

Proposed Enhancements

Animal Control By-law:

1. Consolidate the Animal Control By-law and repeal all the previous amendments.
2. Add a definition of *Control* to the Animal Control By-law to read as follows:

“Control” means the act of preventing an animal from creating a hazard to any person or domestic animal or damage to property.
3. Add a definition of *Commercial Dog Walker Licence* to the Animal Control By-law to read as follows:

“Commercial Dog Walker Licence” means written permission or written authorization issued by the Director under the Licensing By-law, as amended or its successor by-law, which allows a person to walk up to 6 dogs.
4. Add a definition of *Stray* to the Animal Control By-law to read as follows:

“Stray” means a domestic animal that is wandering at large or is lost.
5. Repeal the definition of *Dwelling Unit* from the Animal Control By-law, add a definition of *Premises* and change the wording in the Animal Control By-law. The definition is to read as follows:

“Premises” means any land, building, structure, place or part thereof and, in a multiple occupancy premises, each single occupancy shall be considered separate premises.
6. Add a definition of *Protective Care* to the Animal Control By-law to read as follows:

“Protective care” means the temporary custody of an animal by the City, as a result of an eviction, incarceration, medical or fire emergency or any other situation that the Director deems appropriate.
7. Add a definition of *Tether* to the Animal Control By-law to read as follows:

“Tether” means a rope or chain or similar restraining device that prevents an animal from moving beyond a localized area; “Tethered” and “Tethering” have a corresponding meaning.
8. Add a definition of *Extreme Weather* to the Animal Control By-law as follows:

“Extreme Weather” means a cold warning, heat warning or other weather warning alert issued by Environment Canada for weather in the City of Vaughan including but not limited to extreme cold or hot weather, snow storms, freezing rain, heavy rainfall, hurricanes, tornadoes and/or strong winds.
9. Add a definition of *Mitigating factor* to the Animal Control to read as follows:

“Mitigating factor” means any activity which, in the opinion of the Animal Control Officer acting in his or her absolute discretion, may be expected to cause a dog to bite or menace a person, dog or other animal engaging in such activity.

10. Add a definition of *Custody* to the Animal Control By-law to read as follows:

“Custody” means temporary or permanent possession of an animal; “Custodian” has a corresponding meaning.

11. Delete the defined term of *Enclosed pen*, add a definition of *Enclosure* and change the wording in the Animal Control By-law. The definition is to read as follows:

“Enclosure” means an enclosed place for the keeping of animals and includes, but is not limited to, bird lofts, bird cages, pigeon coops, dog runs, dog pens, doghouses, rabbit hutches, catteries and reptile tanks; but the rear yard of a residential property where fencing has been erected on or along the property lines for the purposes of enclosing, in whole or in part, the rear yard itself, shall not be deemed to be an enclosure.

12. Add a definition of *Abandoned animal* to read as follows:

"Abandoned animal" means an animal that:

- (a) is found unattended in rental premises after apparent expiration or termination of the tenancy agreement in respect of the rental unit, or
- (b) is left for more than 24 hours without adequate food or water or shelter, or
- (c) if a person agreed to care for the animal, is not retrieved from that person within 4 days following the end of that agreement.

13. Add a definition of *Distress* to the Animal Control By-law as follows:

“Distress” means the state of being in need of proper care, water, food or shelter or being injured, sick or in pain, suffering, or being abused or subject to undue or unnecessary hardship, privation or neglect.

14. Add a definition of *Menace* to read as follows:

“Menace” means any intimidating, aggressive or threatening behaviour towards any person or animal, without a mitigating factor, including but not limited to making physical contact, approaching, chasing, growling or snarling; “Menacing” has a corresponding meaning.

15. Amend the definition of *Wild Animal* or *Wildlife* to read as follows:

“Wild Animal” or “Wildlife” means an animal that belongs to a species that is wild by nature, and includes game wildlife and specially protected wildlife, in line with the Fish and Wildlife Conservation Act, 1997, S.O. 1997, c. 41.

16. Add a definition of *Relocate* to read as follows:

“Relocate” means to remove an animal outside the owner’s property on which it was trapped, unless under the direction of Vaughan Animal Services.

