



**THE CORPORATION OF THE TOWNSHIP OF AUGUSTA
BY-LAW NUMBER 3645-2023**

**A BY-LAW RESPECTING THE REGULATION, CONTROL, PROTECTION, AND
IDENTIFICATION OF DOGS IN THE TOWNSHIP OF AUGUSTA**

WHEREAS Section 11(3)9 of the Municipal Act, 2001 S.C. allows for lower tier municipalities to pass By-Laws respecting matters pertaining to animals;

AND WHEREAS Section 103 of the Municipal Act, 2001 S.C. authorizes municipalities to pass By-Laws providing for the seizure and impounding of animals:

AND WHEREAS Section 151 of the Municipal Act, 2001 S.C. authorizes municipalities to pass By-Laws for licensing, regulating, and governing any business carried on within the municipality:

AND WHEREAS section 425 of the Municipal Act, 2001, S.O. 2001, c.25, provides for a municipality to pass By-Laws providing that a person who contravenes a By-Law of the municipality passed under the Act is guilty of an offence;

AND WHEREAS section 426 of the Municipal Act, S.O. 2001, c.25 provides that no person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under this Act or under a By-Law passed under this Act;

AND WHEREAS section 429 of the Municipal Act, S.O. 2001, c.25 provides for a municipality to establish a system of fines for offences under a By-Law of the municipality passed under this Act;

AND WHEREAS Section 436 of the Municipal Act, 2001 provides for a municipality to pass By-Laws that authorize the municipality to enter on land at any reasonable time for the purpose of carrying out an inspection to determine if a By-Law of the municipality is being complied with, or to determine if an order or direction of the municipality made under the Act or made under the By-Law is complied with, and may require information, inspect documents and take samples.

AND WHEREAS section 444 of the Municipal Act, 2001, provides that a municipality may make an order to require a person to discontinue contravening a By-Law and to do the work required to correct the contravention;

AND WHEREAS Section 445 of the Municipal Act, 2001, provides that if a municipality is satisfied that a contravention of a By-Law of the municipality passed under the Municipal Act has occurred, the municipality may make an order requiring the person who contravened the By-Law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to do work to correct the contravention;

AND WHEREAS Council seeks in the public interest to identify dogs, and to prohibit dogs from trespassing or running at large, or creating a public nuisance, and to ensure that dogs that have bitten a person or a domestic animal are appropriately restrained;

NOW THEREFORE The Council of the Corporation of the Township of Augusta enacts as follows:

1. DEFINITIONS

In this By-Law,

- 1.1. **“Aggressive Dog”** shall mean any dog that has been designated aggressive by an Officer due to the biting, attacking or chasing a person, or animal without provocation.
- 1.2. **“Animal”** means any member of the animal kingdom, as determined by the Officer depending on the circumstances.
- 1.3. **“Attack”** means physical contact, other than accidental contact, by a dog that results in bleeding, bone breakage, bruising, a scratch or a sprain to a person, or animal or damage to clothing worn by a person.
- 1.4. **“Bite”** means a wound or wounds to the skin caused by the teeth of a dog; that causes the skin to puncture, break, bruise or bleed.
- 1.5. **“Board”** shall mean to provide a dog with regular food and water and somewhere to live in return for payment.
- 1.6. **“Care”** shall mean having, at all times, the ability to manage, direct, restrict, and restrain the movement of a dog.
- 1.7. **“Council”** means The Council of The Corporation of the Township of Augusta.
- 1.8. **“Describe”** means the breed, sex, colour, and disposition of a dog.
- 1.9. **“Dog”** means a female or male dog.
- 1.10. **“Dog Tag”** shall mean a tag purchased or obtained from the Township bearing an identification number and the name of the Township.
- 1.11. **“Farm Work Dog”** shall mean a dog that is trained and engaged in herding or acting as guardians of livestock on a farm with a Farm Business Registration Number.
- 1.12. **“Hunting Dog”** shall mean a dog that is under the direct supervision of a person who is a bona fide hunter actively engaged in hunting in accordance with the Fish and Wildlife Conservation Act, 1997, S.O. 1997, c. 41, as amended, and other applicable law during a permitted season to whom has been issued such necessary licences and permits as may be required by the laws of the Dominion of Canada, the Province of Ontario and the Township. Provided that such person has obtained the prior consent of the owner of the parcel of land on which the hunting dogs are at large, which consent is obtained not more than one year prior to the date of the occasion on which the dogs are at large.
- 1.13. **“Kennel”** shall mean any premises, building, cage or pen, where 5 to 30 dogs are lodged, bred, kept or boarded other than a veterinary hospital or clinic. A kennel shall be deemed the Owner while in care and control of dogs. All kennels are to be an accessory use to an occupied residential unit.
- 1.14. **“Small Kennel”** shall mean a kennel that consists of five (5) to ten (10) dogs, and a maximum of eight (8) pups and means the following:
 - 1.14.a. A place where dogs are housed for the primary purpose of pleasure(pets) or hunting;
 - 1.14.b. A business involving the buying, selling, boarding, or training of dogs or;
 - 1.14.c. A business for the breeding and then selling, trading, exchanging, or bartering of pups.

