, the Officer will refuse to issue the permit.

6.5 The Officer may impose such terms or conditions on a permit issued pursuant to Subsection 7.1. as the Officer considers appropriate.

6.6 If, at any time, the Officer has reasonable grounds to believe that the holder of a, hen coop permit is not complying with the requirements of this By-Law, the Officer may suspend or revoke the permit.

6.7 Anyone issued a Penalty Notice or a person whose application for a hen coop permit, or for a renewal of any such permit, has been refused or whose permit has been suspended or revoked may, within fifteen (15) days of being notified of the refusal, suspension, or revocation can dispute it by requesting a Screening Review. A Screening Review is an informal process for mediation with a Screening Officer. Most of all matters should be resolved at this stage. If the accused is not satisfied with the Screening Officer's determination, they may then request a review with a Hearing Officer. Once the decision is made by a Hearing Officer, the decision is considered final, with no appeal process to a higher Court.

6.8 The Screening Officer when receiving a request for a Screening Review form on or before the due date shown on the Penalty Notice, shall:

- a) No appointment is necessary for your Screening Review, and a decision will be email or sent by registered mail back to you within 15 business days;
- b) If you want to request a time extension due to mitigating or extenuating circumstances, you must fill in an AMPS Time Extension Request for Screening Review. In Order to be considered for an Extension of Time to Request a Screening Review, this Request must be received by the Screening Officer within 15 days of the date the Penalty Notice was issued;
- c) The Screening Officer may grant an Extension and set a date for a Screening Review only if the applicant demonstrates, on a balance of probabilities, the existence of mitigating or extenuating circumstances that warrant an extension of time;
- d) You will be notified of the decision of the Screening Officer. If the Screening Officer grants an extension, a staff member will contact you to book a Screening Review appointment;
- e) If you do not attend the Screening Review at the scheduled time, an administrative fee of \$100 will be added to the amount of the Penalty Notice as per User Fee By-law.

6.9 In order to be considered for a Hearing Review, the Request for Review by Hearing Officer form must be received on or before the due date shown on the Decision of the Screening Officer.

- a) A Notice of Appointment for Hearing Review will be e-mailed or mailed to you, with the date, time, and location of the scheduled Hearing Review.
- b) A final decision, will be email or sent by registered mail back to you within 15 business days;
- c) If you do not attend the Decision of Appeal Hearing at the scheduled time an administrative fee of \$250 will be added to the amount of the Penalty Notice as per User Fee By-law.

7. ADMINISTRATION FEES

7.1 Every owner of a dog or cat who does not pay the applicable annual registration fee on or before the date specified in Subsection 5.4. of this By-Law shall be subject to an administration fee, as set out in the User Fees and Charges By-Law, in addition to the registration fee.

7.2 Every holder of a hen coop permit who does not pay the applicable permit fee by March 31st of each year shall be subject to an administration fee, as set out in the User Fees and Charges By-Law, in addition to the permit fee.

8. HENS

8.1 No Person shall keep a hen on any property except in accordance with Schedule B of this By-Law.

9. DOGS

9.1 Every owner of a dog shall immediately remove any feces left by their dog on any Township-owned property in the Township of Dubreuilville.

9.2 No person shall keep a guard dog on any property unless the owner of the guard dog or the owner or occupant of the property places and maintains a sign in a prominent place on the property that reads: "Beware Guard Dog".

9.3 No owner shall cause or permit their dog to engage in any of the following acts of public nuisance:

- a) persistently bark or howl;
- b) damage public or private property;
- c) scatter garbage or interfere with waste management activities;
- d) chase persons, vehicles, domestic animals, hens, or other animals kept on a property;

- e) swim at a public beach other than designated area;
- f) be off-leash in a public park or recreational area when there is other people present;
- g) let into a municipal operated facility or building.

9.4 No owner of a dog shall engage in any activity or conduct which is intended or is likely to cause the dog to bite or attack a person, domestic animal, hen, or other animal kept on a property.

