

THE CORPORATION OF THE TOWNSHIP OF NORTH STORMONT

BY-LAW NO. 43-2026

Animal Control – Regulate Care and Control of Animals

BEING a By-law to repeal and replace By-Law No's 062-04, 070-05 and 31-06 to establish and regulate animal care and control in the Township of North Stormont.

WHEREAS the *Municipal Act, 2001, S.O. 2001, c. 25* provides that the powers of a municipal corporation are to be exercised by its council;

AND WHEREAS the *Municipal Act, 2001, S.O. 2001, c. 25* provides that the powers of every council are to be exercised by by-law;

AND WHEREAS sections 9, 10 and 11 of the *Municipal Act, 2001* authorize a lower-tier municipality to pass by-laws respecting animals;

AND WHEREAS section 9(3)(b) of the *Municipal Act, 2001* authorizes a municipality, in exercising its powers to regulate or prohibit respecting a matter, to provide for a system of licences, approvals or registrations and to impose conditions as a requirement of obtaining, continuing to hold or renewing them;

AND WHEREAS section 103 of the *Municipal Act, 2001* authorizes a municipality to provide for the seizure and impounding of animals being at large or trespassing and the sale of impounded animals under certain conditions;

AND WHEREAS section 105 of the *Municipal Act, 2001* requires the municipality to hold a hearing, upon request of a dog owner, to determine whether to exempt the owner in whole or in part from a muzzling requirement;

AND WHEREAS section 391 of the *Municipal Act, 2001* authorizes a municipality to impose fees or charges on any class of persons for services or activities provided or done by or on behalf of the municipality;

AND WHEREAS Council deems it desirable to regulate the keeping, care and control of animals in the Township of North Stormont in a manner that promotes public health and safety, responsible pet ownership, and consistency with applicable provincial legislation, including the *Provincial Animal Welfare Services Act, 2019*;

NOW THEREFORE the Council of the Corporation of the Township of North Stormont hereby enacts as follows:

Part I – Definitions

1. Definitions

1.1 For the purpose of this by-law, the following definitions shall apply:

"Animal" means any member of the animal kingdom, other than a human.

"Animal Control Officer" means a person or persons appointed or engaged by the Township for the purpose of this by-law and includes any employees thereof and the Township's Municipal Law Enforcement Officer.

“Attack” means:

a) an assault resulting in bleeding, bone breakage, sprains, scratches, or bruising; or

b) aggressive behaviour resulting in physical contact and damage to clothing worn by the person or domestic animal;

and **“attacked”** or **“attacking”** have a corresponding meaning. **“Bite”** means a wound to the skin causing it to puncture or break.

“Boarding Kennel” means a building, premises or place where more than three (3) dogs over the age of twenty (20) weeks are boarded or trained, for remuneration, for any period that includes an overnight stay.

“Breeding Kennel” means a building, premises or place where more than three (3) dogs over the age of twenty (20) weeks are owned, bred and raised.

“Cat” means any *Felis catus* and includes both male and female of the species.

“Council” means the Council of the Corporation of the Township of North Stormont.

“Dangerous Dog” means any individual dog that:

a) has killed a person or domestic animal, regardless of circumstances;

b) has bitten or injured a person or domestic animal;

c) has attacked or injured a person or domestic animal;

d) has shown a disposition or tendency to be threatening or aggressive;

e) is attack-trained, other than a dog used in law enforcement; or

f) is kept for the purposes of security or protection, whether residential, commercial, or industrial, of a person’s property.

“Dog” means a quadruped of the species *Canis familiaris* and includes both male and female of the species.

“Doggy Day Care” means a type of kennel operation where dogs are received, kept, supervised or cared for, for remuneration, during daytime or short-term hours, and where dogs are not boarded overnight.

“Domestic Animal” means a cat or a dog.

“Dwelling Unit” means one or more rooms designed as a housekeeping unit, used or intended to be used as a domicile by one or more persons and in which separate cooking, eating, living, sleeping and sanitary facilities are provided for the exclusive use of the occupants, with a private entrance from outside the building or from a common hallway or stairway inside the building.

“Exotic Animal Entertainment Event” means any exhibit, public show, circus, carnival, performance, display, act of entertainment, or film or television production using one or more live exotic animals.

