

The Corporation of the City of Kenora

By-Law Number 150-2010

**A By-Law To Regulate The Keeping of Animals
Within the City of Kenora**

Whereas *The Animals for Research Act, The Public Health Act and the Municipal Act, Section 210*, contain provisions relating to animals including provisions enabling Municipalities to pass By-laws relating to animals;

And Whereas it is considered desirable to pass a By-law to regulate the keeping of certain animals within the City of Kenora;

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

1 DEFINITIONS

- 1.1 **“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 for a hobby, reptiles and fish.
- 1.2 **“By-Law Enforcement Officer”** means Police Officer, By-Law Enforcement Officer or Municipal Law Enforcement Officer empowered to enforce this By-Law.
- 1.3 **“Cage”** means a cage or pen used for the housing of animals shall be so constructed and maintained that:
 - 1.3.1 every animal in the cage or pen may comfortably extend its legs to their full extent, stand, sit, turn around and lie down in a fully extended position;
 - 1.3.2 it is not likely to harm any animal therein;
 - 1.3.3 any animal therein cannot readily escape from; and,
 - 1.3.4 it may be readily cleaned.
- 1.4 **“Cat”** means a male or female domestic cat.
- 1.5 **“Controlled Confinement”** means the confinement of a dog in a pen, cage or other structure having:

- 1.5.1. secure sides and a secure top;
 - 1.5.2. the bottom secured to the sides or the sides embedded in the ground to a minimum depth of thirty (30) centimeters;
 - 1.5.3. minimum dimensions of 1.5 metres by 3.0 metres; and
 - 1.5.4. a minimum height of 1.5 metres
- 1.6 **“Dangerous Dog”** means a dog, which has been declared a dangerous dog as set out in provisions of the Dog Owners Liability Act.
- 1.7 **“Dog”** means a male or female domestic dog.
- 1.8 **“Dwelling”** means any building or structure for human habitation including duplexes and other buildings housing more than one family, but does not include apartment blocks.
- 1.9 **“Foster Animal”** means an animal placed in a person’s custody on a temporary basis by a Humane Society or a organization approved by the Operations Standing Committee.
- 1.10 **“Infectious Physical Condition”** means any abnormal physical condition which is liable to be passed on to other animals or humans by invasion of an organism emanating from the animal suffering from the abnormal physical condition.
- 1.11 **“Kennel” means:**
- 1.11.1 **Shelter Kennel** means a place where animals are kept, for a fee, and operated as a commercial business or by the Humane Society as a service to the community.
 - 1.11.2 **Breeding Kennel** 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 hobby or a professional type of 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.
 - 1.11.3 **Working Kennel** means a place where a group of dogs are kept for a specific purpose, such as hunting, security, tracking, obedience or rescue, or mushing.
- 1.12 **“Leash”** means a leash that is:
- 1.12.1. not longer that two (2) metres;
 - 1.12.2. adequate to control the dog to which it is attached; and
 - 1.12.3. securely attached to the dog by a collar, choke collar or harness

