

The Corporation of the City of Kenora

By-Law Number 143 - 2026

A By-Law to Regulate the Keeping of Animals in the City of Kenora

Whereas subsection 8(3) of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended (the "*Municipal Act, 2001*") authorizes a municipality to regulate or prohibit respecting a matter; require persons to do things respecting a matter; and to provide for a system of licences respecting a matter;

Whereas subsection 10(2) of the *Municipal Act, 2001* authorizes a single tier municipality to pass by-laws respecting animals;

Whereas section 103 of the *Municipal Act, 2001* provides that if a municipality passes a by-law regulating or prohibiting, with respect to the being at large or trespassing of animals, it may provide for the seizure and impounding of animals found at large or trespassing contrary to that by-law, and the sale of impounded animals;

Whereas section 391 of the *Municipal Act, 2001* enables a municipality to pass a by-law imposing fees or charges on persons for services or activities provided or done by on behalf of it;

Whereas section 425 of the *Municipal Act, 2001* authorizes a municipality to pass by-laws providing that a person who contravenes a by-law of the municipality passed under that Act is guilty of an offence;

Whereas Council deems it expedient and in the public interest to license dogs, to regulate and control animals in the municipality and to regulate the care and keeping of animals pursuant to its authority to do so under the *Municipal Act, 2001*;

Whereas section 67 of the *Provincial Animal Welfare Services Act, 2019*, S.O. 2019, c. 13 provides that where the *Act* or Regulation under the *Act* and a municipal by-law conflict, the provision that affords greater protection to animals prevails;

Whereas subsection 20(2) of the *Animal Research Act*, R.S.O. 1990, c. A. 22 provides that a municipality may pass a by-law which extends the redemption period provided in that *Act*;

Now Therefore the Council of The Corporation of the City of Kenora enacts as follows:

Definitions and Interpretation

1(1) For the purposes of this By-law:

- a) "animal" means any live non-human vertebrate and, without limiting the generality of the foregoing, includes a domestic animal; an animal raised for commercial purposes; an animal kept as a working animal, pet, or as an animal used for a hobby; and includes reptiles, birds and fish;

- b) “at large” means when a dog or cat is found in any place other than the premises of the Owner of the dog or cat and not under the care and control of any person;
- c) “bite” means the use of the teeth of an animal to cut into or through something;
- d) “cat” means a domestic feline animal;
- e) “City” means The Corporation of the City of Kenora or, where referring to geographic area, the City of Kenora;
- f) “City Clerk” means the clerk of The Corporation of the City of Kenora, or their designate;
- g) “Council” means the Council of The Corporation of the City of Kenora;
- h) “dog” means a domesticated canine animal, male or female;
- i) “domestic animal” includes a dog, cat or any other any tamed or domesticated animal;
- j) “dwelling” means a building, structure, room or rooms occupied or intended for use for human habitation in which sanitary, cooking and sleeping facilities are provided;
- k) “keeps” includes harbours;
- l) “kennel” means a place for the keeping, breeding or temporary shelter of dogs, cats or other domestic animals, and may include the following specific types of kennels:
 - (i) shelter kennel, which means a place where animals are kept, usually for a fee, and operated as a commercial business or as a service to the community; or
 - (ii) breeding kennel, which means a place where animals are kept for the purposes of reproduction, and the use of or sale of the offspring. A breeding kennel may be a hobby or a professional type enterprise where the breeding is to produce improved specimens of the breed and there are no more than two (2) breeding animals of no more than two (2) breeds;
 - (iii) working kennel, which means a place where a group of dogs are kept for an organization or sport (such as hunting, security, tracking, obedience, mushing and similar) that is registered with the respective association.
- m) “leash” means a rope or chain or other restraining device for a dog not exceeding two (2) metres in length;
- n) “licence tag” means a serially numbered tag, the number of which is recorded by the City for identification purposes;
- o) “Manager of Enforcement Services” means the Manager of Enforcement Services of The Corporation of the City of Kenora or their designate;