“Exotic Animal Rescue Establishment” means any establishment that exhibits, displays, or houses one or more live exotic animals for the purposes of rescue and education.

“Keep” means to have temporary or permanent control or possession of an animal, and the words “kept” or “keeping” have a similar meaning.

“Kennel” means a premises, including outdoor areas such as dog runs, where dogs are bred, raised, boarded, trained or housed for similar purposes, whether for profit or not for profit, and does not include the Township pound.

“Licence” means a licence issued under this by-law.

“Livestock” means any domestic fowl (including chickens, geese, ducks, turkeys, guinea fowl, etc.), horse, donkey, mule, bull, ox, cow, or other cattle, goat, swine, sheep, llama, mink, fox, emu, or ostrich, or the young thereof.

“Muzzle” means a humane fastening or covering device of adequate strength which, when placed over the mouth of a dog, prevents the dog from biting.

“Nuisance” means conduct by an animal that:

- a) persistently cries, howls, or barks;
- b) causes damage to municipal or private property;
- c) interferes with, dumps, or scatters garbage or refuse; or
- d) chases pedestrians using public or private paths or sidewalks adjacent to the property where the animal is kept or harboured.

“Owner” means a person who possesses or harbours an animal and, where the owner is a minor, the person responsible for the custody of the minor, and includes a person who is temporarily the keeper of, or has control over, the animal.

“Pet” means a domestic or tamed animal, usually a dog, cat or similar animal, kept primarily for companionship or pleasure.

“Pet Shop” means a shop or place where animals, small reptiles, fish, or birds for use as pets are sold, kept for sale, or groomed and where pet supplies and pet foods are sold but does not include a shop or place for breeding or overnight boarding of pets.

“Pound” means the premises of the Township of North Stormont, which is used for the temporary housing and care of animals that have been impounded pursuant to this by-law or Provincial Act.

“Premises” means the entire lot on which a single dwelling unit building, or multi-dwelling unit building is situated but does not include common areas adjacent to a multi-dwelling unit building unless those common areas are completely enclosed.

“Prohibited Animal” means the animals identified in Schedule “A.”

“Recreational Kennel” means a building, premises or place where more than three (3) dogs over the age of twenty (20) weeks are owned and raised for non-commercial recreational purposes without remuneration and are not offered for sale, including for dog sledding or hunting purposes.

“Rooming House” means a building or part of a building in which individual rooms are rented or offered for rent for residential occupancy and in which kitchen or bathroom facilities may be shared.

“Service Animal” means an animal used by a person with a disability for reasons relating to the disability where it is readily apparent that the animal is used by the person for reasons relating to the disability, or where the person provides documentation from a regulated health professional confirming that the person requires the animal for reasons relating to the disability.

“Tenant” means an individual or business that occupies or uses land, a dwelling unit, building, or premises owned by another person, whether under a lease, rental agreement, licence of occupation, or other lawful occupancy arrangement.

“Township” means the Corporation of the Township of North Stormont.

“Under Control” means that when a dog is not on the property where it is usually kept, the dog is secured by a leash or other physical restraint and is held by a person who is physically capable of controlling the dog.

“Urban Settlement” means urban settlement areas identified by the United Counties Stormont, Dundas, and Glengarry Official Plan.

If more than one person owns, keeps, harbours or has care or control of an animal, each such person is jointly and severally responsible for compliance with this by-law.

Part II – By-Law Administration

2. By-Law Administration

2.1 In addition to the Animal Control Officer(s), the Municipal Law Enforcement Officer or designate is responsible for the administration of this by-law and is delegated the authority to receive applications and any fees established under this by-law. The Municipal Law Enforcement Officer or designate is also authorized to issue, refuse to issue or revoke any licences or tags, including imposing conditions thereto, in accordance with this by-law.

Part III – Kennels/Doggy Day Care

3. Kennels

3.1 No person shall own or operate a kennel or Doggy Day Care in the Township without first obtaining and maintaining a licence issued by the Township.

3.2 A kennel or Doggy Day Care shall only be permitted on premises where the use is permitted under the Township’s Zoning By-law, as amended.

3.3 Kennels and Doggy Day Care operations shall be managed and operated by the property owner on which the kennel or Doggy Day Care is located, and the operator/manager shall reside on the subject property. Where the subject property is tenanted, the kennel or Doggy Day Care shall only be permitted with the written consent of the property owner, and the operator/manager shall be the lawful tenant residing on the property.

