

THE CORPORATION OF THE TOWNSHIP OF CHISHOLM

BY-LAW 2010-06

***BEING A BY-LAW TO PROVIDE FOR THE
REGULATION OF CANINES (DOGS)***

WHEREAS Sections 9 and 10 of the Municipal Act, 2001, S.O. 2001, c.25, as amended confer the power to a municipality to pass by-laws regulating or prohibiting animals;

AND WHEREAS Section 9(3) (b) of the Municipal Act confers the power upon a municipality, in exercising its powers to regulate and prohibit respecting a matter, to provide for a system of licenses, permits, approvals or registrations respecting the matter, and to impose conditions as a requirement of obtaining, continuing to hold or renew a license, permit, approval or registration;

AND WHEREAS Section 103 of the Municipal Act confers the power upon a municipality to pass a by-law 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 129 of the Municipal Act, S.O. 2001, c.25 as amended, permits municipalities to pass by-laws to prohibit noises likely to disturb inhabitants within the municipality;

AND WHEREAS Section 391 of the Municipal Act enables a municipality to pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of it;

AND WHEREAS Section 396 of the Municipal Act provides that a by-law passed under section 391 may provide for fees and charges that vary on any basis the municipality considers appropriate and specifies in the by-law, and for different classes of persons and deal with each class in a different way;

AND WHEREAS Council is desirous to ensure that animals are kept and treated in a humane manner and that the owners of animals provide good quality care to them;

AND WHEREAS it is deemed expedient that such a by-law be passed.

**NOW THEREFORE THE CORPORATION OF THE TOWNSHIP OF CHISHOLM
HEREBY ENACTS AS FOLLOWS:**

1. DEFINITIONS

- (a) “Alternate” shall mean any person so designated by Council to administer and enforce this by-law in the absence or unavailability of the Canine Control Officer.
- (b) “Amenity” shall mean pleasant and agreeable with an absence of nuisances, and when applied specially, it means a pleasant and agreeable environment for any particular activity.
- (c) “Breeder” shall mean a person(s) who is a breeder of purebred canines registered under the Animal Pedigree Act (Canada) and operates under a registered Kennel license as per Schedule “A” of this by-law.
- (d) “Canine” shall mean a male or female dog(s) and shall include any domesticated or cross breed canine;
- (e) “Canine Control Officer” includes any person so designated by Council to administer and enforce this by-law.
- (f) “Council” shall mean the Council of the Corporation of the Township of Chisholm.

