

AMENDED BY BY-LAW 267-94
257-95 231-2001, 223-2000



213-2003 310-2003, 27-2004
149-2004, 389-2004

THE CORPORATION OF THE CITY OF BRAMPTON

REPEALED BY BY-LAW 250-2005

BY-LAW

Number 7-92

To licence dogs, and to prohibit the running of dogs at large and to carry out the operation of the Brampton Animal Shelter and Pound

WHEREAS the Municipal Act (R.S.O. 1980, Chapter 302, as amended), authorizes the council of a local municipality to pass by-laws prohibiting or regulating the keeping of animals or any class thereof within the municipality, prohibiting or regulating the running at large of dogs in the municipality, and requiring licensing and registration of dogs;

NOW THEREFORE, the Council of The Corporation of the City of Brampton ENACTS as follows:

DEFINITIONS:

1. (a) In this by-law:

"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 to enforce this by-law;

"City" shall mean the Corporation of the City of Brampton;

"Commissioner" shall mean the Commissioner of Public Works and Buildings or his designate;

"Dog" shall mean a male or female dog;

"Guide Dog" shall mean a dog trained as a guide for a blind person or for the hearing impaired, and used as such;

"Kennel" shall mean:

- (i) A place where more than two dogs are kept for the purposes of show, training or breeding, or;
- (ii) A place where more than two dogs are kept and cared for on behalf of the owners of the dogs;

"Licence Inspector" shall mean the person or persons appointed as a municipal law enforcement officer by Council;

"Owner" of a dog includes a person who possesses or harbours a dog, and, where the owner is a minor, the person responsible for the custody of the minor, and "owns" and "owned" have a corresponding meaning;

"Police Work Dog" shall mean a dog trained to aid law enforcement officers and used by such officers in the execution of their duties;

"Pound" shall mean such premises and facilities designated as a City Animal Shelter and Pound;

"Poundkeeper" shall mean the person appointed as such by By-law of Council;

"Pure-bred" shall mean:

- (i) registered or eligible for registration in the register of The Canadian Kennel Club, Incorporated or;
- (ii) of a class designated as pure-bred in any regulations passed pursuant to provincial legislation.

"Tag" shall mean a metal tag indicating the year or number issued.

2. In this by-law, unless the context otherwise requires words importing the singular shall include the plural and use of the masculine shall include the feminine, where applicable.
3. This by-law shall be administered and enforced by the Commissioner of Public Works and Buildings, and by such other persons as may be appointed to do so by resolution or by-law of Council.
4. Where the owner of a dog has been convicted of a violation of the provisions of this by-law relating to dogs running at large, a total of four or more times within a period of six months, the licensing of any dogs owned by him may be revoked by the Commissioner or his representative, and any tags furnished to such owner for dogs owned by him shall be returned to the City upon written demand, and such person shall not be permitted to have any dogs licensed or to obtain any tags for a period of twelve months after the date of the revocation of the licences.

LICENSING

5. (a) Every owner of a dog shall ensure that each dog owned by him is registered with and licensed by the City for each calendar year.
- (b) Every owner of a dog shall cause the dog to be registered with and licensed by the City for each calendar year, before the 28th day of February of that year, unless the dog came into his possession or care after that date.
- (c) Every owner of a dog, immediately after the dog comes into his possession or care, shall, if the dog does not have a tag for the current calendar year, cause such dog to be registered with and licensed by the City.

- (d) (i) The owner of a guide dog or a police work dog, is not required to cause such dog to be registered with and licensed by the City.
 - (ii) The Commissioner may require the owner of a dog to establish to his satisfaction that the dog is a guide dog, or a police work dog.
6. In order to license a dog and obtain a tag, the owner of the dog must produce to the City satisfactory proof that the dog has been inoculated against rabies within the past twenty-four months.
7. (a) On payment of the licence fee for a dog, the owner shall be furnished with a dog tag and shall keep the tag securely fixed on the dog at all times until the tag is replaced, except that the tag may be removed while the dog is being lawfully used for hunting deer in the bush.
- (b) The licence fee in respect of each dog shall be as set out in Schedule A to this by-law.
8. (a) Every tag shall be valid for the calendar year as indicated thereon in respect of the particular dog for which it was obtained.
- (b) The owner of a dog shall return the tag for the said dog to the City if the dog dies, is destroyed or is transferred to another owner.
- (c) No owner shall use a tag upon a dog other than the dog for which said tag was issued.
- (d) A replacement tag may be obtained upon payment of the fees set out in Schedule A to this by-law if it is shown to the satisfaction of the City that a tag for that dog had already been obtained for the current calendar year.
9. (a) The owner of a kennel for dogs that are purebred shall pay to the City, before the 28th day of February in each year, a licence fee for said kennel, as set out in Schedule A to this by-law.
- (b) Where the owner of a kennel has complied with the requirements of paragraph (a) of this section in respect of his kennel, he is not required to cause each pure-bred dog kept at said kennel to be registered with and licensed by the City.
- (c) Kennels may only be licensed if they are located where kennels are permitted by the applicable zoning by-laws.