3.4 Every person who owns or operates a kennel or Doggy Day Care shall comply with all applicable by-laws of the Township. No kennel or Doggy Day Care licence shall be issued, renewed or maintained unless the operation complies with this by-law, the Township’s Zoning By-law and all other applicable law. Where an owner or operator of a kennel or Doggy Day Care fails to comply with any applicable by-law or law, the licence may be suspended or revoked.

3.5 All applications for a new or renewed Boarding Kennel, Breeding Kennel, Recreational Kennel or Doggy Day Care licence in the Township of North Stormont shall be subject to inspection by the Township's Chief Building Official and Municipal Law Enforcement Officer to confirm compliance with this by-law and other applicable law. Any applicable inspection fee shall be paid in accordance with the Township's Fees and Charges By-law, as amended.

3.6 Every person applying for a kennel or Doggy Day Care licence shall submit the following to the Township and, if applicable, any changes to the site at renewal:

- a) A site plan drawn to scale showing the location of all buildings, structures, dog runs or facilities on the subject property, including the location of all buildings, structures, dog runs or facilities, or parts thereof, to be used as a kennel or Doggy Day Care. The site plan must also specify the distance which separates the kennel or Doggy Day Care from all property lines and all buildings, structures, dog runs or facilities;
- b) A list of all dogs to be kept at the subject property, noting verification of current rabies vaccination for each dog, except where they are under three (3) months of age;
- c) The applicable fees, as required by the Township of North Stormont's Fees and Charges By-law, as amended; and
- d) A declaration by the owner that they have never been convicted under section 446 of the *Criminal Code of Canada* pertaining to animal cruelty.

3.7 Every person renewing their kennel or Doggy Day Care licence shall, on or before the first day of April of each year, submit the following to the Township:

- a) A list of all dogs to be kept at the subject property, noting verification of current rabies vaccination for each dog, except where they are under three (3) months of age; and
- b) The applicable fees, as required by the Township of North Stormont's Fees and Charges By-law, as amended.

3.8 The Township may impose additional conditions with respect to the issuance or renewal of a kennel or Doggy Day Care licence, as deemed necessary to ensure the health, safety, and well-being of the public and/or animals.

3.9 After the issuance of a licence, the owner shall not change or otherwise alter a kennel or Doggy Day Care without first obtaining written permission from the Township.

3.10 Every person who owns or operates a kennel or Doggy Day Care shall renew the licence by April 1st each year and shall have their premises inspected every twenty-four (24) months.

3.11 A Doggy Day Care licence authorizes the daytime or short-term receipt, keeping, care and supervision of dogs for remuneration, but does not authorize overnight boarding unless the premises is also licensed as a Boarding Kennel under this by-law.

3.12 Doggy Day Care operations shall be limited to the hours of 7:00 a.m. to 8:00 p.m. daily, including statutory holidays, unless otherwise authorized by the Township.

3.13 A Doggy Day Care shall be limited to a maximum of twenty (20) dogs on the premises at any one time, unless otherwise authorized by the Township as a condition of licence.

3.14 All dogs kept at a Doggy Day Care shall be secured, supervised and under the control of the owner, operator or a competent attendant while on the premises.

3.15 Every person who owns or operates a kennel shall keep no more than a maximum of twenty (20) dogs over twenty (20) weeks of age.

3.16 Every person who owns or operates a kennel or Doggy Day Care shall comply with applicable animal care standards and shall have regard to the guidelines set out in the "Code of Practice of Canadian Kennel Operations" of the *Canadian Veterinary Medical Association*, where applicable to the care, housing, supervision and management of dogs.

3.17 Every person who owns or operates a kennel or Doggy Day Care shall undertake measures to ensure that residences on adjacent properties are not subject to persistent noise by dogs kept at the operation.

3.18 Where the Township receives a complaint concerning noise from a licensed kennel or Doggy Day Care, the Municipal Law Enforcement Officer shall investigate the complaint and may, in their discretion, take enforcement action against the owner or operator.