- (g) “Distress” shall mean in a state of danger or great difficulty and in need of compassionate care.
- (h) “Dog Tag Calendar Year” shall mean the period from Jan 1st to Dec 31st of each and every year.
- (i) “Fenced Yard” shall mean a yard which is completely enclosed by a fence constructed in accordance with the specifications set out in Schedule “D” of this by-law, provided that the walls of a continuously occupied building are considered as proportions of the required fence, provided that all doors in such walls and gates in fences are equipped with secure catches.
- (j) “Gate” shall mean a swinging or sliding barrier used to fill or close an access and includes a door and shall be equipped with a secure catch.
- (k) “Grandfathered In” shall mean that the owner of a kennel as per list kept at municipal office, as of February 20, 2001, providing that they have been continuously in good standing with the Canadian Kennel Club or any registering agencies recognized by the Canadian Kennel Club, shall be exempt from the regulations outlined in Schedule “C” of this by-law.
- (l) “Kennel” shall mean a facility licensed with the Township of Chisholm as per Schedule “A”, and which complies with all the kennel regulations as outlined in Schedule “C” of this by-law, and includes the following:
 - (i) Boarding Kennel – providing a service for a commercial purpose, with dogs not owned by the kennel owner/operator; and
 - (ii) Breeding Kennel – A facility for the breeding of purebred dogs.
- (m) “License” shall mean a license issued under this by-law;
- (n) “Livestock Guardian Dog” shall mean a dog that is specifically trained to work and/or live with domestic farm animals (i.e. cattle, sheep, etc.) without causing them harm while aggressively repelling predators and is used exclusively for that purpose.
- (o) “Municipal Law Enforcement Officer” shall mean a person appointed by the Council of the Corporation of the Township of Chisholm who shall be a Provincial Offences Act appointed official, for the purpose of enforcing the by-laws of the municipality.
- (p) “Municipality” shall mean the Township of Chisholm.
- (q) “Owner” of a dog(s) includes any person who possesses or harbors a dog(s) and “owns” or “owned” have a corresponding meaning and where the owner is a minor, the person responsible for the custody of a minor.
- (r) “Public Property” shall mean any property in the Municipality of Chisholm owned by the Township of Chisholm or the Near North District Board of Education and shall include Leo Laporte Memorial Park and Wasi Beach.
- (s) “Purebred” shall mean registered under the Animal Pedigree Act (Canada) with the Canadian Kennel Club or any registering agencies recognized by the Canadian Kennel Club pursuant to the Animal Pedigree Act (Canada).
- (t) “Quality of Rural Life” - The purpose of this by-law is to preserve and enhance those attributes that have established the quality and character of the Township of Chisholm and maintain the rural atmosphere that prevails.
- (u) “Replacement Tag” shall mean providing a tag for a tag which has been lost, or dogs transferring to Chisholm from another municipality with a valid tag from that municipality.
- (v) “Responsible Person” shall mean a person who is eighteen (18) years of age and shall not include infants or mentally challenged persons;

- (w) “Running at large” shall mean a dog(s) found off the property on which it is kept and not under the control of any responsible person, and restrained by a leash;
- (x) “Service dog” shall mean a service dog for a person with a disability.
 - a) if it is readily apparent that the dog is used by the person for reasons relating to his or her disability; or
 - b) if the person provides a letter from a physician or nurse confirming that the person requires the dog for reasons relating to the disability.
- (y) “Vicious” shall mean bad tempered and of a dangerous nature.

2. LICENCING

- (a) No person shall within the Township of Chisholm own or keep any dog(s) without first having obtained a license for the dog(s) and registering the dog(s) with the Township of Chisholm.
- (b) No person shall within the Township of Chisholm own or operate a Breeding Kennel and/or Boarding Kennel without first having obtained a license from the Township of Chisholm.
- (c) No person shall own more than three (3) dogs per household, effective as of February 20, 2001. Owners having more than three (3) dogs prior to February 20, 2001, as per list kept at municipal office, are for the lifetime of these dogs only, hereby exempt from the total number allowable per household, until such a time that they are in compliance with this by-law.
- (d) Section 2 (c) does not apply to “Livestock Guardian Dog”. To be eligible for livestock guardian dog licensing, the owner must provide proof they have domestic farm animals (i.e. cattle, sheep, etc.) and a valid Farm Business Registration Number.
- (e) Every owner of a dog(s), within thirty (30) days of becoming a resident of the Municipality or within thirty (30) days of becoming the owner of a dog(s) shall obtain a license(s) and register each dog with the Municipality.
 *Note: On or after October 30th in the dog tag calendar year (Jan 1st to Dec 31st), the owner of a dog shall, if in the possession of a valid license(s) from another municipality, be required to purchase a Chisholm license at the cost of a replacement tag(s) as outlined in Schedule “A” of this by-law. The replacement tag(s) is valid for the remainder of the dog calendar year.
- (f) Dog licenses and kennel licenses shall be obtained annually on or before the 31st of March in each and every year and shall expire on the thirty-first day of December.
- (g) The cost of the license shall be as prescribed in Schedule “A”. This schedule may be amended by Council from time to time and shall not affect the remaining sections of the by-law.
- (h) The owner at the time of purchasing a license (as outlined in Schedule “A”) shall furnish the following information to the Issuer of the License:
 - i) The name, address and phone number of the owner of the dog(s).
 - ii) The breed, name, age, sex, and description of the dog(s).
 - iii) In the case of Kennel licenses, purebred dogs require proof of registration under the Animal Pedigree Act (Canada) with the Canadian Kennel Club or any registering agencies recognized by the Canadian Kennel Club.
 - iv) Name of Kennel, if applicable, and location.
 - v) In the case of a Kennel license, proof of inspection approval.
 - vi) In the case of a license for a Livestock Guardian Dog, the name of the farm, the Lot and Concession numbers of the farm location, and a valid Farm Business Registration Number.

