

**THE CORPORATION OF THE TOWN OF GRAVENHURST
BY-LAW NO. 2018-26**

Being a By-law requiring the
Licensing and Control of Dogs
within the Town of Gravenhurst

WHEREAS the *Protection of Livestock and Poultry from Dogs Act*, R.S.O. 1990, c. L.24, the *Animals for Research Act*, R.S.O. 1990, c. A. 22, the *Pounds Act*, R.S.O. c. P. 17, the *Dog Owners' Liability Act*, R.S.O. 1990, c. D. 16, the *Health Protection and Promotion Act*, R.S.O.1990, c. H.7, contain provisions enabling municipalities to pass By-laws;

AND WHEREAS Section 8 of the *Municipal Act*, S.O. 2001, (hereinafter referred to as the "Municipal Act") provides that the powers of a municipality under the Municipal Act or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS Section 11 of the *Municipal Act* provides that a lower tier municipality may pass By-laws respecting matters within the spheres of jurisdiction including animals and business licensing;

AND WHEREAS Section 103 of the *Municipal Act* states that if a municipality passes a By-law regulating or prohibiting with respect to the being at large or trespassing of animals, it may provide for, (a) the seizure and impounding of animals being at large or trespassing contrary to the By-law; and (b) the sale of impounded animals, (i) if they are not claimed within a reasonable time, (ii) if the expenses of the municipality respecting the impounding of the animals are not paid, or (iii) at such time and in such manner as is provided in the By-law;

AND WHEREAS Section 105 of the *Municipal Act* provides that where a municipality requires a dog to be muzzled the owner may request a hearing and that such requirement to muzzle remains in effect until such time as the hearing is conducted;

AND WHEREAS Section 128 of the *Municipal Act* provides that a local municipality may prohibit and regulate with respect to public nuisance;

AND WHEREAS Section 425 (1) of the *Municipal Act* states that a municipality may pass By-laws providing that a person who contravenes a By-law of the municipality passed under this Act is guilty of an offence;

AND WHEREAS Section 426 (1) of the *Municipal Act* states that no person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under this Act or under a By-law passed under this Act;

AND WHEREAS Section 429 (1) of the *Municipal Act* provides that subject to subsection (4), a municipality may establish a system of fines for offences under a By-law of the municipality passed under this Act;

AND WHEREAS Section 436 of the *Municipal Act* provides that a municipality has the power to pass By-laws providing that the municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not the following are being complied with: a By-law of the municipality passed under the act, a direction or order for the municipality made under this Act or made under a By-law of the municipality passed under this Act and a condition of a license issued under a By-law of the municipality passed under this Act;

AND WHEREAS the Council of the Corporation of the Town of Gravenhurst deems it advisable to provide for the licensing, regulating and controlling of dogs and to provide for the removal of dog excrement on public or private property within the Town of Gravenhurst;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF GRAVENHURST ENACTS AS FOLLOWS:

This By-law shall be known as "**The Dog Control By-law**".

1.0 DEFINITIONS

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

"Animal" means any member of the animal kingdom of living beings, excluding humans, without limitation. "Animal" shall include mammals, birds and reptiles.

"Appeal Committee" shall be comprised of one (1) member of Council, the Director, Development Services or designate, and one (1) member of the public who resides in the Town of Gravenhurst.

"Applicant" means a person or corporation having made an Application pursuant to this By-law.

"Bite" means a puncture wound to the skin as a result of contact with a dog's tooth or teeth.

"By-law Division" means the Department responsible for administration of this By-law.

"Council" means the elected Council of The Corporation of the Town of Gravenhurst.

"Dangerous dog" means any dog that:

- a) Has killed a person or domestic animal, regardless of circumstance;
- b) Has bitten or injured a person or domestic animal in the absence of any mitigating factor;
- c) Has shown the disposition or tendency to be threatening or aggressive;
- d) Has been declared dangerous in another Municipality

"Dwelling Unit" means a room or suite of rooms used or intended to be used as a domicile by one or more persons and usually containing cooking, eating, living, sleeping and sanitary facilities.