3.19 Every kennel and Doggy Day Care shall have an appropriate receptacle for the storage of dog waste. All kennel and Doggy Day Care owners and operators shall comply with applicable law with respect to waste management systems, including but not limited to the collection and disposal of waste, and shall maintain the premises in a sanitary condition so as not to create odour, nuisance or health hazards.

3.20 Any kennel or Doggy Day Care that was in lawful existence prior to the effective date of this by-law shall be deemed to comply with this by-law and may be maintained or repaired at the same location, capacity, height, and dimensions as previously existed.

Part IV – Regulations

4. Minimum Care Requirements

4.1 Every person who keeps a pet within the Township of North Stormont shall maintain the premises in a sanitary condition and shall provide the pet with adequate food, water, shelter and opportunity for exercise, as applicable.

- a. A clean and sanitary environment free from an accumulation of fecal matter; and
- b. Adequate and appropriate care, food, water, shelter, and opportunity for physical activity.

4.2 Every person who keeps a pet within the Township of North Stormont shall ensure that pet waste and deceased animals are disposed of in accordance with applicable law and in a manner that does not create a public nuisance or health hazard.

5. Maximum Number of Pets

5.1 No person shall keep more than three (3) dogs over twenty (20) weeks of age per premises.

5.2 Despite section 5.1, no person shall keep more than one (1) dog over twenty (20) weeks of age in a dwelling unit located within an apartment building, multi-dwelling unit building, or rooming house.

5.3 Sections 5.1 and 5.2 shall not apply to the following, provided the use is lawfully established, licensed where required, and operated in compliance with this by-law and all applicable law:

- a) A Boarding Kennel, Breeding Kennel, Recreational Kennel or Doggy Day Care that is licensed by the Township and permitted in accordance with the Township's Zoning By-law, as amended;
- b) A registered research facility pursuant to the *Animals for Research Act, R.S.O. 1990, c. A.22*;
- c) An accredited veterinary facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act, R.S.O. 1990, c. V.3*, as amended; or
- d) A pet shop as permitted in the Township's Zoning By-law, as amended.

6. At Large / Under Control

6.1 No person shall allow or permit their dog to run at large in the Township of North Stormont. For the purposes of this by-law, a dog shall be deemed to be running at large if it is found not under control of a person by means of a leash unless the dog is on the lands of its owners or a person who has consented to the dog being on its land.

6.2 A dog shall not be deemed running at large if the dog is at the time, being used for hunting, showing, training and the dog is under the supervision and voice control of the owner.

6.3 A dog shall not be deemed to be running at large if it is a working dog or a service animal. Every owner of a dog shall ensure that the dog is kept on a leash having a length of not more than 2.4 metres (8 feet) and under control of a capable person when the dog is on any land in the Township of North Stormont unless:

- a. The land is the premises of the owner of the dog; or
- b. The land is owned by a person who has given prior consent to the dog being off leash.

6.4 No owner shall permit their dog, whether leashed or unleashed, to enter onto private property without the consent of the owner or occupant of the property.

6.6 In an apartment building, multi-dwelling unit building, or rooming house, every owner shall ensure that any dog in a common hallway, corridor, lobby, stairwell, elevator, or other shared area is leashed and under control, and no dog shall be left unattended in any such common area.

7. Stoop and Scoop

- 7.1 Every pet owner shall immediately remove and dispose of, in a hygienic manner, all waste left by the pet on any property, other than the owner's property.
- 7.2 Section 7.1 does not apply to:
- An owner of a service animal, where the owner is unable to remove pet waste due to a physical disability or impediment; or
 - A blind or visually impaired owner of a service animal if the pet waste was left while the service animal was on property other than the owner's property.
- 7.3 Every pet owner shall remove from their property, in a timely manner, waste left by the pet, so as not to disturb the comfort of any person in the vicinity of the owner's property.

8. Nuisance

- 8.1 No person who owns or harbours a pet within the Township shall permit such pet to become a public nuisance. For greater certainty, without limiting section 8.1, a pet is a nuisance where it engages in conduct that meets the definition of "Nuisance" in Part I of this by-law.