- (i) Upon full payment of the license fee(s) the owner of a dog(s) shall be furnished with a serially numbered dog tag(s) and the said tag(s) shall be kept securely on the dog(s) at all times.
- (j) The owner shall not use the dog tag upon a dog other than the one it was issued to. A dog tag is non-transferable.
- (k) A replacement tag fee for a lost dog tag shall be as prescribed in Schedule "A".
- (l) Records shall be kept by the Township of Chisholm Office and the Canine Control Officer showing:
 - i) the name, address and phone number of the dog owner.
 - ii) the breed, age, sex and description of the dog.
 - iii) the serial number of the Dog Tag and fees paid in respect to each dog.
 - iv) in the case of a Kennel, the name of the Kennel.
- (m) No person, with the exception of those outlined in a list maintained at the township office, shall own or operate a Kennel without complying with the regulations as set out in Schedule "C" of this by-law.
- (n) The owner of a Breeding Kennel shall pay an annual fee for the Kennel as outlined under Schedule "A". Only one Breeding Kennel license will be issued per location. The maximum number of adult purebred animals per location will not exceed eight (8) adult dogs as per Schedule "A" and three (3) personally owned dogs per household, and the owner shall obtain licenses for said three (3) dogs as per Schedule "A" of this by-law.
- (o) The owner of a Boarding Kennel shall pay an annual fee as outlined under Schedule "A" of this by-law. Only one Boarding Kennel license will be issued per location. Boarding is to be determined by available individual runs, to a maximum number of eight animals with individual runs.
- (p) It is recommended that with any Boarding Kennel, there should be someone on the property and in charge of the kennel at night.
- (q) An impounded dog without a current license will not be released to the owner until a current license is purchased and any or all outstanding fees are paid in full.

3. DOG OWNERS ADDITIONAL REQUIREMENTS

- (a) The owner of a dog(s) shall;
 - (i) keep the dog tag securely affixed on the dog for which it was issued at all times, while off the owners property, until renewed or replaced; and
 - (ii) not use the tag upon a dog other than the one for which it was issued.
- (b) The fee charged for the replacement of lost dog tags shall be that set out in Schedule "A" attached to and forming part of this by-law.
- (c) Every person operating a Kennel which has been approved by the Canine Control Officer for the Township of Chisholm, shall annually and not later than March 31st in each year obtain a license from the municipality to operate a Kennel and shall pay the license fee set out in Schedule "A" to this by-law. An inspection by the Township Canine Control Officer shall be made at least once per calendar year and a copy of the inspection report will be given to the Clerk-Treasurer before the Kennel License is issued for that year. The inspection will be done during a pre-arranged appointment, to confirm compliance with Schedule "C" of this by-law.

A copy of the report will also be given to the Kennel owner/operator, and where improvements or changes are required, the Clerk-Treasurer will notify the Kennel owner/operator to make the changes before the kennel license is issued for that year.