- 1.13 **“Municipal Animal Facility”** means the facility owned and maintained by the Corporation of the City of Kenora for the use of housing animals that have been picked up as a result of any contravention of these By-laws.
- 1.14 **“Municipality”** means The Corporation of the City of Kenora.
- 1.15 **“Muzzle”** means a humane fastening or covering device of adequate strength over the mouth to prevent a dog from biting and muzzled has a corresponding meaning.
- 1.16 **“Nuisance Dog”** means any dog in respect of which there have been two or more convictions for offences under this By-Law.
- 1.17 **“Owner”** means;
- (i) the actual owner of a dog or animal , whether a natural person or a body corporate; and
 - (ii) a person acting on behalf of the actual Owner of a dog, where such person furnishes proof to the satisfaction of the Bylaw Enforcement Officer or his authority on behalf of the actual Owner in respect of the dog.
- 1.18 **“Pen”** See definition under "1.3 - Cage"
- 1.19 **“Person”** includes any physical or corporate entity, partnership or any association and the heirs, executors, administrators, successors and assigns or other legal representative thereof to whom the context may apply.
- 1.20 **“Property”** means any object owned or lawfully acquired, such as, but not limited to, land or real estate with rights to ownership or possession or use.
- 1.21 **“Poultry”** means and includes chicken, geese, ducks, turkeys and other poultry and the young of any of them and includes game birds, where the game birds are kept pursuant to a license under *The Game and Fish Act* or *The Migratory Bird Convention Act (Canada)*.
- 1.22 **“Rabbit”** means a male or female domestic rabbit.
- 1.23 **“Reptile”** means any member of the class Reptilian.
- 1.24 **“Running At Large”** means when used to describe a dog or cat, being on any property other than the Owner’s Property or property the animal is allowed and in case of a dog, not securely restrained by a leash held by a person capable of properly restraining the dog.

- 1.25 “**Shelter**” means any pen, loft, coop, hutch, tank, run, cage, enclosure, building, barn, stable or structure used or designed to provide shelter for an animal from the elements and to prevent the animal from running at large.
- 1.26 “**Wild Animal**” means any animal or reptile which is wild by nature, whether born in captivity or free and which is kept for any purpose other than commercial fur production, but does not include any rodent or bird.
- 1.27 “**Working Dog**” means any dog specifically trained for and actually used by any person whose sight is impaired or is blind, or whose hearing is impaired or who is deaf, or who, that because of a handicap (within the meaning of the Human Rights Code) relies upon a dog as a guide. The dog must be registered with a recognized institute as a working dog.

2 LICENSING

- 2.1 Subject to part 3 of this By-Law, every owner of a dog shall annually, not later than March 31st of each year or within seven (7) days of becoming an owner of a dog, cause the dog to be licensed with the Municipality.
- 2.2 Every person who owns a dog as a working dog shall not be required to pay the licensing fee upon presentation of a certificate from a recognized institution stating the dog is a certified working dog. Despite exemption from the payment of fees, all working dogs must be registered pursuant to Section 2.1
- 2.3 All licenses and tags issued pursuant to this By-law shall be serially numbered and a record of their issue shall be kept by the By-law Enforcement Officer or any other such person authorized by the Municipality. Such record shall set out the name and address of the owner and the breed, sex and colour of the dog.
- 2.4 At the time of registration, the owner/applicant shall be required to pay to the Municipality the required license fee pursuant to Schedule "A" of this By-law with the exception of a working dog upon producing a certificate of training.
- 2.5 On payment of the license fee for a dog, the owner shall be furnished with a dog tag from the By-law Enforcement Officer or any other person authorized by the Municipality, which shall bear the serial number relating to the application and the year in which the tag is valid.
- 2.6 The owner of the dog shall keep the dog tag securely affixed on the dog for which it was issued at all times until renewed or replaced, except that it may be removed while the dog is confined to the owner's property if it may lead to injury of the dog.

- 2.7 The fee charged for replacement of lost dog tags shall be that set out in Schedule "A" of this By-law.
- 2.8 The owner of a Dangerous Dog shall abide by the provisions of Section 2.1 and pay a license fee as listed in Schedule "A" of this By-law.
- 2.9 The owner of a Dangerous Dog shall, within three (3) days of the dog having been declared to be a Dangerous Dog, apply for a license for the Dangerous Dog in accordance with Section 2.1 and shall have an electronic identification microchip implanted into the Dangerous Dog and provide a copy of the information contained thereon to the By-Law Enforcement Officer prior to a license being issued.
- 2.10 The owner of a dog shall ensure that the dog has current rabies vaccinations.

