



THE CORPORATION OF THE TOWN OF COBOURG

BY-LAW NUMBER 088-2014

**BY-LAW TO AMEND BY-LAW NUMBER 021-2014 BEING A BY-LAW FOR THE LICENSING AND REGISTRATION OF DOGS; FOR THE REGULATION OF DOGS AND FOR PROHIBITING THE RUNNING AT LARGE OF ANIMALS WITHIN THE TOWN OF COBOURG.**

**WHEREAS** pursuant to the *Municipal Act*, 2001, Section 11 as amended, municipalities have the authority to pass by-laws with respect to animals; and

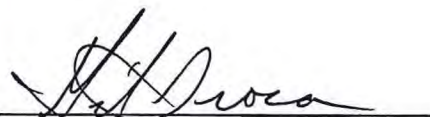
**AND WHEREAS** the Council of the Corporation of the Town of Cobourg deems it advisable to pass a by-law for the licencing, registration and for the regulation of dogs within the Town of Cobourg limits;

**AND WHEREAS** the Council of the Corporation of the Town of Cobourg authorized an amendment to By-law No. 021-2014 at a Committee of the Whole meeting held on August 11, 2014, and deems it advisable to amend Schedule "A" being a sample 'Order to Restrain' to include the provisions contained in Section 5 (g) and (h) of the By-law for consistency;

**NOW THEREFORE BE IT RESOLVED** that the Council of The Corporation of Cobourg hereby enacts as follows:

1. That Schedule "A" of By-law 021-2014 being a By-law for the Licensing and Registration of Dogs; for the Regulation of Dogs and for Prohibiting the Running at Large of Animals regarding the 'Order to Restrain' be amended and replaced.
2. THAT this By-law shall come into force and effect upon the final passing hereof.

READ a first, second and third time and finally passed in Open Council this 11<sup>th</sup> day of August, 2014.

  
MAYOR

  
MUNICIPAL CLERK



**Schedule "A"**  
**ORDER TO RESTRAIN**

Issued pursuant to the Member Municipality's By-law No. \_\_\_\_\_

To (Name of Owner): \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

I, \_\_\_\_\_, Animal Control Officer, or By-law Officer for the Shelter of Hope representing the Member Municipalities, have reasonable grounds to believe that the dog residing at \_\_\_\_\_ has bitten or attacked a person or another domestic animal; placed a person or domestic animal at risk of physical harm; or behaved in a manner that poses a menace to the safety of persons or domestic animals, as per the provisions of the Licensing and Registration of Dogs and Prohibiting the Running at Large of Animals By-law No. \_\_\_\_\_

[Member Municipality bylaw number].

You are hereby ordered:

- (a) to keep the dog, when on the owners' premises, confined to within the dwelling and under effective control of an adult person, or enclosed in a pen constructed with a secure top, sides and bottom so as to prevent escape of the dog and prevent entry therein of unsupervised persons;
- (b) when not confined in accordance with paragraph (a), to keep the dog under effective control of an adult person and on a leash of not more than 1.8 metres (6 feet) in length;
- (c) ensure the dog is muzzled at all times that it is not confined in accordance with paragraph (a);
- (d) notify the Animal Control Officer, or Peace Officer with a new address and telephone number within two working days of moving, selling the dog, or giving the dog away or death of the dog;
- (e) forthwith advise the Animal Control or Peace Officer if the dog is running at large, or has bitten or attacked a person or a domestic animal;
- (f) to display signs warning of the presence of a dog, such signs shall be clearly visible to anyone entering the property and shall meet the approval of the Animal Control Officer or the Peace Officer;
- (g) not contravene any other conditions imposed in the Order to Restrain.

This ORDER TO RESTRAIN takes effect immediately.

If you wish to APPEAL this Order to Restrain you must apply to the Clerk of the \_\_\_\_\_ within seven (7) days from the date this Order to Restrain is received by you setting out your request for a hearing in front of the Council of the \_\_\_\_\_, which shall include the reasons for appealing this Order to Restrain, and the payment of the hearing fee in the amount of \$ \_\_\_\_\_, failing which this Order to Restrain is final and binding.

Please be advised that notwithstanding that you may apply for a hearing by Council regarding this Order to Restrain, this Order to Restrain takes effect immediately upon its receipt by you and remains in effect for so long as the dog shall live unless the Council makes a decision on an appeal to rescind this Order to Restrain, in which case this Order to Restrain remains in effect until the date a decision is issued by Council.

A full copy of By-law No. \_\_\_\_\_, being a by-law of the \_\_\_\_\_ for the licensing and registration of dogs and for the regulation of dogs within the \_\_\_\_\_, is available from the Clerk of the \_\_\_\_\_ during normal business hours.

It is RECOMMENDED that you obtain a copy of the By-law in order to be more fully aware of your rights and obligations in this matter and the basis for the issuing of this Order to Restrain.

DATED at the \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Animal Control Officer for the Municipality of \_\_\_\_\_

For purposes of By-law No. \_\_\_\_\_

\_\_\_\_\_  
(Signature) of Issuing Animal Control Officer

\_\_\_\_\_  
(Print) Name of Issuing Animal Control Officer