17. Add a definition of *Live Trap* to read as follows:

“Live Trap” means any box, cage or other structure which can trap and hold an animal without injuring it.

18. Amend the definition of *Microchip Implant* in the Animal Control By-law by calling it *Microchip* and replacing the words “*Canadian standard*” to “*universal*” to read as follows:

“Microchip” means an approved universal encoded identification device implanted into an animal, which contains a unique code that permits or facilitates access to owner information, including the name and address of the owner of the animal.

19. Amend the name of the definition of *Vicious Dog* to *Biting Dog* in the Animal Control By-law and amend the relevant provision in Part 6 *Vicious and Menacing Dogs* in the Animal Control By-law by renaming such dogs *Biting and Menacing*.
20. Repeal the definitions of *Purebred*, *Police Work Dog*, *Pound* and *Supervisor*.
21. Repeal Schedule A of the Animal Control By-law on fees and charges mentioning that any fees shall be addressed in the Fees and Charges By-law.
22. Add a separate Part *Seizure and Impoundment* in the Animal Control By-law mentioning seizure and impoundment of animals under specific circumstances.
23. Add a provision to Part *Seizure and Impoundment* in the Animal Control By-law on seizure and impoundment of prohibited animals.
24. Amend the minimum number of days specified for claiming a dog or a cat after being seized and impounded in Part *Seizure and Impoundment* of the Animal Control By-law to three business days.
25. Repeal Part 3 section (5) of the Animal Control By-law that states that an Animal Control Officer shall give notice of seizure or impoundment to the owner of the dog or cat if such animals have a tag or a microchip.
26. Repeal Part *The Poundkeeper* of the Animal Control By-law and add a provision in Part *Seizure and Impoundment* that the Director, or his or her designate, is responsible for seizure and impoundment of animals found at large.
27. Repeal sections (4), (6), (7), (8) on seizure and impoundment of dogs and cats running at large from Part 3 *Animals Running at Large* of the Animal Control By-law and add them to the new Part *Seizure and Impoundment*.
28. Add a provision to the Animal Control By-law specifying that the owner or custodian shall have control of his or her dog at all times.
29. Amend the Part *Animals Running at Large* by renaming it *Control of Animals*. Add provisions prohibiting having animals not under control and off-leash.
30. Amend provisions in Part *Control of Animals* of the Animal Control By-law stating that every owner or custodian of a dog shall comply with certain provisions when in an off-leash zone.

31. Add a provision to Part *Number of Animals* of the Animal Control By-law that no person shall have custody of more than three dogs at any time unless authorized by a Commercial Dog Walker Licence. If authorized, a person can have in his or her possession up to six dogs, except when in an off-leash zone.
32. Add a separate Part *Inspections and Right of Access* to the Animal Control By-law stating that, in accordance with the *Municipal Act*, an Animal Control Officer may enter a premises within the City of Vaughan at any reasonable time for the purpose of carrying out inspections to determine whether the following are being complied with this By-law or a notice or order issued in accordance with this By-law.
33. Create a provision in Part *Inspections and Right of Access* with specific exceptions and requirements when entering a dwelling unit, which include consent of the occupier of the dwelling unit, obtaining an order or a warrant, instances when the delay would result an immediate danger to the health or safety of any person, or when the City has given notice to enter a dwelling unit and the entry is required to take remedial action.
34. Create a provision in Part *Inspections and Right of Access* with mentioning that a notice for entering a dwelling unit shall be given to the occupier of dwelling unit by personal service within a reasonable time before the power of entry is exercised.
35. Add a provision to the Part *Inspections and Right of Access* in the Animal Control By-law stating that an Animal Control Officer may make an order requiring any person who contravened the By-law, or who caused or permitted the contravention to discontinue the contravention.
36. Add a provision to the Part *Inspections and Right of Access* in the Animal Control By-law stating that an Animal Control Officer may make an order requiring the work to be done to correct the contravention of the By-law.
37. Add a provision to the Part *Inspections and Right of Access* of the Animal Control By-law stating that an Animal Control Officer or any other designated person authorized by the City is allowed to require for the purposes of an inspection documents, things relevant for inspection and information from any person relevant to the inspection and is allowed to make examinations, take tests, samples, photographs necessary for the purposes of the inspection.
38. Add a provision to the Part *Inspections and Right of Access* of the Animal Control By-law stating that any person who hinders or obstructs or attempts to hinder or obstruct any person exercising a power or performing a duty under this By-law is guilty of an offence.
39. Amend Part 4 Section (5) of the Animal Control By-law that provides exception on the allowed number of dogs and cats for fosters and rescue groups by repealing such exception for fosters.
40. Add a separate Part *Protective Care* to the Animal Control By-law, stating that the City can take an animal for the purpose of providing protective care, specifying the reasons for that and a specific time period (10 days).
41. Add specific requirements for a tether in Part *Care of Animals* of the Animal Control By-law such as: no choke collar, choke chain or pronged collar; no rope, cord or chain directly around a dog's neck.