3 KEEPING OF DOGS

- 3.1 Subject to Section 3.2 no dwelling or property within the Municipality shall house more than two (2) dogs with the exception of the rural areas in which case up to four (4) dogs shall be allowed. Persons not in the rural designated areas within the Municipality wishing to have more than 2 dogs may make application to the City for a variance.
- 3.2 A person may harbour more than two (2) dogs under the following circumstances:
 - 3.2.1 If the person holds a valid Kennel license issued by the City of Kenora. A Kennel shall not be permitted in any location in the City of Kenora except on a property which has been zoned "Rural" or "Light Industrial", Highway Commercial" pursuant to the City of Kenora comprehensive zoning By-Laws.
 - 3.2.2 If the person operates a recognized business (ie they pay commercial taxes to the City of Kenora) for the grooming and/or aesthetic treatment of dogs. In this situation, the property must be zoned properly to allow a business of this nature to operate.
 - 3.2.3 If the person keeps the dogs for a recognized organization or team sport (e.g. mushing, breed rescue, etc.) and are registered with the respective association, then the property where the dogs are being harboured must be zoned as "Rural" as defined in the effective Zoning By-law.
 - 3.2.4 If the person resides in a location within the City of Kenora zoned as Rural, up to two (2) additional dogs shall be allowed in any dwelling.

3.2.5 A kennel for dogs will be permitted to operate on a property zoned "Light Industrial" or "Highway Commercial" only if the following conditions are complied with:

- a) the dogs shall be housed in a building which prevents substantially all noise from emanating there from, and
- b) the dogs shall not be kept outdoors except when they are being walked on a leash.

3.2.6 If the person is an approved foster care provider offering temporary shelter for homeless dogs as set out in section 1.9.

3.3 Every person who owns a non-spayed female dog shall, during each period it is in heat, keep it confined so that it will not attract other dogs.

3.4 Any Owner of a dog, or any person having responsibility for or custody of a dog which:

- (a) bites or chases a person or other animal;
- (b) bites, barks at, or chases any motor vehicle or bicycle;
- (c) barks, howls or otherwise comports itself in such a fashion as to disturb any person;
- (d) barks, howls or otherwise comports itself in such a fashion as to alarm or cause any person to fear for his physical safety;
- (e) causes any damage whatsoever to any property or any injury whatsoever to any person or other animal;
- (f) is at any time within the floral area of any Park or disturbs or destroys any vegetation or animal habitat in any Park;
- (g) is at any time in any public swimming pool or wading pool intended for public use;
- (h) is at any time upon any cemetery property within the City; or
- (i) upsets any waste receptacle or scatters the contents whether or not the dog is then Running at Large is guilty of an offence.

3.5 Any Owner of a dog, and any person having custody of or responsibility for a dog, which is suffering from an Infectious Physical Condition:

- (a) shall not permit such dog to be in any public place whether or not the dog is then Running at Large;
- (b) shall not keep or maintain such dog in contact with or in proximity to any other animal;
- (c) shall keep the dog at all times locked in a secure place; and shall report the matter of the dog's infectious physical condition to the By-Law Enforcement Officer forthwith upon becoming aware

of the situation, except for when transporting to a place where the dog may obtain veterinary treatment. The provisions of this section do not apply to any person duly qualified and licensed to practice veterinary medicine within the City.

