

The Corporation of the Township of Brock By-Law Number 2446-2012-PP

**As Amended by By-Law Numbers 2497-2013-PP, 3190-2023, 3304-2024 and
3364-2025
(Consolidated Version)**

Being a By-Law to Provide for the Licensing and Regulation of Certain Animals
Within the Township of Brock

Whereas section 11(3) of the *Municipal Act, 2001*, S.O. 2001, as amended (“Municipal Act”), authorizes the Township to pass by-laws respecting animals;

And Whereas section 8(3) of the *Municipal Act* confers the power upon a municipality to regulate and prohibit respecting a matter, to provide for a system of licenses, permits, approvals or registrations respecting a matter, and to impose conditions as a requirement of obtaining, continuing to hold or renew a license, permit, approval or registration;

And Whereas section 151 of the *Municipal Act* authorizes the Township to provide for a system of licenses with respect to any business wholly or partly carried on within the Township;

And Whereas section 11(2) of the *Municipal Act* confers the power upon municipalities to enact by-laws to provide for the health and well-being of persons and for the protection of persons and property;

And Whereas section 391 of the *Municipal Act* enables a municipality to pass a by-law imposing fees or charges for services or activities provided or done by or on behalf of it;

Now Therefore the Council of the Corporation of the Township of Brock enacts as follows:

I. Definitions

1. For the purposes of this by-law, the term:
 - (1) “Animal Shelter” means a facility operated by or for the Township of Brock for the keeping, maintenance and disposition of stray and admitted animals.
 - (2) “At Large” means an animal found on any other property than that of the owner of the animal, and not under the control of the owner except where the owner of the property permits the animal to be on his or her property.
 - (3) “Attack” means an act of aggression towards a person or domestic animal causing injury.
 - (4) “Bite” means piercing or puncturing the skin as a result of contact with an animal’s tooth or teeth.
 - (5) “Bird Feeding Device” means any instrument, tool, appliance or thing meant or intended to hold food for birds.
 - (6) “Canine Control Officer” means:
 - (a) a person, persons or class of persons who is or are assigned the responsibility of enforcing or administering this by-law;
 - (b) any person, company, corporation or association providing a dog control service by contract to the Township; and
 - (c) any employee, agent, servant or representative of such person, company, corporation or association.
 - (7) “Cat” means a male or female cat over the age of eight (8) weeks.
 - (8) “Council” means the Council of the Corporation of the Township of Brock.
 - (9) “Dangerous Act” means any bite, attack, act of menacing behaviour or any combination of a bite, attack, or act of menacing behaviour.
 - (10) “Dangerous Dog” means any individual dog that:
 - (a) has, in the absence of any mitigating factor, attacked, bitten, or caused injury to a person or has demonstrated a propensity, tendency or disposition to do so.