- (d) No owner shall assign or transfer the license which has been issued for a dog to any other owner, or for a Kennel to any other Kennel.
- (e) No owner of a dog shall allow the dog to run at large.
- (f) A dog shall be deemed to be running at large when it is off its owner's property and not under control of the owner. For the purpose of this section, a dog shall be deemed to be under the control of its owner if it is on a leash securely held by the owner, and having a length of less than 3.4 metres (9 feet).
- (g) No owner of a dog(s) shall permit or allow it to trespass on any private property.
- (h) Any person may capture any dog found running at large on their property, and immediately, or as soon as practicable contact the Canine Control Officer or another duly appointed officer, who shall impound the said dog.
- (i) An officer may enter onto any public property or on private property, with the consent of the owner or tenant of the property, for the purpose of impounding or otherwise distraining and detaining any dog found running at large pursuant to this By-law.
- (j) Possession of a dog impounded pursuant to Schedule "B" (3) of this by-law may be restored to the owner if the owner claims possession of the dog within the period of three (3) days from the date that the dog is impounded, and payment of the pound and maintenance fees imposed by the Township of Chisholm set out in Schedule "B" to this by-law are received.
- (k) If the owner fails to claim the dog within the period of three (3) days, the dog(s) shall become the property of the Canine Control Officer.
- (l) No person shall own, possess, or harbor a vicious dog (s) within the land area known as the Township of Chisholm. Chisholm Township is under the jurisdiction of the Dog Owners' Liability Act & Related legislation with respect to vicious or dangerous dogs.
- (m) No owner shall permit his/her dog(s) to attack any person, domestic animal or domestic bird or to fight with another dog.
- (n) Every owner of a dog(s) shall remove forthwith and dispose of any excrements left by his/her dog(s) on any property located in a hamlet area or public beach or park in the municipality other than his/her own property. This does not apply to persons with disabilities accompanied by a service dog.
- (o) No person shall permit a dog to bark continuously and excessively at anytime so as to disturb "The Quality of Rural Life" and "Amenity" of any resident or any person in the vicinity.
- (p) Livestock Guardian Dogs are exempt from Section 3 (o) of this By-law if actively engaged in the performance of their duties.
- (q) Anyone who contravenes any section of this by-law is guilty of an offense and is subject to proceedings and penalties pursuant to the Provincial Offences Act, Chapter P.33 and/or proposed out of court fines as outlined in Schedule "B" of this by-law.
- (r) Schedules "A" and "B" of this by-law may be amended yearly to accommodate changes in the fee schedule but must remain attached.
- (s) This by-law applies to all dogs residing at all residences in the Township of Chisholm.

4. CANINE CONTROL OFFICER

- (a) The Canine Control Officer as appointed by Municipal Council is authorized to collect the pound fees levied under this by-law and to maintain a pound as directed by Council.

- (b) Every dog found running at large contrary to the provisions of this by-law, may be seized and impounded by the Canine Control Officer or his/her alternate, and impounded in the Animal Shelter designated by Council.
- (c) An owner has three (3) days in which they have the right to redeem an impounded dog. If claimed within three (3) business days, dogs may be redeemed for pound fees, levied at the rate imposed by the Municipality and any fees/fines determined in Schedules "A" and "B" of this by-law.
- (d) After the expiration of the redemption period of three (3) days, all dogs impounded become the property of the Canine Control Officer.
- (e) If the Canine Control Officer or his/her alternate is unable to seize any dog(s) found to be running at large and the owner is known to the Canine Control Officer or his/her designate, the owner shall receive written notice of the fine described in Section 3 of Schedule "B" of this by-law.
- (f) The Canine Control Officer shall make every reasonable effort to locate and notify the owner of each dog that is impounded, and conditions whereby the dog may be claimed.
- (g) Where a dog is impounded, the owner, if known, and whether the dog is claimed from the pound or not, shall be liable for the pound fees and shall pay all fees on demand by written notice as per Schedule "A" of this by-law, to the Municipality.
- (h) Where a dog has been injured on property other than that where it is kept, the Canine Control Officer or his/her alternate should be contacted and shall determine the necessity of veterinary services.