10. STANDARDS OF CARE

10.1 No owner shall allow their animal to remain outdoors during the period in which a cold warning or heat warning issued by Environment Canada is in effect in the Township of Dubreuilville unless the animal has access to an enclosure that will adequately protect the animal from the elements.

10.2 No owner shall allow their animal to be tethered unattended on public property or longer than a fifteen (15) minute period.

10.3 No owner shall allow their animal to be tethered unattended on private property unless the following conditions are met:

- a) the animal has free and unrestricted movement within the range of tether;
- b) the animal has access to food, water, and protection from the elements, including the sun; and
- c) the tether is a minimum of two (2) metres long.

11. ANIMALS AT LARGE/TRESPASS

11.1 No owner shall cause or permit its dog, cat or hen, to be at large, except as expressly permitted in this By-Law.

11.2 Subsection 11.1. does not apply to an animal trained for and engaged in law enforcement by any federal, provincial or municipal government or government agency.

11.3 No owner shall cause or permit a dog or cat to trespass.

12. ANIMAL CONTROL ORDERS

12.1 An animal control Officer may issue an Animal Control Order to an owner where the Animal Control Officer has reason to believe:

- a) an owner's dog is alleged to have bitten or attacked a person or animal in the absence of any mitigating factor which excuses the behaviour of the dog, such as where the dog is acting in self-defence, defence of its young or owner, or in response to being teased, provoked, or tormented; or
- b) an owner is in breach of Section 4 of this By-Law.

12.2 In the case of Subsection 12.1(a) above, an Animal Control Order may require the owner of a dog to do such things as the Animal Control Officer deems necessary, at the owner's expense, including, without limitation, any or all of the following:

- a) to muzzle the dog;
- b) to secure the dog on the owner's property in such a way as to prevent the dog from escaping the property;
- c) to post "Beware of Dog" signage in a conspicuous area on the owner's property;
- d) to keep the dog on a leash of no greater than six (6) feet when not on the owner's property;
- e) to advise the Officer should the dog become at large;

- f) to advise the Officer should the ownership of the dog be transferred to a new owner or if the owner changes addresses; and/or
- g) to confirm the species or breed of the dog in a form satisfactory to an Animal Control Officer.

12.3 An Animal Control Order pursuant to Subsection 13.1(a) shall be in effect for a period of no longer than two (2) years from the date it is issued, or the outcome of any court decisions rendered through the dog owners' *Liability Act, R.S.O. 1990, c. D.16*, as amended or replaced from time to time, whichever is shorter.

12.4 An Animal Control Order pursuant to Subsection 12.1(b) may require the owner of the animal to do such things as the Animal Control Officer deems necessary, at the owner's expense, including, without limitation, any or all of the following:

- a) to confirm the species or breed of the animal in a form satisfactory to an Animal Control Officer;
- b) to surrender the animal to a rescue agency within a fourteen (14) day period; and/or
- c) to provide proof of the surrender of the animal in a form satisfactory to the Officer.

12.5 In accordance with *Section 105 of the Municipal Act, 2001*, if an owner is required to muzzle a dog pursuant to Subsection 12.2 above, the owner is entitled to request a hearing to determine whether or not to exempt the owner in whole or in part from the requirement, provided that such request does not act as a stay of the muzzling requirement.

13. OBSTRUCTION

13.1 No person shall obstruct or hinder or attempt to obstruct or hinder an Animal Control Officer or other authorized employee or officer of the Township in the exercise of a power or the performance of a duty under this By-Law.

13.2 Where an Animal Control Officer has reasonable grounds to believe that an offence under this By-Law has been committed by a person, the Animal Control Officer may require the name, address, and proof of identity of that person.

13.3 Failure to provide proof of identification satisfactory to an Animal Control Officer when requested to do so pursuant to Subsection 13.2. of this By-Law shall constitute obstruction of an Animal Control Officer under Subsection 13.1. of this By-Law.

14. SCHEDULES

15.1 Provisions of this By-law that allow for financial penalties shall be updated and attached to the Schedules of the Administrative Penalties found in the AMPS By-law (as amended from time to time).

