

THE CORPORATION OF THE TOWNSHIP OF SEGUIN

BY-LAW NO. 2002-056

(Consolidation as of November 21st, 2011)
(as amended by By-Law No. 2007-158 and 2011-090)

Being a By-law for the regulating of dogs, within the Township of Seguin, and that all by-laws, or parts thereof, contrary hereto or inconsistent herewith, be and the same are hereby repealed.

WHEREAS Section 210 (1 to 13) of the Municipal Act, RSO 1990, c. M45, as amended, permits municipalities to pass by-laws to license and regulate dogs within the municipality;

AND WHEREAS Section 210 (138) of the Municipal Act, RSO 1990, c. M45, as amended, permits municipalities to pass by-laws to prohibit noises likely to disturb the inhabitants within the municipality;

NOW THEREFORE BE IT RESOLVED THAT COUNCIL FOR THE CORPORATION OF THE TOWNSHIP OF SEGUIN HEREBY ENACTS AS FOLLOWS:

1. DEFINITIONS

- (a) “**Dog**” shall mean a male or female dog, over the age of three months;
- (b) “**Owner**” shall mean and include any person who possesses or harbours a dog, (“owns” or “owned” have a corresponding meaning);
- (c) “**Animal Control Officer**” includes any person so designated by Council to administer this by-law;
- (d) “**Public Property**” shall mean any property in the Township of Seguin owned by the Corporation of the Township of Seguin and the Near North District School Board;
- (e) “**Running at Large**” shall mean being found in any place other than the premise of the owner and not under the physical control of any person.

2. LICENSING

- 2.1 No owner or owners living at the same address shall keep more than three (3) dogs in any one household, over the age of three (3) months, unless they meet the requirements of the Kennel & Boarding Facility Licencing By-law.
- 2.2 No person shall, within the Township of Seguin, own or keep any dog without having obtained a licence for the dog and registering the dog with the Township of Seguin.
- 2.3 **ALL** dogs must have a **VALID** dog tag affixed to them at all times. Tags from **OTHER MUNICIPALITIES WILL** be recognized as valid by Seguin Township, if they are a valid dog tag in the Municipality from whom they were purchased.
- 2.4 THAT Section 2.4 of By-law No. 2002-56 is replaced by the following: The licence shall be taken out once and shall be valid for the lifetime of the dog for which it was purchased.
- 2.5 An Owner, at the time of purchasing a dog licence, shall furnish the following information to the Issuer of Licences:
 - a) the name, address and telephone number of the owner of the dog;
 - b) the breed, name and description of the dog
 - c) Upon application for a licence, the owner shall produce a certificate signed by a practicing veterinarian that the dog has been inoculated with an anti-rabies vaccine, within the period of twenty-four (24) months of the date of application for the licence.

- 2.6 Upon payment of the licence fee, the Owner of a dog shall be furnished with a dog tag and the said tag shall be kept securely fixed on the dog, at all times and shall not use the dog tag upon a dog, other than the dog for which it was issued.
- 2.7 The replacement fee for a lost licence shall be as prescribed in Schedule "A", attached hereto.

3. RESPONSIBILITIES OF THE OWNER

- 3.1 No owner of a dog shall permit it to run at large in the Township of Seguin.
- 3.2 No owner shall permit their dog, whether leashed or unleashed to trespass on private property.
- 3.3 No owner shall allow their dog to be on a public road or in a public place, at any time, unless the dog is on a leash and such leash is held onto by a responsible person.
- 3.4 Notwithstanding Section 3.3 no dog shall be allowed, at any time, in any area designated as a public park or public swimming area.
- 3.5 Every owner of a dog shall forthwith clean up and dispose of any excrement left by their dog on any property other than their own.
- 3.6 No owner shall permit any dog owned by them to bark or create any noise that is likely to disturb any inhabitant of the Township of Seguin.
- 3.7 Sections 3.4 and 3.5 do not apply to the owners of "Seeing-Eye" or "Registered Handicap-Assist" dogs.

4. ANIMAL CONTROL OFFICER

- 4.1 The Animal Control Officer may seize and impound any dog found running at large within the Township of Seguin, with or without a licence. If claimed within 72 hours, the dog may be redeemed for poundage, levied at the rate of \$50.00 per day plus any veterinarian costs incurred, or may be destroyed if not claimed within 72 hours. An attempt will be made to give the recorded owner notice prior to the animal being destroyed.
- 4.2 The poundage fee and veterinarian costs shall be paid to The Corporation of the Township of Seguin.
- 4.3 Where a dog is impounded, the owner, if known, and whether the dog is claimed from the pound or not, shall be liable for the poundage fees and veterinarian costs and shall pay all fees, on demand, to The Corporation of the Township of Seguin.
- 4.4 Nothing in this section shall prevent the Animal Control Officer from destroying an animal which is ill or injured and where, in the opinion of the Animal Control Officer, it is incapable of being cured.
- 4.5 This by-law may be enforced by an Animal Control Officer, a By-law Enforcement Officer or by any Police Officer.

5. PENALTIES

- 5.1 Any person who contravenes any provision of this by-law is guilty of an offence and, upon conviction, is liable to a fine, not to exceed the maximum provided under the Provincial Offences Act, exclusive of costs, and every such fine shall be recoverable under the Provincial Offences Act.

- 5.2 All sections of this by-law shall be deemed to be separate and independent and the validity of any section or provision thereof shall not effect the remaining sections.
6. **AND THAT** By-Law #98-26 passed the 4th day of May, 1998 and By-Law #99-01 passed on the 4th day of January, 1999 are hereby repealed.
7. **AND THAT** this By-law shall come into full force and effect on the 1st of January, 2012.

Schedule "A" to By-law No. 2011 -090

LICENCE FEES

1. Each Dog \$25.00

2. All replacement tags shall costs \$10.00

* Plus any applicable taxes

TOWNSHIP OF SEGUIN
BY-LAW No. 2002-56
TITLE: Regulate dogs within the Township of Seguin

Schedule "B" to By-law No. 2002-56

ITEM	COLUMN 1 Description of Offence	COLUMN 2 Provision Creating Offence	COLUMN 3 Set Fine Including Costs
1.	Fail to purchase a dog licence	2.1	\$125.00
2.	Fail to affix tag to dog	2.5	\$125.00
3.	Allow a dog to run at large	3.1	\$125.00
4.	Allow a dog to trespass on private property	3.2	\$125.00
5.	Fail to leash dog in public place or public roadway	3.3	\$125.00
6.	Have dog in public park	3.4	\$125.00
7.	Have dog in public swimming area	3.4	\$125.00
8.	Fail to clean up dog excrement	3.5	\$125.00
9.	Allow persistent barking	3.6	\$125.00

NOTE: The penalty for the offenses listed above is governed by Section 5.1 of By-law No. 2002-56, a certified copy of which has been filed.