



## ANIMAL CONTROL BY-LAW

BY-LAW NUMBER 85-08

OFFICE CONSOLIDATION

Passed by Council on October 6, 2008

Amendments:

By-Law Number	Date Passed	Section Amended
96-08	Nov. 10 2008	4.2.5
11-12	Feb. 13 2012	4.1 & 4.2.1

Note: This consolidation is prepared for convenience only. For accurate reference, the original by-laws should be reviewed.

THE CORPORATION OF THE TOWNSHIP OF SCUGOG

BY-LAW NUMBER 85-08

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BEING A BY-LAW TO LICENSE, REGULATE AND PROHIBIT CERTAIN ANIMALS OR CLASSES THEREOF WITHIN THE LIMITS OF THE CORPORATION OF THE TOWNSHIP OF SCUGOG AND TO REPEAL BY-LAW NUMBER 141-05.

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**WHEREAS** the Corporation of the Township of Scugog deems it desirable, and has the authority, to license, regulate and prohibit certain animals and classes of animals in the Township.

**AND WHEREAS** the Corporation of the Township of Scugog promotes and advocates the humane treatment of animals and responsible pet ownership;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF SCUGOG Enacts As Follows:**

**Section 1 – Definitions and Interpretation**

1.1 **Short Title**

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

1.2 For the purposes of this By-Law, unless stated otherwise or the context implies a different meaning:

***Altered*** – shall mean a male or female animal that has been sterilized by a licensed veterinarian in any manner so as to prevent conception or insemination by any means.

***Animal*** – shall mean any member of the animal kingdom excluding humans, and without limiting the generality of the foregoing, Animal shall include: livestock, dogs, cats, birds and reptiles.

***Animal Control*** – shall mean the division responsible for the enforcement of this By-Law and any related animal legislation in the Township of Scugog.

***Animal Control Officer*** – shall mean any person employed or appointed by the Township to administer and enforce this By-Law, and shall include a Municipal Law Enforcement Officer.

***Animal Services Committee*** – shall mean the Animal Services Committee appointed by Council.

**Approved Dog Show** – shall mean an event, whether held in Ontario or elsewhere, that is sanctioned, in writing, by one or more of: (1) the Canadian Kennel Club; (2) the United Kennel Club; (3) the American Kennel Club; or (4) the American Dog Breeders Association.

**At Large** – shall mean any Animal located anywhere in the Township, exclusive of the Owner's property and exclusive of where the Animal is confined and restrained in an enclosure, including a pen and a cage.

**Cat** – shall mean a cat of any breed that is not less than twelve (12) weeks old.

**Council** – shall mean the duly elected Council of the Corporation of the Township of Scugog.

**Dog** – shall mean a dog of any breed that is not less than twelve (12) weeks old

**Enclosure**– shall mean a pen or other enclosure that prevents Animals from leaving the property and prevents contact between those Animals and people and other Animals, but shall not include an electronic containment system.

**Household** – shall mean any house, mobile home, dwelling unit or apartment unit, occupied as a single housekeeping unit for residential purposes and includes any outdoor space or accessory buildings associated with the Household.

**Lands Zoned Rural** – shall mean those lands designated as Rural (RU) and defined in the Zoning By-Law.

**Leash** – shall mean a strap, cord or chain which is designed to restrain the Animal it is controlling.

**License** – shall mean a license issued by the Municipality under this By-law.

**Municipal Law Enforcement Officer** – shall mean a Municipal Law Enforcement Officer appointed to enforce the By-Laws of the Township of Scugog.

**Municipal Clerk** – shall mean the Person within the Municipality's administration who fulfils the function of municipal clerk as required by the Municipal Act, 2001, as amended, or his or her delegate.

**Municipal Property** – shall mean all property owned, leased or under the control of the Municipality, and without limitation, this term shall include all parks, open space, opened or unopened road allowances, sidewalks, footpaths or bicycle trails.

**Municipality** – shall mean the Corporation of the Township of Scugog.

**Muzzle** – shall mean a humane device designed to fit over the mouth of a Dog and well-fitted enough to prevent the Dog from biting, without interfering with the breathing, panting or vision of the Dog or the Dog’s ability to drink.