- (b) has significantly injured a domestic animal; or having been previously designated as a potentially dangerous dog, is kept, or permitted to be kept in violation of the requirements for such dog.
 - (c) a dog that has been determined to be a dangerous dog pursuant to Clause IV. Dogs that have bitten, attacked, or pose a menace and that determination has not been rescinded pursuant to Clause V.
- (11) "Dangerous Dog Review Hearing" means an adjudicative Board made up of Council Members not being more than quorum, as per the Procedural By-law, or an appointed Committee of Council which shall hear appeals under 10(18).
- (12) "Dog" means a male or female dog over the age of twelve (12) weeks but does not include the following:
 - (a) Working Dog means a dog for sporting or hunting where such dog is registered with a bona fide sporting, hunting, or working dog club.
 - (b) Livestock Guardian Dog (LGD) means a dog that works with domestic farm animals for protection from predators and is used exclusively for that purpose.
 - (c) Herding Dog means a dog that has been trained and is actively being used in a bona fide farming operation for the purpose of controlling livestock.
- (13) "Domestic Animal" means an animal that has been tamed and kept by humans as a work animal, food source, or pet. Domestic animals include household pets and livestock.
- (14) "Dwelling House" means a building or part of a building occupied as the home, residence or living quarters for one or more families and shall include the land surrounding or appurtenant to the dwelling house.
- (15) "Extreme Weather" means a cold warning, heat warning or other weather warning issued by Environment Canada for the area surrounding the Township of Brock.
- (16) "Feed" means providing food to, or leaving food for consumption by, wildlife, but does not include:
 - (a) Keeping compost in accordance with Township by-laws.
 - (b) Keeping food in a bird feeding device in compliance with this by-law.
 - (c) Providing water to a domestic animal; or
 - (d) Growing fruits and vegetables in gardens.
- (17) "Hearing" means an adjudicative Board made up of Council Members not being more than quorum, as per the Procedural By-law, or an appointed Committee of Council which shall hear appeals within this by-law.
- (18) "Keep" means to have temporary or permanent control or possession of an animal.
- (19) "Keeping" has the same meaning.
- (20) (a) "Kennel – Boarding" means a building, premises or place in which more than three dogs or cats are maintained or cared for, for remuneration or otherwise to a maximum number based on the square footage of the building.
- (b) "Kennel – Breeding" means a building, premises or place in which more than three purebred dogs, cats, sled dogs or working dogs are bred, maintained or cared for, for remuneration or otherwise to a maximum number based on the square footage of the building. In addition, a maximum of two (2) litters of pups and kittens per bitch and queen, up to sixteen (16) weeks of age may be permitted in any licensing year.
- (21) "Licence" means a licence issued pursuant to this by-law.
- (22) "Menacing Dog" means any dog the Canine Control Officer considers may pose a threat to any person, stock, poultry, domestic animal or protected wildlife due to observed or reported behaviour.
- (23) "Off-Leash Area" Off-leash or leash free areas, are signed and designated spaces within Township owned parks, greenspaces, and/or waterfront where dogs are permitted to run freely without a leash.
- (24) "Owner" shall mean a person, or the person's authorized agent, who possesses, keeps or harbours one or more dogs within the Township, and

where the Owner is a minor, the person responsible for the custody of the minor, and “own”, “owns”, and “owned” shall have corresponding meanings.

- (25) “Potentially dangerous dog” means any dog based upon specific behaviors exhibited by the dog, that is found to menace, chase, display threatening or aggressive behavior or otherwise threaten or endanger the safety of any person or domestic animal, and/or that causes physical injury to a domestic animal or person.
- (26) “Purebred Dog” means a dog registered or eligible for registration in the register of any club or association incorporated under the *Animal Pedigree Act* (Canada), S.C. 1985, chapter 8.
- (27) “Service Animal” means an animal described in subsection 80.45(4) of O.Reg.191/11, under the Accessibility for Ontarians with Disabilities Act, 2005, S.O.2005, C.11.
- (28) “Songbird” means a bird belonging to the oscine division in ornithology.
- (29) “Tag” means a disc or other shape of metal or plastic furnished by the Township bearing a serial number and year of issuance as hereinafter provided and suitable to be securely fixed on a dog.
- (30) “Tether” shall mean a rope or chain or similar restraining device that prevents an animal from moving beyond a localized area, and the words “tethered” and “tethering” have a similar meaning.
- (31) “Township” means the Corporation of the Township of Brock.
- (32) “Veterinarian” means a person registered to practice veterinary science under the *Veterinarians Act*, R.S.O. 1990, c. V.3.
- (33) “Wildlife” means an animal that belongs to a species that is wild by nature, but does not include domestic animals or feral or stray cats.

