



**THE CORPORATION OF THE TOWNSHIP OF ST. CLAIR**

**BY-LAW NUMBER 40 of 2024**

**BEING** a By-Law to provide for the regulation, restriction, and prohibition of the control and keeping of Dogs within the Corporation of the Township of St. Clair as provided under the authority of the *Municipal Act*, 2001, S.O. 2001, C. 25, Section II (i) and Sections 103, 104, and 105, as amended.

**WHEREAS** Sections 8, 9, and 10 of the *Municipal Act*, 2001, as amended, authorize a municipality to pass By-Laws necessary or desirable for municipal purposes, and in particular paragraphs 5, 8, and 9 of subsection 10(2) authorize By-Laws respecting: the economic, social, and environmental well-being of the municipality; the protection of Persons and property; and Animals.

**AND WHEREAS** Section 103 of the *Municipal Act*, 2001, as amended, provides that where a municipality has passed a By-Law to regulate or prohibit with respect to the being at large or trespassing of Dogs, the municipality may provide for the seizure, Impounding, and sale of seized and Impounded Dogs.

**AND WHEREAS** Section 391 of the *Municipal Act*, 2001, as amended, provides that a municipality may pass By-Laws imposing fees or charges for services or activities provided or done by or on behalf of the municipality.

**AND WHEREAS** Section 425 of the *Municipal Act*, 2001, as amended, provides that a municipality may pass By-Laws providing that a Person who contravenes a By-Law of the municipality passed under the *Municipal Act*, 2001 is guilty of an offence.

**AND WHEREAS** the Council of the Township of St. Clair deems it appropriate to charge a fee to Owners of Dogs for the provision of the service of Animal control.

**AND WHEREAS** Section 446 of the *Municipal Act*, 2001, as amended, provides that where a municipality has the authority under the said Act to direct or require a Person to do a matter or thing, the municipality may also provide that, in default of it being done by the Person directed or required to do it, the matter or thing shall be done at the Person's expense.

**AND WHEREAS** the Council of the Township of St. Clair deems it appropriate to provide Animal control for the health and safety of the public.

**AND WHEREAS** Section 130, of the *Municipal Act*, S.O. 2001, S. 25, as amended, authorizes a municipality to regulate matters related to health, safety, and well-being of the inhabitants of the municipality.

**AND WHEREAS** the Corporation of the Township of St. Clair is empowered under the *Dog Owners' Liability Act* (D.O.L.A.) and related regulations, to regulate matters related to Dogs.

**NOW THEREFORE** pursuant to the pertinent sections of the *Municipal Act*, the Municipal Council of the Corporation of the Township of St. Clair enacts as follows:

**PART 1      DEFINITIONS:**

For the purposes of this By-Law:

- (a) "**Animal**" means any member of the Animal kingdom other than human.