- 1.15. "Large Kennel"** shall mean a kennel that consists of eleven (11) to thirty (30) dogs, pups are excluded, and means the following:
- 1.15.a.** Any premises other than a veterinary hospital or clinic in which the predominant activity consists of the raising, boarding or training of dogs;
 - 1.15.b.** A business involving the buying, selling, boarding or training of dogs or;
 - 1.15.c.** A business for the breeding and then selling, trading, exchanging or bartering of pups.
- 1.16. "Kennel Identifier Tag"** shall mean a tag provided by a kennel and affixed to all dogs kept at the kennel which identifies the name and phone number of said kennel.
- 1.17. "Leash"** shall mean a device of sufficient strength and material for holding a dog and shall not exceed 1.8 meters (6 feet) in length.
- 1.18. "Leashed"** shall mean a leash securely attached to the dog and being held by an Owner.
- 1.19. "Muzzled"** shall mean a humane fastening or covering device of adequate strength placed over the mouth of a dog that does not interfere with the breathing, panting, ability to drink, or vision of the dog when fitted and fastened over the mouth of the dog, but that is of sufficient strength to prevent the dog from biting, the words "Muzzled" and "Muzzling" have a corresponding meaning.
- 1.20. "Officer"** shall mean the By-Law Enforcement Officer or Canine Control Officer for the Township of Augusta as appointed by Council, Police Officer, any other person or company directed by the Clerk to enforce parts of this By-Law, agents and inspectors designated as such under the Ontario Society for the Prevention of Cruelty to Animals Act, R.S.O. 1990, c. O. 36 and all other Enforcement Officers as may be appointed by the Province of Ontario.
- 1.21. "Owner"** means any person who possesses, harbours, or keeps a dog, and where the Owner is a minor, the person responsible for the custody of the minor, and includes a person who is temporarily the keeper or in care of the dog, the word "Owns" has a corresponding meaning.
- 1.22. "Property"** shall mean a parcel of land, vacant or occupied or to be occupied by one of more main buildings, structures, or uses, with any accessory buildings, including all yards, required by the Township of Augusta Zoning By-Law.
- 1.23. "Police Work Dog"** shall mean a dog trained and actually engaged in Law Enforcement work.
- 1.24. "Public Nuisance"** shall mean an act or process by a dog, or kennel that interferes with a person's enjoyment of or damages public or private property, and anything that disturbs the health and safety of the general public or keeps people from being comfortable and shall include noises from barking and whining, and smells from dog feces.
- 1.25. "Pup"** shall mean any dog under the age of twelve (12) weeks.
- 1.26. "Restrained"** shall mean being kept inside a building or house or in an enclosed pen of sufficient dimensions and strength to be humane and to prevent a dog from encountering persons other than the Owner of the dog.
- 1.27. "Running at Large"** shall mean a dog being elsewhere than on the property of the Owner and not being under the immediate control of the Owner.

