

CORPORATION OF THE TOWN OF HAWKESBURY

BY-LAW N° 82-2006

BY-LAW TO REGULATE THE AMOUNT OF
DOMESTIC ANIMALS THAT MAY BE KEPT IN A RESIDENTIAL
DWELLING UNIT

WHEREAS the Municipal Council has adopted By-law N°73-2002 to regulate dogs in the Town of Hawkesbury and also limiting to two the number of dogs that may be kept in a residential dwelling unit;

WHEREAS the Municipal Council has adopted By-law N°76-99 prohibiting and regulating the keeping of certain animals in the Town of Hawkesbury;

WHEREAS according to the *Municipal Act 2001*, regulating animals is within the sphere of jurisdiction a municipality may pass by-laws;

WHEREAS since there is no by-law in the Town of Hawkesbury on cats, the Municipal Council deems expedient to adopt a by-law that would set the amount of domestic animals that may be kept in a residential dwelling unit;

NOW THEREFORE the Municipal Council of the Corporation of the Town of Hawkesbury enacts as follows:

DEFINITIONS:

1. In the present by-law, the expressions listed below have the following meanings:
 - a) **Pet:** a tame animal kept in a household for companionship or amusement. Includes but not limited to the following: dog, cat, bird, ferret, guinea pig, hamster, rabbit;
 - b) **Municipal Law Enforcement Officer:** means a Peace Officer appointed by the Municipal Council to enforce the present by-law, the whole in conformity with Section 15 of the *Police Services Act*;
 - c) **Residential dwelling unit:** means a suite of two or more habitable rooms designated to be used and occupied by not more than one household in which separate kitchen and sanitary facilities are provided for the exclusive use of the household, with a private entrance from outside the building or from a common hallway or stairway inside the building. Includes the land on which said residential dwelling unit is built and is at the use of the household and all accessory buildings.
2. No person shall keep in a residential dwelling unit more than four pets.
3. Notwithstanding Section 2, no person shall keep in a residential dwelling unit more than two dogs.
4. Notwithstanding Section 2, pets kept in a cage at all times are not counted in the limit imposed.
5. Owners or guardians of pets must take the necessary measures to contain their animals on their own property.

6. The provisions of the present by-law shall be administered and enforced by the Municipal Law Enforcement Officers duly appointed by the Municipal Council.
7. Any person who contravenes to any disposition of the present by-law is guilty of an offence and upon conviction is liable to a fine as set out for in the *Provincial Offences Act*, R.S.O. 1990, Chapter 33, as amended.
8. The present by-law shall come into force and take effect on the date of its final passing thereof.

**READ A FIRST, SECOND AND ADOPTED UPON THIRD READING
THIS 25th DAY OF SEPTEMBER 2006.**

Clerk or Deputy Clerk

Mayor or Reeve