II. Licensing

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- (1) Every owner of a dog shall, not being the holder of a kennel licence, before the 1st day of March in each year, or within six (6) days, excluding Saturdays, Sundays and statutory holidays, of becoming the owner of a dog on or after the 1st day of March in any year, license and register such dog with the Township.
- (2) Every licence issued pursuant to this section shall expire on the 31st day of December in the year in respect to which it was issued.
- (3) The fees payable for a dog licence shall be payable at the time of issuance of the licence and shall be in accordance with the “Fees By-law” as amended from time to time.
- (4) At the time of issuance of the licence by the Township, the owner, if required by the Township licence issuer, shall provide a certificate duly signed by a veterinarian certifying that each dog for whom the licence is proposed to be issued:
 - (a) has been inoculated with an anti-rabies vaccine within a period of twelve (12) months immediately preceding the date of such application for licence.
 - (b) and is neutered or spayed if it is represented by the owner that the dog is neutered or spayed.
 - (c) and that the dog is micro-chipped as required for the issuance of a life-time dog license tag, and a dangerous dog license tag.
- (5) No person shall produce a false certificate in accordance with subsection (4) or misrepresent the inoculation, spaying or castration of a dog.
- (6) Upon payment of the licence fee for a dog, the owner shall be furnished with a dog tag. The owner shall keep the dog tag securely fixed on the dog at all times until the tag is renewed or replaced, but the tag may be removed while the dog is being lawfully used for hunting deer in the bush.
 - (a) Livestock Guardian Dog or Herding Dog shall be exempt from wearing a collar or tag, provided that the Owner has paid the annual licensing fee, registered said dog with the Township and provided identifying information for the dog from an ear tattoo, micro-chip, and/or proof of membership with the Canadian Kennel Club.

- (7) A tag shall bear a serial number and the year in which it was issued and a record shall be kept by the Canine Control Officer or a designate, showing the name and address of the owner, the serial number of the tag, and other relevant information.
- (8) If a tag is lost or misplaced for any reason, the owner shall make application for, and upon payment of a fee in accordance with the "Fees By-law", as amended from time to time, shall be entitled to a replacement tag.

III. Animal Control

- 3. (1) For the purpose of this section, a dog shall be deemed to be running at large when found in any place other than the premises of the owner of the dog and not under the control of any person as set out in subsection (2).
- (2) Every person having control of a dog in a place other than:
 - a) his premises or property;
 - b) the premises or property of the owner of the dog; or
 - c) the premises or property of any other person who provides authority for the person and dog to be present upon said premises or property without a lead being attached to the dog;
 shall secure the dog to a lead not exceeding 3 metres in length and shall keep hold of such lead.
- (3) No owner of a dog or cat shall, knowingly or not knowingly, allow the dog or cat to run at large within the limits of the Township.
- (4) Any person shall be entitled to take charge of any dog or cat found running at large but shall forthwith deliver the dog or cat to a Canine Control Officer.
- (5) Every person who brings a dog to an off-leash or leash free area must follow the restrictions set out in sections 3.(5) to 3.(13).
- (6) No person shall bring into an Off-Leash or Leash free area,
 - (a) a female dog in heat;
 - (b) a dog without up-to-date vaccinations;
 - (c) a dog wearing a spike, chain or pinch collar;
 - (d) any animal other than a dog;
 - (e) an unaltered male dog;
 - (f) a restricted pit bull; or
 - (g) a dog that is under an order for muzzling and/or restraint issued by this or any Municipality and/or a court order under the Dog Owner's Liability Act (DOLA).
 - (h) any dog that has been issued with a potentially dangerous, or dangerous dog order or has been deemed to be a dangerous dog.
- (7) Every person who brings a dog into a Off Leash or Leash Free Area shall:
 - (a) be least 16 years of age and capable of controlling the dog;
 - (b) ensure that the dog is adhering to verbal commands to prevent it from lunging, attacking, biting or interfering with any person or another dog;
 - (c) ensure that the dog is within sight at all times;
 - (d) immediately leash and remove the dog from the Off Leash or Leash Free area if it creates a nuisance or shows aggressive behaviour towards any person or other dog;
 - (e) immediately leash and remove the dog from the Off Leash or Leash Free area at the request of a Canine Control Officer, if, in the opinion of the Canine Control Officer, the dog is showing signs of aggressive behaviour towards any person or other dog, is creating a nuisance, or is otherwise causing a breach of any provision of this by-law;
 - (f) keep the dog on leash until it is inside the double gate;
 - (g) put the dog on leash before exiting the double gate;
 - (h) carry a suitable leash at all times for the dog; and