KENNELS

10. (a) No person or persons shall keep more than three dogs over three months of age at one location unless a kennel licence is obtained.

- (b) Every person who applies for a kennel licence or operates boarding facilities for animals, shall comply with the following requirements:
- (i) The kennel building shall be in a separate building and shall not be attached to a building which is or can be used for human habitation.
 - (ii) The kennel building and its location must conform to the applicable zoning by-laws and the Ontario Building Code and be maintained in such a manner as to be free from damage.
 - (iii) The kennel building shall have a floor of concrete or other impermeable material and shall have a drain opening constructed as a plumbing fixture, and such floor shall be thoroughly cleaned daily, or more often if necessary; provided, however, that the dogs may be kept in adequately sized cages to allow the animal to extend its legs to their full extent, stand or sit, turn around or lie down in a fully extended position, and the cages are to be constructed solely of metal or wire or partly of wire, and shall have metal or other impermeable bottoms which shall be cleaned and washed daily, or more often if necessary.
 - (iv) The kennel building shall have:
 - 1. electric lighting;
 - 2. windows which may be opened for proper ventilation;
 - 3. a heating system sufficient to adequately heat the building;
 - 4. hot and cold running water; and
 - 5. a food preparation area.
 - (v) Where dogs are permitted to use an outside area, there shall be constructed around such area a solid board fence having a height of at least four feet (4'); the wall of an adjacent building may be included as part of such fenced-in area. Such fenced-in area shall not be required where such outside area is more than two hundred feet (200') from the property lines.
 - (vi) Where a clipping and grooming service is performed, such clipping and grooming shall be carried out in the kennel building only.
- (c) Every person who holds a kennel licence or operates boarding facilities for animals or both, shall comply with the following requirements:
- (i) While the licence is in force he shall keep the licence continuously exposed in a conspicuous place in the interior of the premises for which the licence is obtained.
 - (ii) At all times he shall maintain the premises in a sanitary, well ventilated clean condition, and free from offensive odours.

- (iii) He shall keep the dogs in sanitary, well bedded, well ventilated, naturally lighted, clean quarters and maintain and keep such quarters at a healthful temperature at all times.
- (iv) He shall adequately feed and water the dogs periodically each day and keep same in a clean, healthy condition, free from vermin and disease.
- (d) The License Inspector or such of his staff as he may designate, and any other person authorized by the City may inspect any place where dogs are kept, pursuant to this by-law.
- (e) If the kennel is found not to conform, under the requirements set out herein, the Licence Inspector may direct that the dogs be seized and impounded by the Animal Control Officers employed by the City and may revoke the licence issued to the kennel.

NUMBER OF DOGS

- 11. (a) Subject to subsection (c), no person may keep or permit to be kept at any one time, more than three dogs older than three months.
- (b) Subject to subsection (c), no more than three dogs older than three months may be kept at any one time in or about any one dwelling unit or location.
- (c) Subsections (a) and (b) do not apply to the owner of a licensed kennel, the owner of an animal hospital, an animal hospital operated by a veterinary surgeon, the owner of a pet store, or the poundkeeper.

RUNNING AT LARGE

- 12. (a) Every dog owner shall ensure that his dog does not run at large within the City of Brampton.
 - (b) A dog running at large may be seized by any person, who shall deliver the dog to an animal control officer or to the poundkeeper.
 - (c) Any dog running at large may be seized and impounded, and may be sold or destroyed by the poundkeeper.
 - (d) 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.
13. Where any dog is running at large and;
- (a) represents a threat to the safety of any person or animal, or
 - (b) is severely injured,
- an animal control officer may destroy such dog.

LEASHING OF DOGS

14. Every owner of a dog shall keep the dog leashed and under the control of a person when the dog is on land in the municipality other than that of the owner, unless prior consent is given by the person owning the land on which the dog is found.
15. After any dog has bitten a person or a domestic animal, the Owner shall ensure that such dog is muzzled and leashed at all times.
16. The Owner of any dog required to be muzzled or leashed may request and shall have a hearing before the Poundkeeper who may exempt the Owner from the muzzling or leashing, or both.

KEEPING OF DOGS

17. No person shall keep, or permit to be kept, any dog in a building, structure, pen or run unless it is at least 2 metres (6 feet) from the boundary of the property upon which it is located.