4 DOGS AT LARGE

- 4.1 No owner of a dog shall permit the dog to run at large in the Municipality.
- 4.2 No person shall do anything or omit to do anything where such act or omission has or may have the effect of causing or permitting the Running at Large of a dog within the City.
- 4.3 Any dog found to be running at large may be seized and impounded by the By-law Enforcement Officer.
- 4.4 Any dog seized pursuant to Section 4.1 of this By-law shall be taken to the Municipal Animal Facility to be held in accordance with the rules and regulations as authorized by the Municipality.
- 4.5 Possession of a dog impounded pursuant to Section 4.1 of this By-law shall be restored to the owner, if the owner claims possession of the dog prior to it being disposed of, upon payment of pound and maintenance fees as listed in Schedule "A" of this By-law.
- 4.6 The owner shall obtain release as outlined in Section 4.4 of this By-law, provided however, that if the dog does not have a valid and subsisting license, the owner shall be required to pay, in addition to the release fee, the license fee as set out in Schedule "A" of this By-law, and any applicable fines as set out in Schedule "B".
- 4.7 If the owner does not claim such dog within the period of four (4) days, excluding Sundays and statutory holidays, the dog shall be deemed to be abandoned by the owner.
 - 4.7.1 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".
 - 4.7.2 Once the dog is deemed to be abandoned by the owner, pursuant to Section 4.7 above, the By-law Enforcement Officer shall arrange to have it disposed of accordingly. Disposition may be either through destruction (i.e. euthanized) or placement. Placement will generally be through an appropriate agency; however, it may be through direct placement. Where the dog is euthanized, the cost of euthanasia plus the boarding fee, as specified in Schedule "A" shall be the responsibility of the owner.

- 4.7.3 If an animal is injured, the By-law Enforcement Officer shall secure the services of a veterinarian. If the dog is, in the opinion of the veterinarian, seriously injured or non injured, but with medical conditions too severe to warrant fixing and euthanasia is warranted for humane reasons, it shall be euthanized forthwith. The owner shall not be entitled to redeem the remains unless the charges for such veterinary services are paid.
- 4.7.4 (a) When a dog wearing a dog tag is impounded, a Bylaw Enforcement Officer shall serve upon the person(s) to whom the dog tag was issued a notice in the form set out in Schedule "D" to this Bylaw, either personally or by leaving the notice at or mailing it to the address of that person as indicated in the records of the City.
- (b) A person(s) to whom a notice is mailed pursuant to the provisions of subsection (a) of this section shall be conclusively deemed to have received such notice on the third day after the mailing thereof, Saturdays, Sundays, and statutory holidays excepted.
- 4.8 A person who owns a dog shall not allow such dog, whether or not under the control of some person, to be in or on a public beach, park, playground or cemetery.
- 4.9 The By-law Enforcement Officer shall have the right to impound a dog that has bitten a person for up to ten (10) days to determine if the dog is dangerous, or if the bite was accidental. Regular pound fees will apply to this impound. The Medical Officer of Health shall be advised of the bite.
- 4.10 The By-law Enforcement Officer may request current Veterinary records for a dog that has bitten a person.
- 4.11 The owner of a Dangerous Dog shall not permit the dog to escape from the owner's lands and shall take every precaution needed to prevent the dog from causing injury to any person or animal entering onto the owner's lands by confining the dog in a locked cage or kennel.
- 4.12 The owner of a Dangerous Dog shall, at all times, when the dog is outside the boundaries of the owner's lands, keep the dog muzzled and it shall be securely leashed to the owner of the dog on a leash no longer than one (1) metres in length.
- 4.13 The owner of a Dangerous Dog must have the dog on a proper leash, no more than one (1) meters in length that ensures control of the dog at all times while in any public place in the City of Kenora.
- 4.14 The owner of a dog shall remove forthwith and dispose of any excrement left by the dog on any property other than the owner's property.

5 NUISANCE DOG

5.1 A By-Law Enforcement Officer may, on having reasonable and probable grounds to believe a dog is a Nuisance Dog, direct the Owner in writing to take such actions as deemed necessary by the By-Law Enforcement Officer to ensure this By-Law is not further contravened.

- (i) The Nuisance Dog shall be confined indoors, in a manner that shall not allow the Nuisance Dog to escape the residence or other indoor structure; or
- (ii) the Nuisance Dog shall be confined outdoors in Controlled Confinement that shall not allow the Nuisance Dog within one (1) meter of the property line.

5.2 No person shall tease, torment or annoy a dog.

5.3 The Owner of a Nuisance Dog who fails to comply with the written direction of a By-Law Enforcement Officer pursuant to subsection 5.1 is guilty of an offence.

