

THE CORPORATION OF THE MUNICIPALITY OF CALLANDER

BY-LAW NO. 2014-1412

Being a by-law for the licensing and control of dogs and cats within the limits of The Corporation of the Municipality of Callander

WHEREAS Section 10(2) of the *Municipal Act*, S.O. 2001, c. 25 empowers Council to pass by-laws with respect to animals.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF CALLANDER ENACTS AS FOLLOWS:

SECTION I DEFINITIONS:

1.
 - a) **“Agent”** shall mean the person or persons appointed by Council as By-law Enforcement Officer, Doctor of Veterinary Medicine, and North Bay Police Force Officer;
 - b) **“Animal Control Officer”** shall mean the person or persons appointed by Council to administer and enforce this by-law;
 - c) **“Cat”** shall mean any domesticated feline, male or female, of any age.
 - d) **“Council”** means the Council of the Corporation of the Municipality of Callander;
 - e) **“Dog”** shall mean any domesticated canine, male or female, of any age.
 - f) **“Municipality”** means the Corporation of the Municipality of Callander;
 - g) **“Owner”** of a dog or cat includes a person who possesses or harbours a dog or cat, or who has active or temporary possession of the dog or cat and, where the owner is a minor, the person responsible for the custody of the minor;
 - h) **“Park”** means any open space or recreational area, owned or controlled by the Municipality of Callander or any board or commission or other authority established under any statute of the Province of Ontario and may include one or more athletic fields, field houses, community centers,

bleachers, swimming pools, bandstands skating rinks, tennis courts, bowling greens, boat liveries, bathing stations, curling rinks, refreshment rooms, fair grounds, arenas or other similar uses as identified in Schedule “A” attached hereto and forming part of this by-law;

- (h) **“Run at Large”**: a dog or cat shall be deemed to be running at large if found in any place other than the premises of the owner of the dog or cat and not under the control of any responsible and capable person.

SECTION II GENERAL PROVISIONS:

- 2. (a) Every person who owns a dog or cat which is kept in the municipality shall, on or before the 31st day of March in each and every year or within fifteen days of becoming the owner of such a dog or cat, or within fifteen days of becoming a resident of the municipality, register such dog or cat with the Animal Control Officer or the Municipal Clerk and procure a license for each dog or cat owned by him or her.
- (b) Every person described in subsection 2 (a) shall pay an annual license fee in the amount of \$15.00 for one dog or cat not sterilized and \$20.00 for the second dog or cat not sterilized and \$25.00 for each additional dog or cat not sterilized. Every person shall pay an annual license fee in the amount of \$10.00 for each dog or cat sterilized \$12.00 for the second dog or cat sterilized and \$15.00 for each additional dog or cat sterilized, with certified proof of sterilization by a veterinarian.

NOTE: These fees were updated by By-law 2019-1636. Please see annual User Fee By-law for current fees.

1 st dog/cat	\$15.00
2 nd dog/cat	\$20.00
3 rd dog/cat and any additional	\$25.00
1 st dog/cat –spayed or neutered	\$10.00
2 nd dog/cat – spayed or neutered	\$12.00
3 rd dog/cat – spayed or neutered	\$15.00

- (c) On payment of the license fee, the owner shall be furnished with a dog or cat tag.
- (d) A dog or cat tag shall bear a serial number and the year in which it was issued and a record shall be kept by the Municipality showing the name

and address of the owner and the serial number of the dog or cat tag.

- (e) The owner shall keep the dog or cat tag securely fixed on the dog or cat at all times until the tag is renewed or replaced, but the tag may be removed while the dog is being lawfully used for hunting in the bush.
 - (f) The owner shall not use a dog or cat tag on a dog or cat other than that for which it was issued.
3. The replacement fee for a lost dog or cat tag shall be \$2.00 for each replacement.
 4. (a) No owner of a dog or cat shall allow his or her dog or cat to run at large.