IMPOUNDMENT

18. The Poundkeeper, on satisfactory identification, may release an impounded animal to the Owner on payment of the fees as set out in Schedule B, plus the cost of any damages, fines expenses, veterinary care and the cost of any vaccination or immunization.
19. Any dog impounded and not wearing a tag for the then current year, may at the discretion of the Poundkeeper, be given an inoculation to provide temporary immunization against distemper or any other contagious or infectious disease.
20. The Poundkeeper is hereby authorized to charge the fees for services as set out in Schedule B.

STERILIZATION

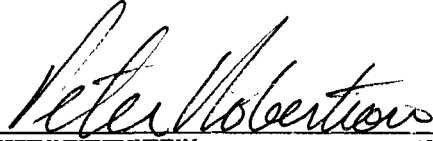
21. All female dogs and cats purchased from the Animal Shelter shall, if not already done, be spayed or neutered and the operation must be performed by a veterinarian whose office is in the City of Brampton. The spaying or neutering must be done within 90 days of the date of purchase from the Pound or at the recommendation of the examining veterinarian. The City will subsidize the veterinarian the amount set out in Schedule B.

PENALTY

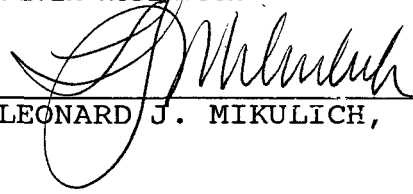
22. Every person who contravenes any of the provisions of this by-law is guilty of an offence, and liable, upon conviction, to a penalty of not more than Five Thousand (\$5,000.00), exclusive of costs, in respect of each offence.

23. By-law 206-91 is hereby repealed.

READ a FIRST, SECOND and THIRD TIME and PASSED in OPEN COUNCIL this 27th , day of January , ~~XXXX~~ 1992



~~XXXXXXXXXXXX~~ MAYOR
PETER ROBERTSON



LEONARD J. MIKULICH, CLERK

cmh
DATE 1/11/92

SCHEDULE A TO BY-LAW 7-92

FEEES
INCLUSIVE OF TAXES

Dog Licence Fees	\$15.00
Effective January 1, 1992	20.00

Fees for replacement tags

Cost of tag	\$1.25
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Handling and administration charge	<u>\$3.75</u>
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TOTAL	5.00
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Kennel licence fees	\$50.00
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CITY OF BRAMPTON ANIMAL SHELTER
FEE SCHEDULE B By-Law 7-92

	<u>FEE INCLUSIVE OF TAXES</u>
<u>ADOPTIONS</u>	
CATS: IN	\$22.00
OUT	\$35.00
DOGS: IN	\$27.00
OUT	\$52.00
KITTENS/PUPS: IN	\$ 6.00
<u>EUTHANASIA & DISPOSAL</u>	
DOGS	\$38.00
CATS	\$27.00
<u>EUTHANSIA ONLY</u>	
DOGS	\$22.00
CATS	\$17.00
<u>DISPOSAL ONLY</u>	
DOGS	\$17.00
CATS	\$11.00
<u>PRIVATE CREMATION (WITH URN)</u>	
DOGS	\$65.00
CATS	\$43.00
<u>PRIVATE CREMATION (WITHOUT URN)</u>	
DOGS	\$54.00
CATS	\$33.00
<u>CADAVER PICK-UP (LOCAL VETERINARIANS)</u>	
	\$22.00
<u>CADAVER PICK-UP (NON-LOCAL VETERINARIANS)</u>	
	\$38.00
<u>BOARD/QUARANTINE (PER DAY OR PART THEREOF)</u>	
DOGS	\$ 9.00
CATS	\$ 6.00
TRAPS (\$25.00 DEPOSIT)	
PER DAY RENTAL	\$ 1.50
SERVICE (NON-CITY OWNED TRAPS)	\$11.00
<u>IMPOUND FEES</u>	
DOGS	1ST IMPOUNDMENT \$17.00
	2ND IMPOUNDMENT \$22.00
	3RD IMPOUNDMENT \$27.00
	4TH IMPOUNDMENT \$54.00

SCHEDULE B CONTINUED By-law 7-92

BOARD FEES

DOGS	\$ 9.00 PER DAY OR PART THEREOF
CATS	\$ 6.00 PER DAY OR PART THEREOF

STERILIZATION SUBSIDY

CANINE NEUTER	\$30.00
CANINE SPAY	\$30.00
FELINE SPAY	\$20.00
FELINE NEUTER	\$15.00

MISC. (SMALL ANIMALS/PETS)

ADOPTIONS IN	\$11.00
EUTHANASIA/DISPOSAL	\$ 6.00
BOARD PER DAY	\$ 6.00