- (i) not leave the dog unattended
- (8) No person shall bring more than 3 dogs into an Off Leash or Leash Free Area.
- (9) Children under 6 years of age are prohibited from entering an Off Leash and Leash Free Area.
- (10) Children between 6 and 16 years of age must be supervised by an adult attendant while in an Off Leash or Leash Free Area.
- (11) No person shall bring in to or possess while in an Off Leash or Leash Free Area:
 - (a) any bottles, containers or any other articles equipment, or utensils, made of glass, china, ceramic or other breakable substance capable of causing injury to a dog; or
 - (b) any food, including human or canine variety.
- (12) No person shall conduct classes or professional training within an Off Leash or Leash Free Area.
- (13) Every person who brings a dog into an Off Leash or Leash Free Area shall be responsible for its behaviour and any injuries or damage that it may cause.
- 4. A Canine Control Officer may seize and impound any dog or cat:
 - (1) delivered to him under the provisions of section 3(4) above, or;
 - (2) found running at large.
- 5. (1) A Canine Control Officer shall restore possession of the dog or cat to the owner only where:
 - (a) the owner claims possession of the dog or cat and it has not been gifted, sold or destroyed in accordance with section 7;
 - (b) the owner pays to the Canine Control Officer or other duly authorized person:
 - i) a pound fee in an amount computed according to the provisions of section 6;
 - ii) a maintenance fee computed according to the provisions of section 6; and
 - (c) the dog is licensed under section 2 or shown to be exempt by means of the possession of a valid licence issued under the Kennel by-law.
- 6. The amount of the pound fee payable under section 5 shall be in accordance with the "Fees By-law", as amended from time to time.
- 7. (1) Where, on the fourth day, exclusive of Saturdays, Sundays and statutory holidays, after the date of the seizure and impounding, possession of the dog or cat has not been restored to the owner under section 8, a Canine Control Officer may, in his discretion:
 - (a) sell or make a gift of the dog or cat, or
 - (b) destroy the dog or cat in a humane manner, and no damage or compensation shall be recovered or recoverable on account of its disposition or destruction.
- (2) Where a dog or cat seized and impounded is injured or should be destroyed without delay for humane reasons, or for reasons of safety to persons or animals, a Canine Control Officer may destroy the dog or cat in a humane manner as soon after seizure as he sees fit without permitting any person to claim possession of the dog or cat and without offering it for sale and no damages or compensation shall be recovered or recoverable on account of its destruction.
- (3) Where a Canine Control Officer deems it necessary to destroy a dog or cat pursuant to the provisions of subsection (2), the officer shall first make every effort possible and practical in the circumstances to contact the owner of the dog or cat and to permit the owner to transfer the dog or cat, at the owner's

expense, to the offices of a veterinarian.

- (4) Where a dog or cat seized and impounded is:
 - (a) determined to be rabid;
 - (b) is of an aggressive temperament and has caused injury to any person or damage to property,

a Canine Control Officer may immediately destroy such dog or cat.

8. Every owner of a dog or cat shall have the dog or cat inoculated with a rabies vaccine at least once every twelve (12) months and shall produce evidence of such inoculation to any Canine Control Officer on demand.
9. No owner of a dog shall, knowingly or not knowingly, allow the dog to interfere with any other person, animal or object, nor to howl or bark excessively.

Dogs that pose a menace, have bitten or attacked

10. (1) Every owner of a dog shall exercise reasonable precautions to prevent the dog from engaging in a dangerous act.
- (2) Where a Canine Control Officer and/or designate has reason to believe that a dog has engaged in a dangerous act against a person or domestic animal, they and or a canine control officer may:
 - (a) Where the dangerous act is the first on record with the Township, serve the owner of the dog with a written warning.
 - (b) Despite Subsection 10(2)(a), if it is the officer's opinion that the dangerous act is severe, determine the dog to be a dangerous dog or a potentially dangerous dog and serve the owner of the dog with an order to comply with the requirements for owners of a dangerous dog or a potentially dangerous dog under Section 10(9).
- (3) Where the dangerous act is the second or subsequent dangerous act on record with the Township, determine the dog to be a dangerous dog and serve the owner of the dog with an order to comply with the requirements for owners of a dangerous dog under section 10(9).
- (4) Where the dangerous act occurred while the dog was the subject of a notice to muzzle or notice of caution under this By-Law or any of its predecessors, or a control order under the Dog Owners Liability Act, determine the dog to be a dangerous dog and serve the owner of the dog with an order to comply with the requirements for owners of a dangerous dog under section 10(9).