42. Add a provision in Part *Care of Animals* of the Animal Control By-law, stating that an animal must not be left unattended while tethered.
43. In Part *Care of Animals* of the Animal Control By-law, specify that an animal shall have access to water and shelter while tethered.
44. Amend Subsection (2) v) of Part 6 *Vicious and Menacing Dogs* of the Animal Control By-law mentioning that, in case of a menacing or a biting dog, an owner may be required to provide proof of microchip's implantation to the Director within certain time period, i.e. 14 days.
45. Add a provision to Part *Seizure and Impoundment* of the Animal Control By-law stating that, in case of a seized or impounded dog or cat, an owner may be required to provide proof of microchip's implantation to the Director within certain time period, i.e. 14 days.
46. Add a separate Part *Recovery of Expenses* mentioning that the expenses may be added to the tax roll in the same manner as municipal taxes.
47. Add a provision in Part *Licensing of Dogs* of the Animal Control By-law stating that an owner, who fails to provide a proof of licence for any preceding years of ownership of a dog, shall be required to pay a fee for each of these years prior to obtaining a licence for a current year.
48. Add a provision in Part *Licensing of Cats* of the Animal Control By-law stating that an owner, who fails to provide a proof of licence for any preceding years of ownership of a cat, shall be required to pay a fee for each of these years prior to obtaining a licence for a current year.
49. Add a provision in Part *Care of Animals* of the Animal Control By-law with the size characteristics of an enclosure - an animal shall be able to spread legs, wings and body, stand, turn, sit, lie down and perch.
50. Amend Part 5 *Care of Animals* Section (2) of the Animal Control By-law by deleting the distance of an enclosure from the property line.
51. Add a provision in Part *Care of Animals* of the Animal Control By-law mentioning that an animal enclosure shall be: weather proof, in good state of repair, air ventilated, insulated, in a sanitary condition, not exposed to offensive odour and sound, shall be escape proof, of such nature and condition that the animal would not be harmed and its health would not be negatively affected. Every reptile, fish, and amphibian shall be provided with an enclosed space adequate for the needs of the species. Also, every animal shall be readily observed.
52. Add a provision to Part *Care of Animals* of the Animal Control By-law stating that no person is allowed to keep an animal outdoors during extreme weather unless it has access to an enclosure.
53. Amend the List of Prohibited Animals (Schedule B) of the Animal Control By-law by:
 - a) Adding such orders to the Birds class:
BIRDS

Gruiformes (such as cranes, rails)
Phoenicopteriformes (such as flamingos)
Sphenisciformes (such as penguins)

b) Replacing the order Squamata in Reptiles class by following:

Squamata

Such as anacondas, amethystine and scrub pythons, Indian pythons, Indian rock pythons, Burmese pythons, African rock pythons, Reticulated pythons, varanus niloticus, crocodile monitors, water monitors, lace monitors, perenties, Komodo dragons, true vipers, fea's vipers, night adders, rattlesnakes, cobras, mambas, kraits, coral snakes, sea snakes, coral reef snakes, boomslang snakes, twig snakes, keelbacks, burrowing vipers, mole vipers, South American green racers, gila monsters, beaded lizards.