- (b) **“Animal Control Officer”** means a Person or business that has entered into a contract with the Township of St. Clair to control dogs, and any employee of such a Person or business; and also any employee of the Township of St. Clair duly authorized as a By-law Enforcement Officer.
- (c) **“By-Law Enforcement Officer”** means a Person duly appointed by the Corporation of the Township of St. Clair for the purpose of enforcing or carrying out the provisions of Municipal By-Laws; and may also include a representative of the OPP.
- (d) **“Dangerous Animal”** means any kind of Dog that, in the absence of any mitigating factor, has attacked; bitten; or caused injury to a Person or domestic Animal or; has made a real and substantial threat of attack on a Person or a domestic Animal provided that the Dog shall not be deemed to be a dangerous Dog if the bite, attack, or threat of attack was sustained by a Person who, at the time, was committing a willful trespass or other tort upon premises occupied by the Owner or keeper of the Dog or was teasing, tormenting, abusing, or assaulting the Dog or has, in the past, been observed or reported to have teased, tormented, abused, or assaulted the Dog, or was committing or attempting to commit a crime.
- (e) **“Dog”** unless the context indicates otherwise, means a male or female Dog whether or not it is spayed or neutered.
- (f) **“Dog Kennel”** means any building, pen, or other structure, property or lot, but not including a building used for human habitation, in which 3 or more Dogs are kept, whether or not for breeding or boarding and in respect of which the Owner has or is eligible to have issued by the Clerk or By-Law Enforcement Officer of the Township of St. Clair, a valid kennel license pursuant to the current regulations, which may be amended from time to time.
- (g) **“Obstruct/Obstruction”** means to interfere with, hinder, or impede an Animal Control Officer or any other Officer in the performance of any duty authorized by this By-Law or provincial legislation.
- (h) **“Owner”** of an Animal includes a Person who possesses or harbours an Animal, and where the Owner is a minor, the Person responsible for the custody of the minor. “Owns” or “owned” have a corresponding meaning.
- (i) **“Person”** includes any partnership, any body corporate or politic, any agent or trustee and the heirs, executors, administrators, or other legal representatives of a Person to whom the context can apply according to law.
- (j) **“Pound”** means premises that are used for the detention, maintenance, or disposal of Dogs that have been Impounded pursuant to a By-Law of the municipality but does not include any premises, or part thereof, that are not used by any Person or body or Persons, including the Ontario Society for the Prevention of Cruelty to Animals or any society affiliated therewith for the detention, maintenance, or disposal of Dogs so Impounded.
- (k) **“Pound Keeper”** means the operator of the **Pound** and his or her designate or successor.
- (l) **“Residential Area”** means any area within the Township of St. Clair designated as a Residential Area under the provisions of the St. Clair Township Zoning By-Law as amended.
- (m) **“Redemption Period”** means the period of time within which the Owner of a Dog that has been Impounded has the right to redeem it, and such period shall be **three days** exclusive of the day the Animal was Impounded and exclusive of Saturday, Sunday, or Holidays.

- (n) **“Reptile or Wild Animal (Exotic)”** means any Animal or Reptile which is wild by nature, whether born in captivity or free, and which is kept for any purpose.
- (o) **“Right of Entry”** means the ability of an Enforcement Officer or Pound Keeper to enter a dwelling or property as per section 437 of the *Municipal Act*.
- (p) **“Running at Large”** a dog shall be deemed to be Running at Large when found in any place other than the premises of the Owner of the Animal and not under the control of any Person by a leash, unless in a Dog park designed for off leash use.

## **PART 2 PROHIBITION OF RUNNING AT LARGE OR TRESPASSING**

**WHEREAS** the Council has the right under the *Municipal Act*, as amended, to pass By-Laws for the control of Animals within the Municipality or in any defined area thereof:

**THEREFORE** the Council of the Corporation of the Township of St. Clair enacts that:

- 2.1 No Owner of a Dog shall permit his or her Animal to run at large or trespass within the Township of St. Clair at any time. Any Dog found Running at Large or trespassing may be seized and Impounded by a By-Law Enforcement Officer. An Owner can redeem his or her Animal after payment of the appropriate fines and the Pound fees as listed in **Schedule “B”**. If, after the expiration of the Redemption Period, an Animal has not been claimed, the Pound Keeper may find an alternative home or, if necessary, humanely euthanize and cremate the Animal.
- 2.2 In the event that a dog is Running at Large or trespassing and cannot be captured, and, in the opinion of the Animal Control Officer, it poses a threat to Persons or other Animals, it may be killed forthwith by the Animal Control Officer if it is deemed necessary and in the interests of public safety to kill such an Animal.
- 2.3 Every Owner of a Dog shall be responsible for the custody of their Dog and possible impacts under the *Dog Owners’ Liability Act (D.O.L.A.)*.
- 2.4 Every Owner of a Dog shall ensure that a registration tag from the Township of St. Clair is kept on the Dog at all times. A Dog registration tag can be purchased from the Municipal Office. Schedule “A” outlines fees for replacement Dog registration tags.
- 2.5 No Person shall permit unprovoked persistent noise making by any domestic pet or any other Animal kept or used for a purpose other than agriculture.
- 2.6 If a dog is captured and the Owner can be identified, the Animal Control Officer may contact the Owner and the Animal may be returned prior to the Animal being delivered to the Pound, upon payment of a redemption fee in the amount of \$75.00.
- 2.7 If a dog is captured after Running at Large, the Animal will not be released until the premises are deemed adequate for return to prevent reoccurrence.
- 2.8 When a dog is Impounded and the Owner is known, and it is alleged that the By-Law has been contravened with respect to Animals Running at Large or trespassing, and the payment of the applicable fines and Pound fees are not made voluntarily, the fine is recoverable under the *Provincial Offences Act*.