- 1.28. **“Sanitize”** shall mean to clean for the purpose of controlling disease-producing organisms and “sanitized” has the corresponding meaning.
- 1.29. **“Service Dog”** shall mean a dog that has been trained by a qualified facility, agency or person to provide special services to a person with a disability and is actively in use for such purposes (i.e. guide dog, therapy dog etc.).
- 1.30. **“Tattoo”** shall mean a Canadian Kennel Club registered marking on a dog which identifies the breeder/kennel.
- 1.31. **“Temporary Guardianship”** shall mean any property where up to 4 dogs are temporarily left in the care of someone other than the Owner. This includes but is not limited to all dog sitting, doggy day cares, dog walking, and dog grooming, and shall be considered the Owner when in care of a dog.
- 1.32. **“Township”** shall mean the Corporation of the Township of Augusta.
- 1.33. **“Veterinarian”** shall mean a person registered to practice veterinary science under the Veterinarians Act, R.S.O. 1990, c V.3.
- 1.34. **“Without Provocation”** when used in reference to a bite or attack on a person or animal, in the absence of any abuse, assault, teasing, tormenting, unwanted physical contact or the like by the person or animal who sustained the bite or attack.

2. IDENTIFICATION

- 2.1. Every Owner of a dog shall annually, or within thirty (30) days of becoming an Owner or within twelve (12) weeks of its birth, have the dog to be registered, described, and licensed by the Township pursuant to this By-Law. Every such license shall be valid and in force until December 31st of the year purchased.
- 2.2. Every Owner shall register, describe, and license their dog(s) within thirty (30) days after taking up residency in the Township.
- 2.3. On payment of the license fee, the Owner will be furnished with a basic dog tag, and the Owner shall keep the tag securely fixed on the dog at all times except that the tag may be removed only while the dog is lawfully used for hunting and is under the direct control of the Owner or the Owners designate.
- 2.4. No person shall use a dog tag upon a dog other than for which it was issued, it is not transferable, and the dog tag shall expire and become void upon the sale, gifting or death of the dog.
- 2.5. Upon application for a dog tag or license made in accordance with the provisions of this By-Law, the Owner shall provide the Township with the name, address and telephone number of the Owner and other information as requested
- 2.6. The Township shall have charge of the granting of licenses and shall:
- 2.6.a. keep a complete register of all dogs in respect of which licenses are issued;
 - 2.6.b. keep an accurate account of all monies paid to the Municipality and;
 - 2.6.c. furnish with each new license a basic dog tag which shall be securely fixed by the Owner to each dog in respect of which the license is issued.
- 2.7. All Owners shall pay the appropriate fees as set forth in Schedule “A” of this By-Law.

3. DOGS AT LARGE

- 3.1. Hunting Dogs and Police Work Dogs are exempt from this section while fulfilling their duties.

- 3.2. No person shall allow their dog to run at large.
- 3.3. Any dog found running at large contrary to the provisions of this By-Law may be seized, impounded, returned to the Owner or disposed of by an Officer pursuant to the provision of this By-Law.
- 3.4. Any person may humanely capture a dog running at large and / or trespassing on their property and advise the Officer, who shall seize, impound, return to the Owner or dispose of the dog.
- 3.5. Every Owner who fails to maintain care of a dog while off the property of the Owner may be ordered by the Township or Officer to leash the dog.

4. PUBLIC NUISANCE

- 4.1. No person shall permit their dog to become or cause a public nuisance.
- 4.2. A Farm Work Dog shall be exempt from being a public nuisance when creating noise while engaged in herding or acting as guardians of animals on a farm with a Farm Business Registration Number.
- 4.3. A Service Dog shall be exempt from being a public nuisance when creating noise while engaged in the service provided by the Service Dog to a person.
- 4.4. Police Work Dogs while they are fulfilling their duties are exempt from this section.