Dog acting in self-defence

- (5) Prior to the determination that a dog is a dangerous dog, the officer shall have regard to whether the dog was acting in self-defence at the time the dangerous act occurred.
- (6) Despite Subsections 10(2), (3) and (4), where an officer concludes that the dog was acting in self-defence at the time the dangerous act occurred, the officer may determine that the dog is not a dangerous dog and may determine that no order to comply shall be issued.
- (7) Where an officer has concluded that a dog was acting in self-defence and elected not to issue an order to comply under Subsection 10(9), that dangerous act will not be counted when determining if subsequent dangerous act is the second or subsequent on record with the Township under Subsection 10(3).
- (8) Where the Dangerous Dog Review Hearing concludes that a dog was acting in self-defence at the time a dangerous act occurred and rescinded the determination of a dangerous dog on that basis, that dangerous act will not be counted when determining if a subsequent dangerous act is the second or subsequent on record with the Municipality under Subsection 10(3).

Dangerous dog requirements; order to comply

- (9) Where an owner is served with a dangerous dog or potentially dangerous dog order to comply pursuant to Section 10(9) of this By-Law, the owner shall, at the owners' expense and for the life of the dangerous dog or potentially dangerous dog, ensure that the following, but not limited to, conditions are met:
- (a) The dog is muzzled at all times when on and/or off the owner's property.
 - (b) The dog is restrained at all times when on and/or off the owner's property.
 - (c) The dog is confined while on the owner's property by a fence or other approved enclosure.
 - (d) The dog is required to be spayed or neutered.
 - (e) The dog is not permitted to enter into a designated leash-free area of a Township park at any time.
 - (f) That a dangerous dog tag is purchased from the Township, the dangerous dog tag fee specified in the 'Fees By-law' is paid, and the dangerous dog is wearing the dangerous dog tag provided by the Township at all times.
- (10) That a warning sign is posted on the owners' private property in the form and location required by the Canine Control Officer or his/her designate.
- (11) That the dog is microchipped.
- (12) That arrangements are made with the Township to enable the Township to collect a photograph of the dangerous dog and any other necessary identifying information; and
- (13) That the dog receives training in the form required by the Canine Control Officer or his/her designate within 90 days of the order to comply being served on the owner.
- (14) An owner shall provide proof of compliance to the satisfaction of the Canine Control Officer or his/her designate within 14 days of achieving compliance with each of the following requirements:
- (a) The microchipping requirement contained in Section 10(11); and
 - (b) The training requirement contained in Section 10(13).
- (15) This section shall not apply if the order to comply has been rescinded in Accordance with Section 10(18).
- (16) The Canine Control Officer or his/her designate will create and maintain a public record listing the following information from all served dangerous dog or potentially dangerous dog orders to comply:
- (a) owner's forward sorting area (first three digits of postal code).
 - (b) owner's Ward number.
 - (c) dog name, dog breed and dog colour; age and
 - (d) date of the dangerous act.
- (17) The Canine Control Officer or his/her designate will post the information in Section 10(16) in a map and easily searchable format with and any other information deemed important by the Canine Control Officer or his/her designate.

Appeal to the Dangerous Dog Review Hearing

- (18) An owner of a dangerous dog or potentially dangerous dog who is served with an order to comply under Section 10(9) may apply for a hearing to appeal an officer's determination of a dangerous dog or potentially dangerous dog. The Dangerous Dog Review Hearing may:
- (a) confirm the determination of a dangerous dog or potentially dangerous dog; or
 - (b) rescind the determination of a dangerous dog or potentially dangerous dog and exempt the owner from compliance with 10(9).
- (19) In deciding whether to confirm or rescind the determination of a dangerous dog or potentially dangerous dog pursuant to Section 10(18), the Dangerous Dog

Review Hearing may consider whether the dog was acting in self-defence when the dangerous act leading to the order to comply under Section 10(9) occurred.