### **PART 3 CONTROL OF ANIMALS**

- 3.1 If it is deemed that a Dog is Running at Large at the time of an attack or bite to a Person or another domestic Dog /Animal, the said Dog **must** be kept in quarantine for a minimum of three (3) days (at the discretion of the Officer) at a Pound or Animal shelter designated by the Township of St. Clair and **not** on or in the premises of the Dog Owner, and all expenses will be at the Dog Owners' expense.

If both the victim (or owner of the victim should the victim be a dog), and the Bylaw Enforcement Officer are satisfied that a quarantine within the offending Dog Owner's house is adequate, then the dog may quarantine within the Owner's home, at the discretion of the Township Clerk.

- 3.2 Lambton Public Health shall be notified of a situation as per section 3.1. Lambton Public Health's direction on quarantine shall be followed as per the above clause 3.1.
- 3.3 No Person shall allow an Animal to remain outdoors during extreme weather, except for brief walks or brief periods of exercise, unless the Animal has access to an Animal enclosure that will adequately protect the Animal from the elements.
- 3.4 Keeping of Dangerous Dogs:
- i. Every Owner of a dangerous Dog shall:
    - a) Register such Dog with the Municipality as a dangerous Dog in accordance with the requirements of this By-Law;
    - b) Ensure that such Dog is spayed or neutered;
    - c) Ensure that such Dog has an up-to-date rabies shot;
    - d) Display a sign at each entrance to the property and building in which the Dog is kept, warning that there is a dangerous Dog on the property. This sign shall be visible and legible from the nearest road or thoroughfare.
  - ii. When a dangerous Dog is off its Owner's property, the Owner shall:
    - a) Ensure the Dog is muzzled in a humane manner at all times;
    - b) Ensure the Dog is on a leash not longer than one metre; and
    - c) Ensure the Dog is under the control of a Person over the age of eighteen.
  - iii. When a dangerous Dog is on its Owner's property, the Owner shall:
    - a) Ensure the Dog is securely confined in a locked area that meets the following standards:
      - 1. The pen shall be suitable to prevent the escape of the dangerous Dog and capable of preventing the entry of any Person not in control of the Dog.
      - 2. The pen must have minimum dimensions of two metres by four metres, and must have secure sides.
      - 3. If the pen has no bottom secured to the sides, the sides must be embedded into the ground no less than thirty centimeters deep.
      - 4. The pen shall also provide protection from the elements for the Dog.
      - 5. The pen shall not be within three metres of the property line or within three metres of a neighbouring dwelling unit.

It is the right of the Township to determine a dog to be dangerous. It shall be the right of the Township of St. Clair to require the Owner of a dangerous Dog to provide and maintain a policy of liability insurance in the amount of at least one million dollars, covering the twelve-month period during which licensing is sought, for injuries caused by the Owner's dangerous Dog. This policy shall name the Municipality as a

co-insured for the sole purpose of the Municipality being notified by the insurance company of any cancellation, termination, or expiration of the policy.

- iv. If the Municipality has, in its sole discretion, determined that a Dog is a dangerous Dog for the purposes of this By-Law, the Municipality may Impound the said Dog at the Owner's expense for a maximum of 10 days or the Municipality may order the Owner of the said Dog to Impound the Dog on the Owner's property until such time that the Owner of the said Dog has complied with all of the requirements contained in this By-Law for the keeping of a dangerous Dog. Should the Owner fail to comply with all of the requirements contained in this By-Law for the keeping of a dangerous Dog within the said 10-day period, the Municipality may humanely destroy the Impounded dangerous Dog.
- v. In the event the Owner fails to comply with the provisions of section 3.4, the Dog shall be seized in accordance with section 13 of the D.O.L.A., as amended.

3.5 Within the Township of St. Clair, no Owner of a dog shall fail to keep his or her Animal leashed when not on the Owner's property.

3.6 All Owners of Animals shall remove excrement left by their Animal in any place within the Municipality, even if it is on the premises of the Owner of the Animal.