5. AGGRESSIVE DOGS, DOG BITES, MUZZLING OF DOGS

- 5.1. An Owner of an aggressive dog shall be notified in writing by the Officer that the Owner must comply with the provisions in Section 5.
- 5.2. The Owner of an aggressive dog after having been notified in writing to comply with the provisions in this section of the By-Law, may request, and is entitled to a hearing by Council. If after two (2) years the dog has not been involved in any further incidences, and the Owners can establish (for example, by affidavits of current neighbours, dog trainers and/or veterinarian's report) that the propensity and disposition of the dog is no longer aggressive, Council may decide to relieve the Owner from complying with Section 5. of the By-Law. The methods of determining whether a dog is still aggressive will be measured against the severity of the original attack, the age of the dog at the time of the attack, the methods of training employed to rehabilitate the dog from its aggressive behaviour, its current environment, the care and sincerity of the Owner, and the records of the Officer.
- 5.3. No person/owner shall permit their dog, without provocation, attack, chase or bite any person or animal.
- 5.4. The Owner of an aggressive dog shall comply with all the following requirements when the aggressive dog is **ON** the property of the Owner:
 - 5.4.a. The aggressive dog shall be confined in an enclosed area or in a fenced yard, in such a way that the aggressive dog cannot escape the enclosed area or yard and;
 - 5.4.b. Purchase sign(s) from the Township that shall be posted at all entrances, in public view, to the property upon which the aggressive dog is kept, notifying all persons that there is an aggressive dog on the property. The location of the posted signs shall be approved by the Officer.
- 5.5. The Owner of an aggressive dog shall comply with all the following requirements when the aggressive dog is **OFF** the property of the Owner:

- 5.5.a. The aggressive dog shall be securely leashed and muzzled in a manner that prevents it from biting, chasing or attacking a person or persons, or animals and;
- 5.5.b. The aggressive dog shall be under the control of a competent person who is eighteen (18) years of age or older, capable of caring for the aggressive dog.
- 5.6. The Owner of an aggressive dog shall pay an annual license fee as prescribed for aggressive dogs as set forth in Schedule "A" of this By-Law.
- 5.7. The Owner of an aggressive dog shall at the time of licensing inform the Township that the dog has been designated aggressive by the Township.
- 5.8. Should an aggressive dog be sold or gifted, the Owner shall provide the Township and the Officer with the new address and telephone number of the new Owner within two (2) working days of selling or gifting the aggressive dog.
- 5.9. The Owner of an aggressive dog shall advise the Township and the Officer immediately if the aggressive dog is running at large.
- 5.10. Once the Township is advised of an aggressive dog running at large, the Township may notify and warn the public using any resources available.
- 5.11. The Owner of an aggressive dog shall advise the Township, the Officer, and the Leeds, Grenville & Lanark District Health Unit immediately if the aggressive dog has bitten or attacked any person
- 5.12. The Owner of an aggressive dog shall advise the Township within seven (7) working days of the death of the aggressive dog.
- 5.13. In addition to the requirements of this By-Law, the Owner of an aggressive dog may be subject to other legislation.

6. TEMPORARY GUARDIANSHIP

- 6.1. Temporary guardianship must comply with the requirements of the Township's Comprehensive Zoning By-Law and must comply to all sections of this By-Law.

7. KENNELS

- 7.1. No person owner shall care for, own, board or operate a kennel with more than four (4) dogs at any one time on any property in the Township of Augusta unless a kennel license has been obtained by them with respect to such dogs.
- 7.2. Should the Owner of a kennel permit the kennel or the dogs being cared for to violate any provisions of this By-Law, the Officer shall give a written notification order to the kennel Owner requiring the kennel Owner to correct the violations within the stated period. If the kennel Owner fails to correct the violations, the kennel license may be revoked.
- 7.3. An application for a kennel license shall be made by the owner to the Township and all applicable fees paid according to Schedule "A". Each license, unless specifically expressed to be a shorter period, suspended, or revoked, shall be valid until December 31st of the year purchased.
- 7.4. The Township may request an inspection by a licensed veterinarian, to be completed before the issuance of any kennel license.
- 7.5. No person owner shall operate a "Small Kennel" caring for more than ten (10) dogs. A "Small Kennel" shall be allowed to keep a maximum of eight (8) pups as well as a maximum of ten (10) dogs.
- 7.6. No person owner shall operate a "Large Kennel" caring for more than a maximum of thirty (30) dogs. Pups are excluded.