5.4 An Owner shall at all times keep the property where a dog is kept in a clean and tidy condition. For purposes of this section, “clean and tidy condition” means clean and tidy in the opinion of a Bylaw Enforcement Officer, acting reasonably.

6 KEEPING OF CATS

6.1 No dwelling or property shall house or allow to be kept in the Municipality, more than two (2) cats with the exception of the rural designated areas in which case up to four (4) cats shall be allowed. Persons not within the rural designated areas of the Municipality wishing to have more than 2 cats may make application to the City for a variance.

6.2 No owner of a cat shall permit the cat to run at large in the Municipality as set out in the provisions of section 1.24.

6.3 Any cat found to be running at large may be seized and impounded by the By-law Enforcement Officer.

6.4 Any cat seized pursuant to Section 6.3 of this By-law shall be taken to the Municipal Animal Facility to be held in accordance with the rules and regulations as authorized by the Municipality.

6.5 Possession of a cat impounded pursuant to Section 6.3 of this By-law shall be restored to the owner if the owner claims possession of the cat prior to it being released to an appropriate agency for adoption /

placement or destroyed, upon payment of pound and maintenance fees as listed in Schedule "A" of this By-law.

- 6.6 If the owner fails to claim the cat within the period of four (4) days, excluding Sundays and statutory holidays, the cat shall be deemed to be abandoned by the owner.

6.6.1. Any female cat 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".

6.6.2. Once the cat is deemed to be abandoned by the owner, pursuant to Section 6.6 above, the By-Law Enforcement Officer shall arrange to have it disposed of accordingly.

Disposition may be either released to an appropriate agency for adoption/ placement or through destruction (i.e. euthanized). Where the cat is euthanized, the cost of euthanasia plus the boarding fee, as specified in Schedule "A" shall be the responsibility of the owner.

- 6.6.3 When a cat is impounded, the Bylaw Enforcement Officer has determined who the owner(s) is the Bylaw Enforcement Officer shall serve upon the person(s) a notice in the form set out in Schedule "D" to this Bylaw, either personally or by leaving the notice at or mailing it to the address of that person as indicated in the records of the City.

A person(s) to whom a notice is mailed pursuant to the provisions of this section shall be conclusively deemed to have received such notice on the third day after the mailing thereof, Saturdays, Sundays, and statutory holidays accepted.

- 6.7 If an animal is injured, the By-law Enforcement Officer shall secure the services of a veterinarian. If the cat is, in the opinion of the veterinarian, seriously injured or non injured, but with medical conditions too severe to warrant fixing and euthanasia is warranted for humane reasons, it shall be euthanized forthwith. The owner shall not be entitled to redeem the remains unless the charges for such veterinary services are paid.

7 KEEPING OF RABBITS

- 7.1 No person shall keep in or upon any property or dwelling within the City of Kenora more than two (2) rabbits. Persons raising rabbits for commercial purposes shall be exempt provided the property or dwelling is located in an area of the municipality zoned "Rural".

- 7.2 No person shall keep any rabbits within the City of Kenora unless the same are enclosed in suitable pens.

7.2.1 No building, structure, used or intended to be used as a pen is suitable for the keeping of rabbits unless it is kept at all times in a clean and sanitary condition, free from refuse, odors, flies and vermin.

7.3 Every person keeping rabbits shall remove from such lands and premises and dispose of in a sanitary manner all rabbit droppings, refuse and dropped or scattered food within or adjacent to such pens.

8 KEEPING OF EXOTIC ANIMALS (Snakes & Reptiles)

No person shall keep any of the kind of animals contained in Schedule “C” of this By-law, within the limits of the City of Kenora.

9 KEEPING OF POULTRY

No person shall own, possess or harbour, within the City of Kenora, any domestic poultry. Areas zoned “Rural” in the City of Kenora Zoning By-law are exempt from this provision.