**Muzzled Dog** – shall mean a Dog wearing a Muzzle in the manner anticipated by the manufacturer of the Muzzle.

**Order to Restrain** – shall mean the Order issued by an Animal Control Officer in accordance with the provisions of this By-Law.

**Owner** – shall mean a Person or their authorized agent who possesses, keeps or harbours one or more Animals within the Township of Scugog, and where the Owner of the Animal is a minor, the Person responsible for the custody of the minor is deemed to be the Owner of the Animal, and “own”, “owns” and “owned” shall have corresponding meanings.

**Permanent Identification** – means an electronic microchip encoded with identification information which has been implanted in an Animal.

**Person** – includes an individual, a sole proprietorship, a partnership, an unincorporated association, a trust, a body corporate and a natural person. “Persons” shall have a corresponding meaning.

**Pet Shop** – shall mean a shop or place where animals or birds for use as pets are sold, kept for sale or groomed, but does not include a shop or place for the breeding or overnight boarding of pets.

**Pit Bull** – has the same meaning as in the *Dog Owners’ Liability Act, R.S.O. 1990, c. D.16*.

**Redemption Period** – is a period of five (5) days exclusive of the impound day and any day the Shelter is closed, during which time the Animal may be eligible to be redeemed by the Owner.

**Restrained** – Where “Restrained” is used in connection with a Dog which is the subject of an Order to Restrain at its Owner’s Household, it shall mean:

- Kept indoors in a manner respectful of its environmental needs which prevents the said Dog from having contact with Persons who have not consented to contact; and/or
- Kept in an Enclosure.

**Restrained** – Where “Restrained” is used in connection with a Dog which is the subject of an Order to Restrain at a place other than its Owner’s Household, it shall mean the said Dog will be Muzzled, with a Leash no longer than 1.8 metres in length and under the care and control of a Person who is at least 16 years of age.

**Restricted Pit Bull** – shall mean a Dog identified as a restricted pit bull under the *Dog Owners' Liability Act, R.S.O. 1990, c.D.16*, as amended.

**Shelter** – shall mean the Uxbridge Scugog Animal Control Centre and shall include any yard or enclosure maintained by the Municipality for the safe-keeping of impounded Animals.

**Special Needs Dog** – shall mean the registered Dog whose purpose is to assist a disabled Person with their daily activities.

**Transfer** – shall mean the change of ownership of a Dog/Cat to the Municipality or to another eligible Person.

**Unaltered** – shall mean either a male or female Animal that has not been sterilized.

**Under Control** – shall mean a Dog that is at all times, while the Dog is off its Owner's property, on a Leash held by a Person over the age of sixteen (16) years or otherwise physically Restrained in such a manner as to prevent the Dog from biting or attacking a Person or other Animal and to prevent contact with people and other Animals.

**Unrestricted Dog** – shall mean the breeds of domesticated Dogs that are not a Pit Bull.

**Zoning By-Law** – shall mean the comprehensive Zoning By-Law 75-80, as amended or any of its successor By-Laws.

- 1.3 All words and pronouns relating to words contained in this By-Law shall be read and construed with the appropriate number and gender of the Person or Animal referred to in each case.
- 1.4 In the event any of the provisions of this By-Law are deemed invalid or void, in whole or in part, by any court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.
- 1.5 Schedules A (Licence Fee Schedule) and B (Exceptions), attached to this By-Law form an integral part of it.
- 1.6 Reference to legislation within this By-Law shall be deemed to include such legislation, including successor legislation.
- 1.7 Hereinafter *the Dog Owners' Liability Act, R.S.O. 1990, C.d.16*, as amended, shall be referred to as "the Act".