"Dog" means a male or female canine, over the age of twelve (12) weeks.

"Dog Tag" means a marking device issued by The Corporation of the Town of Gravenhurst, or its authorized agent.

"Excessive" means the continuous barking or howling of a dog, but does not mean the barking or howling of a dog when a person provokes the animal or enters onto the property.

"Farm Working Dog" means a dog that is specifically trained to and actively assists its owner(s) with the herding of livestock and where the owner(s) can demonstrate that they are an active livestock farmer registered with one of the following associations; Ontario Federation of Agriculture (OFA), Christian Farmers Federation of Ontario (CFFO), the National Farmers Union (NUF) or the National Farmers Union of Ontario (NUF-O).

"Harbour" means to shelter, house or possess but does not include the provisions of shelter to a dog for a period of time of less than thirty (30) days, provided that the dog is owned by someone other than a person normally a resident in the dwelling unit in which the dog is harboured and proof of a different permanent address for the dog can be provided.

"Household" means a property within the Town, and has a corresponding meaning as "dwelling unit".

"Hunting Dog" means a dog trained or bred to assist hunters, as in flushing or retrieving game.

“**Leash**” means a chain, rope, or other similar device of not more than 1.9 meters (6 feet) in length which is designed to be held by a person and is used or designed to be used to restrain a dog.

“**License**” means a license and dog tag issued pursuant to this By-law.

“**Livestock Guardian Dog**” means a dog that is specifically trained to work and live with domestic farm animals (i.e. cattle, sheep) without causing them harm while aggressively repelling predators and is used exclusively for that purpose, and includes the following breeds; Akbash, Great Pyrenees, Komondor, and Maremma.

“**May**” means an expression of possibility, a permissive choice to act or not.

“**Mitigating Factor**” means a circumstance which excuses aggressive behavior of a dog, and, without limiting the generality of the foregoing, may include circumstances where:

- a) the dog was, at the time of the aggressive behaviour, acting in defence to an attack by a person or animal, or acting in its function as a Livestock Guardian Dog or Police Working Dog;
- b) the dog was, at the time of the aggressive behaviour, acting in defence of its young or reacting to a person or domestic animal trespassing on the private property of its owner;
- c) the dog was, at the time of the aggressive behaviour, being teased, provoked, or tormented.

“**Municipal Law Enforcement Officer**” shall mean a person appointed by the Council for the purposes of carrying out the enforcement of Municipal By-laws.

“**Muzzle**” shall mean a humane fastening or covering device of adequate strength and design and suitable to the breed of the dog that fits over the mouth of a dog and cannot be removed by the dog, to prevent a dog from biting or attacking a person or domestic animal.

“**Officer**” means a Municipal Law Enforcement Officer and/or Police Officer.

“**Owner**” means and includes any person who possesses or harbours a dog within the Town. Where the owner is a minor, the person responsible for the custody of the minor is deemed to be the owner of the dog.

“**Police Officer**” means a sworn peace officer of the Ontario Provincial Police, the Chief of Police or any other Police Officer, including a person who is appointed as a Police Officer under the *Interprovincial Policing Act*, 2009, S.O. 2009, Chapter 30 (herein referred to as the *Interprovincial Policing Act*), but does not include a Special Constable, a First Nations Constable, a Municipal Law Enforcement Officer or an Auxiliary Member of a Police Force, as per the *Police Services Act*, R.S.O. 1990, Chapter P.15 (herein referred to as the *Police Services Act*).

“**Police Working Dog**” means a dog that is certified to aid Officers and is actively being used for police work purposes.

“**Pound**” means the premises designated by the Town to be used for the detention, maintenance or disposal of dogs that have been impounded pursuant to a By-law of the Town or the Dog Owners' Liability Act;

“**Pound Keeper**” means a person or organization designated by the Town to maintain a Pound and any servants or agents of such person or organization.

“**Running at Large**” means the running at large of a dog when it is found on a highway, public space, or any other property, other than the property where it is usually kept, and not under the control of any person. For the purpose of this By-law, 'Run at Large' shall have a corresponding meaning to 'Running at Large'.