- p) “mobile home” means a dwelling that is designed to be made mobile, that is assessed under the *Assessment Act*, R.S.O. 1990, c. A.31, as amended and revised from time to time, as part of the land on which it is situate, and that is situated on a mobile home site in a mobile home park;
- q) “mobile home park” means a tract of land under single ownership, or ownership pursuant to the *Condominium Act, 1998*, S.O. 1998, c. C. 19, as amended and revised from time to time, which has been planned and intended for the placement of mobile homes, and consists of a group of not less than two (2) mobile home sites;
- r) “mobile home site” means a parcel of land within a mobile home park that is designed for the exclusive use of one mobile home;
- s) “Municipal Animal Facility” means a facility operated by the City for the housing of animals, including animals that have been picked up as a result of any contravention of this By-law and, where the context requires, includes the staff of the Municipal Animal Facility, including, without limitation, an Officer;
- t) “muzzle” means a humane fastening or covering device of adequate strength over the mouth to prevent a dog from biting; and the word “muzzled” has a corresponding meaning;
- u) “Nuisance Dog” means any dog in respect of which there have been two (2) or more convictions for offences under this By-law;
- v) “Officer” means a Police Officer, By-law Enforcement Officer, Municipal Law Enforcement Officer, or any City employee whose duties include the enforcement of this By-law;
- w) “Owner” means any person who possesses, harbours or keeps an animal; where the Owner is a minor, the person responsible for the custody of the minor; and includes the person who is temporarily the keeper of, or in control of, the animal; and the word “owns” has a corresponding meaning;
- x) “pen” means a cage or structure used for the housing of animals that shall be so constructed and maintained so that:
 - (i) every animal therein may comfortably extend its legs to their full extent, stand, sit, turn around and lie down in a fully extended position;
 - (ii) it is not likely to harm any animal therein;
 - (iii) any animal therein cannot readily escape; and
 - (iv) it may be readily cleaned;
- y) “person” means any individual, corporation, organization, association, or any other legal entity;

- z) "poultry" includes chicken, geese, ducks, turkeys, and other poultry and the young of any of them and includes game birds;
- aa) "premises" means a building or land, or a part thereof, that is owned, leased or otherwise used by a person;
- bb) "property" includes, as the context requires, a premises or any real or personal property;
- cc) "prohibited animal" means any animal listed in Schedule "B" to this By-law, as amended, supplemented or replaced from time to time;
- dd) "rabbit" means a domesticated rabbit;
- ee) "Service Dog" means an animal trained by a recognized school for service as a guide dog for the blind or visually impaired, a guide dog for the deaf or hearing impaired, or a special skills dog for other disabled persons;
- ff) "shelter" means, unless the context otherwise requires, a structurally sound and sufficient, waterproof, insulated enclosure of dimensions sufficient to protect the full body of the animal for whose use it is intended from the elements and in which the animal is able to fully stand up, sit down, turn around, and lie down with its limbs fully extended;
- gg) "tether" means a rope, chain, or any restraining device attached to an inanimate object that prevents an animal from moving away from a localized area, and the word "tethered" has a corresponding meaning; and
- hh) "Zoning By-law" means the Zoning By-law of the City, as amended, supplemented or replaced from time to time.

1(2) References to items in the plural in this By-law include the singular, as applicable, and vice versa.

1(3) The animal control regulations provided for in this by-law do not apply to Canada, the Province of Ontario, The Corporation of the City of Kenora or any other public authority.

Care of Animals

Responsibility to Care for Animals

2(1) Every person who keeps an animal within the City shall at all times provide the animal, or cause the animal to be provided, with:

- a) a clean and sanitary environment free from the accumulation of waste matter; and
- b) adequate and appropriate care, food, water, shelter and the opportunity for physical activity.

Sanitary Conditions

2(2) Every person who keeps an animal within the City shall keep the animal, or cause the animal to be kept, on property that is free from the accumulation of fecal or other waste matter, foul odour, insect infestation, rodent attractants or any other unsanitary condition that disturbs or is likely to disturb the enjoyment, comfort or convenience of any person or animal, or that may endanger the health of any person or animal.

Tethers

2(3) No person shall keep an animal tethered unless:

- a) the tether is a minimum of four (4) metres in length;
- b) the animal has unrestricted and unobstructed movement within the range of the tether;
- c) the animal has reasonable access to food, water and shelter;
- d) the tether is attached to a permanently fixed object;
- e) the tether is securely attached to a flat collar or other humane harnessing device and not to a choke collar, choke chain or pronged collar;
- f) the animal is tethered in a way that it will not injure itself; and
- g) the animal is not tethered for an unreasonable amount of time.

2(4) No person shall tether an animal in such a way as to permit the animal to go beyond the limits of the Owner's property or the property of another person from whom the Owner of the animal has received permission.

Dogs

Licensing

3(1) Every Owner of a dog within the City shall:

- a) promptly and, in any event, within seven (7) days of becoming the Owner of the dog, and annually, not later than March 31st of each year thereafter, cause the dog to be licensed by the City and pay an annual dog licence fee as set out in Schedule "A";
- b) ensure that a licence tag is obtained from the City;
- c) ensure the licence tag is on the dog's collar and with such collar securely affixed to the dog at all times;
- d) ensure that, for the fee set out in Schedule "A", a replacement licence tag is promptly purchased from the City in the event that the tag is lost, damaged or destroyed;

- e) not use a dog licence tag for any dog other than the dog for which it was issued;
- f) notify the City within seven (7) days of a change in ownership or death of a registered dog; and
- g) not provide the City with any false or misleading information in respect of the registration, or renewal of registration of a dog.