5. SUSPENSION/REVOCAION

The Township of Chisholm may suspend or revoke a license issued to any licensee who:

- (a) has past breaches of this by-law, or
- (b) has failed to comply with the requirements of this by-law or other applicable by-laws of the Township of Chisholm or any other Municipal Corporation or of any statute, order-in-Council or Regulation of the Legislature of the Province of Ontario or the Parliament of Canada or any Agency, Board or Commission thereof, in, upon or in connection with the operation of a Kennel or in relation to which such license was issued, or
- (c) has any outstanding fines imposed under the Provincial Offences Act R.S.O. 1990 Chapter P.33, as amended, for the contravention of any provision of this by-law or any other Municipal by-law or Provincial statute where such fine is associated with an offence arising out of the conduct, operation or activity within or in conjunction with the kennel.

6. SEVERABILITY

If a court of competent jurisdiction should declare any section or part of any section of this by-law to be invalid, such section or part of a section shall not be constructed as having persuaded or influenced council to pass the remainder of the by-law and it is hereby declared the remainder of the by-law shall be valid and shall remain in force.

7. INVESTIGATION

- (i) For the purpose of discharging the duties imposed by this by-law, and to enforce its provisions, any Police Officer or an agent of the Ontario Humane Society may enter the premises where any dog is kept in a reportedly cruel or inhumane manner and demand to examine such dog and to take possession of such domestic animal, when in his/her opinion, it requires immediate veterinary or human care.
- (ii) No person shall interfere with, hinder or molest any agent of the Corporation of the Township of Chisholm in the performance of any duty of such agent, or seek to

release any animal in the custody of the Canine Control Officer or any agent except as herein approved.

8. PENALTY

Every person who contravenes any provision of the by-law is guilty of an offence and is liable to a fine and any other penalties imposed pursuant to the Provincial Offences Act, R.S.O. 1990, c. P-33, as amended.

9. REPEAL

By-law 2006-10 is hereby repealed.

THIS BY-LAW SHALL TAKE EFFECT UPON BEING PASSED.

READ A FIRST, SECOND AND THIRD TIME AND PASSED THIS 26TH DAY OF JANUARY, 2010.

Mayor, Leo Jobin

Clerk-Treasurer, Linda Ringle

THE CORPORATION OF THE TOWNSHIP OF CHISHOLM

SCHEDULE "A" - TO BY-LAW 2010-06

		<u>DOG TAGS</u>	<u>AFTER MARCH 31ST</u>
ONE DOG	AT SAME RESIDENCE	\$10.00	\$20.00
TWO DOGS	AT SAME RESIDENCE	\$25.00	\$35.00
THREE DOGS	AT SAME RESIDENCE	\$50.00	\$60.00
FOUR DOGS OR MORE	AT SAME RESIDENCE	\$100.00	\$110.00
LIVESTOCK GUARDIAN DOG		\$10.00	\$20.00

MAXIMUM THREE (3) DOGS PER HOUSEHOLD. LIVESTOCK GUARDIAN DOGS ARE EXEMPT FROM THIS MAXIMUM.

OWNERS WITH MORE THAN THE MAXIMUM OF THREE (3) DOGS PER HOUSEHOLD, THAT HAVE BEEN GRANDFATHERED IN AS OF FEBRUARY 20, 2001, WILL PAY A LICENCE FEE OF \$100 ACCORDING TO SECTION 2(a) LICENCING

THE ABOVE FEES APPLY TO ALL DOGS, WHETHER MALE OR FEMALE, SPAYED OR NEUTERED RESIDING AT RESIDENCES IN CHISHOLM TOWNSHIP.

REPLACEMENT TAG FEE: \$2.00

ALL DOG LICENSES, EXCEPT A REPLACEMENT LICENSE, PURCHASED AFTER MARCH 31 OF EACH YEAR SHALL BE SUBJECT TO A LATE PENALTY OF TEN (\$10) DOLLARS PER LICENSE OVER AND ABOVE THE INITIAL LICENSE FEE.