“**Service Animal**” means any animal used by a person with a disability for reasons relating to the disability and the owner has a valid identification card signed by the Attorney

General of Canada, or a certificate of training from a recognized service animal training school.

“**Shall**” is mandatory and not discretionary.

“**Town**” means The Corporation of the Town of Gravenhurst.

“**Under Control**” means that when an animal is not on the property where it is usually kept, the animal must be leashed or chained, and must be held securely by the person accompanying the animal and that person must be physically able to control the animal.

2.0 LICENSING OF DOGS

- 2.1 Every owner of a dog, until ceasing to be the owner of the dog, shall obtain a licence for the dog prior to the expiration of such licence issued for that dog.
- 2.2 Every person, upon becoming an owner of a new dog(s), and every new resident, upon locating to the Town, that is an owner of a dog(s) shall within fifteen (15) days, register and obtain a License from the Town, or its agent, for each dog.
- 2.3 Every dog tag shall bear the serial number and a record shall be retained by the Town, for the period of time as specified in the Town’s Records Retention By-law, showing the name and address of the owner, the serial number of the tag and information about the dog.
- 2.4 A License or dog tag shall be non-transferable and shall expire and become void upon the sale, death (or other means of disposal) or transfer of the registered dog.
- 2.5 Every owner of a dog shall provide verification of current rabies vaccination or written verification by a veterinarian of satisfactory rabies protection for each dog, upon request of an Officer.
- 2.6 Every dog tag issued pursuant to this By-law shall expire on the 31st day of December of the year in which it was purchased.
- 2.7 The fee charged for issued dog tags shall be provided for in Schedule “A” of this By-law.
- 2.8 The fee charged for the replacement of a lost dog tag shall be as provided for in Schedule “A” of this By-law.

3.0 EXEMPTIONS

- 3.1 All canine Service Animal(s) and Police Working Dog(s) shall be licensed pursuant to this By-law, however, said dog(s) shall be exempt from the licensing fees as set in Schedule “A” of this By-law.
- 3.2 All Livestock Guardian Dog(s) shall be licensed pursuant to this By-law, however, said dog(s) shall be exempt from the licensing fees as set in Schedule “A” of this By-law, upon proof of the owner being registered with one of the following associations: Ontario Federation of Agriculture (OFA), Christian Farmers Federation of Ontario (CFFO), the National Farmers Union (NUF) or the National Farmers Union of Ontario (NUF-O).
- 3.3 All such canine Service Animal(s), Police Working Dog(s) and Livestock Guardian Dog(s) may only be licensed at the Town’s Administration Office.
- 3.4 Council will consider written requests for exemptions to the maximum number of dogs in special circumstances, and when the number of dogs exceeds the maximum when Farm Working Dog(s), Livestock Guardian dog(s), Hunting dog(s) are included in the total number of dogs.

- 3.5 When a Livestock Guardian Dog, or Police Working Dog are actively performing their duties and are required to act in an aggressive manner, it shall be considered exempt from the Dangerous Dog provisions of this By-law.

4.0 REVOCATION OF LICENSE

- 4.1 An existing License is revoked 30 days following the date of a Notice to Muzzle unless an Application for Hearing with Respect to Notice to Muzzle has been received, in which case, the License shall not be revoked until the Appeal Committee has rendered a decision confirming or modifying the Notice to Muzzle. Upon the revoking of the License, a new Dangerous Dog License shall be obtained in accordance with Schedule "A" of this By-law within five (5) business days of the License being revoked.