- 7.7.** The kennel must furnish each dog with a Kennel Identifier Tag similar in manner to the Township provided tag but unique to that kennel or a kennel specific tattoo. Kennel Identifier Tags must be securely fixed to each dog while the dog is boarded or resides within the Township of Augusta. The exception to this rule is while the dogs are being lawfully used for hunting and are under the direct control of the Owner or the Owners designate.
- 7.8.** Kennels must provide an example Kennel Identifier Tag or tattoo photo to the Township upon application for license.
- 7.9.** A "Large Kennel" must have separate housing for the dogs from any other use on the property that may include other buildings or residences. The kennel building must conform to the Ontario Building Code.
- 7.10.** Any new applicant for a large kennel license not previously licensed must first obtain confirmation from the Township that the property location complies with the requirements of the Township's Comprehensive Zoning By-Law and shall be subject to site plan control.
- 7.11.** Every kennel Owner/operator shall at a minimum, build fencing capable of containing all canines on the property and they shall be located as not to create a public nuisance.
- 7.12.** All fencing and runs required by 7.11 must have a sheltered area and be built in accordance with the published papers and guidelines of the Canadian Veterinary Medical Association, in "A Code of Practice for Canadian Kennel Operations" and the Ontario Building Code. All fencing, or containment as otherwise approved by the municipality, required by 7.11 shall be to the satisfaction of the Township, and comply with all other Township By-Laws.
- 7.13.** All kennels operated in the Township shall maintain dogs and all property in a humane manner including:
- 7.13.a.** Providing Food and water and;
- 7.13.b.** Ensuring a clean and sanitary property.
- 7.14.** All Large Kennel operators shall:
- 7.14.a.** have their premises inspected by a Licensed Veterinarian at least once per year and obtain a letter or certificate of compliance from the Licensed Veterinarian to ensure the kennel is sanitary, and the dogs are safe and being kept humanely;
- 7.14.b.** Post a copy of the letter or certificate of compliance from the Licensed Veterinarian at the main entrance to the kennel, within public view and;
- 7.14.c.** Present a copy of the letter or certificate of compliance from the Licensed Veterinarian to the Township upon license application.
- 7.15.** Any kennel license may be suspended pending compliance of a written order by an Officer.
- 7.16.** Whenever, in this By-Law, a duty is imposed upon the Township to inspect a property or kennel, the Township and its Officers shall have at their discretion the ability to retain the services of a qualified individual or consulting agency with respect to the nature of the inspection or require the Owner to have their site inspected by a Veterinarian. The fee for such services shall be payable by the Owner within 30 days of the account being rendered, and if not so paid, may be added to the tax roll of the property Owner, and shall bear interest at the same rate that applies to overdue taxes, and collected in like manner as municipal taxes.
- 7.17.** No person shall establish or operate a kennel within 300m (984 ft.) of a dwelling on another lot, or where there is an abutting vacant lot; no person shall

establish or operate a kennel within 300m (984 ft.) of the property line. Abutting includes lands located across a highway or unopened road allowance. Site Specific exceptions to this provision are detailed in Schedule C.

7.18. Amendments to the minimum setback requirements under Section 7.17 (above) may be considered by Council after circulation of the proposed amendment to any neighbouring owner of a dwelling within 300m (984 ft.) of the kennel and/or to the owner of a vacant lot within 300m (984 ft.) of the kennel. Notice of the proposed amendment will be circulated to property owners of a dwelling and/or vacant lot within 300m (984 ft.) of the kennel a minimum of fourteen (14) days prior to the consideration of the amendment by Council and will be provided opportunity to present written or oral comments. There shall be an administrative application fee of three hundred dollars (\$300.00) paid by the applicant for consideration of this amendment.

8. IMPOUNDMENT AND RECOVERY OF DOGS

8.1. An Officer may seize any dog found running at large within the Township of Augusta or found to be in contravention of the provisions of this By-Law and cause such dog to be delivered to the Township Pound, or to the dog(s) Owner if the dog has a valid license.

8.2. No person shall attempt to remove a captured, trapped, or impounded dog from the care of the Officer, whether the Officer is present or not.