(b) Every dog and cat must be on a leash of no longer than 2 metres (6 feet) while on municipal property.
 5. Notwithstanding the provisions of Section 4, no owner or person having control of a dog or cat, while in a Park or Recreation Property, shall ensure that the dog or cat is on a leash or chain at all times permit his or her dog or cat, at any time, in any area designated as a public swimming area or municipal park.
 6. (a) The Animal Control Officer may seize and impound every dog and cat found running at large contrary to the provisions of Section 6 hereof.

(b) It shall be the duty of the Animal Control Officer to provide suitable quarters as may be approved by Council, in which to keep in a humane manner, all the dogs and cats seized under the provisions hereof. The Animal Control Officer shall keep an accurate account of all the dogs and cats placed in the kennel, including the date of receipt, the manner of final disposal and any other particulars Council may deem necessary.

(c) Where a dog or cat is impounded, the owner, if known shall be notified by the Animal Control Officer.

(d) The owner of any dog or cat impounded under the provisions of this by-law may redeem the same within three days (exclusive of the day of its impounding and of Statutory Holidays) after the date of seizure by paying the established boarding fees. The owner of any dog or cat impounded, whether the dog or cat is claimed or not, shall be liable for the established boarding fees.

(e) Every dog and cat seized by the Animal Control Officer under the

provisions of Sub-section (d) hereof shall be confined in the kennel for three days, and at the end of such period if not redeemed, the Animal Control Officer may dispose of the dog or cat by means of sale, adoption or euthanasia.

7. Where a dog or cat has been seriously injured on property other than its owners, and where it should be euthanized for humane or significant safety reasons, the Animal Control Officer or his Agent may have the dog or cat euthanized in a humane manner. The Animal Control Officer will endeavour to inform the owner where time and circumstances permit. Owners may reclaim a euthanized animal provided a qualified Doctor of Veterinary Medicine approves. All costs incurred in the above circumstances are the owner's responsibility. In the above circumstances, no damages or compensations shall be paid to the owner in respect to the disposal of the animal.
8. The owner or person in control of a dog or cat shall ensure that excrement deposited on Municipal property and any property other than that of the owner by said animal is cleaned up prior to leaving the property.
9. Dogs and cats shall be permitted to swim at the boat ramp at the north end of Centennial Park.
10. Any person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for under the Provincial Offences Act, R.S.O. 1990 c. 35 amended or any successor thereof.
11. That By-law 2007-1059 is hereby repealed.

READ A FIRST TIME THIS 27th DAY OF MAY, 2014.

READ A SECOND TIME THIS 27th DAY OF MAY, 2014.

READ A THIRD TIME AND FINALLY PASSED THIS 27th DAY OF MAY, 2014.

MAYOR, HECTOR D. LAVIGNE

CLERK, MAIRGHREAD KNOUGHT

SCHEDULE “A” to BY-LAW 2014-1412

PARKS LIST:

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|---|-------------------|
| 1. Centennial Park | Main Street North |
| 2. Yarlasky Park - Basketball Court | Swale Street |
| 3. Yarlasky Park – Tennis Courts | Swale Street |
| 4. Yarlasky Park – Outdoor Rink Bill Barber Complex | Swale Street |
| 5. Bill Barker Memorial Baseball Field | Swale Street |
| 6. South Shore Community Center – Baseball Field | Highway 654 |
| 7. South Shore Community Center – Soccer Field | Highway 654 |
| 8. Memory Tree Park | Main Street South |

SET FINE SCHEDULE
MUNICIPALITY OF CALLANDER BY-LAW No. 2014-1412 Animal Control
"Part 1 Provincial Offences Act"

Item	Short Form Wording	Provision creating or defining offence	Set fine
1	Failure to register dog or cat & procure license	Sec. 2 (a)	\$55.00
2	Failure to keep tag affixed	Sec. 2 (c)	\$50.00
3	Using tag on another dog or cat	Sec. 2 (f)	\$50.00
4	Allowing a dog or cat to run at large	Sec. 4 (a)	\$50.00
5	Failure to have dog or cat on leash	Sec. 4 (b)	\$50.00
6	Failure to clean up dog or cat excrement	Sec. 8	\$55.00

<p>Note: the general penalty provision for the offences listed above is section 10 of By-law 2014-1412, a certified copy of which has been filed.</p>
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