5.0 PROHIBITIONS

- 5.1 No owner of a dog shall:
- (a) Register an unspayed female dog as a spayed female dog;
 - (b) Register an unneutered male dog as a neutered male dog;
 - (c) Use a tag upon a dog other than the dog for which it was issued.
- 5.2 No person or persons shall own a dog(s) within the Town unless each dog has a dog tag issued pursuant to Section 2 of this By-law.
- 5.2.1 Every owner shall affix to their dog a valid dog tag issued pursuant to Section 2 of this By-law and shall keep the tag affixed at all times when the dog is not on the owner's property.
- 5.3 No person, nor any dwelling unit/household, shall own, possess, harbour, board, or license more than three (3) dogs unless the person or dwelling unit/household holds a valid Kennel License issued By the Town.
- 5.3.1 Each dog, in excess of the aforementioned maximum allowed, is considered a separate offence under the provisions of this By-law.
- 5.4 No person shall fail to provide verification of current rabies vaccination or written verification by a veterinarian of satisfactory rabies protection for each dog, upon request of an Officer.
- 5.5 No person shall allow or permit a dog to run at large within the limits of the Town.
- 5.6 No person shall have a dog on public property unless the dog is leashed and under control.
- 5.7 No person shall allow a dog in any area normally used by the public as a swimming area during the months of May, June, July, August and September inclusive. Notwithstanding the generality of the forgoing, Service Dogs are permitted in the public swimming areas.
- 5.8 No person shall allow a dog, for which they are responsible for, to trespass on private property, even when on leash.
- 5.9 No person shall allow a dog, for which they are responsible for, to excessively howl or bark or otherwise become a nuisance.
- 5.10 Every person who owns, controls or harbours a dog shall, in a sanitary manner, immediately remove and dispose of any excrement left by the dog anywhere within the Town.
- 5.11 Police Working Dog(s) that are actively performing their duties, shall be exempt from the prohibitions stated in Sections 5.5, 5.7, and 5.8 of this By-law.

6.0 SEIZURE AND IMPOUNDMENT

Subject to Section 5.5 of this By-law, an Officer may:

- 6.1 Seize and impound any dog found running at large.
- 6.2 Restore possession of the dog to the Owner therefore, where:
 - 6.2.1 The Owner claims possession of the dog within three (3) days (exclusive of statutory holidays and Sundays) after the date of seizure; and,
 - 6.2.2 The owner pays to the Pound Keeper a pound fee for a dog seized and impounded, plus the cost of any damages, expenses and veterinary care, which may be payable to the Town and/or the Pound Keeper.
- 6.3 As per Schedule "B" of this By-law, no canine shall be released to its Owner from the Pound unless a current Town tag is affixed to the canine and a valid Canine Release Form is completed by the Municipal Law Enforcement Officer. Town staff is authorized to amend the Canine Release Form as deemed appropriate.
- 6.4 The Officer shall make all reasonable efforts to identify and contact the Owner of every stray dog received, whether the dog is living or dead.
- 6.5 Where, at the end of the said three (3) days, possession of the dog has not been restored to the Owner under this Section of the By-law, the Pound Keeper may sell the dog for such price as he/she deems reasonable.
- 6.6 Where the Owner of a dog has not claimed the dog within three (3) days and the dog has not been sold, the Pound Keeper may destroy the dog in a humane manner or otherwise dispose of the dog as they see fit and no damages or compensation shall be recovered on account of its destruction or other disposition.
- 6.7 Where a dog seized under Section 5.5 of this By-law, is injured or should be destroyed without delay:
 - 6.7.1 For humane reasons, the Officer or Pound Keeper may destroy the dog in a humane manner as soon after seizure as a veterinarian gives approval, where possible, without permitting any person to reclaim the dog or without offering it for sale and no damages or compensation shall be recovered on account of destruction.
 - 6.7.2 For safety reasons to persons or animals, the Officer may destroy the dog in a humane manner as soon after seizure as they see fit without permitting any person to reclaim the dog or without offering it for sale and no damages or compensation shall be recovered on account of destruction.