		<u>KENNEL LICENSES</u>	<u>AFTER MARCH 31ST</u>
KENNEL	(Breeding)	\$50.00	\$60.00
KENNEL	(Boarding)	\$50.00	\$60.00

BREEDING KENNEL LICENSE – MAXIMUM 8 ANIMALS

BOARDING KENNEL LICENSE – Boarding determined by available individual runs to a maximum number of 8 animals with individual runs.

- All Kennels grand fathered in as February 20, 2001, as per list kept at municipal office are considered as existing, non conforming in relation to the standards set out on Schedule "C", providing they have continuously been in good standing with the Canadian Kennel Club, or any registering agencies recognized by the Canadian Kennel Club.
- Kennel licenses for new facilities will not be issued until the premises are inspected by the Canine Control Officer and meet all requirements outlined in Schedule "C" to this by-law.
- A Kennel license for a breeder shall be issued only to a breeder(s) of purebred canines upon proof of each animal's registration with Animal Pedigree Act (Canada), and a member in good standing in the Canadian Kennel Club or any agencies recognized by the Canadian Kennel Club.

FEE FOR IMPOUNDED DOG \$25.00 per dog plus the daily pound fee, plus any veterinary fees incurred.

Mayor, Leo Jobin

Clerk-Treasurer, Linda Ringler

SCHEDULE "B" TO BY-LAW 2010-06
PROPOSED OUT OF COURT FINES

WORDINGS

- | | |
|---|----------|
| 1. Owner fails to purchase dog license | \$ 55.00 |
| 2. Owner fails to purchase kennel license | \$100.00 |
| 3. Owner fails to comply with maximum number of dogs per household | \$100.00 |
| 4. Owner owns or operates a kennel without complying with regulations set out in Schedule "C" | \$100.00 |
| 5. Owner permits dog to run at large | \$ 55.00 |
| 6. Owner permits dog to trespass on private property | \$ 55.00 |
| 7. Owner owns, possesses or harbours a vicious dog | \$100.00 |
| 8. Owner permits dog to attack persons domestic animal or bird or fight with another dog | \$100.00 |
| 9. Owner fails to clean up dog excrement | \$ 55.00 |
| 10. Owner permits persistent dog barking (at any given time) | \$ 55.00 |

Mayor, Leo Jobin

Clerk-Treasurer, Linda Ringle

THE CORPORATION OF THE TOWNSHIP OF CHISHOLM

SCHEDULE "C" TO BY-LAW 2010-06

KENNEL REGULATIONS:

All new Kennels subsequent to the passage of this by-law must comply with the regulations outlined in this Schedule prior to getting a license.

1. Where a Kennel ceases to exist for a period of one (1) year or the ownership of the property changes, or the owner of the Kennel fails to pay the required license fee, the use will be deemed to have been discontinued.
2. No new Kennel shall be permitted to operate or be licensed within the Township of Chisholm unless they are situated in a Rural (RU) Zone or Agricultural (AG) Zone on a lot of ten (10) acres or greater and conform to all the regulations outlined in this Schedule, and any other applicable building or zoning by-laws of the township or province.
3. No new Kennel shall be permitted to operate or be licensed with the Township of Chisholm unless the kennel complies with Minimum Distance Separation Requirements outlined in the Township's Restricted Area Zoning By-law, currently in force.
4. A Kennel shall be constructed in such a manner that:
 - a) the building shall conform to the Building Code Act and be maintained in such a manner as to be free from damage,
 - b) the building shall be separated and enclosed and shall not be attached to a dwelling unit or any other building which is or can be used for human habitation,
 - c) the building shall have a floor of concrete or other impermeable material and shall have a drain opening constructed as a plumbing fixture, and such floor shall be thoroughly cleaned daily, or more often if necessary.
 - d) the building shall be maintained in a sanitary, well ventilated, clean condition and free from offensive odors.
 - e) the building shall have windows that may be opened for proper ventilation.
 - f) individual outside runs and inside pens must be provided for each animal housed.
 - g) have a mechanical ventilation device in working order which changes the air at least two (2) times each hour, and/or windows screened and may be opened.
5. All canines, and/or other domestic animals shall be:
 - a) kept in an individual, sanitary, well bedded, well ventilated, naturally clean quarters and maintain and keep such quarters at a healthful temperature at all times.
 - b) kept in individual adequately sized cages to allow the animal to extend its legs to their full extent, stand or sit, turn around or lie down in a fully extended position, and all cages are to be constructed solely of metal, wire and impermeable cement floors,
 - c) adequately fed and watered periodically each day and kept in a clean and healthy condition free from vermin and disease.
6. Alleyways and service aisles between pen and cages must be wide enough to permit safe and efficient movement of people, animals and equipment.
7. Where canines, and/or other domestic animals are permitted to use an outside area, the runway floor area shall be covered with three (3) to four (4) inches of suitable stone or constructed of impermeable cement. There shall be constructed around such area, and dividing individual runs, a galvanized chain link fence having a minimum height of 1.98 meters (6 feet in height) and shall be deemed part of the building for the purpose of Section 3, Schedule "C". All fences must comply with the regulations set out in Schedule "C" of this by-law. Runways will be no less than four (4) feet in width and no less than ten (10) feet in length and fenced.