3(2) Every Owner of a dog shall provide to the City the following information upon registration and renewal of registration:

- a) name, address, email address and telephone number of the dog Owner;
- b) name, age, gender, breed, and colour of the dog; and
- c) proof of sterilization from a qualified veterinarian, if applicable; and
- d) any such other information as the City may require.

3(3) If the Owner's address changes, the Owner shall notify the City within seven (7) days.

3(4) Owners of Service Dogs shall register such dogs in accordance with subsection 3(1) but are exempt from paying the licence fees provided for in subsection 3(1).

3(5) Subsections 3(1) - (4) do not apply to animals offered for sale while in a business premise that has been licensed by the City of Kenora to operate in the City to sell animals.

Muzzling of Dogs

3(6) No person shall muzzle a dog in any manner that restricts or may restrict the dog's ability to breathe or drink water or in any manner that causes the dog pain, suffering or injury.

Keeping of Dogs

3(7) No person shall keep on such person's property more than two (2) dogs, unless:

- a) the property is located in the Rural (RU) area under the City's Zoning By-law, in which case the person may keep up to four (4) dogs;
- b) the property is licensed by the City as a kennel, subject to the provisions of this By-law and compliance with the terms and conditions of such licence;
- c) the property is in compliance with the City's Zoning By-law for the operation of a business that provides supplies and services for dogs;
- d) the property is a Municipal Animal Facility, or is a rescue facility authorized in writing by the City;

- e) the property is an accredited veterinary hospital, clinic or other facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act*, R.S.O. 1990, c. V.3, as amended; or
- f) the person has made an application, in writing, to the Manager of Enforcement Services or delegate for a variance of the number of dogs that may be kept on the property and has been granted a variance of such number;

3(8) Notwithstanding any other provisions of this By-law, including, without limitation subsection 3(7), no person shall keep more than one (1) dog at a mobile home site, except that in addition to dogs otherwise lawfully housed, owned, kept or harboured on a mobile home site, the young of such dogs may be housed, owned, kept or harboured on such mobile home site for a period not exceeding six (6) months after birth.

3(9) An application for a variance, or for a rescue facility shall be made, in writing, to the Manager of Enforcement Services or delegate. The Manager of Enforcement Services may require any information that such Manager determines is necessary or appropriate in the consideration of the application. In addition, the Manager of Enforcement Services may require an inspection of the property and may make inquiries to, and seek input from, other (i) City Departments; (ii) public authorities or (iii) any other persons, before making a decision on an application.

3(10) A variance or rescue facility application may be granted or may be denied. If granted, it may be granted on terms and conditions and the right to keep dogs on the property pursuant to a variance of the number is subject to compliance with such terms and conditions.

3(11) No person who receives a variance or an approval for a rescue facility under this By-law shall fail to comply with all terms and conditions contained in such variance or approval, including, without limitation, any term specifying a date and period of time during which the variance or approval is effective.

3(12) Any breach of the terms or conditions of a variance or a rescue facility approval, or any error or omission in the information provided to the City in the variance or rescue facility application shall immediately, and without notice, render the variance or rescue facility approval, as the case may be, null and void.

3(13) Where the Manager of Enforcement Services or delegate refuses to grant a variance or rescue facility approval, or a variance or approval is granted with conditions, the applicant may appeal the Enforcement Service Manager's decision to City Council by filing with the City Clerk a written notice of appeal within twenty (20) days of the date that the Enforcement Services Manager's decision on the application was made.

3(14) After receipt of a properly made notice of appeal, the City Clerk shall notify the applicant of the hearing date, once established.

3(15) If the applicant does not attend on the hearing date for the appeal, City Council may deem the appeal to be abandoned or may consider it in the absence of the applicant and the applicant shall not be entitled to further notice of the proceeding.

3(16) Upon consideration of an appeal, City Council will consider the issues and may uphold or vary, with or without conditions, the decision made by the Enforcement Services Manager.

Nuisance Dog

3(17) The Manager of Enforcement Services or delegate may, after considering the convictions that resulted in the dog being deemed a Nuisance Dog under this By-law, order, in writing, that the Owner of such Nuisance Dog take additional measures to reduce the likelihood of further contraventions of this By-law; such further measures may, without limitation, include requiring the taking of some or all of the following actions:

- a) the Nuisance Dog being confined indoors in a manner that does not allow the Nuisance Dog to escape the building on the property in which it is confined and, when outside, be subject to conditions which may include those provided for in 3(17)(b)-(d);
- b) when the Nuisance Dog is outside, the Nuisance Dog being muzzled;
- c) when the Nuisance Dog is outside, the Nuisance Dog being tethered in a manner that does not allow it to be within one (1) metre of the Owner's property line; and/or
- d) any other conditions that the Manager of Enforcement Services or delegate, in their discretion, considers appropriate in the circumstances in order to prevent further violations of this By-law and to protect the safety of humans and other animals.