3.7 No Person shall keep upon or in any lands or premises within the Township of St. Clair more than two (2) Dogs per household, unless a kennel license has been obtained. However, any young born upon or in such lands or premises may be kept there for a period not exceeding twelve (12) weeks after birth.

3.8 No Person shall keep upon or in any lands or premises within the Township of St. Clair, in any Residential Area, any farm Animals or livestock (i.e., chickens or goats), unless permitted by the Township of St. Clair Zoning By-Law, as amended from time to time. Farm Animals/livestock are not considered domestic Animals.

3.9 Subject to the Township of St. Clair Exotic Animal By-Law, no Person shall keep any Wild Animal or Exotic pet upon or in any lands or premises within the Township of St. Clair, unless explicit permission for a business related to Exotic pet or Animals is provided by St. Clair Township Council.

3.10 Responsibilities of Dog Owners and the Public:

- i. No Owner shall permit his or her Dog:
  - a) To bite, attack, threaten, harass, chase, kill, or injure any Person including, but not limited to, when such Person is on a bicycle, walking, or running;
  - b) To fight with any domestic Animal or domestic bird; and
  - c) To damage public or private property.
- ii. No Person shall Obstruct or interfere with, hinder, or impede an Animal Control Officer in the performance of any duty authorized by this By-Law or provincial legislation.
- iii. No Person shall:
  - a) Tease, torment, annoy, or abuse any Dog; and
  - b) Untie, loosen, or otherwise free any Dog which is not in distress unless such Person has the authorization of the Owner or the lawful authority to do so and the Dog is registered.

3.10 Abandonment or Disposal of Animals and/or Litters of Animals:

3.10.1 No Person shall abandon or dispose of a live Animal and/or litters of live Animals on any private or other property, including public property, within the Municipality, without the written permission of the property Owner.

3.10.2 Reporting the Abandonment or Disposal of Animals and/or Litters of Animals:

a) Any prohibited abandonment or disposal of live Animals and/or litters of Animals must be reported to the Pound Keeper during regular business hours. Information to be reported to the Pound Keeper includes, at a minimum, the following:

i) Date and time of the abandonment or disposal.

ii) The license plate number of the vehicle responsible for abandoning or disposing of the live Animal(s) and/or litters of Animals.

iii) A description of the vehicle responsible for abandoning or disposing of the live Animal(s) and/or litters of Animals which may include information on the make, model, or colour of the vehicle.

3.11 Animals in Vehicles:

3.11.1 The Owner of an Animal shall not leave an Animal unattended in a motor vehicle if the weather conditions are not reasonably suitable for containment of an Animal.

3.11.2 An Officer who has reasonable grounds to believe that an Animal left unattended in a motor vehicle is in imminent physical danger may take steps to remove the Animal from the vehicle. In the event the Animal requires veterinary care as determined by the Officer, in his sole discretion, the Officer may deliver the Animal to a veterinarian for such care. The Owner of the Animal shall be responsible for all costs of the associated veterinary care.

#### **PART 4 DOG KENNELS, RUNS, ETC.**

4.1 Where any Person establishes a Dog Kennel, structure, enclosure, pen, or run in which a Dog, Dogs, or other Animals are kept, such kennel, structure, enclosure, pen, or run shall be kept in a clean and sanitary condition and free of refuse of any kind at all times so as to prevent odours, and shall be kept free of flies or vermin at all times.

4.2 No Dog Kennel may be established or maintained in an area zoned Residential in the Municipal Zoning By-Law, as amended from time to time.

4.3 No Dog Kennel shall be constructed or located within two hundred (200) metres of any building used for human habitation on an adjacent lot.

#### **PART 5 POUND KEEPING**

5.1 The Township shall provide and maintain or cause to be provided and maintained an Animal Pound or Pounds in which stray Animals may be Impounded, and in which an Animal found Running at Large or trespassing contrary to the provisions of this By-Law may be Impounded for the duration of the Redemption Period until claimed by its Owner or disposed of by the keeper of the Pound.