All other snakes which are venomous.

c) Adding such order to the Reptiles Class:

Testudines

Such as terrapins, tortoises, turtles (except turtles derived from a self-sustaining captive population).

54. Add provisions to Part *Prohibited Animals* of the Animal Control By-law giving exception on keeping of certain domestic animals specified in section (3)(g) to the following premises: Akachi Farms and Woodbridge Fall Fair grounds at their current locations.
55. Add a provision to Part *Prohibited Animals* of the Animal Control By-law giving exception on keeping of horses to the City of Vaughan and other public authorities.
56. Add a separate Part *Dogs on Commercial or Industrial Property* in the Animal Control By-law with provisions stating that an owner of a dog on industrial or commercial property shall post a warning notice of no less than 600m² with a contact number at every entrance to the premises.
57. Change the word *provocation* to *mitigating factor* through the Animal Control By-law.
58. Repeal Section (4) in Part 2 *Licensing of Cats* of the Animal Control By-law which states that an Animal Control Officer may capture and impound a cat that is causing damage to owner's or tenant's property.
59. Amend Section (2) in Part 6 *Vicious and Menacing Dogs* of the Animal Control By-law by adding that the same provisions apply when a Director receives notification from another municipality regarding a biting or menacing dog.
60. Add a provision to Part *Care of Animals* of the Animal Control By-law stating that abandonment of animals is prohibited.
61. Add a provision to Part *Care of Animals* of the Animal Control By-law stating that no person shall cause an animal to be in distress.
62. Add a provision to Part *Seizure and Impoundment* stating that an Animal Control Officer can seize and impound animals in distress or abandoned animals.

63. Add a provision to Part *Enforcement and Right of Access* of the Animal Control By-law stating that, subject to the *Municipal Act*, an Animal Control Officer can enter onto premises at any reasonable time when he or she deems appropriate if in his or her opinion an animal kept there is in distress and needs immediate treatment or attention. This provision shall give authority to Animal Control Officers to take custody of the animal and arrange for food, water, shelter, care and veterinary treatment for it. Also, specify that all the costs associated with the transportation, impoundment and veterinary care are borne by the owner of the animal.
64. Add a separate Part *Excessive Barking* in the Animal Control By-law mentioning that no custodian shall allow his or her dogs to bark, whine, cry or cause noise, which is constant, persistent, or excessive.
65. Amend the provisions in Part *Biting and Menacing Dogs* stating that an owner of a dog may request an appeal to the muzzling requirement of an order.
66. Repeal the provision in Part *Prohibited Animals* that allows keeping of prohibited animals in circuses.
67. Add a requirement for keeping of prohibited animals for filming stating that Animal Control Officers may enter upon such areas at any reasonable time for inspection, subject to the provisions of the *Municipal Act*.
68. Add a separate Part *Administrative Monetary Penalties* stating that Animal Control Officers may issue administrative monetary penalties instead of laying charges. Also, specify the amount of such penalty - \$200.
69. Add a separate Part *Livestock Disposal* stating that a dead farm animal must be disposed of by a method set out in a relevant section of provincial regulations.
70. Amend the Part *Leg Hold Traps* by renaming it *Animal Traps*. Add there that no person shall leave a killing or restraining trap or snare that may cause injury in any place outdoors whereby any person, wild or domestic animal may come into contact with it.
71. Add a provision to the Part *Animal Traps* stating that no person shall relocate any trapped animal.
72. Add a provision to the Part *Animal Traps* stating that no person shall leave an animal in a live trap for any extended period of time that can cause distress to the trapped animal.
73. Add a provision to the Animal Control By-law stating that animals may be trapped and relocated by persons authorized under other provincial regulations.
74. Add a provision to the Animal Control By-law stating that no one can sell animals, except for licensed kennels where breeding take place.
75. Add a provision to the Animal Control By-law stating that every owner of a cat, dog or ferret three months of age or over shall ensure that the cat, dog or ferret has current rabies vaccination.
76. Add a provision to the Animal Control By-law stating that every owner of a horse, cow, bull, steer, calf or sheep shall ensure that each such animal has current rabies

vaccination in accordance with provincial regulations.