8. No operator or employee of all types of Kennels shall permit the operation to become a nuisance by reason of incessant noise at any time, as per noise control by-law currently in force from barking dogs or otherwise that may result in reduced “quality of rural life and amenity” for residents in the Township of Chisholm.
9. Every owner of a Kennel shall file with the Township of Chisholm:
 - a) a certificate from the Canine Control Officer for the Municipality, that the Kennel complies with the requirements of this by-law and any other applicable law,
 - b) a personally sketched Survey indicating all building locations.
10. The Canine Control Officer may with a pre-arranged appointment and in the presence of the owner(s) may enter a Kennel operation and inspect to ensure compliance with this by-law.
11. All owners and operators of Kennels shall be required to pay a license fee as set out in Schedule “A” of this by-law.
 - a) All dogs for which a Breeding Kennel license is issued must be pure-bred and the owner shall provide proof of said registration.
12. Failure to comply with any or all of the foregoing conditions outlined in Schedule “C” may result in the refusal by the Municipal Office to issue a Kennel license and/or revoking of a license previously issued for a period of time.

Mayor, Leo Jobin

Clerk-Treasurer, Linda Ringler

THE CORPORATION OF THE TOWNSHIP OF CHISHOLM

SCHEDULE "D" TO BY-LAW 2010-06

**FENCE REGULATIONS FOR
KENNELS**

1. Fences shall be 1.98 meters (6 feet) in height and installed such that no gap exists between the underside of the fence and the finished grade. Fences shall be of a design that will reasonably deter children from climbing it to gain access to the fenced-in area and that will secure the enclosed animal from digging its way out of or otherwise escaping from the enclosed yard. If a fence contains an opening for access, the opening shall be closed with a gate which shall provide protection equivalent to the fence and shall be equipped with self-closing, self-latching devices, and located at the top of and inside the gates. Locks shall be located outside or inside of the gate at the owner's discretion.
2. A fence shall:
 - (a) Be of not greater than 50 mm (2 inches) diamond mesh;
 - (b) Be construction of galvanized steel wire not less than 3.6 mm diameter (No. 11 gauge) steel wire.
 - (c) Be supported by at least 38 mm (1.5 inches) diameter galvanized steel posts installed in accordance with good fencing techniques. Such posts shall be spaced not more than 3 mm (10 feet) apart. Top horizontal rails shall be at least 32 mm (1.25 inches) diameter galvanized steel. Bottom horizontal rails shall be a 12 mm (.5 inch) diameter galvanized tension rail or a 32 mm (1.25 inches) diameter galvanized rail.
3. Alternative fencing choices must be pre-approved by Council.

Mayor, Leo Jobin

Clerk-Treasurer, Linda Ringler