**PART 6 PENALTY SECTION (Schedule "C")**

- 6.1 Any Person who breaches a section of this By-Law is guilty of an offence and subject to a penalty as provided under the *Provincial Offences Act*.
- 6.2 If any section or portion of the By-Law or of Schedules "A", "B", and "C" are found by a court of competent jurisdiction to be invalid, it is the intent of the Council of the Corporation of the Township of St. Clair that all remaining sections and portions of the By-Law and of Schedules "A", "B", and "C" continue in force and effect.
- 6.3 Any Person who does not pay for their Dog tag(s) by March 15<sup>th</sup> of each year, the amount of the Dog License fee as per Schedule "C" will be added to the property Owner's September taxes and collected in the same manner as municipal taxes.

**PART 7 ENACTMENT**

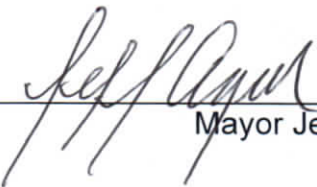
- 7.1 This By-Law shall come into force and effect on the date of passing.

**PART 8 SHORT TITLE**

- 8.1 That the By-Law be known by the short title Responsible Dog Ownership By-Law and Animal Control By-Law.

READ a first and second time this 12<sup>th</sup> day of August, 2024.

READ a third time and finally passed this 12<sup>th</sup> day of August, 2024.

  
\_\_\_\_\_  
Mayor Jeff Agar

  
\_\_\_\_\_  
Clerk Jeff Baranek



**The Corporation of the Township of St. Clair**

**SCHEDULE "A"**

**TO BY-LAW 40 of 2024: Animal Control By-Law**

Every Owner of a Dog shall pay to the Corporation of the Township of St. Clair a set fee for replacement Dog registration tags as follows:

Replacement Dog Registration Tag \$10.00/tag

a) Kennel License \$200.00

(this fee and the fees for dog tags may differ from the current Fees By-law for the Township of St. Clair. In that event, the most recently adopted fee takes precedent)



The Corporation of the Township of St. Clair

SCHEDULE "B"

TO BY-LAW 40 of 2024: Animal Control By-Law

**ADDITIONAL FEES**

In addition to any fines that are imposed as per Schedule "C", the additional fees as described herein shall be payable as follows:

**A. REDEMPTION FEES**

If a dog is taken to the Sarnia Humane Society, the Owner shall pay the following before the Animal can be retrieved by the Owner:

- The current fee charged by the Sarnia Humane Society.
  - An administration fee of \$25, payable to the Township of St. Clair.

For repeat offenders or at the discretion of the Animal Control Officer:

Before the dog can be retrieved, the Owner will complete Form 1. Fees incurred by the Township of St. Clair from the Animal Control Officer/By-Law Enforcement Officer, or designate, to transport the Animal, including but not limited to, an hourly rate and mileage charges.

**B. COST RECOVERY FEES**

**County of Lambton By-Law Enforcement Officer Involvement.**

Where the County of Lambton By-Law Enforcement Officer's involvement has been deemed necessary, the property Owner will pay all associated costs for inspections, file record work, order issuance, phone calls, etc.:

**\$/hour plus mileage (charged at the current County of Lambton approved rate).**

**Appeal Order.**

Where the order is not entirely quashed on appeal, for each order issued pursuant to this Chapter in respect of any property:

**\$200 to \$300 (Actual Cost reimbursement).**

**Attend a Hearing of the Superior Court of Justice.**

Where the order is not quashed on appeal, for each By-Law Enforcement Officer who attends a hearing before the Superior Court of Justice:

**Actual Costs reimbursement.**

**Inspections where Owner fails to comply with an Order.**

An Owner who failed to comply with a confirmed Order shall pay the fee for each inspection to determine if contraventions of this By-Law observed on an initial inspection have been corrected where the contraventions have not been remedied by the time provided for it in the said Order:

**Actual Costs reimbursement.**

**Orders have been registered and require discharge.**

Where a property standards Order has been registered, an Owner or occupant may apply for an inspection of the property in respect of the Order and shall pay a fee at the time of application. This fee includes the registration of a discharge where compliance with the Order is found:

**Actual Costs reimbursement.**

**Conviction registered for a breach of any Order.**

Where there has been a conviction registered for a breach of any Order, for each By-Law Enforcement Officer who attended a hearing in the Ontario Court of Justice:

**\$500.**

**Township Administration Fee for Non-Compliant Pet Owners.**

An administration fee of 15% will be added to all invoices to pet Owners receiving invoices because of non-compliant properties:

**15% of total invoice applied to the property.**

**Certificate of Compliance.**

Where, after inspecting a property, an officer may, or on the request of the Owner, issue the Owner a Certificate of Compliance:

**\$50.**

**The Corporation of the Township of St. Clair**

**SCHEDULE "C" to By-Law 40 of 2024: Responsible Pet Ownership By-Law  
(Animal Control)**

**Part 1 Provincial Offences Act**

<b>ITEM</b>	<b>COLUMN 1 Short Form Wording</b>	<b>COLUMN 2 Provision Creating or Defining Offence</b>	<b>COLUMN 3 Set Fine</b>
1.	Permit Dog to run at large or trespass	s. 2.1	\$100.00
2.	Fail to attach Registration Tag to Dog	s. 2.4	\$100.00
3.	Permit unprovoked persistent noise by a domestic pet	s. 2.5	\$100.00
4.	Fail to have Dangerous Dog spayed or neutered	s.3.4 (i) (b)	\$400.00
5.	Fail to ensure up-to-date rabies shot for Dangerous Dog	s.3.4 (i) (c)	\$400.00
6.	Fail to display Dangerous Dog sign on property	s.3.4 (i) (d)	\$400.00
7.	Fail to muzzle Dangerous Dog	s.3.4 (ii) (a)	\$400.00
8.	Fail to leash Dangerous Dog	s.3.4 (ii) (b)	\$400.00
9.	Fail to keep Dangerous Dog under Control of an adult	s.3.4(ii) (c)	\$400.00
10.	Fail to securely confine Dangerous Dog	s.3.4 (iii) (a)	\$400.00
12.	Owner failed to remove excrement	s. 3.6	\$100.00
13.	Keep more than 2 Dogs per household	s. 3.7	\$100.00
14.	Keeping of Exotic pet(s)	s. 3.9	\$400.00
15.	Permit Dog to threaten, bite, attack any Person	s.3.10(i) (a)	\$400.00
16.	Permit Dog to fight any domestic Animal	s.3.10(i) (b)	\$400.00
17.	Permit Dog to damage public/private property	s.3.10(i) (c)	\$400.00
18.	Obstruct, interfere, hinder, impede Animal Control Officer	s.3.10(ii)	\$400.00
19.	Tease, torment, annoy, or abuse Dog	s.3.10(iii) (a)	\$400.00

The penalty provision for the offence indicated above is Part 6, Section 6.1 of By-Law 40 of 2024, a certified copy of which has been filed.

ONTARIO COURT OF JUSTICE  
PROVINCIAL OFFENCES ACT  
PART 1

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. 40 of 2024, of the Township of St. Clair, attached hereto are the set fines for those offences. This Order is to take effect

\_\_\_\_\_.

Dated at \_\_\_\_\_, Ontario, this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_

Regional Senior Justice  
West Region

**FORM 1****Information Required for Release of Animal from Sarnia District Humane Society (SDHS)****Animal Owner Information**

Name: \_\_\_\_\_

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

Mailing Address (if different than Home Address):  
\_\_\_\_\_

E-mail: \_\_\_\_\_

Phone: \_\_\_\_\_

**Animal Information**

Animal Name and Type: \_\_\_\_\_

Animal Name: \_\_\_\_\_

Animal Registration Tag Number from Township of St. Clair: \_\_\_\_\_

*If not applicable, you are required to register your Animal (applies to Dogs only). Please contact the Municipal Office at 519-867-2021 to register your Dog.***Fees Associated with Animal Control Services**

The Sarnia District Humane Society (SDHS) will consult with the Township of St. Clair By-Law Enforcement Officer on the fees applicable at the time of release of the Animal.

Animal Owners are responsible to pay all fees associated with the capture of their Animal, Pounds keeping, any medical care required, and any follow up investigation required at cost as per the Township of St. Clair's Animal Control By-Law 40 of 2024. The below information is a general accounting of fees due at this time. By signing this form prior to the release of your Animal, you are consenting to complete payment of all additional costs associated with this Animal capture and any related investigation.