## **Section 2 – Dog Licensing and Registration**

- 2.1 This section applies to all Dogs.
- 2.2 Every Owner of a Dog shall obtain an annual licence for such Dog by registering the Dog with Animal Control and paying the prescribed fees as set out in Schedule A. The licence may be purchased from locations as deemed appropriate by the Municipal Clerk.
- 2.3 No Person shall become an Owner of a Dog within the Township of Scugog without having obtained a licence for the Dog and registering the Dog with the Municipality for the current year and shall obtain a licence thereafter on an annual basis.
- 2.4 Every license issued by the Municipality shall expire on December 31<sup>st</sup> of the calendar year for which it was issued.
- 2.5 To obtain a dog licence under this By-Law, the Owner of the Dog shall provide to the Municipality such information as the Municipal Clerk may require, including but not limited to: Owner name, Owner address, Owner home and business telephone number, Animal breed, Animal unique markings, Animal name, Animal rabies information and proof of Alteration.
- 2.6 Upon providing the required information and upon payment of the licence and registration fee, the Owner of a Dog shall be furnished with a tag for each Dog and shall ensure that the said tag shall be kept securely affixed to the Dog at all times. The tag shall consist of a metallic plate or such other material approved by the Municipal Clerk and shall indicate the licence number under which the Dog is registered and the period for which the licence was issued.
- 2.7 The licence shall bear a number corresponding to the number under which the Dog is registered and a record shall be kept by Animal Control showing the name and address of the Owner, a description of the Dog, the number of the licence and the date on which it was issued.
- 2.8 No Owner shall affix or permit to be affixed a tag issued by or on behalf of the Municipality to any Dog other than the Dog for which the licence was issued.
- 2.9 The Municipal Clerk, at his/her discretion, may refuse to issue a Dog licence to any person.

## **Section 3 – Animals at Large**

- 3.1 This subsection applies to all Animals as governed by this By-Law, with the exception of Restricted Pit Bulls.
  - 3.1.1 No Person shall permit or allow an Animal to be At Large within the limits of the Municipality.

3.1.2 No Owner of an Animal shall permit such Animal, whether Leashed or unleashed, to enter private property without the consent of the Owner or occupant.

3.1.3 Every Owner of a Dog or Person having control of a Dog shall control such Dog on a Leash when this Dog is away from its Household.

3.1.4 Notwithstanding the generality of 3.1.1, while in or on any Municipal Property, no person shall:

- a) allow any Animal to be At Large, except in a designated area; and
- b) permit any animal to enter any swimming or wading pool, beach, fountain, stream or pond, garden, landscaped area, playground or sports field.

3.2 This subsection applies only to Restricted Pit Bulls.

3.2.1 No person shall permit or allow a Restricted Pit Bull to be At Large within the limits of the Municipality.

3.2.2 Every Owner of a Restricted Pit Bull shall ensure that the Restricted Pit Bull is equipped with a Muzzle and secured by a Leash when the Restricted Pit Bull is not within Enclosure occupied by the Owner of the Restricted Pit Bull or not within Enclosure occupied by a Person who consents to the Restricted Pit Bull being off Leash or off Muzzle.

3.2.3 Where a Restricted Pit Bull is required to be Muzzled and secured by a Leash, every Owner of a Restricted Pit Bull shall ensure that the Muzzle and Leash comply with the following rules:

- a) the Restricted Pit Bull shall be fitted with a collar or harness that is properly fitted to and placed on the Restricted Pit Bull.
- b) the movement of the Restricted Pit Bull shall be controlled by a Person by means of a Leash attached to the collar or harness on the Restricted Pit Bull.
- c) the Leash shall not be more than 1.8 metres in length and shall be attached to the collar or harness.
- d) the collar or harness, the Leash and the attachment between the Leash and the collar or harness are all strong enough to prevent the Restricted Pit Bull from breaking any of them.

- e) the mouth of the Restricted Pit Bull shall be covered by a Muzzle that is humane and that is strong enough and well-fitted enough to prevent the Restricted Pit Bull from biting, without interfering with the breathing, panting or vision of the dog.