7.0 DANGEROUS DOGS

- 7.1 The Municipal Law Enforcement Officer may declare a dog a Dangerous Dog:
 - 7.1.1 Upon receipt of a signed Declaration Regarding a Dangerous Dog in the form attached hereto as Schedule "C", attested to by a witness who actually saw the alleged Dangerous Dog bite a person or a domestic animal. The Declaration must identify the dog, the dog owner and dog owner's address; or
 - 7.1.2 Upon receipt by the Town of a signed Declaration attested to by the Director or Administrator/Clerk of another municipality where the dog has been declared dangerous.
- 7.2 Where a dog is declared a Dangerous Dog, a Notice to Muzzle, in the form attached hereto as Schedule "D" to this By-law, shall be served on the Owner of the dog by the Municipal Law Enforcement Officer, and shall include the following requirements on the owner:

- 7.2.1 When the dog is on the property of the owner, the dog shall be restrained to the side or rear yard with a securely placed leash or a fully enclosed pen of sufficient design and strength to contain the dog.
- 7.2.2 When the dog is off the property of the owner, the dog shall be restrained by means of a securely attached muzzle, a leash with a maximum length of one (1) meter (3.28 feet) of sufficient strength and under the effective control of a person sixteen (16) years of age or older.
- 7.2.3 The owner of the dog shall display a warning sign at the main entrance of the property that is clearly visible, warning of a dog.
- 7.2.4 Provide the Town with a copy of current rabies vaccination records.
- 7.3 A Notice to Muzzle shall be served personally or by registered mail to the last known address. Such notice that has been served by registered mail shall be deemed to have been received by the person to whom it was served to on the fifth (5th) day after it is mailed.
- 7.4 The owner of the Dangerous Dog shall comply with all terms and requirements made in the Notice to Muzzle.
 - 7.4.1 Such Notice to Muzzle may be re-evaluated after one (1) year from the date of service by the By-law Division and may be rescinded if all terms and requirements have been complied with in that year and the owner has provided proof of obedience training for such dog.
- 7.5 The owner of a dog, upon being served with a Notice to Muzzle, or where on an Appeal, the Appeal Committee has confirmed a dog to be dangerous, shall ensure that:
 - 7.5.1 The By-law Division shall be notified, in writing, within forty-eight (48) hours of any changes to the residence of the Dangerous Dog.
 - 7.5.2 The By-law Division shall be notified, in writing, within forty-eight (48) hours after the ownership of the Dangerous Dog is transferred to another person.
 - 7.5.3 The By-law Division shall be notified, in writing, should the Dangerous Dog be destroyed or has passed away.
- 7.6 Notwithstanding that a Municipal Law Enforcement Officer may declare a dog to be a "Dangerous Dog", depending on the circumstances, a Municipal Law Enforcement Officer may proceed accordingly pursuant to the *Dog Owners' Liability Act*.

8.0 APPEAL

- 8.1 Where a dog has been declared a Dangerous Dog and a Notice to Muzzle has been issued pursuant to the provisions of this By-law, the owner of the dog may appeal the Notice to Muzzle by filing an Application for Hearing with Respect to Notice to Muzzle, requesting a hearing as set out in Schedule "E" with the Director of Development Services of the Town within thirty (30) days after the Notice to Muzzle has been served.
- 8.2 The owner of the Dangerous Dog shall comply with all terms and requirements of the Notice to Muzzle until the Appeal Committee has rendered a decision.
- 8.3 Upon receipt of an Application for Hearing with Respect to Notice to Muzzle, within the time limit set out, the Director, Development Services shall convene a meeting of the Appeal Committee and shall give the owner of the dog, where applicable, a minimum of seven (7) business days written notice by personal service or registered mail of the date, time and location of the Hearing.
- 8.4 Prior to the Hearing, the owner of the dog shall pay any outstanding fines imposed for the contravention of any provisions of this By-law.

- 8.5 Should the owner of the dog not attend at the proper time and place, the Appeal Committee may proceed with the Hearing in their absence and the applicant shall not be entitled to any further notice of the proceedings.
- 8.6 The Appeal Committee shall deliberate the merits of the evidence presented and shall render its decision at the meeting or shall reserve its decision to be presented later, which shall not be later than ten (10) business days following the date of the Hearing.
- 8.7 The decision of the Appeal Committee is final and binding.
- 8.8 The Notice of Hearing or any matter which arises relating to the proceedings of the Appeal Committee not covered in the provisions of this By-law shall be governed by the *Statutory Powers Procedure Act, R.S.O. 1990, c. S.22*.
- 8.9 A written copy of the Decision of the Appeal Committee, pursuant to Section 8.6, shall be prepared, as soon as is practicable after the conclusion of the Hearing, and shall be delivered or mailed by Registered Mail to the applicant at the address shown on their Application, the Witness, Members of Council and Appeal Committee Members.