10 EXCEPTIONS TO SECTION 3.1 FOR THE PURPOSE OF FOSTER CARE

10.1 No person shall own, keep or harbour or allow the keeping or harbouring on that person’s property more than three (3) dogs and three (3) cats aged six (6) months or more.

10.2 Subsection 10.1 does not apply to premises lawfully used for a retail pet sales business, the care, maintenance and treatment of dogs or cats operated by and in charge of a licensed veterinarian or licensed animal groomer or animal breeding business nor any premises that are temporarily used for the purpose of a lawful dog show nor to any person in possession of a valid license to operate a kennel within the City.

10.3 Notwithstanding Subsection 10.1, a person may keep or harbour, or allow the keeping or harbouring, on that person’s property, up to four (4) dogs if at least one dog has been placed with that person as a Foster Animal.

10.2 Notwithstanding 10.1, a person may keep or harbour, or allow the keeping or harbouring, on that person’s property, up to four (4) cats if at least one cat has been placed with that person as a Foster Animal.

10.5 On demand from a Bylaw Enforcement Officer, a person who keeps or harbours, or allows the keeping or harbouring, a Foster Animal, shall provide to the Bylaw Enforcement Officer written proof, satisfactory to the Bylaw Enforcement Officer, that the Animal is a Foster Animal.

11 OPERATION OF A KENNEL

11.1 No person shall operate a kennel for the housing of dogs within the City of Kenora without a license issued by the municipality for that purpose. The fee for such license can be found in Schedule "A" of this By-law. The license will be renewed annually on the first day of January in each year.

11.2 Licensing requirements are as follows:

11.2.1 The applicant/licensee must give the City of Kenora permission to inspect the premises upon demand and without notice to the applicant/licensee in order to ensure that the kennel is being operated within acceptable health standards.

11.2.2 All zoning requirements of the City must be adhered to.

11.2.3 The kennel license must be on display on the premises at all times.

12 RABIES

12.1 Where the Medical Officer of Health, or any other recognized official, is of the opinion that an animal may be rabid, he shall cause the animal to be confined and isolated for at least ten (10) days from all animals and persons, in the animal centre or veterinarian's hospital at the expense of the City of Kenora.

12.2 If it is determined and evident that the animal is rabid, the Medical Officer of Health, or any other recognized official, shall herein order the destruction/testing of the animal.

12.3 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 shall be released to the owner.

13 EXEMPTION FROM BY-LAW

13.1 This By-law shall not apply to:

13.1.1 Animal hospitals or clinics lawfully operated and supervised by a veterinarian who is a registered member of the College of Veterinarians of Ontario;

13.1.2 The animal shelter operated by the Municipality;

13.1.3 Animals offered for sale are exempted from the licensing provisions contained in this by-law while in a business premise that has been licensed to operate in the City of Kenora to sell animals;

13.1.4 Animals maintained in a zoo, fair, exhibition or circus approved or licensed by the City of Kenora or other governmental agency;

13.1.5 Police service dogs are exempt from this By-law.

14 ADMINISTRATION

14.1 Wherever a number of animals permitted is limited by this By-law, it shall be construed that the number permitted per dwelling and not the number permitted per person occupying said household or premises.

14.2 The Operations Standing Committee of the City of Kenora may allow a change in any part of this By-law, by By-Law, upon the application of any owner after an inspection has been done by municipal and public health officials, and that information has been reported back to Council.

14.3 This By-law will be administered and enforced by the By-law Enforcement Officer of the City of Kenora or by such other person or agency appointed by the Municipal Council of the City of Kenora.

15 OFFENCES

15.1 Every person who contravenes any of the provisions of this By-law is guilty of an offence, and upon conviction, shall be subject to punishment as provided for pursuant to *The Provincial Offences Act* and all the provisions of which shall apply.

15.2 Upon registering a conviction for any contravention of any provision of this By-law, *The Provincial Offences Court* may, in addition to any penalty imposed by this By-law, make an order prohibiting the continuation or repetition of the offense by the person convicted.