9. Feeding Wild, Feral and Stray Animals

- 9.1 No person shall feed, or permit the feeding of, a wild, feral, or stray animal in a manner that creates a nuisance.
- 9.2 No person shall place any food or feeding device on any property in a manner that creates a nuisance.
- 9.3 Sections 9.1 and 9.2 do not apply in the following situations:
- The feeding of songbirds provided the seed is placed in a bird feeding device and is inaccessible to other animals.
 - Food that is placed as bait in a trap by a property owner to capture nuisance animals in accordance with the *Fish and Wildlife Conservation Act, 1997, S.O. 1997, c.41*.
 - Food that is placed as bait in a trap by a licensed trapper, a wildlife removal service, or a Municipal Law Enforcement Officer in accordance with the *Fish and Wildlife Conservation Act, 1997, S.O. 1997, c.41*.
 - The legal placement of deer mineral or other bait in an Agricultural or Rural Zone as defined in the Township of North Stormont Zoning By-Law; or
 - Food that is placed by an animal rescue organization as part of a Township approved Trap, Neuter, Release program as set out in Schedule "B."
- 9.4 For the purposes of sections 9.1 and 9.2, "nuisance" includes a situation that is likely to adversely affect an owner or occupant of property and includes a situation that:
- Results in a potential health or safety risk, including but not limited to accumulation of feces; or
 - Is likely to interfere with the normal use or enjoyment of property, for any reason, including odour or noise.

- c.
- 9.5 For greater certainty, without limiting the above, a situation which attracts large numbers of wild animals or wild birds is deemed to constitute a nuisance.

PART V – Enforcement

10. Notice to Muzzle

- 10.1 Where an owner is served with a Notice to Muzzle, the owner shall:
 - a. While on the owner's property, ensure the dog is securely confined within an enclosure sufficient to prevent the dog from escaping and from coming into contact with persons or domestic animals, and ensure any gate to the enclosure is locked when the dog is in the enclosure; and
 - b. Whenever off the owner's property, ensure the dog is muzzled and leashed and is under the control of a competent person.

11. Dangerous Dogs

- 11.1 Every owner of a dog shall exercise reasonable precautions to prevent the dog from engaging in a dangerous act.
- 11.2 Without limiting anything in this by-law, an owner of a dog that engages in a dangerous act is liable to prosecution under the *Dog Owners' Liability Act, R.S.O. 1990, C.D. 16*, as amended.
- 11.3 Where the Municipal Law Enforcement Officer has reasonable grounds to believe that a dog has engaged in a dangerous act against a person or domestic animal, the Municipal Law Enforcement Officer shall, with respect to such a dog:
 - a. Where the dangerous act is the first on record with the Township, serve the owner of the subject dog with a Notice to Muzzle.
 - b. Despite subsection 11.3(a), where the Animal Control Officer determines, on reasonable grounds, that the first dangerous act involved serious injury or a significant risk to public safety, the owner may be served with a Dangerous Dog Order.
 - c. Where the dangerous act occurred while the dog was subject of a Notice to Muzzle or a court order under the *Dog Owners' Liability Act*, serve the owner of the dog with a Dangerous Dog Order, requiring the subject dog to comply with the requirements for owners of a Dangerous Dog under section 12.4 of this by-law.
- 11.4 Where an owner is served with a Dangerous Dog Order, the owner shall, always when the dangerous dog is not in the owner's dwelling unit but otherwise within the boundaries of the owner's premises, ensure that:
 - a. The dangerous dog is muzzled to prevent it from biting a person or domestic animal; and
 - b. The dangerous dog is securely confined within an enclosure sufficient to prevent escape and to prevent contact with persons or domestic animals, and any gate to the enclosure is locked when the dog is in the enclosure.

- 11.5 Every owner of a dangerous dog shall, always when the dangerous dog is not within the boundaries of the owner's lands,
 - a. Keep the dangerous dog under control of a competent handler and under leash, such leash not to exceed two metres (2m) in length; and
 - b. Keep the dangerous dog muzzled.
- 11.6 Every owner of a dangerous dog shall notify the Township within two (2) working days of any change in ownership or residence of the dangerous dog and provide the Municipal Law Enforcement Officer with the new address and telephone number of the owner.
- 11.7 Every owner of a dangerous dog shall notify the Township within two (2) working days if the dangerous dog is deceased.

