

CORPORATION OF THE TOWNSHIP OF LIMERICK

BY-LAW NO. 08-2001

BEING a by-law to regulate and licence kennels for the breeding or boarding of dogs in the municipality.

WHEREAS the Municipal Act, Chapter M45, Sections 210 (1) and 210 (2) provides for municipalities to pass by-laws for prohibiting or regulating the keeping of animals or any class thereof and for regulating the establishments for the breeding or boarding of animals and;

WHEREAS the Council of the Corporation of the Township of Limerick deems it necessary and expedient to regulate the establishment and location of kennels used for the breeding or boarding of dogs in the municipality and;

WHEREAS the Municipal Act, Chapter M45, Section 109, 110 and 210 (11) (e) permit the municipality to charge licensing fees and impose regulations for business operation in a municipality;

NOW THEREFORE the Council of the Corporation of the Township of Limerick hereby enacts as follows:

1. Definitions

- (a) "Township" and "Municipality" mean the Corporation of the Township of Limerick and the two terms are considered interchangeable.
- (b) "Treasurer" means the Treasurer of the municipality.
- (c) "Clerk" means the Clerk of the municipality.
- (d) "Council" means the Council, as a body, representative of the Corporation of the Township of Limerick.
- (e) "Dog" means a male or female dog.
- (f) "Owner" of a dog includes a person who possesses or harbours a dog and, "owns" and "owned" has a corresponding meaning, and, where the owner is a minor, the person responsible for the custody of the minor.
- (g) "Contiguous" means within a distance of 250 feet from the abutting limit of the road on which the property on which the dwelling, school or church is situate.
- (h) "Built-up area" means the area contiguous to a road where there are fronting on one side of the road, 3 or more dwellings, school(s) or church(s) within a distance of 500 feet measured along the limit of the road.
- (i) "By-Law Enforcement Officer" means the person appointed by the municipality to enforce the By-laws of the municipality.
- (j) "Licence Fees" means the amount paid to the Treasurer of the municipality, for a new application kennel licence and/or renewal of kennel licence.

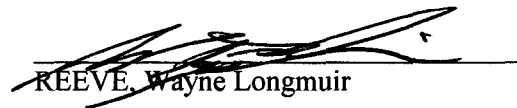
2. Requirements

- (a) Applications for permission to establish a dog kennel shall be filed by the assessed owner of the property with the Clerk of the Township of Limerick, signed by the owner/applicant and shall include particulars as to location, type of enclosure, breed and, the maximum number of dogs to be kept in the enclosure.
- (b) The location distances which are included on the application for permission to establish a Dog Kennel shall be verified by the By-law Enforcement Officer.
- (c) The proposed kennel shall comply with all pertinent requirements of the Comprehensive Zoning By-law of the municipality
- (d) Abutting property owners within 700 feet of the lot on which the proposed kennel is to be located, shall be notified of the application for their input.

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- (e) An application under this by-law shall be considered by Council at an open public meeting and any other person may be heard either in support of or, in opposition to the proposed kennel. Council shall, by Resolution, determine whether to grant the application and, such decision shall be conveyed in writing to the applicant in writing by the Clerk of the municipality.
 - (f) New applications will be required to submit payment to the Treasurer of the municipality the non-refundable licence fee, as set out in Schedule "A" attached hereto and forming part of this by-law, upon Council's approval of the application. The owner of a kennel of dogs shall then pay to the Treasurer of the municipality, prior to the 31st day of March in each calendar year thereafter a renewal of licence fee as set out in Schedule "A" attached hereto and forming part of this by-law.
 - (g) No kennel shall be located within one thousand feet of a built-up area.
 - (h) No kennel shall be located in an area zoned for "Rural Residential" (RR) use or "Residential Type 1" (R1) use.
 - (i) No kennel shall be located in an area zoned for "Seasonal Residential" (SR) use.
 - (j) Approvals issued under this by-law are non-transferable due to change of ownership or location.
 - (k) Licensed kennels existing prior to the passage of this by-law shall be deemed to be pre-existing, non-conforming kennels providing they renew their kennel licence annually; on or before the 31st day of March. Any lapse or change in occupancy or ownership of the property of kennel shall cause the regulations contained herein to become effective immediately.
3. Any person who contravenes any provision of this by-law shall be guilty of an offence and upon conviction, be liable to a fine of not more than \$2,000.00 under the provisions of Section 320 of the Municipal Act, R.S.O. 1990, Chapter M45 as amended.
4. By-law 13-91 is hereby repealed.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 05th DAY OF JUNE, 2001.


REEVE, Wayne Longmuir

SEAL


CLERK, Carlene Baker

SCHEDULE "A"

Fees for Kennels

| | | |
|------------------------------------|---|--------------------------------|
| Kennel of Purebred Dogs | - | Annual Fee of \$35.00 |
| Kennel of Non-Purebred Dogs | - | Annual Fee of \$50.00 |
| Application for New Kennel Licence | - | Non-refundable Fee of \$100.00 |

CORPORATION OF THE TOWNSHIP OF LIMERICK

APPLICATION FOR KENNEL LICENSE

PROPERTY OWNER: _____

PROPERTY INFORMATION: _____

CIVIC ADDRESS: _____

LEGAL DESCRIPTION: _____

ZONING: _____

KENNEL INFORMATION:

LOCATION OF ENCLOSURE ON PROPERTY INCLUDING DISTANCES FROM PROPERTY LINES AND STRUCTURES (Attach Sketch):

TYPE OF ENCLOSURE:

BREED OF DOGS:

MAXIMUM NUMBER OF DOGS TO BE KEPT IN ENCLOSURE:

SIGNATURE

DATE

A NON-REFUNDABLE APPLICATION FEE OF \$100.00 MUST ACCOMPANY THIS APPLICATION