16 EFFECTIVE DATE

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

17 REPEAL

By-law No. 20-2001 of The Corporation of the City of Kenora, as amended, is hereby repealed.

By-Law Read a First and Second Time This 9th Day of August, 2010.

By-Law Read a Third and Final Time This 9th Day of August, 2010.

The Corporation of the City of Kenora:

.....**Mayor**
Leonard P. Compton

.....**Deputy Clerk**
Heather L. Kasprick

SCHEDULE "A"

Attached to and forming part of the By-law 150-2010
(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 which has been spayed or neutered or is under 6 months old. \$ 15.00
 - (b) for a dog of either sex which has not been spayed or neutered. \$ 30.00
 - (c) for a dog of either sex which is a Nuisance Dog as defined by this Bylaw. \$ 100.00
 - (d) for a dog of either sex which is a Dangerous Dog as defined by Dog Owners Liability Act \$ 500.00
2. A \$5.00 per dog reduction in the licensing fee will be allowed each year for any dog that has been implanted with a micro chip or registered tattoo.
3. For replacement of lost or destroyed tag \$ 5.00
4. For the operation of a kennel \$ 150.00

Release fees

| | |
|---------------------------------------|----------|
| Boarding fee per day or part of a day | \$ 20.00 |
| Impoundment Fee | |
| First offense | \$ 30.00 |
| Second Offense | \$ 40.00 |
| Third offense and thereafter | \$ 60.00 |

SCHEDULE "B"

**THE CORPORATION OF THE
CITY OF KENORA**

**PART 1 – PROVINCIAL OFFENCES ACT
SET FINE SCHEDULE TO BY-LAW 150-2010**

| ITEM | COLUMN 1 Short Form Wording | COLUMN 2 Offence creating provision or defining offence | COLUMN 3 Set Fines (Including Costs) |
|-------------|--|--|---|
| 1 | Fail to comply with license requirements | Section 2.1 | \$ 250.00 |
| 2 | Fail to provide dog with collar and / or affix tag | Section 2.6 | \$ 100.00 |
| 3 | Operating a kennel without a license | Section 11.1 | \$ 60.00 |
| 4 | Allow dog to run at large | Section 4.1 | \$ 100.00 |
| 5 | Dangerous Dog running at large | Section 4.11 | Court |
| 6 | Fail to keep a Dangerous Dog muzzled and properly secured on leash | Section 4.12 | Court |
| 7 | Fail to prevent cat from running at large | Section 6.2 | \$ 60.00 |
| 8 | Fail to clean up dog defecation | Section 4.14 | \$ 100.00 |
| 9 | Nuisance Dog running at large | Section 5.1(i) | \$ 250.00 |
| 10 | Bites, barks at or chases a motor vehicle or bicycle | Section 3.4(b) | \$ 100.00 |
| 11 | Barks, howls or otherwise comports to disturb a person | Section 3.4(c) | \$ 100.00 |
| 12 | Barks, howls or otherwise comports to cause a person to fear for their safety | Section 3.4(d) | \$ 250.00 |
| 13 | Causes damage to property or injury to a person or other animal | Section 3.4(e) | \$ 250.00 |
| 14 | Enter floral area or disturb or destroy vegetation or animal habitat in a Park | Section 3.4(f) | \$ 250.00 |
| 15 | Enter a cemetery | Section 3.4(h) | \$ 100.00 |