12. Review of Dangerous Dog Order or Notice to Muzzle

- 12.1 An owner who is served with a Notice to Muzzle or Dangerous Dog Order may request a hearing by delivering a written request to the Township within fifteen (15) calendar days after service of the notice or order.
- 12.2 The hearing shall be held by Council or by a hearing officer or other person duly authorized by the Township to hold hearings for the purposes of section 105 of the *Municipal Act, 2001*.
- 12.3 Until the hearing decision is issued, the owner shall comply with all terms of the Notice to Muzzle or Dangerous Dog Order.
- 12.4 The hearing officer or Council may confirm, rescind or vary the Notice to Muzzle or Dangerous Dog Order, in whole or in part, and may impose reasonable conditions.
- 12.5 A written decision shall be provided to the owner as soon as practicable after the hearing.
- 12.6 The written decision may be delivered personally, sent by registered mail, or sent by another method permitted by law to the address provided by the owner.
- 12.7 If no request for a hearing is delivered within the time required by this section, the Notice to Muzzle or Dangerous Dog Order is final.

13. Seizure and Impoundment

- 13.1 Subject to section 6.1 of this by-law, a Municipal Law Enforcement Officer may:
 - a. Seize and impound any dog found running at large.
 - b. Restore possession of the dog to the owner therefore, where:
 - i. The owner claims possession of the dog within seventy-two (72) hours (exclusive of statutory holidays and weekends) after the date of seizure; and
 - ii. The owner pays to the Municipal Law Enforcement Officer a pound fee for the dog seized and impounded, plus the cost of any damages, expenses, and veterinary care, which may be payable to the Township.
- 13.2 They shall make all reasonable efforts to identify and contact the owner of every stray dog received, whether the dog is living or deceased.
- 13.3 Where at the end of the seventy-two (72) hours, possession of the dog has not been restored to the owner under this section of the by-law, the Municipal Law Enforcement Officer may sell the dog.

13.4 Where the owner of the dog has not claimed the dog within seventy-two (72) hours and the dog has not been sold, the Municipal Law Enforcement Officer may cause the dog to be euthanized in a humane manner. No damages or compensation shall be recovered on account of its destruction or other disposition.

13.5 Where a dog seized under section 13.1 of this by-law is critically injured, the dog should be destroyed without delay:

- a. For humane reasons, the Municipal Law Enforcement Officer may authorize the dog to be euthanized in a humane manner as soon as practicable after seizure, where a veterinarian approves, where possible, without permitting any person to reclaim the dog or without offering it for sale. No damages or compensation shall be recovered on account of the euthanization.
- b. For safety reasons relating to persons or animals, the Municipal Law Enforcement Officer may authorize the dog to be euthanized in a humane manner as soon as practicable after seizure without permitting any person to reclaim the dog or without offering it for sale. No damages or compensation shall be recovered on account of the euthanization.

13.6 Where a dog is seized or impounded under section 13.1, a Municipal Law Enforcement Officer may take enforcement action.

14. Prohibited Animals

14.1 No person shall keep in the Township, either on a temporary or permanent basis, any prohibited animal, as set out in Schedule "A."

14.2 No person shall keep livestock in any area of the Township unless the area is zoned for that purpose or is lawfully used for that purpose.

14.3 Despite section 14.1, a person who is keeping a prohibited animal on the date this by-law comes into force shall be permitted to keep such animal provided that:

- a) The animal is kept in an environment which is appropriate for the species.
- b) The owner has advised the Township in writing of the number of each species of each animal and its name, the approximate age with a clear identification or photograph of each animal.
- c) The owner shall provide his or her name, address, and phone number within ninety (90) days of the date that the by-law comes into force; and
- d) The burden of proving the exemption from section 14.1 is upon the person making the assertion, of which written notice to the Township as provided in section 14.3 shall be sufficient proof.

14.4 The exemption provided for in subsection 14.3 is for the life of the animal.

14.5 Sections 14.1 and 14.2 shall not apply to:

- a) The premises of an accredited veterinary facility under the supervision of a veterinarian licensed pursuant to the *Veterinarians Act, R.S.O. 1990, Chapter V.3*, as amended.
- b) The premises of any licensed zoo or exhibit permanently located in the Township;
- c) Premises or facilities accredited by the Canadian Association of Zoos and Aquaria (CAZA);
- d) The areas of the Township in which educational programs are being conducted with animals, provided that the animals are owned by institutions accredited by CAZA and only while the educational programs are conducted, provided that such programs are limited to three (3) days at any one location;
- e) Premises registered as research facilities pursuant to the *Animals for Research Act, R.S.O. 1990, c. A.22*; or
- f) This by-law.