- (20) To receive a hearing the owner must mail or deliver to the Dangerous Dog Review Hearing, within 30 days after a copy of an order to comply pursuant to Section 10(9) is served on the owner, notice in writing requesting the hearing, accompanied by the applicable fee in the amount specified in accordance with the "Fees By-law", as amended from time to time.
- (21) Although a request for hearing may be requested, an order to comply pursuant to Section 10(9) and the requirements for owners under Section 10.(9) take effect when the order to comply is served on the person to whom it is directed.
- (22) A hearing shall be held pursuant to the provisions of the Statutory Powers and Procedures Act, R.S.O. 1990, Chapter S.22, as amended in the time, date and place set out in the order to comply.
- (23) Hearings under Section 10(18) shall be heard by a panel comprised of a minimum of three members from the Dangerous Dog Review Hearing.

Transition

- (24) Where a dangerous act occurs prior to the passing of the amendments in this by-law, the requirements and provisions of any by-law applicable on that date shall continue to apply with respect to that dangerous act.
 - (25) Where a dangerous act occurs on or after the passing of the amendments to this by-law, the requirements and conditions of Section 10(9) shall apply.
 - (26) Despite Sections 10(24) and (25), a dangerous act which occurred prior to the passing of the amendments to this bylaw, shall constitute a dangerous act on record with the Township for the purpose of any subsequent dangerous act under this by-law.
11. (1) No person shall, whether temporarily or permanently, keep, harbour, maintain, or possess more than three (3) dogs or cats or a combined total of five (5) consisting of cats and dogs in, at or about a dwelling house or in, at or about any other property or location within the Township.
- (a) Notwithstanding those limits as set forth in subsection (1), two (2) additional dogs employed for the protection of livestock shall be permitted within the Rural (RU) and Rural Buffer (RB) Zone categories provided that the lot shall be a minimum of four (4) hectares.
 - (b) Notwithstanding those limits as set forth in subsection (1), there shall be no restrictions on the number of cats permitted within the Rural (RU) and Rural Buffer (RB) Zone categories provided that the lot shall be a minimum of four (4) hectares.
 - (c) Notwithstanding the provisions of subsection (1) or subsection (1)(a), any person who keeps, harbours, maintains, or possesses more than the permitted number of dogs or cats on the date this By-law comes into force shall be permitted to keep those dogs or cats until they die or are otherwise disposed of, provided that such dogs are registered and licensed with the Township in accordance with the provisions of this by-law.
- (2) This section does not apply to:
- (a) the operation of a kennel licensed under the Kennel by-law;
 - (b) an animal hospital owned and operated by a veterinarian;
 - (c) a pet store; or
 - (d) a legally established pound or animal shelter.
12. Any person who owns or harbours a dog shall remove forthwith excrement left by the dog anywhere in the Township.

IV. Care of Animals

13. (1) Every person who keeps, harbours, maintains, or possesses a dog or cat shall provide such animal, or cause it to be provided, with a clean and sanitary environment free from an accumulation of fecal matter, adequate and appropriate care, food, water, shelter, warmth, opportunity for physical activity, attention, veterinary care as may be required, and an environment that is appropriate to meet the physical and behavioural needs of the animal.
- (2) No person shall keep any animal in the Township tethered on a chain, rope or similar restraining device of less than three metres in length.
- (3) Every person who has tethered an animal shall ensure, at all times, that the animal has unrestricted movement within the range of the tether, and that the animal cannot suffer injury resulting from the tether.
- (4) A person who has tethered an animal shall ensure that the animal is tethered in a manner that constrains the animal to the property to which the animal is tethered.
- (5) Despite Section 13(2), (3), and (4), no person shall keep an animal tethered where a choke collar, choke chain, pronged collar or any similar device forms part of the tether.
- (6) No person shall tether an animal unsupervised for longer than one hour.
- (7) No person shall allow an animal to remain outdoors during extreme weather unless the animal has access to an enclosure that will adequately protect the animal from the elements.
- (8) No person shall feed or attempt to feed wildlife, or permit the feeding of wildlife on their property, except:
 - (a) An officer, licensed trapper, authorized wildlife rehabilitator or employee of a licensed pest management operator or exterminator leaving food as bait to catch wildlife as part of their professional duties.
 - (b) A person feeding wildlife as part of a research program undertaken by a university, college, government research body or wildlife research institution.
 - (c) A person fishing in accordance with a valid provincial licence;
 - (d) A person feeding songbirds as follows:
 - (i) the food intended for the songbirds is placed in a bird feeding device that is sufficiently above grade so as to not attract or be accessible to wildlife.
 - (ii) the bird feeding device is located on private property, and the property owner or occupant has given permission for the installation and use of the bird feeding device.
 - (iii) any food spilled from the bird feeding device is removed in a timely manner such that it does not attract other wildlife; and
 - (iv) the bird feeding device is kept in sanitary condition and in good working order.