#### **Section 4 – Orders to Restrain**

- 4.1 The Animal Control Officer may investigate any incident of nuisance or aggressive behaviour which has been reported to the Durham Region Health Department, Durham Regional Police Services or to Animal Control.
- 4.2 Order to Restrain – This section applies to all Animals as governed by this By-Law with the exception of Restricted Pit Bulls.
  - 4.2.1 Where an Animal Control Officer has investigated and is satisfied that a Dog has threatened any life, health, property, or comfort of the community, the Animal Control Officer may issue an Order to Restrain to the Owner of the Dog.
  - 4.2.2 Where an Animal Control Officer has investigated and is satisfied that a Dog has placed a Person or other Animal at risk of physical harm, the Animal Control Officer may issue an Order to Restrain to the Owner of the Dog.
  - 4.2.3 Where an Animal Control Officer has investigated and is satisfied that a Dog has bitten or attacked a Person or other Animal, the Animal Services Officer may issue an Order to Restrain to the Owner of the Dog.
  - 4.2.4 Where an Order to Restrain has been issued under this By-Law, the Owner will be served with a copy of the written Order to Restrain in the form determined by the Municipal Clerk. Service shall be effected by delivering the Order to restrain personally to the Owner of the Dog or by leaving it for the Owner at the Owner's last known or usual place of residence with an inhabitant thereof who appears to be at least 16 years of age or by registered mail to the Owner's last known address. Service is deemed to be effected five (5) days after mailing.
  - 4.2.5 Nothing contained in this By-Law shall derogate from the authority of a peace officer or an Animal Control Officer under the Act.
  - 4.2.6 Where an Order to Restrain has been issued under this By-Law, the Dog Owner may apply to the Municipality for a hearing as to whether or not the Order to Restrain, in whole or in part, should be revoked or amended. An application for a hearing by the Animal Services Committee shall be filed, in writing, by the Dog Owner or the Dog Owner's agent, with the Municipal Clerk of the Municipality, within ten (10) business days (excluding Saturdays, Sundays and Statutory Holidays) of the date the Order to Restrain is served upon the Owner.

As soon as practicable after receipt of the appeal, the Municipal Clerk shall notify the Dog Owner and any other complainant or complainants of the date, time and location of the hearing.

If an Owner fails to appear at such hearing, the Order to Restrain shall be deemed to be in full force and effect as if no appeal had been filed.

In any event, between the date of service of the Order and the date of the Hearing, the Owner shall comply with the Order to Restrain.

Following the hearing and before adjourning, the Animal Services Committee shall determine whether the initial Order to Restrain will stand, be altered or revoked.

The decision of the Animal Services Committee shall be final and binding.

4.2.7 An Order to Restrain may include the following requirements:

- (a) licence and register the Dog with the Municipality within seven (7) days and have the Dog permanently identified by microchip implantation, at the Owner's expense, within twenty-one (21) days of receipt of the Order to Restrain. The Owner shall provide proof of such registration and implantation to Animal Control within thirty (30) days of receipt of the Order to Restrain;
- (b) Notify the Municipal Clerk, or designate, immediately upon relocating the Dog or upon a Transfer of ownership of the Dog;
- (c) Restrain the Dog at all times, while the Dog is on the Owner's own property, by keeping it in an Enclosure in such a manner as to prevent the Dog from leaving the Owner's property and to prevent contact with people and other Animals; and
- (d) Restrain the Dog at all times, while the Dog is off the Owner's own property, with the use of a Muzzle and a Leash no longer than 6 feet, and under the care and control of a Person who is sixteen (16) years of age or older.

4.2.8 Where an Order to Restrain has been issued under this By-Law, all requirements must be complied with effective immediately upon service, with the following exceptions:

- (a) The Dog Owner shall have the Dog, which is the subject of the Order to Restrain, licensed and registered, at the Owner's expense, within seven (7) days of the service of the Order to Restrain.

- (b) Where an Order to Restrain has been issued under this By-Law, and no appeal has been filed, the Dog Owner shall have the Dog, which is the subject of an Order to Restrain, permanently identified by microchip implantation, at the Owner's expense, within twenty-one days of the service of the Order to Restrain.
- (c) Where an Order to Restrain has been issued under this By-Law, and the Owner files an appeal in accordance with Section 4.2.5 of this By-Law, the Dog Owner shall have the Dog, which is the subject of an Order to Restrain in compliance with the terms of the Order to Restrain as may be amended by the Chair of the Hearing, within seven (7) days of the date the hearing is held.

