

CORPORATION OF THE TOWNSHIP OF SOUTH ALGONQUIN

BY-LAW NO. 17-526

Being a by-law to prohibit the keeping of certain exotic and non-domestic animals within the Municipality

WHEREAS Subsection 10(2) 9 of the *Municipal Act 2001, S.O. 2001, c.25* provides that a single-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction provided for therein, including “animals”;

AND WHEREAS the Corporation of the Township of South Algonquin deems it desirable and in the public interest to pass a by-law prohibiting the keeping of certain exotic and non-domestic animals within the Municipality,

NOW THEREFORE the Council of the Corporation of the Township of South Algonquin enacts as follows:

1. No person shall at any place within the Municipality breed, rear, keep or board any animals falling within the classes of animals listed in Schedule “A” to this By-Law.
2. This By-Law shall not apply with respect to any animal with respect to which any person furnishes to the CAO/Clerk Treasurer of this Municipality:
 - (i) reasonable proof that the person was in possession of the particular animal that falls within the classes of animals listed in Schedule “A” to this By-Law on the date of enactment of this By-Law;
 - (ii) a photograph and description of the particular animal sufficient to positively identify it; and
 - (iii) the Undertaking in writing of such person to take all measures at all times that are reasonably required to ensure that the animal does not constitute a danger to the public.
3. (a) Any person who contravenes this By-Law commits an offence and upon conviction shall be liable to a fine not exceeding Two Thousand Dollars (\$2,000.00), exclusive of costs, and all prosecutions under this By-Law and all fines recoverable shall be governed by the *Provincial Offences Act, R.S.O. 1990 c.P.33* as amended.

b) Where any contravention of this By-Law is committed or continued on more than one day, it constitutes a separate offence for each day on which the contravention is committed or continued.
4. A court that enters a conviction under this By-Law may, in addition to imposing a fine, make an Order requiring the person convicted to remove from the Municipality within the period of time specified on the Order the animal or animals, the breeding, rearing, keeping or boarding of which resulted in the conviction.
5. This By-Law will take effect of the date of its passing.

READ A FIRST AND SECOND TIME THIS 2rd DAY OF MARCH, 2017.

Jane A.E. Dumas, Mayor

Holly Hayes, CAO/Clerk-Treasurer

READ A THIRD TIME AND PASSED AND ENACTED THIS 4th DAY OF MAY, 2017.

Jane A.E. Dumas, Mayor

Holly Hayes, CAO/Clerk-Treasurer

SCHEDULE “A”

- All Marsupials (such as Kangaroos and Opossums)
- All Non-Human Primates (such as Gorillas and Monkeys)
- All Felid (such as Lions and Tigers, except the domestic cat)
- All Canids (such as Wolves, except the domestic dog)
- All Viverrids (such as Mongooses, Civets and Gents)
- All Mustelids (such as, Weasels, Otters, Badgers, except the domestic ferret and skunks)
- All Ursids (Bears)
- All Artiodactylus Ungulates, except domestic Goats, Sheep, Pigs and Cattle
- All Procyonids (such as, Coatis and Cacomistles, except racoons)
- All Hyaenas
- All Elephants
- All Perissodactylus Ungulates (such as Zebras and Rhinoceroses except the domestic horse, donkey, jackass and mule)
- All Pinnipeds (such as Seals, Fur Seals and Walruses)
- All Snakes of the Families Pythonidae and Biodae
- All Venomous Reptiles
- All Ratite Birds (such as Cassowaries, except emus, ostriches and rheas)
- All Edentates (such as Anteaters, Sloths and Armadillos)
- All Bats
- All Crocodylians (such as Alligators and Crocodiles)

Examples of animals/arachnids of a particular group are given in brackets. They are examples only and shall not be construed as limiting the generality of the group.