V. Offences

14. (1) If every person who contravenes any provision of this by-law is guilty of an offence and shall, upon conviction, be liable to a penalty as prescribed by the Provincial Offences Act, R.S.O.1990, Chapter P.33.16.
- (2) When any provision of the by-law is contravened and a conviction entered, in addition to any other remedy and to any other penalty imposed by the by-law, the court of competent jurisdiction thereafter may make an order prohibiting the continuation or repetition of the offence by the person convicted pursuant to the provisions of Section 327 of the Municipal Act, R.S.O.1990, Chapter M.45, as amended.
- (3) Every person who contravenes any provision of this By-Law may be liable, in addition to the fine provided for in Section 14(1),(5) or (6) or a combination of the foregoing, every person who gains an economic advantage or economic gain from contravening this By-Law shall be liable to a special fine in an amount equal to the fair market value of the economic advantage or economic gain so obtained from the contravention.

- (4) In addition to offences referred to in 14(1), every person is guilty of an offence under this by-law who:
 - (a) Hinders or obstructs or attempts to hinder or obstruct any person exercising a power or performing a duty under this by-law.
 - (b) Neglects or refuses to produce or provide any information or thing to any person acting pursuant to an order made under this by-law.
 - (c) Knowingly makes, participates in, assents to or acquiesces in the provision of false information in a statement, affidavit, application or other document prepared, submitted, or filed under this by-law.
 - (d) Fails to comply with an order issued under Section 10(9).
- (5) Each offence in Section 14.(4) is designated as a continuing offence and is subject to, for each day or part of a day that the offence continues, a fine of no more than \$10,000. The total of all of the daily fines imposed for each offence may exceed \$100,000.
- (6) Where a corporation contravenes any of the provisions of this chapter, every director or officer who concurs in such contravention is guilty of an offence and on conviction is liable to a fine of no more than \$25,000.
- (7) Each offence is designated as a continuing offence and is subject to, for each day or part of a day that the offence continues a maximum fine of no more than \$10,000. The total of all of the daily fines imposed for each offence may exceed \$100,000

VI. Entry to Inspect

15. (1) In accordance with Section 436(1) of the Municipal Act, 2001, S.). 2001, c.25, an officer may enter upon land within the Township at any reasonable time for the purpose of carrying out inspections to determine whether the following are being complied with:
 - (a) this by-law; or
 - (b) a direction, notice or order issued in accordance with this by-law
- (2) For the purposes of an inspection under Section 15(1), an officer may:
 - (a) Require, for inspection, the production of documents or things relevant to the inspection.
 - (b) Inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts of them.
 - (c) Require information from any person concerning a matter related to the inspection.
 - (d) Be accompanied by such person or persons as the officer determines is necessary if such person or persons possesses special or expert knowledge related to the purpose of the inspection; and
 - (e) Make examinations or take tests, samples or photographs necessary for the purposes of the inspection.