14.2. Schedule "A", "B", "C" & "D", are attached and form part of this by-law.

15. OFFENCE AND PENALTY PROVISIONS

15.1 Every person who contravenes any provision of this By-Law or whose animal contravenes any provision of this By-Law, and any person who fails to comply with an order issued under this By-Law, is guilty of an offence and, upon conviction, is liable to a fine of not more than One Hundred Thousand Dollars (\$100,000) and to any other applicable penalties.

15.2 Every person who contravenes any provision of this By-Law or whose animal contravenes any provision of this By-Law, and any person who fails to comply with an order issued under this By-Law, shall, upon issuance of a Penalty Notice, be liable to pay to the Township an Administrative Penalty, and the Administrative Process Penalty By-Law applies to each Administrative Penalty issued pursuant to this By-Law.

15.3 If a person is required to pay an Administrative Penalty under Subsection 15.2. in respect of a contravention of this By-Law, the person shall not be charged with an offence in respect of the same contravention.

15.4 In accordance with *Subsection 398(2) of the Municipal Act, 2001*, the Treasurer of the Township may add unpaid fees, charges and/or fines issued under this By-Law to the tax roll and collect them in the same manner as property taxes.

15.5 If this By-Law is contravened and a conviction entered, the court in which the conviction was entered or any court of competent jurisdiction may, in addition to any other remedy and to any penalty that is imposed, make an order prohibiting the continuation or repetition of the offence by the person convicted.

16. SEVERABILITY

16.1 If a court of competent jurisdiction should declare any section or part of a section of this by-law to be invalid, such section or part of a section shall not be construed as having persuaded or influenced council to pass the remainder of the by-law and it is hereby declared that the remainder of the by-law shall be valid and shall remain in force.

17. SHORT TITLE OF BY-LAW

17.1 This By-Law may be cited as the “Animal Control By-Law”.

19. That this By-Law shall come into force and take effect on the 10th day of May 2023.

READ a first and a second time on the 26th day of April 2023.

READ a third time and be finally passed this 10th day of May 2023.

MAYOR

CAO-CLERK

SCHEDULE "A"

Permitted Animals

1. Domestic dogs;
2. Domestic cats;
3. Domestic rabbits;
4. Domestic ferrets;
5. Domestic birds, such as but not limited to, canaries, finches, parakeets, parrots, and cockatiels;
6. Hens, in accordance with Schedule C of this By-Law;
7. Rodents, such as but not limited to, rats, mice, gerbils, and hamsters;
8. Pot-bellied pigs kept as domestic animals and other mini pigs kept as domestic animals;
9. Sugar gliders;
10. Hedge hogs;
11. Falcons, owls and similar birds where the owner is licensed by the Ministry of Northern Development, Mines, Natural Resources and Forestry;
12. Reptiles, excluding snakes and all members of the order crocodylia that are non-venomous and do not reach an adult length greater than two (2) metres;
13. Snakes that are non-venomous, non-constricting, and do not reach an adult length greater than three (3) metres;
14. Tarantulas and other spiders that are non-venomous;
15. Amphibians, such as but not limited to, frogs, toads, newts and salamanders;
16. Domestic fish;
17. An Animal deemed to be a service animal as provided for in the *Provincial Animal Welfare Services Act, 2019, S.O. 2019, c. 13*.

SCHEDULE "B"

Hen Regulations

1. The keeping of hens is only permitted in the following areas of the Township of Dubreuilville:

- a) on an agricultural / rural property; or
- b) on a residential property,

and no person shall keep a hen on a residential property without a valid hen coop permit issued in accordance with Section 7 of this By-Law.

2. If the applicant for a hen coop permit is a tenant of the property, the applicant must obtain the property owner's written consent to keep hens on the property and must provide a copy of such written consent to the Township if requested.

3. Any person applying for a hen coop permit shall provide notification to the owners of all properties abutting the applicant's property of the applicant's intention to obtain a hen coop permit. Upon request, the applicant shall provide evidence satisfactory to the Township that such notification has been provided.