8.3. The Officer may require and order the disposal of any dog that is found to be running at large and is likely to cause imminent harm to any person or animal or is injured or ill and it is necessary to be disposed of for public safety and/or humane reasons.

8.4. The Owner of any dog may obtain release of their dog that has been obtained by the Township Pound or Officer by:

8.4.a. making payment of the fees required by the Pound Operator;

8.4.b. making payment of the municipal release fees as set forth in Schedule "A" and;

8.4.c. showing proof of a valid dog license or kennel license as issued by the Township.

8.5. If an Owner fails to claim the dog within seven (7) days, the Officer will make every attempt to adopt them out. In special circumstances, the Township may prescribe immediate destruction of the dog, or additional storage time.

9. PENALTY

9.1. Any person who contravenes any provision of this By-Law shall be guilty of an offence and upon conviction, shall be liable to a penalty as provided under the Provincial Offences Act. Provincial Offences Act, R.S.O. 1990, c.P33, as amended, as set out in Schedule "B" Set Fines

10. OTHER

10.1. Where a provision of this By-Law conflicts with a provision of another By-Law enforced in the Township, the provisions that establish the higher standard shall prevail in order to protect the health, safety and welfare of the general public.

10.2. This By-Law shall come into force and take effect upon its passing.

10.3. Schedules "A" and "B" shall constitute part of this By-Law.

11. SEVERABILITY

11.1. If any provision of this By-Law or application thereof to any person or circumstance is held invalid by any Court, other provisions or applications of the By-Law which can given effect without the invalid provision or application shall not be affected, and to this end the provisions of this By-Law are declared to be severable.

12. ENFORCEMENT

12.1. This By-Law may be enforced by all Officers.

12.2. No person shall provide false information or give a false statement to an Officer, employee and/or agent of the Municipality in the lawful exercise of a power or duty under this By-Law.

12.3. No person shall hinder or otherwise obstruct, nor attempt to hinder or obstruct, either directly or indirectly, an Officer, employee and/or agent of the Municipality in the lawful exercise of a power or duty under this By-Law.

12.4. Every person shall comply with any Order or Notice issued under the authority of this By-Law.

13. SHORT TITLE

13.1. This By-Law may be referred to as the "Dog By-Law".

14. REPEALS

14.1. By-Law 3577-2022 and all By-Laws relating to the regulation and control of dogs and contrary to this By-Law are hereby rescinded.

READ a first and second time this 14th day of August 2023

READ a third time and passed this 14th day of August 2023



MAYOR



CLERK

**THE CORPORATION OF THE TOWNSHIP OF AUGUSTA
 BY-LAW 3645-2023
 THE REGULATION AND CONTROL, PROTECTION, AND IDENTIFICATION OF DOGS BY-LAW
 SCHEDULE A - FEES**

Item	COLUMN 1 Reason for Fee	COLUMN 2 Provision Creating or Defining Offence
1.	Dog license purchased on or before the last business day in March	\$15.00
2.	Dog license purchased after the last business day in March	\$30.00
3.	Cost to mail dog license and dog tag to owner	Add \$2.00
4.	Replacement dog tag	\$5.00
5.	Dog license for an aggressive dog	\$150.00
6.	Dog license for a service dog	Free with proof of qualifications
7.	Dog license for a police work dog	Free with proof of qualifications
8.	Dog license for a farm work dog	Free with proof of Farm Business Registration Number
9.	License for a small kennel purchased on or before the last business day in March	\$75.00
10.	License for a small kennel purchased after the last business day in March	\$100.00
11.	License for a large kennel purchased on or before the last business day in March	\$130.00
12.	License for a large kennel purchased after the last business day in March	\$220.00
13.	Release fees for impounded dogs – First Offence	\$75.00
14.	Release fees for impounded dogs – Second Offence	\$120.00
15.	Release fees for impounded dogs – Third Offence	\$180.00
16.	Release fees for impounded dogs – Subsequent Offence	\$250.00