15. Power of Entry, Inspections, Prohibitions

15.1 Where the Municipal Law Enforcement Officer is satisfied that a contravention of this by-law or a permit has occurred, such Municipal Law Enforcement Officer may make an order requiring that the person who caused or permitted such contravention, or the property owner of the land on which the contravention occurred, discontinue the contravening activity and/or do work to correct the contravention. Every person shall comply with such an order.

15.2 An order pursuant to section 15.1 shall set out the following:

- a) The municipal address and/or the legal description of the land or premises on which the contravention occurred;
- b) Reasonable particulars of the contravention;
- c) What is required of the person subject to the order;
- d) The date by which there must be compliance with the order and/or, if any work is ordered, the date by which any such work must be done;
- e) If any work is required to be done, a statement that if such work is not done in compliance with the order and within the specified time period, the Township will have the work done at the expense of the person directed or required to do it; and
- f) Information regarding the Township's contact person.

15.3 No person shall hinder, obstruct, or attempt to hinder or obstruct the Township, its employees, officers, or agents from carrying out any powers or duties under this by-law.

15.4 No person shall contravene any order or direction issued by the Township pursuant to this by-law or the *Municipal Act*.

16. Order

16.1 Wherever this by-law or an order issued under this by-law directs or requires any matter or thing to be done by any person within a specified time period, in default of it being done by the person directed or required to do it, the action may be taken under the direction of the Municipal Law Enforcement Officer at that person's expense and the Township may recover the costs incurred through a legal action or by recovering the costs in the same manner as taxes.

16.2 For the purposes of taking remedial action under section 16.1, the Township, its staff and/or its agents, and the Animal Control Officer may enter, at any reasonable time, upon any lands on which a default to conduct a required thing or matter occurred.

17. Remedial Action and Cost Recovery

17.1 Should a person default in complying with an order issued under this by-law, the matter or thing required to be done may be completed at the person's expense.

17.2 The Township may enter on land at any reasonable time for the purpose of carrying out any remedial action required under this by-law or an order issued under this by-law.

17.3 The power of entry under this section shall be exercised by the Municipal Law Enforcement Officer or designate. The person exercising the power of entry shall, on request, display or produce proper identification and may be accompanied by a person under their direction.

17.4 The Township may recover the costs of carrying out the remedial action from the person who was directed or required to do the matter or thing by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes.

17.5 The costs recovered shall be in accordance with the Township of North Stormont's User Fees By-law, as amended.

Part VI – General

18. Offences and Penalties

18.1 Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for by section 61 of the *Provincial Offences Act, R.S.O. 1990, c. P.33*, as amended.

19. Validity and Severability

19.1 Notwithstanding any section, subsection, clause, paragraph or provision of this by-law, this by-law or parts thereof may be declared by a court of competent jurisdiction to be invalid, unenforceable, illegal or beyond the powers of Council to enact, such section or sections or parts thereof shall be deemed to be severable and all other sections or parts of this by-law are separate and independent therefrom and enacted as such as a whole. Same shall not affect the validity or enforceability of any other provisions of this by-law or of the by-law as a whole.

19.2 Any reference to a statute, regulation, by-law or other legislation in this by-law shall include such statute, regulation, by-law or other legislation or provision thereof as amended, revised, re-enacted and/or consolidated from time to time and any successor legislation thereto.

19.3 Where there is any conflict between the provisions of this by-law and any other by-law or legislation, the provisions of this by-law shall prevail to the extent of the conflict.

20. Licence Fees

20.1 Upon applying for a licence, the owner or tenant shall pay the fee as set out in the Township of North Stormont’s User Fees By-law.

21. Administration

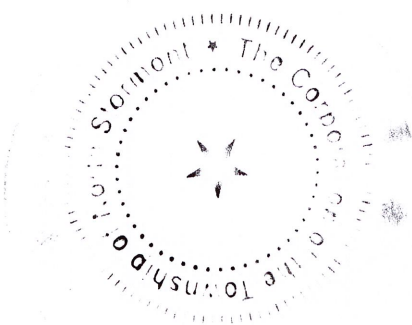
21.1 Any other by-law inconsistent with the provisions of this by-law are hereby repealed.