| ITEM | COLUMN 1 Short Form Wording | COLUMN 2 Offence creating provision or defining offence | COLUMN 3 Set Fines (Including Costs) |
|-------------|---|--|---|
| 16 | Upsets waste receptacle or scatters waste | Section 3.4(i) | \$ 100.00 |
| 17 | Owner of dog fails to comply with directions | Section 15.1 | \$ 250.00 |
| 18 | Dangerous Dog that threatens, chases, bites or injures a person or other animal | Section 3.4(a) | Court |
| 19 | Dangerous Dog that damages or destroys property | Section 3.4(e) | Court |
| 20 | Fail to keep a Dangerous Dog under proper indoor confinement or in controlled confinement | Section 4.11 | Court |
| 21 | Fail to license, microchip a Dangerous Dog | Section 2.8 | Court |
| 22 | Fail to keep property in a clean and tidy condition | Section 5.4 | \$ 100.00 |
| 23 | Fail to comply with Infectious Physical Condition restrictions | Section 3.5 | \$ 100.00 |
| 24 | Fail to have up to-date rabies vaccinations | Section 5.5 | \$ 100.00 |
| 25 | Harbour excessive number of dogs | Section 3.2 | \$ 100.00 |
| 26 | Act or omission causing or permitting a dog to be Running At Large | Section 4.2 | \$ 100.00 |
| 27 | Teasing, tormenting or annoying a dog | Section 5.2 | \$ 250.00 |
| | | | |

Note: The penalty provision for the offences indicated above is Section 15 of By-Law 150-2010, a certified copy of which has been filed

SCHEDULE “C”

Attached to and forming part of the By-law 150-2010

Being a list of of Animals, the Keeping of Animals as Pets which
is Prohibited Within the City of Kenora
See Section 8

1. All Marsupials (such as Kangaroos and Opossums)
2. All Non-Human Primates (such as Gorillas and Monkeys)
3. All Felids, except domestic cat
4. All Canids, except domestic dog
5. All viverrinus (such as Mongoose, Civets and Genets)
6. All Ursids (Bears)
7. All Atriodyctylus Ungulates, except domestic goats, sheep, pigs and cattle, bison, elk, llamas (unless prohibited by other municipal by-laws)
8. All Procyonids (such as Racoons, Coadis and Cacomistles)
9. All Hyenas
10. All Perisspdactylus Ungulates, except the domestic horse and ass
11. All Elephants
12. All Pinnipedia (such as Seals, Fur Seals and Walruses)
13. All Snakes of the Families Pythonidas and Boas
14. All Venomous Reptiles
15. All Ratitae Birds (such as Ostriches, Rhea, Cassowaries)
16. All Diurnusand Nocturnal Raptors (such as Eagles, Hawks and Owls)
17. All Edentatus (such as Anteaters, Sloths and Armadillos)
18. All Bats
19. All Crocodilians (such as Alligators and Crocodiles)
20. All Arthrododa (such as 18enomous spiders)
21. All amphibians (such as 18enomous frogs)

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

SCHEDULE "D"

**THE CORPORATION OF THE
CITY OF KENORA**



ANIMAL IMPOUNDMENT NOTICE

Date _____

TO: _____

TAKE NOTICE that a dog bearing City of Kenora Dog Tag No. _____, registered under the above name and address, was impounded on _____, pursuant to the provisions of Bylaw No. 150-2010, the Animal Control Bylaw for the City of Kenora and that, unless this animal is reclaimed and all applicable charges are paid, on or before _____, the animal may be sold, destroyed or otherwise disposed of pursuant to the Animal Control Bylaw without further notice to you.

TAKE NOTICE that an animal described as follows:

Breed _____ Colour _____

Sex - M F was impounded on _____, pursuant to the provisions of Bylaw No. 150-2010 The Animal Control Bylaw for the City of Kenora and that, unless this animal is reclaimed and all applicable charges are paid, on or before _____, the animal may be sold, destroyed or otherwise disposed of pursuant to the Animal Control Bylaw without further notice to you.

To claim your dog, cat or other animal you must attend to City Hall (Monday-Friday 8:00 a.m.-4:30 p.m. except Statutory Holidays) to pay all applicable charges. After you have done this a Bylaw Officer will meet you at the Animal Pound to release your pet to you.

By law Enforcement Officer
City of Kenora
Ph 467-2286