THE CORPORATION OF THE TOWNSHIP OF AUGUSTA
PART 1 PROVINCIAL OFFENCES ACT
BY-LAW 3645-2023
THE REGULATION AND CONTROL, PROTECTION, AND IDENTIFICATION OF DOGS BY-LAW
SCHEDULE "B" – SET FINES

Item	COLUMN 1 Short Form Wording	COLUMN 2 Provision Creating or Defining Offence	COLUMN 3 Set Fine
1.	Dog not registered, described, and licensed annually	Section 2.1	\$200.00
2.	Dog not registered, described, and licensed within thirty (30) days after taking up residency in the Township.	Section 2.2	\$200.00
3.	Dog tag not fixed on the dog	Section 2.3	\$200.00
4.	Dog tag used on a dog other than the dog the tag was issued for	Section 2.4	\$200.00
5.	Dog running at large	Section 3.2	\$200.00
6.	Dog being or causing a public nuisance	Section 4.1	\$200.00
7.	Dog attacked, chased, or bit a person, or animal	Section 5.3	\$300.00
8.	Aggressive dog not confined in enclosed area on owners' property	Section 5.4(a)	\$300.00
9.	No sign warning of aggressive dog posted at entrance to aggressive dog's owners' property	Section 5.4(b)	\$300.00
10.	Aggressive dog not securely leashed and muzzled when off owners' property	Section 5.5(a)	\$300.00
11.	Aggressive dog not under control of competent person older than 18 who is able to care for the aggressive dog when off the owner's property	Section 5.5(b)	\$300.00
12.	Owner not notifying municipality at time of licensing that the dog has been designated aggressive	Section 5.7	\$300.00
13.	Fail to notify the Township of the sale of an aggressive dog	Section 5.8	\$300.00
14.	Fail to notify the Township that an aggressive dog is running at large	Section 5.9	\$300.00

Note: The general penalty provision for the offences listed above is Section 9 of By-Law 3645-2023, a certified copy of which has been filed.

wvc

**THE CORPORATION OF THE TOWNSHIP OF AUGUSTA
PART 1 PROVINCIAL OFFENCES ACT
BY-LAW 3645-2023
THE REGULATION AND CONTROL, PROTECTION, AND IDENTIFICATION OF DOGS BY-LAW
SCHEDULE "B" – SET FINES**

Item	COLUMN 1 Short Form Wording	COLUMN 2 Provision Creating or Defining Offence	COLUMN 3 Set Fine
15.	Fail to notify the Township, the Officer, and the Leeds, Grenville & Lanark District Health Unit if the aggressive dog has bitten or attacked any person	Section 5.11	\$300.00
16.	Caring for, owning, boarding or operating a kennel for more than four (4) dogs at any one time without a kennel license	Section 7.1	\$300.00
17.	Operate a small kennel caring for more than 10 dogs or 8 pups, or combined 10 dogs and 8 pups when licensed for a small kennel	Section 7.5	\$300.00
18.	Operate a kennel caring for more than 30 dogs when licensed for a large kennel	Section 7.6	\$300.00
19.	A kennel not furnishing or securing each dog with a Kennel Identifier Tag	Section 7.7	\$300.00
20.	Kennel not providing fencing for the dogs	Section 7.11	\$300.00
21.	Fencing and runs in a kennel do not have a sheltered area or is not built to the guidelines of the Canadian Veterinary Medical Association or other Township By-Laws	Section 7.12	\$300.00
22.	Kennel not providing food and water for dogs	Section 7.13(a)	\$300.00
23.	Kennel not ensuring a clean and sanitary property	Section 7.13(b)	\$300.00
24.	Large Kennel not being inspected by a Licensed Veterinarian annually and obtaining a letter or certificate of compliance	Section 7.14(a)	\$300.00
25.	Large Kennel not posting a letter or certificate of compliance in public view	Section 7.14(b)	\$300.00
26.	Large Kennel did not provide a letter or certificate of compliance	Section 7.14(c)	\$300.00

Note: The general penalty provision for the offences listed above is Section 9 of By-Law 3645-2023, a certified copy of which has been filed.

The fine amounts listed above have been approved by the Regional Senior Justice.