3(18) Every Owner of a Nuisance Dog shall comply with any written Notice or Order issued to such Owner.

3(19) No person shall permit a Nuisance Dog to run at large in the City.

3(20) Where the Manager of Enforcement Services or delegate makes such an Order, the Owner of the Nuisance Dog may appeal such decision to City Council by filing with the City Clerk a written notice of appeal within twenty (20) days of the date that the Order was made.

3(21) After receipt of a properly made notice of appeal, the City Clerk shall notify the applicant of the appeal hearing date, once established.

3(22) If the appellant does not attend on the hearing date for the appeal, Council may deem the appeal to be abandoned or may consider it in the absence of the appellant, and the appellant shall not be entitled to further notice of the proceeding.

3(23) Upon consideration of an appeal, City Council will consider the issues and may uphold or vary, with or without conditions, the decision made by the Enforcement Services Manager or delegate.

3(24) An owner of a Nuisance Dog may, after the Order has been in effect for more than one year, apply to have the deeming of the dog a Nuisance Dog rescinded or modified. Such application shall be made, in writing, to the Manager of Enforcement Services or delegate. The Manager of Enforcement Services may require any information that such Manager determines is necessary or appropriate in the consideration of the application. The decision made by the Manager of Enforcement Services or delegate may be appealed in accordance with the procedure provided for in subsections 3(20) - (23).

Leashing and Running at Large

3(25) Every Owner of a dog shall, while the dog is not on the property of the Owner, or the private property of another person with the consent of the Owner, ensure that the dog is held or affixed to their person or another competent person by means of a leash.

3(26) No Owner of a dog shall use a leash on the dog that exceeds two (2) metres in length, but in no case shall an Owner use a leash of a length that does not enable them to properly control the dog.

3(27) A dog shall not be deemed to be controlled by a leash if the leash is attached to an inanimate or immovable object, a vehicle or a bicycle.

3(28) No person shall use a collar on a dog that restricts the dog's ability to breathe or swallow.

3(29) No person shall permit a dog to run at large in the City.

3(30) No person shall do anything or omit to do anything where such act or omission has or may have the effect of causing of permitting the running at large of a dog within the City.

3(31) Subsections 3(25) and (29) do not apply to areas in which leashes are not required, such as at dog parks and off leash parks.

Stoop and Scoop

3(32) Every Owner of a dog shall immediately remove any feces by the dog in any place other than the premises of the Owner and shall dispose of it in a proper waste receptacle, unless the dog is a Service Dog and the handler is unable to remove the excrement left by such dog due to a physical disability.

Responsibilities of Dog Owner

3(33) Every Owner of a dog shall ensure that such dog does not:

- a) bite or chase a person or other animal;
- b) bite, bark at or chase any motor vehicle or bicycle;
- c) bark, howl or otherwise comport itself in such a fashion as to disturb any person;
- d) bark, howl or otherwise comport itself in such a fashion as to alarm or cause any person to fear for their physical safety;
- e) cause any damage to any property or any injury to any person or other animal;
- f) at any time, come within the floral area of any park or disturb or destroy any vegetation or animal habitat in any park;
- g) at any time enter into any public swimming pool, wading pool, splash pad or beach intended for public use; or

- h) upset any waste receptacle or scatter the contents thereof whether or not the dog is then running at large.

Keeping of Cats

4(1) No person shall keep on such person's property more than two (2) cats, unless:

- a) the property is located in a Rural (RU) area under the City's Zoning By-law, in which case the person may keep up to four (4) cats;
- b) the property is in compliance with the Zoning By-law for the operation of a business that provides supplies and services for cats;
- c) the property is a Municipal Animal Facility, or is a rescue facility authorized in writing by the City;
- d) the property is an accredited veterinary hospital, clinic or other facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act*, R.S.O. 1990, c. V.3, as amended; or
- e) the person has made an application, in writing, to the Manager of Enforcement Services or delegate for a variance of the number of cats that may be kept on the property and has been granted a variance of such number;

4(2) Notwithstanding any other provisions of this By-law, no person shall keep more than one (1) cat at a mobile home site, except that in addition to cats otherwise lawfully housed, owned, kept or harboured on a mobile home site, the young of such cats may be housed, owned, kept or harboured on such mobile home site for a period not exceeding six (6) months after birth.

4(3) An application for a variance or for a rescue facility shall be made, in writing, to the Manager of Enforcement Services or delegate. The Manager of Enforcement Services may require any information that such Manager determines is necessary or appropriate in the consideration of the application. In addition, the Manager of Enforcement Services may require an inspection of the property and may make inquiries to, and seek input from, other (i) City Departments; (ii) public authorities or (iii) any other person, before making a decision on an application.