4.2.9 A Dog Owner who is required to licence, register and identify by microchip implantation a Dog which is the subject of an Order to Restrain issued under this By-Law shall provide proof thereof to the Shelter within thirty (30) days of service of the Order to Restrain when no appeal has been filed and within fifteen (15) days of the date of the hearing, when an appeal has been filed.

4.2.10 Every Owner of a Dog that is subject to an Order to Restrain issued under this By-Law, upon relocation of his or her residence, or that of the said Dog, or upon ceasing to own the said Dog, shall be required to immediately notify the Shelter of the change of address, or the name and address of the new Owner or the new location of the said Dog, as the case may be.

4.2.11 Every Owner of a Dog that is the subject of an Order to Restrain issued under this By-Law, who fails to comply with that Order to Restrain is guilty of an offence.

4.3 "PROCEEDING UNDER THE ACT" – Provisions of this section in no way derogate from or limit the applicability of the Act as it relates to all Dogs.

4.3.1 Where an Animal Control Officer has conducted an investigation and is satisfied that an incident involving a Pit Bull (Restricted or otherwise), constitutes a violation under the *Dog Owners' Liability Act, R.S.O. 1990, c.D.16*, as amended, the Animal Control Officer shall commence a proceeding against the Owner(s) of the Pit Bull, in accordance with the *Dog Owners' Liability Act, R.S.O. 1990, c.D.16*, as amended.

## **Section 5 – Restriction on Number of Pets Allowed**

### 5.1 Cats

5.1.1 No household shall keep more than three (3) cats.

5.1.2 Notwithstanding the limits set forth in Section 5.1.1, there are no restrictions on the number of Cats permitted on Lands Zoned Rural provided that the parcel is larger than four (4) hectares in size.

### 5.2 Dogs

5.2.1 No household shall keep more than two (2) Dogs.

5.2.2 Notwithstanding the limit set forth in Section 5.2.1, a third dog will be allowed on Lands Zoned Rural provided that the parcel is larger than four (4) hectares in size.

5.2.3 Notwithstanding the provisions of Section 5.2.1 and 5.2.2 above, where an Owner previously paid license fees for a third dog within a dwelling, such owner may continue to keep the additional dog for the life of the dog.

## **Section 6 – Impoundment**

6.1 This section applies to all Animals as governed by this By-Law.

6.2 Every officer of the Durham Regional Police Services and every Animal Control Officer shall have the power to seize and destroy, whether before or after impounding, any Dog if:

- a) The Dog has on one or more occasion demonstrated aggressive behaviour.
- b) An Owner of the Dog has on one or more occasion failed to exercise reasonable precautions to prevent the Dog from demonstrating aggressive behaviour.
- c) The Animal is a Restricted Pit Bull and an Owner of the Restricted Pit Bull has on one or more occasions failed to comply with one or more of the requirements of the By-Law or the Act.
- d) There is reason to believe that the Restricted Pit Bull may cause harm to a Person or domestic Animal.

6.3 Every officer of the Durham Regional Police Services and every Animal Control Officer shall have the power to seize and impound any Animal found At Large within the limits of the Municipality contrary to the provisions of this By-Law.

- 6.4 When an Animal has been found At Large contrary to the provisions of this By-Law, has been seized by an Animal Control Officer and taken to the Shelter, such Animal shall be impounded and held for the duration of the Redemption Period.
- 6.5 If any Animal so seized and impounded is not claimed on or before the last day of the Redemption Period, the Animal Control Officer may, at that Officer's discretion and subject to the *Animals for Research Act, R.S.O. 1990, Chap. A.22*, destroy or sell the Animal. Nothing in this By-Law shall prevent an Animal Control Officer from destroying an Animal which is suffering illness or injury and, in the Officer's opinion, will not humanely sustain life.
- 6.6 Animal Control shall keep a record of all Animals seized and impounded pursuant to this By-Law.
- 6.7 Any Owner claiming an Animal which has been seized and impounded shall pay to Animal Control the administration fees as set out in Schedule A of this By-Law.
- 6.8 No Person, resident in Scugog, shall regain possession of a Dog or Cat from the Uxbridge/Scugog Animal Shelter without first obtaining a licence for the Dog for the current year and shall pay any related administration fees incurred (for either a Dog or Cat), including but not limited to: licence fee (if applicable), impound fees and any necessary health care costs while the animal was under the care of the Shelter. In the event the Person has already registered and licensed the Dog for the current year, or is a resident of another municipality, the Person shall provide sufficient proof thereof by producing the tag or licence to the Animal Control Officer or proof of residency outside of Scugog, and shall be exempt from paying the licence fee.
- 6.9 No Person, resident in the Province of Ontario, shall regain possession of a Restricted Pit Bull from the Shelter without first providing proof that the Restricted Pit Bull complies with all requirements under the Act. Where proof cannot be provided, the necessary steps shall be taken by the Animal Control Officer to ensure that the requirements of this By-Law and the Act are met. The Owner of the Restricted Pit Bull shall pay any related administration fees incurred, including but not limited to: licence, impound fees, and any necessary health care costs while the Animal was under the care of the Animal Shelter.