Dated: September 15, 2023

W. Vincent Clifford

W. Vincent Clifford, Regional Senior Justice, Ontario Court of Justice - East Region

**THE CORPORATION OF THE TOWNSHIP OF AUGUSTA
 BY-LAW 3645-2023
 THE REGULATION AND CONTROL, PROTECTION, AND IDENTIFICATION OF DOGS BY-LAW
 SCHEDULE C – SITE SPECIFIC EXEMPTIONS**

Address	Owners First Name	Owners Last Name	Exemption
6951 Charleville Road	Diane	Biggar	Kennel license prior to By-Law
9270 South Branch Road	Jennifer	Stephenson	Kennel license prior to By-Law
1648 County Road 2	Michael	Kamoff-Nicolisky	Kennel license prior to By-Law
9601 Hall Road	Anabelle	Morin	Kennel license prior to By-Law
2689 McIntosh Road	Barbara	Johnson	Kennel license prior to By-Law
8150 County Road 15	Carl	Fenlong	Kennel license prior to By-Law
5270 Algonquin Road	Michael	Guy	Kennel license prior to By-Law
8136 Wiltsie Road	Darlene	Helliker	Kennel license prior to By-Law
6368 6th Concession Road	Larry & Nancy	Molson	Kennel license prior to By-Law
4512 Lords Mills Road	Gary	Elliott	Kennel license prior to By-Law
2612 McIntosh Road	Barbara	Robinson	Kennel license prior to By-Law
3400 County Road 15	Art & Sheryl	Chillson	Kennel license prior to By-Law
3800 Blue Church Road	Keith	Wardrop	Kennel license prior to By-Law
2801 Rocky Road	Iwona	Sobierj	Kennel license prior to By-Law
9401 Kyle Road	Sherry	Curran	Kennel license prior to By-Law

THE HONOURABLE
W. VINCENT CLIFFORD
REGIONAL SENIOR JUSTICE
ONTARIO COURT OF JUSTICE
EAST REGION

COURTHOUSE
161 ELGIN STREET, 6TH FLOOR
OTTAWA, ONTARIO
K2P 2L1



L'HONORABLE
W. VINCENT CLIFFORD
JUGE PRINCIPAL RÉGIONAL
COUR DE JUSTICE DE L'ONTARIO
RÉGION DE L'EST

PALAIS DE JUSTICE
161, RUE ELGIN, 6^E ÉTAGE
OTTAWA (ONTARIO)
K2P 2L1

TELEPHONE/TÉLÉPHONE (613) 239-1520
FAX/TÉLÉCOPIEUR (613) 239-1572

September 15, 2023

atrickey@augusta.ca

Township of Augusta
3560 County Road 26, RR 2
Prescott ON K0E 1T0

Attention: Rob Bowman, Fire Chief/Manager of By-Law

Rob Bowman:

Re: *Set Fines – Provincial Offences Act – Part I*
By-Law No. 3645-2023: Respecting the Regulation, Control, Protection and
Identification of Dogs

Enclosed herewith are the original Order (Part I) dated September 15, 2023, and original schedule of set fines for By-Law No. 3645-2023, the By-Law indicated in the schedule.

The setting of the fines does not constitute my approval of the short form of wording used to describe the offences.

Please ensure that a copy of the said documents is forwarded to the Provincial Offences Office, which has jurisdiction for the Town of Augusta.

Yours truly,

W. Vincent Clifford

W. Vincent Clifford
Regional Senior Justice
Ontario Court of Justice
East Region

/nl

Enclosures

c.c.: Melissa Adams
Crown Counsel, Crown Law Office - Criminal
Team Lead, Restraint & Forfeiture Office

PROVINCIAL OFFENCES ACT

Part I

IT IS ORDERED pursuant to the provisions of the *Provincial Offences Act* and the rules for the Ontario Court of Justice, that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-law No. 3645-2023, of the Township of Augusta attached hereto is the set fine for that offence. This Order is to take effect on September 15, 2023.

Dated at Ottawa, this 15th day of September 2023.

W. Vincent Clifford

W. Vincent Clifford
Regional Senior Justice
Ontario Court of Justice
East Region