4(4) A variance or rescue facility application may be granted or may be denied. If granted, it may be granted on terms and conditions and the right to keep cats on the property pursuant to a variance of the number is subject to compliance with such terms and conditions.

4(5) No person who receives a variance or an approval for a rescue facility under this By-law shall fail to comply with all terms and conditions contained in such variance, including, without limitation, any term specifying a date and period of time during which the variance is effective.

4(6) Any breach of the terms or conditions of a variance or of a rescue facility approval, or any error or omission in the information provided to the City in the variance or rescue facility application shall immediately, and without notice, render the variance or rescue facility approval, as the case may be, null and void.

4(7) Where the Manager of Enforcement Services or delegate refuses to grant a variance or a rescue facility approval, or a variance or approval is granted with conditions, the applicant may appeal the Enforcement Service Manager's decision to City Council by filing with the City Clerk a written notice of appeal within twenty (20) days of the date that the Enforcement Services Manager's decision on the application was made.

4(8) After receipt of a properly made notice of appeal, the City Clerk shall notify the applicant of the hearing date, once established.

4(9) If the applicant does not attend on the hearing date for the appeal, City Council may deem the appeal to be abandoned or may consider it in the absence of the applicant and the applicant shall not be entitled to further notice of the proceeding.

4(10) Upon consideration of an appeal, City Council will consider the issues and may uphold or vary, with or without conditions, the decision made by the Enforcement Services Manager.

4(11) No person who owns or keeps a cat shall allow or permit it to be at large in the City.

4(12) No person who owns or keeps a cat shall allow or permit the cat to defecate on or in the following areas without immediately removing the feces and providing for its sanitary disposition:

- a) a public place; or
- b) private property without the consent of the Owner of the property.

Impounding of Dogs and Cats

5(1) Dogs:

- a) Any person, including an Officer, may seize any dog that is found running at large or otherwise unaccompanied in the City and may cause such dog to be delivered to the Municipal Animal Facility or returned to its Owner or the person that was keeping the dog at the time that it was found to be running at large.
- b) A dog seized pursuant to this By-law shall be considered impounded at the time and place when it comes under the control of the Officer or, in any other case, when delivered to the Municipal Animal Facility.
- c) Upon seizing or taking possession of any dog, it is the general policy of the Municipal Animal Facility to make reasonable efforts to determine the identity of an Owner of the dog and to inform such Owner that the dog has been impounded.
- d) When a dog wearing a licence tag is impounded, an Officer may provide notice of such impoundment to a person to whom the licence tag was issued and do so in such manner as the Officer, in the Officer's discretion, deems appropriate.
- e) Any such notice provided pursuant to paragraph 5(1)(d) may be served in one of the following manners: personally; by telephone; by social media messaging; by leaving the notice at or mailing it to the address of such person as indicated in the records

of the City; or by email to the email address of such person as indicated in the records of the City.

- f) The Municipal Animal Facility will keep any dog impounded pursuant to this By-law for the redemption period of four (4) days, excluding the day on which the dog was impounded and excluding holidays, or as provided for in the *Animal Research Act*, R.S.O. 1990, c. A.22, or the Regulations thereunder, whichever redemption period is longer.
- g) During the redemption period, the operators of the Municipal Animal Facility:
 - (i) may provide such veterinary or other care for an injured or ill impounded dog as may be necessary to sustain its life or relieve any distress; and
 - (ii) shall be entitled to recover from the Owner of the dog, the cost of any veterinary or other care provided while the dog was impounded.
- h) During the redemption period, the Owner of an impounded dog may obtain the release and possession of such dog by first:
 - (i) providing evidence to the Municipal Animal Facility that the dog is licensed in accordance with the requirements of this By-law or, if the dog is not licensed, the Owner shall obtain a licence in accordance with this By-law; and
 - (ii) paying the costs and applicable fees in accordance with Schedule "A".
- i) Whenever an impounded dog is released to its Owner, the Municipal Animal Facility may keep a record of such release.
- j) If the Owner does not claim such dog within the redemption period in accordance with paragraph 5(1)(f) of this By-law, the dog shall be deemed to be abandoned by the Owner.
- k) Any female dog found running at large in heat may be held at the Municipal Animal Facility until no longer in heat and the Owner will be charged a boarding fee as set out in Schedule "A".
- l) An Officer shall have the right to impound a dog that has bitten a person for up to ten (10) days to determine if the bite was accidental; the dog is a Nuisance Dog or the dog is otherwise a danger to humans or other domestic animals. The Owner shall be responsible for paying the impounding fees. The Medical Officer of the Northwestern Health Unit shall be advised of the bite. The release of any dog to the owner of such dog that has bitten a person or other domestic animal may be on terms and conditions and, if so, the Owner shall ensure that such terms and conditions are adhered to.
- m) An Officer may request current veterinary records for a dog that has bitten a person or other animal.

