

Bill No. 502
2021

By-law No. PH-3-21 ____

A by-law to amend By-law No. PH-3, as amended, being “A by-law to provide for the Regulation, Restriction and Prohibition of the Keeping of Animals in the City of London” to remove all references to fees and charges related to services provided for in the by-law.

WHEREAS section 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 23.2 of the *Municipal Act, 2001*, as amended, permits a municipality to delegate certain legislative and quasi-judicial powers, including regulations to prohibit or regulate the keeping of any class of animal within a municipality; providing for animal identification systems; requiring an owner of a dog to keep the dog leashed; requiring the muzzling of leashing of a dog after it has been a person or domestic animal; provide for the licensing of dogs; and prohibiting the running at large of a dog;

AND WHEREAS section 391(1) of the *Municipal Act, 2001* provides that a municipality may impose fees or charges on persons:

- (a) for services and activities provided or done by or on behalf of it;
- (b) for costs payable by it for services and activities provided or done by or on behalf of any other municipality or any local board; and
- (c) or the use of its property including property under its control;

AND WHEREAS the Municipal Council of The Corporation of the City of London wishes to amend By-law No. PH-3, as amended, being “A by-law to provide for the Regulation, Restriction and Prohibition of the Keeping of Animals in the City of London” to remove all references to fees and charges related to services provided for in the by-law;

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

1. The Animal Control By-law No. PH-3, as amended, is hereby further amended as follows:

- i) by deleting section 11.4 (iv) in its entirety and by replacing it with the following new section 11.4 (iv)

“11.4 Application – registration – description – fee

(iv) the applicable fee as set out in the City’s Various Fees and Charges By-law.”;

- ii) by deleting section 11.16 in its entirety and by replacing it with the following new section 11.16:

“11.16 Fee Amnesty – programs to encourage registration

The City Representative is authorized to waive the payment of any fee set out in the City’s Various Fees and Charges By-law with respect to a program that encourages registrations, or renewals of registrations, and the City Representative shall annually report to Council on all such waivers of fees.”; and,

- iii) by deleting Schedule “A” – Animal Control By-law PH-3 Fees and Charges in its entirety.
- 2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on October 26, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – October 26, 2021
Second Reading – October 26, 2021
Third Reading – October 26, 2021