9.0 KENNELS

- 9.1 A separate application as per Schedule "F" shall be made for each kennel within the Town of Gravenhurst.
- 9.2 No kennel shall be erected, maintained or operated unless a license has been issued.
- 9.3 Each application must conform to the Town of Gravenhurst Zoning By-law.
- 9.4 Where an owner or operator of a kennel fails to comply with this By-law or fails to comply with an order made upon them by and Officer, the kennel license may be suspended or revoked.
- 9.5 A hearing in respect of a proposed suspension or revocation shall be held before a committee of Council.
- 9.6 Every person who owns or operates a kennel shall permit an Officer to enter and inspect the kennel at all reasonable times, upon production of proper identification for the purposes of determining compliance with this By-law.

10.0 PERSONAL INFORMATION

- 10.1 Any personal information obtained from any of the forms pertaining to this By-law is collected under the authority of the *Municipal Freedom of Information Protection of Privacy Act, RSO, 1990 C.M.56* and will only be used for the purposes for which it was collected. Questions regarding the collection of this information should be directed to the Municipal Freedom of Information Coordinator for the Town of Gravenhurst.

11.0 OFFENCES

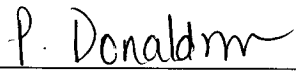
- 11.1 No person shall hinder or obstruct, or attempt to hinder or obstruct, any Officer exercising a power or performing a duty under this By-law. Any person who is alleged to have contravened any of the provisions of this By-law shall identify themselves to the Officer upon request, failure to do so shall be deemed to have obstructed or hindered the Officer in the execution of his duties.

- 11.2 Every person who contravenes any provision of this By-law is guilty of an offence and on conviction is liable to a fine as provided for in the *Provincial Offences Act, R.S.O. 1990, c. P.33*.
- 11.3 Any person who contravenes any section or provision of this By-law shall be guilty of an offence, as set out in Schedule "G".
- 11.4 The conviction of an offender upon the breach of any provisions of this By-law shall not operate as a barrier to a prosecution against the same offender upon any continued or subsequent breach of any provisions of the *Municipal Act, 2001, S.O. 2001, c.25, Section 442*, as amended, shall further apply to any continued or repeated breach of this By-law.
- 11.5 If any court of competent jurisdiction finds that any of the provisions of this By-law are ultra vires the jurisdiction of Council, or are invalid for a reason, such provision shall be deemed to be severable and shall not invalidate any of the other provisions of the By-law which shall remain in full force and effect.
- 11.6 This By-law shall be enforced by the Town's Municipal Law Enforcement Division and/or the Ontario Provincial Police.

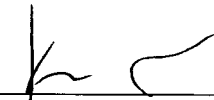
12.0 REPEAL

- 12.1 By-law Nos. 87-183, 93-104, 94-21, 95-31, 98-121, 2000-08, 2002-120 and 2010-25 are hereby repealed.

READ A FIRST, SECOND AND THIRD TIME and finally passed this 20th day of March, 2018.



Mayor



Clerk



Dog Licensing Fees

Dog Licensing Fees

- For one (1) dog (male or female) \$ 25.00
- For one (1) dog owner 65 or older \$ 20.00
- For one (1) dog (spayed or neutered) \$ 15.00
- Replacement dog tag \$ 5.00
- For one (1) dangerous dog \$100.00

****Note:** No licensing fee shall be charged for a canine Service Animal or Police Working Dog.

****Note:** No licensing fee shall be charged for a Livestock Guardian Dog, upon proof of the owner being registered with one of the following associations: Ontario Federation of Agriculture (OFA), Christian Farmers Federation of Ontario (CFFO), the National Farmers Union (NUF) or the National Farmers Union of Ontario (NUF-O).

All such canine Service Animal(s), Police Working Dog(s) and Livestock Guardian Dog(s) shall only be licensed at the Town's Administration Centre.