5(2) Cats:

- a) Any person, including an Officer, may seize any cat that is found running at large in the City and may cause such cat to be delivered to the Municipal Animal Facility or returned to the Owner of such cat.
- b) A person may humanely trap or confine any cat found to be on such person's property and not under the control of its Owner.
- c) Any cat which has been confined by means of either humane trapping or capture shall be transported immediately to the Municipal Animal Facility during its regular business hours.
- d) A person who has lawfully trapped or captured a cat may request such cat to be removed by an Officer and transported to the Municipal Animal Facility.
- e) A cat seized pursuant to this By-law shall be considered impounded at the time and place when it comes under the control of an Officer or, in any other case, when delivered to the Municipal Animal Facility.
- f) The Municipal Animal Facility will keep any cat impounded pursuant to this By-law for the redemption period of four (4) days, excluding the day on which the cat was impounded and excluding holidays or as provided in the *Animal Research Act*, R.S.O. 1990, c. A.22, or the Regulations thereunder, whichever redemption period is longer.
- g) During the redemption period, the Municipal Animal Facility:
 - a) may provide such veterinary or other care for an injured or ill impounded cat as may be necessary to sustain its life or relieve any distress; and
 - b) shall be entitled to recover from the Owner of the cat, the cost of any veterinary or other care provided while the cat was impounded.
- h) During the redemption period, the Municipal Animal Facility may take reasonable steps to identify and return an impounded cat to its Owner.
- i) Where a cat has been impounded and the Owner of the cat has satisfactorily established to a person working at the Municipal Animal Facility that such person is the Owner of the cat, the Owner shall pay the applicable fees in accordance with Schedule "A" and, upon such payment, the cat will be released to such Owner.
- j) If the Owner does not claim their cat within the redemption period, the cat shall be deemed to be abandoned by the Owner.
- k) Whenever an impounded cat is released to its Owner, a record of such release may be kept by the Municipal Animal Facility.

Kennels

Licensing Requirements

6(1) No person shall operate a kennel within the City without first obtaining a licence for a kennel from the City.

6(2) To obtain a licence for a kennel, the following information shall be provided, in writing, to the City on the application form prepared by the City for such purpose, or in such other manner permitted by the City:

- a) the name, address, email address and telephone number of the kennel Owner;
- b) the name, address, email address, and telephone number of the kennel Operator;
- c) the type of kennel for which the Owner or Operator is applying;
- d) the maximum number of dogs, cats and/or other animals to be kept at the kennel at any given time;
- e) such other information as the City may require.

6(3) The applicant shall permit the City to inspect the premises on which the kennel is located, or proposed to be located, upon demand and without notice to the applicant to ensure that the kennel is being operated within acceptable standards and in accordance with the provisions of this by-law; all applicable laws; and the terms and conditions of any licence issued.

6(4) The kennel license must be on display on the kennel premises at all times.

6(5) The licensee must renew the license and pay the applicable licensing fees annually not later than January 31 each year, otherwise such license is voided and of no further validity.

6(6) The City Clerk, after reviewing and considering an application for a kennel licence, may, in the City Clerk's discretion:

- a) grant the application, with or without conditions;
- b) refuse to grant the application; or
- c) grant the application to a greater or lesser extent, with or without conditions.

6(7) No person who is granted a licence under this By-law shall fail to comply with the provisions of this by-law and all of the terms and conditions contained in the licence, including, without limitation, any term specifying the date and period of time during which the licence is effective.

Kennel Requirements

6(8) No person shall construct, establish, maintain or operate a kennel in the City unless:

- a) the kennel and the site on which it is located prevent escape by any animals from the kennel;
- b) the kennel is clean, secure, and operated in a humane manner;
- c) the animals are housed in a building which substantially prevents all noise from emanating therefrom; and
- d) the animals are not kept outdoors except when they are outside for activity and such activity occurs in an enclosed space that prevents any animals from escaping the premises.

Number of Domestic Animals Permitted at a Kennel at a Time

6(9) The City may, in its discretion, when it grants a kennel licence, determine the maximum number of dogs, cats and/or other animals that may be kept in a kennel or on the property of a kennel. Where no such number is stated in a kennel license that has been issued, such number shall be deemed to be a reasonable number in all of the circumstances, including without limitation, the size and location of the property and the safety and well-being of the animals being kept in the kennel.

6(10) Upon receipt of an application under subsection 6(9), the City may consider the following factors, without limitation, in deciding whether to grant a kennel licence:

- a) the nature of the kennel;
- b) the neighbourhood in which the kennel is to be located and any applicable provisions in the City's Zoning By-law;
- c) the location of the kennel on the property;
- d) the type and age of the dogs, cats and/or other animals to be kept at the kennel;
- e) the kennel structure and the land to be used for kennel purposes;
- f) the previous history with animals and the care of them of the applicant, and/or those that will be providing kennel services.
- g) a criminal record check of the applicant; and
- h) the public interest.