#### **Section 7 – Surrender/Disposition**

- 7.1 This section applies to all Animals as governed by this By-Law.
- 7.2 The Animal Control Officer shall accept the Transfer of ownership of a Dog or Cat from an Owner to the Municipality upon:
  - a) receipt of a written request from the Owner accompanied by payment of the appropriate fee prescribed in Schedule A of this By-Law;

- b) determination by the Animal Control Officer that the Animal can reasonably be expected to be placed in a new home;
- c) receipt of any other information the Animal Control Officer requests; and
- d) space being available within the Shelter.

7.3 Any Animals destroyed under this By-Law shall be disposed of in such a manner as may be determined from time to time.

### **Section 8 – Adoption**

- 8.1 This section applies to all Animals as governed by this By-Law.
- 8.2 A Person may adopt an Animal from Animal Control, upon demonstrating to the satisfaction of the Animal Control Officer that the Person is capable of providing proper care to the Animal and otherwise meets the requirements of this By-Law.
- 8.3 A Person adopting an Animal from Animal Control shall pay the appropriate adoption fee as set out in Schedule A.
- 8.4 If the Animal to be adopted is a Dog, the Person adopting the Animal shall obtain a licence at the time of adoption, as per Section 2 of this By-Law.

### **Section 9 – Stoop and Scoop**

- 9.1 Every Owner of an Animal shall immediately remove and dispose of, in a hygienic manner, all excrement left by the Animal on any property, other than the Animal Owner's or agent's property, within Township of Scugog.
- 9.2 Section 9.1 does not apply to a handler of a Special Needs Dog, where the handler is unable to remove the excrement left by such Special Needs Dog due to a physical disability or impediment.
- 9.3 Section 9.1 does not apply to a blind or visually impaired handler of a Special Needs Dog if the feces and/or excrement is left while the Special Needs Dog was off the property of the handler and during the course of fulfilling its duties.
- 9.4 Every Owner of a Dog shall remove from his or her premises, in a timely manner, excrement left by such dog, so as not to disturb the enjoyment, comfort, convenience of any Person in the vicinity of the premises.

### **Section 10 – Barking, Likely to Disturb**

- 10.1 No owner shall allow any Dog to make noises including, but not limited to: persistent barking, calling, howling, whining or crying at frequent or lengthy intervals, that are likely to disturb the inhabitants of the Township.

## **Section 11 – Enforcement and Penalties**

- 11.1 This By-Law shall appoint one or more Animal Control Officers who shall investigate Animal-related complaints and enforce the provisions of this By-Law.
- 11.2 Animal Control Officers shall provide all services as required by this By-Law.
- 11.3 The complaint shall include the name, address and telephone number or other contact information of the complainant. Failure to provide the required complainant information shall render the complaint incomplete and it will not be investigated.
- 11.4 Anonymous complaints or third party complaints which attempt to obscure the identity of the complainant may not be investigated.
- 11.5 Where an Animal Control Officer has determined that a complaint has been filed for a malicious or vexatious reason, frivolously, or as part of an ongoing pattern of harassment, the Animal Control Officer may, after conferring and confirming with the Municipal Clerk, cease the investigation and close the file with no further action taken.
- 11.6 Every Person who contravenes any provision of this By-Law is guilty of an offence.
- 11.7 Every Person found guilty of an offence under this By-Law, is liable to a penalty or fine as provided for in the *Provincial Offences Act*, which maximum penalty shall not restrict the penalty or fine provided for offences prosecuted pursuant to the *Dog Owner's Liability Act*.