4. APPLY FOR A PERMIT

- a) Inspection of the property must occur prior to approval for hens to ensure setbacks and proper construction of hen coop.
- b) An application must be submitted to the Township prior to obtaining hens; a one-time fee of \$100 to cover the cost of processing the application and the Officer's time inspecting the property to ensure compliance.
- c) Every person who holds a hen coop permit shall allow, at any reasonable time, an Animal Control Officer or other authorized employee or Officer of the Township to inspect the property, other than any room or place used as a dwelling, to determine whether all requirements of this By-Law are being complied with.

5. HEN COOPS REGULATIONS AND SETBACKS

- a) Hen coops and hen runs must be located at least 1.2 metres from the rear property line and at least 2.5 metres from any side property line of the property and at least 2.5 metres from a rear lot line abutting a side yard on which the hen coop or hen run is located.
- b) Hen coops and hen runs must be located at least 15 metres from any point of a school.
- c) Hen coops and hen runs must be located at least 7.5 metres from any point of a church or business.
- d) Hen coops and hen runs must be located at least 3 metres from all windows and doors of dwellings that are located on an abutting property.

- e) Hen coops and hen runs are not permitted in any front yard or side yard.
- f) Existing sheds/garages can be used for the hen coops, only the portion used to house hens shall be required to meet the setback requirements.
- g) Runs and exterior portions of the coop must meet the setback regulations.
- h) Multi-residential properties such as apartments are not permitted to have hens.
- i) If the 2.5 metres setback cannot be achieved, written permission shall be supplied to By-law Enforcement by all owners and all adult occupants of the adjoining property, the placement of the coop will be permitted based on written reasonable consent.
- j) An owner or adult occupant of an adjoining property may withdraw consent to the placement of a hen coop or run that is closer to their property than the required 2.5 metre setback, if they notify the Township in writing. The owner will have to remove or relocate the coop within a permitted area by the later of November 1 of that calendar year of six (6) months following the date of notification being given.

6. BACKYARD HENS REGULATIONS

- a) A maximum of ten (10) hens will be permitted depending on the size of the residential property;
- b) Roosters are prohibited;
- c) All hens kept on a residential property must be at least four (4) months of age;
- d) Hens must be kept in an enclosed run when not in their coop;
- e) The owner of the hens must reside on the property where the hens are kept;
- f) The home slaughter of hens is prohibited;
- g) Sales of eggs, associated with the keeping of hens are allowed but you must get a Business License;
- h) Hens shall be kept in their coops between 11:00 p.m. and 7:00 a.m. each day;
- i) No owner shall cause or permit its hen to persistently cluck;
- j) All other by-laws will still apply, for example, noise, lot maintenance and property standards.

7. COOP REGULATIONS AND SANITATION

7.1 Structure

- a) Hen coops must provide protection from weather and be adequately ventilated;
- b) The enclosed hen coops and run shall be constructed and maintained in a manner to exclude rodents and predators from entry;

- c) When hen wire is used a part of or all of the run enclosure, the openings of the hen wire shall not be larger than a half inch;
- d) The hen wire should also be buried into the ground surrounding the coop/run at a minimum of 6 inches to help prevent rodents from burrowing into the run area.

7.2 Interior

- a) The floor must be constructed of a material that is resistant of moisture, mould, retain heat in the cold weather and exclude rodents and predators;
- b) The floors must be lined with shavings, straw or other appropriate materials to absorb manure and facilitate cleaning;
- c) Hen boxes and a perch must be provided to accommodate all hens;
- d) Dust bath area must be provided (helps control mites).

7.3 Cleaning

- a) Hen coops and hen runs shall be maintained in a clean condition and the coop shall be kept free of obnoxious odours, substances, and vermin.
- b) Hen coops must be deep cleaned 2 - 3 times a year which includes disinfection of troughs, perches, and nests.
- c) Stored manure shall be kept in an enclosed structure, such as a compost bin, in accordance with all applicable compost regulations, and no more than three (3) cubic feet of manure shall be stored at any one time.

7.4 Food and Water

- a) Feeders and water containers must be provided, regularly cleaned and disinfected;
- b) Feed must be stored in rodent proof containers and always secured to prevent rodents and other animals from accessing it.