6(11) An Owner or Operator of a kennel may apply to the City to increase the number of dogs, cats or other animals permitted to be kept in a kennel or on the property under the person's licence and the factors referred to in subsection 6(10) above may be considered on such application.

6(12) No Owner or operator of a kennel shall permit more dogs, cats or other animals to be kept in such kennel, or on the property of a kennel, than the maximum number stipulated on the Owner's or Operator's kennel license or as deemed under subsection 6(10) of this By-law.

Refusal, Revocation or Suspension of Licence and Appeal

6(13) The City may, in its discretion, refuse to issue a kennel licence following a review and consideration of the factors relevant to the application that the City, in its discretion, deems necessary and appropriate.

6(14) The City may, in its discretion, revoke or suspend a kennel licence by way of written notice if an Officer determines that the kennel and/or its operation are not in compliance with this By-law, any other applicable by-law, or the terms and conditions of such licence, or that the health and safety of humans or domestic animals are being harmed or compromised.

Appeal Process

6(15) Where the City Clerk refuses to grant a licence, a licence is granted with conditions, a lesser licence is granted, a licence is suspended or a licence is revoked, the applicant or the licence holder, as the case may be, may appeal such decision to City Council by filing with the City Clerk a written notice of appeal within twenty (20) days of the date that the City Clerk's decision on the application was made.

6(16) After receipt of a properly made notice of appeal, the City Clerk shall notify the appellant of the appeal hearing date, once established.

6(17) If the Appellant does not attend on the hearing date for the appeal, City Council may deem the appeal to be abandoned or may consider it in the absence of the applicant and the applicant shall not be entitled to further notice of the proceeding.

6(18) Upon consideration of an appeal, City Council will consider the issues and may uphold or vary, with or without conditions, the decision that is under appeal.

Obligations to Comply with Issued Licences

6(19) No person who receives a kennel licence under this By-law shall fail to comply with all terms and conditions contained in such licence, including, without limitation, any term specifying the date and period of time during which the permit is effective.

6(20) Any breach of the terms or conditions of a kennel licence, or any error or omission in the information provided to the City in accordance with the requirements of this By-law shall immediately, and without notice, render the licence null and void.

Notice

7(1) Except as expressly provided otherwise in this By-law, any notice, decision or order made by the City under this By-law may be served:

- a) personally on the person to whom the notice is being served, with notice effective immediately upon the delivery of such notice;
- b) by email to the last known email address of the person being served, in which case service shall be deemed to have been made on the day of sending, unless the document was sent after 5 pm (Central Time), in which case service shall be deemed to have been made on the following day;
- c) by regular or registered mail to the last known address of the person being served, in which case it shall be deemed to have been given on the fifth day after it was mailed; or
- d) with respect to an order to be served on an owner of real property, by placing a placard stating the terms of the order in a conspicuous place upon or near the real property to which the order relates, in which case service shall be deemed to have been made on the day of posting.

7(2) This section does not preclude the City or an Officer from providing notice by telephone, or otherwise verbally, to a person when, in all of the circumstances, telephone notice, or other verbal notice, is a practical and effective way to provide notice in the regulation of a matter under this by-law.

Rabies

8(1) Where the Medical Officer of Health, or any other recognized official, is of the opinion that an animal may be rabid, such official may shall cause the animal to be confined and isolated for at least ten (10) days from all animals and persons, in the Municipal Animal Facility or veterinarian's hospital at the expense of the Owner.

8(2) If it is determined and evident that the animal is rabid, the Medical Officer of Health, or any other recognized official, may order the destruction/testing of the animal.

8(3) If after at least ten (10) days of confinement, the animal shows no evidence of rabies and the Medical Officer of Health, or any other recognized official deems it clear, the animal may be released to the Owner.

Poultry

9(1) No person shall own, possess, or keep within the City any domestic poultry except within areas zoned Rural (RU) in the City's Zoning By-law and in all such cases, only when compliant with the requirements of all applicable laws, including this By-law and the City's Zoning By-law.

9(2) Subsection 9(1) does not apply to an accredited veterinary hospital, clinic or other facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act*, R.S.O. 1990, c. V.3, as amended.

Rabbits

10(1) No person shall keep in or upon any property or dwelling within the City more than two (2) rabbits.

10(2) Subsection 10(1) does not apply to an accredited veterinary hospital, clinic or other facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act*, R.S.O. 1990, c. V.3, as amended.

10(3) Persons raising rabbits for commercial purposes shall be exempt from the provisions of subsection 10(1) of this By-law, provided the property involved is located in an area of the municipality zoned "Rural" or otherwise specifically permitted under the City's Zoning By-law and the rabbits are kept in compliance with all applicable laws.

10(4) No person shall keep a rabbit within the City unless it is enclosed in a suitable pen.