## **Section 12 – Exemptions**

- 12.1 This By-law does not apply in the following circumstances only:
  - 12.1.1 Registered Special Needs Dog(s): every Person who owns a registered special needs dog, shall licence such Dog pursuant to the licensing requirements of this By-Law, as applicable. Upon presentation of the applicable certificate from the registering agency, the dog's Owner will be exempted from payment of the required licence fee.
  - 12.1.2 Visiting Animals, only where an Owner of the Animal is a non-resident of the Township of Scugog, and his or her Animal will not be kept within the Township of Scugog for a time period longer than thirty (30) days in any one (1) calendar year, its Owner shall not be required to comply with the licensing requirements of this By-Law if the Owner can provide proof of current registration from the Animal's governing authority for the Owner's Household.

- 12.1.2.1 Notwithstanding section 12.1.2, Pit Bulls, but not Restricted Pit Bulls, are prohibited from entering the Municipality.
- 12.1.3 Veterinarians: a licensed Veterinarian shall not be considered an Owner of an Animal for the purpose of this By-law only where the Animal has been brought upon his or her premises for veterinary care or treatment.
- 12.1.4 Dog Shows: all dogs brought into the Municipality to participate in an Approved Dog Show.
- 12.1.5 As may be otherwise provided for in Schedule B to this By-law.

### **Section 13 – Minimum Animal Care Requirements**

- 13.1 This section applies to all Animals as governed by this By-Law.
- 13.2 Every Person who owns an Animal within the Municipality shall provide the Animal or cause it to be provided with suitable food, potable water and veterinary care as required to maintain the health and well-being of the Animal.
- 13.3 Where an Animal is customarily kept out-of-doors, the Owner shall at all times provide for the use of the Animal a structurally sound, weatherproof, insulated, enclosure with off-the-ground flooring.
- 13.4 Whenever an Animal is tethered on the Owner's premises, the tether shall allow for the sufficient exercises for the Animal, in the opinion of the Animal Control Officer.
- 13.5 Every Person who owns an Unaltered female Animal shall, during each period that the Animal is in heat, keep it confined in a manner that will not attract other Animals.
- 13.6 Every Person who maltreats or neglects or is found to be cruel to any Animal and every Person who contravenes any of the provisions of this By-Law may be reported, by the Animal Control Officer, to a chapter of the Ontario Humane Society or the Ontario Society for the Prevention of Cruelty to Animals or other society associated therewith.

### **Section 14 – Miscellaneous**

- 14.1 Notwithstanding any other provision of this By-Law it shall not apply in respect of Animals owned by any Person which are kept on any premises listed in Schedule B. Notwithstanding the above, the premises listed in Schedule B must comply with the rules of this By-Law as they relate to restricted Animals.
- 14.2 By-Law Number 141-05 is hereby repealed.

14.3 This By-Law shall come into full force and effect on the day of passing.

14.4 All licenses issued under By-law Number 141-05 shall remain in force and effect.

Read a First, Second and Third time and finally passed this 6<sup>th</sup> day of October, 2008.

(Signed) Marilyn Pearce  
MAYOR, Marilyn Pearce

(Signed) Kim Coates  
CLERK, Kim Coates

SCHEDULE B – EXCEPTIONS  
TO TOWNSHIP OF SCUGOG  
BY-LAW NUMBER 85-08

For the purposes of section 12.1.5 and section 14.1 of this By-law, this By-law does not apply with respect to Animals kept:

- (a) on the premises of Northwood Buffalo & Exotic Animal Ranch, Cookson Lane and the LaSalle property located at 13851 Simcoe Street;
- (b) on the premises of any television or film location where such Animals are being kept temporarily for the purpose of a television or film production;
- (c) on the premises of the Corporation of the Township of Scugog;
- (d) on the premises of Pet Shops; or
- (e) on the premises or under the authority or control of a law enforcement agency.