

Bill No. 616
2017

By-law No. PH-5-17____

A by-law to amend By-law No. PH-5, as amended, entitled "A by-law to provide for the Appointment of a Poundkeeper and to regulate the Public Pound".

WHEREAS subsection 5(3) of the *Municipal Act, 2001* S.O. 2001, c.25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS section 9 of the *Municipal Act, 2001* provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS subsection 10(2) of the *Municipal Act, 2001* provides that a municipality may pass by-laws respecting "economic, social and environmental well-being of the municipality", "health, safety and well-being of persons", "protection of persons and property", and "animals";

AND WHEREAS the provisions of the *Pounds Act* and the *Animals for Research Act* apply with respect to a pound and a poundkeeper;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. Section 1.2 of By-law No. PH-5 is deleted and replaced with the following new Section 1.2:

1.2 Animals (including dogs, excluding cats) – running at large - impounded

It shall be the duty of the Poundkeeper of the City of London to impound any animal (including dogs, excluding cats) running at large or trespassing on any property contrary to the provisions of the Dog Licensing and Control By-law or the Animal Control by-law.

2. Schedule "A" of By-law No. PH-5 is deleted and replaced with a new Schedule "A", attached to this by-law as 'Schedule "A"'.

3. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on October 17, 2017.

Matt Brown
Mayor

Catharine Saunders
City Clerk

First Reading – October 17, 2017
Second Reading – October 17, 2017
Third Reading – October 17, 2017

Schedule "A"
Fees and Charges

	Fees
(a) <u>Dogs</u>	
A-1. Impounding Licensed dog, wearing a tag, each	\$10.00
A-2. Impounding dog, unlicensed or not wearing tag, each	\$35.00
A-3. Impounding any dog second and subsequent time in a calendar year, each	\$50.00
A-4. Feeding impounded dog per day, each	\$10.00
A-5. Impounding restricted, prohibited or dog ordered to be Muzzled under DOLA or the Dog Licensing & Control By-law Or the Pit Bull Licensing By-law, each	\$50.00
A-6. Feeding restricted, prohibited or dog order to be muzzled Under DOLA or the Dog Licensing & Control By-Law or the Pit Bull Licensing By-law, per day, each	\$10.00
(b) <u>Cats</u>	
B-1. Impounding identified cat, each	\$5.00
B-2. Impounding unidentified cat, each	\$15.00
B-3. Feeding impounded cat per day, each	\$7.00
B-4. Second and subsequent impound	\$30.00
(c) <u>Other Animals</u>	
C-1. Impounding bulls and stallions, one year old and over, each	\$25.00
C-2. Impounding rams, horses, horned or other cattle, each	\$25.00
C-3. Feeding animals listed in C-1 and C-2 per day, each	\$15.00
C-4. Impounding sheep, goats and swine, each	\$15.00
C-5. Feeding animals listed in C-4, per day, each	\$10.00
C-6. Plus actual costs associated with C-1 to C-5*	
(d) <u>Fowl</u>	
D-1. Impounding geese or ducks, each	\$3.00
D-2. Feeding geese or ducks per day, each	\$1.50
D-3. Plus actual costs associated with D-1 to D-2*	
(e) <u>Other Fees</u>	
E-1. Posting notice of sale	\$12.00
E-2. Attending summons and serving same on appraisers of damages	\$25.00
E-3. For each sale of distress	\$10.00
E-4. For advertising	\$12.00
E-5. Plus actual costs associated with E-1 to E-4*	

* Actual costs will be passed to the owner of the animal or animals that are impounded. For example, the rental cost of a portable stall, trailer or space and supply of straw bedding as appropriate for housing species.

NOTE:

1. The fees and charges imposed by this by-law are due and payable:
 - (a) at the time of the transaction for which the fee or charge is imposed; or
 - (b) if subsection 1(a) is not applicable, upon the due date specified in any invoice issued by the Corporation of the City of London or its contractor to any person or party in connection with a fee or charge imposed by this by-law.

2. The fees, charges and penalties imposed by this by-law can be paid at the Licence Agent by cash, cheque, debit or credit card.