**Applicable Fees**

Fee Type	Details	Applicable Y/N	Total
Administration Fees	\$25.00	Y - always	\$25.00
County of Lambton By-Law Enforcement Services	\$60/hour plus mileage		
Future Inspection Fee	Charge at 1 hour for By-Law Officer plus mileage		\$60 plus mileage
SDHS Fees	\$90/Dog Plus other medical fees		
Other			
<b>TOTAL</b>			<b>\$</b>

**Next Steps Required**

Step	Applicable (Y/N)
Inspection at property housing Animal	
Obtain Dog registration tag (free) from the St. Clair Township Office	
Other (as specified by By-Law Enforcement Officer)	

**Waiver and Agreement to Pay Future Fees**

I, \_\_\_\_\_, Owner of the Animal identified on this form, and residing at the address, \_\_\_\_\_, hereby agree to pay all costs associated with this capture, housing, and related investigation by the Township of St. Clair related to this incident. I understand if fees are not paid, they will be added to my property taxes (if property Owner in Township of St. Clair). I have reviewed the attached schedule of applicable fees.

Further, if next steps are identified as required on this Form, or subsequently identified as required by the By-Law Enforcement Officer, I will support these next steps and not Obstruct the work of the By-Law Enforcement Officer.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

\_\_\_\_\_  
Witness

**FORM 1 Attachment  
SCHEDULE "B"  
TO BY-LAW 40 of 2024: Animal Control By-Law**

**ADDITIONAL FEES**

In addition to any fines that are imposed as per Schedule "C", the additional fees as described herein shall be payable, as follows:

**C. REDEMPTION FEES**

**If the Animal is taken to the Sarnia Humane Society, the Owner shall pay the following, before the Animal can be retrieved by the Owner:**

- The current fee charged by the Sarnia Humane Society.
  - An administration fee of \$25, payable to the Township of St. Clair, and any other pertinent fees according to this By-law or the SDHS.

**For repeat offenders, or at the discretion of the Animal Control Officer:**

**Before the Animal can be retrieved, the Owner will complete Form 1. Fees incurred by the Township of St. Clair from the Animal Control Officer/By-Law Enforcement Officer, or designate, to transport the Animal, including but not limited to, the hourly rate and mileage charges.**

**D. COST RECOVERY FEES**

**County of Lambton By-Law Enforcement Officer Involvement.**

Where the County of Lambton By-Law Enforcement Officer's involvement has been deemed necessary, the property Owner will pay all associated costs for inspections, file record work, Order issuance, phone calls, etc.:  
**\$60/hour plus mileage (charged at the County of Lambton approved rate).**

**Appeal Order.**

Where the Order is not entirely quashed on appeal, for each Order issued pursuant to this Chapter in respect of any property:  
**\$200 to \$300 (Actual Cost reimbursement).**

**Attend hearing of the Superior Court of Justice.**

Where the Order is not quashed on appeal, for each By-Law Enforcement Officer who attends a hearing before the Superior Court of Justice:  
**Actual Costs reimbursement.**

**Inspections where Owner fails to comply with an Order.**

An Owner who failed to comply with a confirmed Order shall pay the fee for each inspection to determine if contraventions of this By-Law observed on an initial inspection have been corrected where the contraventions have not been remedied by the time provided for in the said Order:  
**Actual Costs reimbursement.**

**Order has been registered and require discharge.**

Where a property standards Order has been registered, an Owner or occupant may apply for an inspection of the property in respect of the Order and shall pay a fee at the time of application. This fee includes the registration of a discharge where compliance with the Order is found:  
**Actual Costs reimbursement.**

**Conviction registered for a breach of any order.**

Where there has been a conviction registered for a breach of any Order, for each By-Law Enforcement Officer who attended a hearing in the Ontario Court of Justice:  
**\$500.**

**Township Administration Fee for Non-Compliant Pet Owners.**

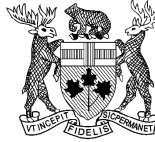
An administration fee of 15% will be added to all invoices to pet Owners receiving invoices because of non-compliant properties:  
**15% of total invoice applied to property.**