All dangerous dogs shall only be licensed at the Town's Administration Office.



Canine Release Form

The owner of a canine being held at the Pound has addressed all matters concerning the apprehension of the canine. The Town has no further reason to hold this canine and consents to its release.

Owner's Name: _____

Canine's Name: _____

Current Tag #: _____

Description of Canine: _____

Date: _____

Print Name: _____
Municipal Law Enforcement Officer (MLEO) Number

MLEO Signature: _____



Declaration Regarding a Dangerous Dog

Owner Of Dog		
Name:		Address:
Description of Dog		
Name of Dog:	Breed:	Colour:
Dog Tag Number:	Microchip No.	Other:
Rabies Tag Number:	Year of Rabies Tag:	Veterinary Clinic:
Location of Incident		
Date:		Time:
Address:		Location on Property:
Location on Street:		Other:
Description of Incident		
Witness Information		
(The information contained in this declaration is true to the best of my knowledge)		
_____ Signature of Witness (person who witnessed the alleged dangerous dog bite a person or domestic animal)		_____ Date
_____ Please Print Your Name		
_____ Address of Witness		_____ Phone No. of Witness
_____ Signature of Municipal Law Enforcement Officer		_____ Date
Form to be returned in person to: 3-5 Pineridge Gate, Gravenhurst, ON P1P 1Z3		
Please note you may be required to attend a hearing in the event an appeal is filed.		

Schedule "D" to By-law No. 2018-26



Notice to Muzzle

Owner of Dog		
Owner's Name:		Address:
Description of Dog		
Name of Dog:	Breed:	Colour:
Dog Tag Number:	Microchip No.	Other:
Rabies Tag Number:	Year of Rabies Tag:	Veterinary Clinic:
<p>The Corporation of the Town of Gravenhurst is in receipt of a Declaration regarding a Dangerous dog duly executed by the Municipal Law Enforcement Officer pursuant to By-law 2018-26, Section 7.1, that the dog was described above did bite and puncture the skin of a person or a domestic animal. – OR - The Corporation of the Town of Gravenhurst is in receipt of a Declaration duly executed by the Director or Administrator/Clerk of another municipality declaring the dog described above to be dangerous. In accordance with By-law 2018-26, Section 7.2, you are hereby ordered to restrain you dog as follows:</p>		
Method of Restraining Dog		
<p>While the dog is on the property of the owner, as described above, the dog shall be restrained to the side or rear yard with a securely placed leashed or fully enclosed pen of sufficient design and strength to contain the dog. The owner shall display a warning sign at the main entrance of the property that is clearly visible, warning of a dog and provide copies of current rabies vaccination records.</p>		
<p>While the dog is off the property of the owner, as described above, the dog shall be restrained by means of a securely attached muzzle, a leash with a maximum length of one (1) meter (3.28 feet) of sufficient strength and under the effective control of a person sixteen (16) years of age or older.</p>		
<p>You are also required to do the following:</p> <p>The By-law Division shall be notified within forty-eight (48) hours of any changes to the residency of the dangerous dog. The By-law Division shall be notified within forty-eight (48) hours after the ownership of the dangerous dog is transferred to another person. The By-law Division should be notified should the dangerous dog be destroyed.</p>		
<p>In accordance with By-law 2018-26, Section 8.1, you may appeal the Notice to Muzzle to the Town of Gravenhurst within thirty (30) days of the date of the Notice by submitting a written request for a hearing on Schedule "E" to By-law 2018-26. Such a request must be addressed to the Director of Development Services, 3-5 Pineridge Gate, Gravenhurst, Ontario P1P 1Z3. In the event that an appeal is filed as a result of this Notice, the above Methods of Restraining Dog shall remain in effect pending the outcome of the appeal.</p>		
<p>This Notice is served upon the owner in accordance with By-law 2018-26 Section 7.2, on the ____ day of _____, 20____.</p>		
<p>_____ Signature of Municipal Law Enforcement Officer</p>		<p>_____ Date</p>



Application for Hearing with Respect to Notice to Muzzle

This appeal form shall be delivered to the director of Development Services by registered mail or in person within thirty (30) days after the notice to muzzle has been received from the Town of Gravenhurst.