SCHEDULE "C"

ADMINISTRATIVE PENALTY AMOUNT

Item	Column 1	Column 2	Column 3
	Short Form Wording	Provision creating or defining offence	Penalty Amount
1	Failure to register dog or cat	5.1	\$60.00
2	Failure to obey muzzle order	12.2 (a)	\$100.00
3	Failure to pay permit and registration fee	7.1 & 7.2	\$50.00
4	Failure to keep tag securely fixed on dog or cat	5.7	\$50.00
5	Fail to notify the Municipal By-Law Enforcement Officer of changes to owner information	12.2 (f)	\$50.00
6	Failure to remove excrement	9.1	\$50.00
7	Failure to restrain a dog in public	9.3	\$75.00
8	Allowing dog or cat to run at large or create nuisance	11.1	\$75.00
9	Owner fails to tether dog or cat	10.3	\$50.00
10	Unlawfully have dog or cat on a tether more than two (2) meters in length	10.3 (c)	\$50.00
11	Allowing a dog or cat to trespass on private Property	11.1	\$50.00
12	Allowing a dog within a municipal beach area when prohibited	9.3 (e)	\$75.00
13	Allowing a dog to damage public or private Property	9.3 (b)	\$75.00
14	Failure to restrain a dog in a municipal Park or on a municipal trail	9.3 (f)	\$75.00
15	Allowing dog into a municipal operated facility or building	9.3 (g)	\$75.00
16	Allowing a dog to persistent barking, calling or whining or other similar noises	9.3 (a)	\$75.00
17	Allowing a dog to scatter garbage	9.3 (c)	\$75.00
18	Allowing a dog to interfere with waste management activities	9.3 (c)	\$75.00
19	Allowing a dog to chase person	9.3 (d)	\$100.00
20	Allowing a dog to chase vehicle	9.3 (d)	\$100.00
21	Failure to obtain a hen coop permit	6.1	\$50.00
22	Owner fails to maintain hen coop & hen run	Schedule "B" 7.3	\$50.00
23	Unlawfully having more then the maximum allowance of hens (10)	Schedule "B" 6. (a)	\$75.00

24	Allowing hen to make noise	Schedule "B" 6 (I)	\$75.00
25	Allowing hen to be at large	11.1	\$75.00
26	Unlawfully keep a rooster	Schedule "B" 6 (B)	\$75.00
27	Hinder or obstruct an Officer/appointed person lawfully carrying out duties	13.1	\$300.00
28	Failure to identify themselves to an Officer/appointed person while in contravention of this By-law	13.2	\$200.00
29	Failure to comply with order	15.1	\$175.00

Schedule "C", ADMINISTRATIVE PENALTY, is considered part of this By-law. Administrative Penalty take effect on the date of ORDER attached to this By-law.

SCHEDULE "D"

**USER FEES AMOUNT
USER FEE BY-LAW 2021-11**

ADMINISTRATION		FEE
INSPECTION		
Non-compliance Re-inspection Fee for By-law Services		\$100.00
ADMINISTRATIVE MONETARY PENALTY By-Law 2023-XX		
Late Fee		\$25.00
Processing fee on to taxes (after 30 days)		\$50.00
NSF Fee		\$75.00
Request for an appeal to a Screening Officer – Refundable if penalty notice is rescinded		\$50.00
Request for an appeal to a Hearing Officer – Refundable if penalty notice is rescinded		\$100.00
Non-Appearence Fee Request for Screening		\$100.00
Non-Appearence Fee Appeal to Hearing		\$250.00
APPLICATIONS		
DOGS AND CATS LICENSE	Sprayed and neutered	Unaltered
Lifetime	\$150.00	\$300.00
Lifetime for pet owners age 65+	\$100.00	\$200.00
Three years	\$75.00	\$150.00
Three years for pet owners age 65+	\$50.00	\$100.00
One year	\$30.00	\$60.00
One year for pet owners age 65+	\$25.00	\$50.00
Replacement of lost tag	\$10.00	\$15.00
Hens		
Inspection and processing application		\$100.00
Hen annual permit fee		\$50.00