



THE CORPORATION OF THE CITY OF BRAMPTON

BY-LAW

Number 165-92

To prohibit and regulate the
keeping of animals other than
dogs

The Council of The Corporation of the City of Brampton
ENACTS AS FOLLOWS:

DEFINITIONS:

1. (a) In this by-law,

"animal" means a live non-human vertebrate, but shall not include a dog.

"animal control officer" shall mean a person appointed as such by a by-law of the City, or any other person directed by the Commissioner of Public Works and Building to enforce this by-law;

"owner" of an animal includes a person who possesses or harbours an animal, and "owns" and "owned" have a corresponding meaning;

"poundkeeper" shall mean the person or agency appointed as such by by-law of Council.

2. For the purposes of this by-law, an animal shall be deemed to be at large when found in any place other than the premises of the owner of the animal and not under the control of any person.

ADMINISTRATION AND ENFORCEMENT

3. This by-law shall be administered by the Commissioner of Public Works and Building, and by such other persons as may be appointed to do so by resolution or by-law of Council.
4. This by-law shall not apply to prevent the keeping of animals listed in Schedule C in places or under the circumstances provided for in Schedule D.

5. (1) An animal trespassing or at large may be seized by any person, who shall deliver the animal to an animal control officer or to the poundkeeper.

(2) Any animal trespassing or at large may be seized and impounded, and may be sold or destroyed by the poundkeeper.

6. An animal control officer may kill an animal where it is trespassing or at large and, in his opinion, should be destroyed because it is injured, or for other humane reasons, or for the reasons of safety to persons or other animals.

PROHIBITIONS AND REGULATIONS

7. No person, other than a veterinarian, shall keep, or permit to be kept, on any land within the City, other than on land the use of which is restricted to industrial purposes or on land the use of which is restricted to and actually used for agricultural purposes, any animals listed in Scheduled C, except where otherwise permitted pursuant to the provisions of this by-law.

8. Any person who owned a non-human primate on or before June 1, 1992, may continue to keep such animal until its death or demise, provided that the animal never exceeds an adult weight of 30 lbs.

9. Any person who owned a Vietnamese pot-bellied pig on or before June 1, 1992, may continue to keep such animal until its death or demise.

10. No person shall keep, or permit to be kept, more than six cats on the premises of or in a dwelling unit located on the land the use of which is restricted to residential purposes.

11. (1) Except as permitted by sections 11(2), 13, 14 and 15, no person shall keep, or permit to be kept, more than two pigeons, more than two rabbits, more than two domestic fowl or more than two game fowl on the premises of or in a dwelling unit located on the land the use of which is restricted to residential purposes and which is within a registered plan of subdivision or a built-up urban area.

(2) The offspring of the animals permitted to be kept by subsection 11(1) may be kept on the same premises for up to 3 months after their births.

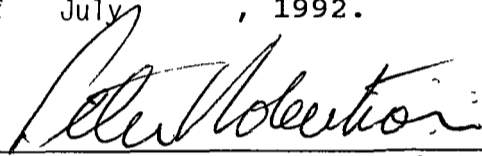
12. Except as permitted by section 14, no person shall permit or allow any animal to trespass or to be at large.

13. No person shall keep, or permit to be kept, any rabbit, pigeon, game fowl, or domestic fowl except in accordance with the following requirements and restrictions:
 - (1) Each such animal shall be kept in a building, structure, coop, pen or run.

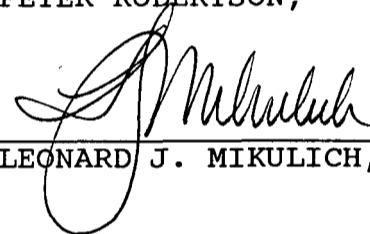
- (2) Each such building, structure, coop, pen or run shall be at least 8 metres (25 feet) from any dwelling, school, store or shop, and at least 2 metres (6 feet) from each boundary of the property upon which it is located.
 - (3) Each such building shall be constructed so as to prevent the escape of the animals kept therein.
 - (4) The appearance of each such building, structure, coop, pen or run shall be properly maintained, by regular painting, or shall be finished with permanent siding, and in all cases shall comply with the requirements of any applicable zoning by-laws.
 - (5) All equipment and material shall be kept within a building or structure, or under cover.
 - (6) All equipment and materials shall be screened from the view of the general public, and, where it is necessary to do so, a hedge or other such vegetation shall be planted, or a solid fence erected, to act as a screen.
 - (7) All refuse resulting from the keeping of such animals shall be buried in such a manner as to prevent odours arising therefrom, or shall be stored in air tight containers, until removed from the property.
 - (8) All food for the animals shall be kept in rodent proof containers.
14. A person who is a registered member in good standing of a club or organization named in Schedule A to this by-law on the 12th day of September, 1983, may keep up to a maximum of 30 pigeons only on the premises of or in the dwelling unit where the person resides on the 12th day of September, 1983, if, in addition to any other applicable requirements and restrictions are complied with:
- (1) All pigeons must be banded with an identifying leg band issued by a club or organization named in Schedule A.
 - (2) All pigeons must be kept within a building, structure or coop except during the permitted daily flight periods.
 - (3) Each pigeon may be released for no more than two flights per day.
 - (4) Only one-half of the number of pigeons kept by any one person may be released for flight at any one time.
 - (5) Pigeons may be released for flight:
 - (a) from the beginning of April to the end of September in each year, only before 7:30 o'clock in the forenoon and after 6:00 o'clock in the afternoon; and
 - (b) from the beginning of October to the end of March in each year, only before 10:00 o'clock in the forenoon and after 3:00 o'clock in the afternoon.