VII Orders to Comply

16. (1) An officer who finds a contravention of this by-law may make one or more orders requiring discontinuance of the contravening activity or to do work to correct the contravention.
- (2) An order may be of immediate effect should the Canine Control Officer or his/her designate determine that a delay would result in circumstances that endanger the health or safety of any person, animal, or similarly serious consequences.
- (3) An order or any other notice or document may be served:
 - (a) personally on the person to whom it is directed.
 - (b) by registered mail to the last known address of that person, in which case it shall be deemed to have been given on the 5th day after it is mailed; or

- (c) by email, at any email address determined by the Canine Control Officer or his/her designate to be related to the person, in which case it shall be deemed to have been given on the day it is emailed.
- (4) If there is evidence that a person is not the registered property owner or occupant of land, which is the subject of the order, the order or any other notice or document may be served on both the registered property owner or occupant and the person.
- (5) If the address of the person is unknown, the Township is unable to effect service on the person under section 16(3), or the delay necessary to serve an order or any other notice or document under section 16(3) would result in circumstances that endanger the health or safety of any person, animal, or similarly serious consequences, a placard stating the terms of the order and placed in a conspicuous place upon or near to land within the Township shall be deemed to be sufficient notice to the registered property owner or occupant of that land.

Remedial Action

- (6) If a person fails to comply with an order to do work to correct a contravention of this by-law, the Canine Control Officer or his/her designate, may enter the lands at any reasonable time for the purposes of doing the things described in the order at the person's expense.
- 17. Any person who contravenes any provision of this by-law is guilty of an offence and shall, upon conviction, be liable to a penalty as prescribed by the *Provincial Offences Act*, R.S.O. 1990, chapter P.33.
- 18. When any provision of the by-law is contravened and a conviction entered, in addition to any other remedy and to any other penalty imposed by the by-law, the court of competent jurisdiction thereafter may make an order prohibiting the continuation or repetition of the offence by the person convicted pursuant to the provisions of section 327 of the *Municipal Act*, R.S.O. 1990, chapter M.45, as amended.
- 19. That By-Law Number 1679-2001-PP be and the same is hereby repealed in its entirety.
- 20. This by-law shall come into force and effect on the date of its passage.

BY-LAW 2446-2012-PP READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 3rd day of December, 2012.

Thomas G. Gettinby
Clerk

W. Terry Clayton
Mayor

BY-LAW 2497-2013-PP READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 4th day of November, 2013.

Thomas G. Gettinby
Clerk

W. Terry Clayton
Mayor

BY-LAW 3190-2023 READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 23rd day of May 2023.

Fernando Lamanna
Clerk/Deputy CAO

Walter Schummer
Mayor

BY-LAW 3304-2024 READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 16th day of December 2024.

Fernando Lamanna
Clerk/Deputy CAO

Walter Schummer
Mayor

BY-LAW 3364-2025 READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED this 8th day of September 2025.

Fernando Lamanna
Clerk/Deputy CAO

Michael Jubb
Mayor

Schedule “A”

TOWNSHIP OF BROCK

PART I PROVINCIAL OFFENCES ACT

BY-LAW NUMBER 2446-2012-PP, as Amended

“ANIMAL CONTROL BY-LAW”

<u>Item</u>	<u>Column 1</u> Short Form Wording	<u>Column 2</u> Provision Creating or Defining Offence	<u>Column 3</u> Set Fine
1	Fail to license and register a dog with Township	2(1)	\$150
2	Fail to affix dog tag to dog	2(6)	\$150
3	Allow dog or cat to run at large	3(3)	\$150
4	Fail to have dog inoculated with rabies vaccine	3(8)	\$150
5	Fail to follow restrictions in off leash or leash free dog park	3(5)	\$250
6	Allow dog to howl or bark excessively	3(9)	\$250
7	Allow dog to interfere with person, animal or object	3(9)	\$250
8	Fail to exercise reasonable precautions to prevent dog from engaging in dangerous act	10(1)	\$250
9	Keep or harbor more than the permitted dogs and/or cats	11(1)	\$200
10	Fail to remove dog excrement	12	\$150
11	Did not provide for the proper care of a dog or cat	13(1)	\$250
12	Tethered an animal unsupervised for longer than one hour	13(6)	\$250
13	Fed or attempted to feed wildlife	13(8)	\$250
14	Hinder/ obstruct an Officer	14(4)(a)	\$350
15	Neglects or refuses to produce or provide information to an Officer	14(4)(b)	\$350
16	Fail to comply with an order	14(4)(d)	\$350

NOTE: the general penalty provision for the offences listed above is section 14 of By-law Number 2446-2012-PP, a certified copy of which has been filed