READ A FIRST, SECOND AND THIRD TIME and passed in open Council, signed and sealed this 23rd day of June 2026.


François Landry, Mayor


Chad Brownlee, CAO/Clerk

SEAL



Schedule "A"

Prohibited Animals

- 1. All protected or endangered animals, being all animals, native or non-native, whose possession, sale or keeping is prohibited by any applicable international, federal or provincial law, regulation or agreement, unless the animal has been lawfully obtained and, if the animal is not otherwise identified in this Schedule, is kept in accordance with this by-law and the Township of North Stormont Zoning By-law, as amended.
- 2. All venomous or poisonous animals.
- 3. The animals listed in brackets below are provided as examples of common names within the stated order and do not limit the prohibition of all animals within the stated order.

CLASS	ORDER / GROUP	COMMON NAMES
Mammals	Artiodactyla	All species wholly or partly of the order Artiodactyla (even-toed ungulates), including cattle, goats, sheep, pigs, deer, elk and hippopotamuses. Except where the animals are kept as agricultural livestock in accordance with section 14.2 of this by-law.
	Carnivora	All species wholly or partly of the order Carnivora, including wolves, bears, seals, walruses, coyotes, foxes, wolf-dog hybrids, tigers, leopards, cougars, lions, lynx, hyenas, mink, skunks, weasels, badgers, mongooses, civets, genets, coatimundis, cacomistles, raccoons and non-domestic cats. Except domestic dogs, domestic cats, or where the animals are kept as agricultural livestock in accordance with section 14.2 of this by-law.
	Chiroptera	All species wholly or partly of the order Chiroptera (bats, including myotis and flying foxes).
	Xenarthra	All species wholly or partly of the superorder Xenarthra (anteaters, sloths, armadillos, etc.).
	Lagomorpha	All species wholly or partly of the order Lagomorpha (hares, pikas, etc.). Except domestic rabbits.

CLASS	ORDER / GROUP	COMMON NAMES
Mammals	Marsupials	All marsupial species, including koalas, kangaroos, opossums and wallabies.
	Perissodactyla	All species wholly or partly of the order Perissodactyla (odd-toed ungulates), including horses, donkeys, mules, zebras, ponies and rhinoceroses. Except where the animals are kept as agricultural livestock in accordance with section 14.2 of this by-law.
	Primates	All species wholly or partly of the order Primates, including chimpanzees, gorillas, monkeys and lemurs.
	Proboscidea	All species wholly or partly of the order Proboscidea (elephants, etc.).
	Rodentia	All species wholly or partly of the order Rodentia, including porcupines and prairie dogs. Except rodents that do not exceed 1,550 grams and are derived from self-sustaining captive populations.
Reptiles	Crocodylia	All species wholly or partly of the order Crocodylia, including alligators, crocodiles, gharials and caimans.
	Squamata	All venomous snakes. All snakes that reach an adult length greater than two (2) metres. All venomous lizards and all lizards that reach an adult length greater than two (2) metres, measured from snout to tail tip.
	Testudines	All snapping turtles and alligator snapping turtles.
Birds	Galliformes	All species wholly or partly of the order Galliformes, including pheasants, grouse, guinea fowl, turkeys, chickens and peafowl. Except where the animals are kept as agricultural livestock in accordance with section 14.2 of this by-law.

CLASS	ORDER / GROUP	COMMON NAMES
Birds	Struthioniformes and related ratites	All ratite species, including ostriches, rheas, cassowaries, emus and kiwis. Except where the animals are kept as agricultural livestock in accordance with section 14.2 of this by-law.
	Raptors and birds of prey	All raptors and birds of prey, including eagles, hawks, falcons and owls, except where such birds are lawfully kept by a person holding a valid falconry licence or other authorization issued under the <i>Fish and Wildlife Conservation Act, 1997</i> and its regulations, and are kept in compliance with all applicable provincial requirements.
Arachnids / Myriapods	Arachnida and Chilopoda	All venomous animals within the class Arachnida or class Chilopoda, including tarantulas, black widow spiders, scorpions and venomous centipedes.
Other		All poisonous insects, reptiles and amphibians.