- (6) The release of pigeons for flights shall be under the supervision of the person owning the pigeons, or some other competent person.
15. A person who is a registered member in good standing of a club or organization named in Schedule B to this by-law may keep any number of rabbits, game fowl or domestic fowl, if the applicable requirements and restriction of this by-law are complied with.
16. Every person who contravenes any provision of this by-law is guilty of an offence, and liable, upon conviction, to a penalty of not more than Five Thousand (\$5,000.00), exclusive of costs, in respect of each offence.
17. By-law 205-91 is hereby repealed.

READ a FIRST, SECOND and THIRD TIME and PASSED in Open Council this 13th day of July, 1992.



PETER ROBERTSON, MAYOR



LEONARD J. MIKULICH, CLERK

APPROVED
AS TO FORM
LAW DEPT.
BRAMPTON

DATE *7/13/92*

SCHEDULE A TO BY-LAW 165-92

1. The Canadian Union of Racing Clubs St. Thomas, Ontario.
2. Brampton and Peel County Poultry, Pigeon and Pet Stock Association.

CITY OF BRAMPTON ANIMAL SHELTER
FEE SCHEDULE B 165-92

1. Ontario Poultry Confederation
(governed by the Ministry of
Agriculture and Food)
2. Brampton and Peel County Poultry,
Pigeon and Pet Stock Association

SCHEDULE "C"

Animals Prohibited

1. All Anseriformes (such as Ducks, Geese, Swans)
2. All Galliformes (such as Grouse, Pheasant, Turkeys)
3. All Sciuridae (such as Prairie dogs, Giant squirrels and Flying squirrels)
4. All Marsupials (such as Kangaroos and Opossums)
5. All Non-Human Primates (such as Gorillas and Monkeys)
6. All Felids except the Domestic Cat (such as Lions and Tigers).
7. All Canids except the Domestic Dog (such as Wolves and Hybrids).
8. All Viverrids (such as Mongooses, Civets and Genets)
9. All Mustelids except the Domestic Ferret (such as Skunks and Weasels).
10. All Ursids (Bears)
11. All Artiodactylus Ungulates (such as cattle, goats, sheep and pigs).
12. All Procyonids (such as Raccoons, Coatis and Cacomistles)
13. All Hyaenas
14. All Perissodactylus Ungulates (such as Horses and Zebra)
15. All Elephants
16. All Pinnipeds (such as Seals, Fur Seals and Walruses)
17. All Snakes of the families Pythonidae and Boidae
18. All Venomous Reptiles

SCHEDULE "C"

19. All Ratite Birds (such as Ostrichs, Rheas, Cassowaries)
20. All Edentates (such as Anteaters, Sloths and Armadillos)
21. All Bats
22. All Crocodilians (such as Alligators and Crocodiles)
23. All Arachnids (such as Scorpions and Tarantulas)

SCHEDULE "D"

Any animal listed in Schedule "C" may be kept in places or under the circumstances as follows:

1. on property owned by The Corporation of the City of Brampton;
2. on property and within a building or enclosure owned and operated by the Ontario Humane Society;
3. on property and within a building operated as an Animal Hospital or Clinic which is lawfully operated and supervised by a Veterinarian licensed by the Ontario Veterinary Association;
4. on property owned by The Corporation of the City of Brampton or another governmental authority being lawfully operated as a public park, exhibition or zoological garden and maintaining animals therein, provided that the animals are kept in accordance with the guidelines set by the CAZPA (Canadian Association of Zoological Parks and Aquariums).
5. within a building being operated as a university or community college, secondary school, junior high school and pre-school where such animals are being kept for research, study or teaching purposes, or on the premises registered as research facilities, pursuant to the Animals for Research Act, R.S.O. 1990, c. A.22.