Registered Mail Or In Person		
To: Director, Development Services Town of Gravenhurst 3-5 Pineridge Gate Gravenhurst, Ontario P1P 1Z3		
Owner of Dog		
Name:	Address:	
Telephone Number:		
Description of Dog		
Name of Dog:	Breed:	Colour:
Date Muzzle Order Issued:	Issuing Officer:	
Reason for Appeal		
If additional space is required, please attach additional pages to this form. The information contained in this appeal is true to the best of my knowledge.		
_____ Signature of dog owner	_____ Date	



Application for Kennel Licence

Information		
Name of Kennel: _____		
Applicant: (Registered Owner) (Full Name) _____		
Mailing Address: _____		
Telephone Number: (Home/Cell) _____ (Business) _____		
Calendar Year for which License is requested: _____		
Is this application a renewal?	Yes ()	No ()
Does proposal meet zoning requirements?	Yes ()	No ()
Are building permits required?	Yes ()	No ()
Kennel to be operated by same as registered owner (), or		
Full Name: _____		
Address: _____		
Telephone Number: (Home/Cell) _____ (Business) _____		
<p>Note: Applicant must attach hereto a diagram showing:</p> <ul style="list-style-type: none"> o The true shape and dimensions of the property o The location, height and dimensions of the kennel structure o The location and dimensions of all runs used in connection with the kennel o The location and dimensions of all other buildings and structures on the property, and their distances from kennel structures. 		
STATEMENT OF FACT		
<p>I/We _____ hereby make application for the following license. As part of this application, I/We make the following statement of fact:</p> <ol style="list-style-type: none"> 1. The information set forth in this application is true and accurate. 2. I/We have never been refused a license or had a license revoked except as follows: _____ 3. I/We agree to comply with all By-laws and Regulations of the Town of Gravenhurst, it being expressly understood that receipt of a license does not relive the owner and/or applicant from complying with all said By-laws or Regulations. I/We further agree that if the license is revoked for any cause or non-conformance of the said By-laws or Regulations that in consideration of the issuing of the License all claims are waived arising therefrom against the Town of Gravenhurst. 4. I/We understand that making a false Statement of Fact may result in the application for a license being refused. 		
<p><u>Witness</u> Name: _____ Address: _____</p> <p>Telephone: _____</p> <p>Applicant Signature: _____</p>		
<p>License Approved: Yes () No ()</p>		
<p>_____ Manager of By-law Services</p>		<p>_____ Date</p>

THE CORPORATION OF THE TOWN OF GRAVENHURST

Dog Control By-law No. 2018-26

Schedule "G" - Set Fines

Part I Provincial Offences Act

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
1	Register unsprayed dog as spayed dog	5.1 (a)	\$100.00
2	Register unneutered dog as neutered dog	5.1 (b)	\$100.00
3	Use tag on dog other than dog registered	5.1 (c)	\$100.00
4	Fail to license dog	5.2	\$100.00
5	Fail to affix dog tag	5.2.1	\$100.00
6	Have more than three dogs without Kennel License	5.3	\$100.00
7	Fail to provide rabies verification	5.4	\$100.00
8	Allow dog to run at large	5.5	\$150.00
9	Have dog on public property without leash	5.6	\$150.00
10	Have dog in public swimming area	5.7	\$150.00
11	Allow dog to trespass on private property	5.8	\$150.00
12	Allow dog to become a nuisance	5.9	\$150.00
13	Fail to remove dog excrement	5.10	\$150.00
14	Fail to comply with notice to muzzle	7.4	\$300.00
15	Erect, maintain or operate kennel without license	9.2	\$200.00
16	Fail to allow officer to inspect kennel	9.6	\$200.00
17	Hinder or obstruct any person exercising lawful power or duty under this By-law	11.1	\$300.00

NOTE: The penalty provision for the offences indicated above is section 11.2 of By-law 2018-26, a certified copy of which has been filed.