**Certificate of Compliance.**

Where after inspecting a property, an officer may, or on the request of the Owner, issue the Owner a Certificate of Compliance:  
**\$50.**

OFFICE OF THE REGIONAL SENIOR JUSTICE  
ONTARIO COURT OF JUSTICE  
WEST REGION

80 DUNDAS STREET, 10<sup>th</sup> FLOOR, UNIT L  
LONDON, ONTARIO N6A 6A8



CABINET DU JUGE PRINCIPAL RÉGIONAL  
COUR DE JUSTICE DE L'ONTARIO  
RÉGION DE L'OUEST

80, RUE DUNDAS, 10<sup>e</sup> ÉTAGE, UNITÉ L  
LONDON (ONTARIO) N6A 6A8

TELEPHONE/TÉLÉPHONE (519) 660-2292  
FAX/TÉLÉCOPIEUR (519) 660-3138

October 21, 2024

Jeff Baranek  
Township of St. Clair

Greetings,

**Re: Set Fines - Provincial Offences Act – Part 1 By-law 40 of 2024,  
Responsible Pet Ownership By-Law**

Enclosed herewith is the Part 1 original Order and original schedule of set fines for the above referenced Bylaw, the Bylaw indicated in the schedules.

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 Court in Sarnia, together with a certified copy of the Bylaw.

Yours truly,

A handwritten signature in cursive script that reads 'Ted Graham'.

M. Edward Graham  
Regional Senior Justice  
Ontario Court of Justice  
Encl.

/tz



**ONTARIO COURT OF JUSTICE**

**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 **By-law 40 of 2024 of the Township of St Clair** attached hereto are the set fines for those offences. This Order is to take effect October 21, 2024.

Dated at London this 21<sup>st</sup> day of October 2024.

A handwritten signature in black ink that reads "Ted Graham". The signature is written in a cursive, flowing style.

M. Edward Graham  
Regional Senior Justice  
Ontario Court of Justice

**The Corporation of the Township of St. Clair**

**SCHEDULE “C” to By-Law 40 of 2024: Responsible Pet Ownership By-Law  
(Animal Control)**

**Part 1 *Provincial Offences Act***

<b>ITEM</b>	<b>COLUMN 1 Short Form Wording</b>	<b>COLUMN 2 Provision Creating or Defining Offence</b>	<b>COLUMN 3 Set Fine</b>
1.	Permit Dog to run at large or trespass	s. 2.1	\$100.00
2.	Fail to attach Registration Tag to Dog	s. 2.4	\$100.00
3.	Permit unprovoked persistent noise by a domestic pet	s. 2.5	\$100.00
4.	Fail to have Dangerous Dog spayed or neutered	s.3.4 (i) (b)	\$400.00
5.	Fail to ensure up-to-date rabies shot for Dangerous Dog	s.3.4 (i) (c)	\$400.00
6.	Fail to display Dangerous Dog sign on property	s.3.4 (i) (d)	\$400.00
7.	Fail to muzzle Dangerous Dog	s.3.4 (ii) (a)	\$400.00
8.	Fail to leash Dangerous Dog	s.3.4 (ii) (b)	\$400.00
9.	Fail to keep Dangerous Dog under Control of an adult	s.3.4(ii) (c)	\$400.00
10.	Fail to securely confine Dangerous Dog	s.3.4 (iii) (a)	\$400.00
12.	Owner failed to remove excrement	s. 3.6	\$100.00
13.	Keep more than 2 Dogs per household	s. 3.7	\$100.00
14.	Keeping of Exotic pet(s)	s. 3.9	\$400.00
15.	Permit Dog to threaten, bite, attack any Person	s.3.10(i) (a)	\$400.00

16.	Permit Dog to fight any domestic Animal	s.3.10(i) (b)	\$400.00
17.	Permit Dog to damage public/private property	s.3.10(i) (c)	\$400.00
18.	Obstruct, interfere, hinder, impede Animal Control Officer	s.3.10(ii)	\$400.00
19.	Tease, torment, annoy, or abuse Dog	s.3.10(iii) (a)	\$400.00

The penalty provision for the offence indicated above is Part 6, Section 6.1 of By-Law 40 of 2024, a certified copy of which has been filed.