

CORPORATION OF THE TOWNSHIP OF ESSA

BY-LAW 2006 - 04

A By-Law to amend By-law 2006-18, being a by-law for the licensing and registration of dogs; for regulating the control of dogs; and for the impounding and seizure of dogs within the Township of Essa.

WHEREAS the Council of the Township of Essa passed By-law 2006-18 on March 15, 2006, combing the previous Canine Control, Muzzling of Vicious Dogs, and the Poop and Scoop by-laws; and

WHEREAS By-law 2006-18 is inconsistent in the number of days required for the Municipal Officer to provide notice to a dog owner when a dog has been declared dangerous, and for an owner to request an appeal hearing when a notice to muzzle is issued; and

WHEREAS the time required for notice to be given and received by the municipality should be consistent throughout the by-law;

NOW THEREFORE the Council of the Township of Essa hereby enacts as follows:

1. That Section 7 b of By-law 2006-18 be amended to read “The Canine Control Officer shall, within *ten (10)* business days of receipt of a duly executed Declaration, deliver or send by registered mail a Notice to Muzzle, in the form attached hereto as Schedule “B”, to the owner of the vicious dog requiring that the dog be muzzled and restrained pursuant to the provisions of this by-law.”
2. That Section 7 c of By-law 2006-18 be amended to read “Where the owner of a dog receives a Notice designating such dog as Potentially Dangerous or Dangerous and provides a written request within *ten (10)* working days, Council shall hold a hearing pursuant to the provisions of the *Statutory Powers and Procedures Act* within 15 working days of the Clerk’s receipt of the request for a hearing, and may:
 - i Affirm or rescind the Canine Control Officer’s designation of the dog as a potentially dangerous or dangerous dog;
 - ii Substitute its own designation of the dog as potentially dangerous or dangerous dog, as the case may be; and/or
 - iii Substitute its own requirements of the owner of said dog pursuant to this by-law.”
3. That Schedule B of By-law 2006-18 be amended to read: “The dog owner may appeal this Notice to Muzzle to the Council of the Township of Essa within *ten (10)* days of the date of this Notice by submitting a written request for a hearing, setting out the reasons for the appeal. Such a request must be addressed to the Clerk, Township of Essa, 5786 County Road 21, Utopia, Ontario L0M 1T0.”


11b

4. That this amending By-law shall come into force and have effect on the day it is finally passed.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME AND FINALLY PASSED on this the Sixth day of September 2006.



David Guergis, Mayor



Carol O. Trainor, Clerk