10(5) No building or structure may be used as a pen for the keeping of a rabbit unless; the building or structure is kept at all times in a clean and sanitary condition, free from refuse, odors, flies and vermin.

10(6) Every person keeping a rabbit shall remove from such lands and premises and dispose of in a sanitary manner all rabbit feces, refuse and dropped or scattered food arising from the keeping of such rabbit.

10(7) Any dead rabbit shall be disposed of immediately and, in any event, within twenty-four (24) hours.

10(8) Rabbit feces shall be hygienically stored and promptly removed from the premises.

10(9) All rabbit food supply shall be secured against vermin.

10(10) The area of a yard in which rabbits are kept shall be located at least twenty-five (25) metres from the rear lot line of the lot on which rabbits are kept is located.

10(11) The area in which rabbits are kept shall be located at least fifteen (15) metres from any side lot line of the lot on which it is located.

Prohibited Animals

11(1) No person shall keep, either temporarily or permanently, any animal listed in Schedule "B".

11(2) Subsection 11(1) does not apply to:

- a) any lawful fair, circus or other entertainment event where animals are displayed; or

- b) any premises of an accredited veterinary hospital, clinic or other facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act*, R.S.O. 1990, c. V.3, as amended;

11(3) The Owner of a prohibited animal shall, in every case, prevent it from running at large.

Offences and Penalties

12(1) Every person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to a fine or other penalty as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, as amended.

12(2) Every person who contravenes an Order made under section 444 of the *Municipal Act, 2001* is guilty of an offence.

12(3) Every person who contravenes an Order made under section 445 of the *Municipal Act, 2001* is guilty of an offence.

Effective Date

13(1) This By-law shall come into force and take effect on the final passing thereof.

Repeal

14(1) By-law Numbers 150-2010, 137-201 and 42-2019 of The Corporation of the City of Kenora, as amended, are hereby repealed.

By-law Read a First and Second Time this 15th Day of September, 2026

By-Law Read a Third and Final Time this 15th Day of September, 2026

The Corporation of the City of Kenora:-

Andrew Poirier, Mayor

Heather L. Pihulak, City Clerk

By signing this bylaw on September 15, 2026, Mayor Andrew Poirier will not exercise the power to veto this bylaw.

SCHEDULE "A"
(plus applicable taxes)

FEES

1. Every Owner shall pay a license fee in accordance with the following classifications of dogs:

(a) for a dog of either sex for which has been spayed or neutered	\$40.00
(b) for a dog of either sex which is under 6 months old	\$30.00
(c) for a dog of either sex which is altered, with a microchip or tattoo	\$30.00
(d) For a dog of either sex which has not been spayed or neutered (unaltered)	\$65.00
(e) For a replacement of lost or destroyed tag	\$10.00
(f) Operation of a Kennel	\$150.00/year

RELEASE FEES

Boarding fee per day or part of a day	\$35.00
Impoundment fee	
First offence	\$50.00
Second offence	\$50.00
Third offence and thereafter	\$100.00

SCHEDULE “B”

Being a list of Animals that are Prohibited to be kept as pets within the City of Kenora

1. All protected or endangered Animals being all Animals, native or non-native, whose possession or sale is prohibited because they are designated as protected or endangered pursuant to an international, federal, or provincial law, regulation rule or agreement, unless the Animal has been obtained in accordance with international, federal, or provincial law, as applicable, and if the Animal is not identified in this Schedule.
2. All Marsupials (such as kangaroos and opossums)
3. All Non-Human Primates (such as gorillas and monkeys)
4. All Felids, except domestic cats
5. All Canids, except domestic dogs
6. All Viverrinus (such as Mongoose, Civets and Genets)
7. All Mustelids (such as, skunks, weasels, otters, badgers), except the domestic Ferret
8. All Ursids (bears)
9. All Atriodyctylus Ungulates, except domestic goats, sheep, pigs, and cattle, bison, elk, llamas (unless prohibited by other municipal by-laws)
10. All Procyonids (such as racoons, coatis, cacomistles)
11. All Hyenas
12. All Perissodactylus Ungulates, except the domestic horse and ass
13. All Elephants
14. All Pinnipedia (such as seals, fur seals, and walruses)
15. All Snakes of the Families Pythonidae and Boidae
16. All Venomous Reptiles
17. All Ratite Birds (such as ostriches, rhea, cassowaries)
18. All Diurnal and Nocturnal Raptors (such as eagles, hawks, and owls)
19. All Edentates (such as anteaters, sloths, and armadillos)

20. All Bats

21. All Crocodilians (such as alligators and crocodiles)

22. All Families of Venomous Spiders

23. All other Lizards that reach an adult length larger than two feet

Examples of animals of a particular prohibited groups are given in parenthesis. They are examples only and shall not be construed as limiting the generality of the group.