

THE CORPORATION OF THE TOWNSHIP OF MULMUR

BY-LAW NO. 20 – 18

A by-law to prohibit the keeping of certain types of animals within the Township of Mulmur

(Exotic Animal By-law)

WHEREAS Section 8 through 11 of the *Municipal Act*, S.O. 2001, c. 25, as amended, confers broad authority on a Township to govern its affairs as it considers appropriate and to pass by-laws to regulate or prohibit matters within its jurisdiction;

AND WHEREAS the Municipal Act, R.S.O. 2001, Section 128, provides that by-laws may be passed by Councils of local municipalities to prohibit and regulate with respect to public nuisances, including matters that, in the opinion of Council, are or could become or cause a public nuisance;

AND WHEREAS the Council of the Township of Mulmur deems it desirable to pass such a by-law to prohibit the breeding and keeping of certain animals within the Township;

NOW THEREFORE the Council of the Corporation of the Township of Mulmur enacts the following:

1. That By-law No.6-05 is hereby rescinded upon the coming into force and effect of this By-law.
2. No person shall keep any animal of a kind listed in Schedule “A” attached to this by-law in any part of the Township of Mulmur
3. Section 1. does not apply to the following:
 - a) A veterinary hospital under the care of a licensed veterinarian;
 - b) A public pound;
 - c) A Humane Society for a facility assigned by a branch of the Ontario Society for Prevention of Cruelty to Animals (OSPCA)
 - d) On any premises registered as a research facility under Section 5 of the Animals for Research Act R.S.O. 1980, Chapter 22;
 - e) By anyone holding a license or temporary or permanent loan agreement issued under appropriate Provincial or Federal Wildlife Legislation which permits the keeping of animals under stated conditions;
 - f) By any Federal, Provincial, Municipal or Canine Enforcement office;
 - g) For special events or other circumstance in which Council has granted an exemption.
4. Every person who contravenes any provision of this by-law is guilty of an offence.
5. Any prohibited or dangerous animal found running at large within the Township may be impounded or destroyed if deemed necessary to ensure the safety of the public. Any owner of animals impounded or destroyed pursuant to the By-law shall be liable to pay all costs of impounding or destroying the animal, its care and upkeep and all other costs related thereto.

6. Every person convicted of an offence under any provisions of this by-law shall be liable to a penalty as set out in Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P. 33, as amended from time to time, or any successor thereof.
7. That the attached Schedule A titled "Prohibited Animals shall constitute part of this by-law. Schedules may be updated as needed by a motion of Council of the Township of Mulmur.

This By-law comes into force on the date of final reading and passage.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED on this 6 day of June, 2018.

Paul Mills

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MAYOR.

Terry Horner

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CLERK.

THE CORPORATION OF THE TOWNSHIP OF MULMUR

By-law No. 20-18

SCHEDULE A: PROHIBITED ANIMALS

ARTIODACTYLA UNGULATES (even toed hoofed animals such as wild boars, peccaries, warthogs, camels, giraffes, hippopotamus, antelope and yak) excluding domestic potbellied/mini pigs

CANIDS (such as coyotes and wolves) except domestic dogs

CHIROPTERA (bats such as fruit bats, myotis and flying foxes)

CROCODILIANS (including crocodiles, alligators, komodo dragons, and lizards not considered as domestic animals)

EDENTATES (such as anteaters, sloths and armadillos)

FELIDAE (such as tigers, cougars, bobcats, lions, lynx, panthers, leopards etc.) except domestic cats

HYAENIDAE (such as hyenas)

LAGOMORPHA (such as hares, pikas) except rabbits

MARSUPIALS (such as kangaroos and opossums)

MUSTELIDAE (such as skunks, badgers, weasels and otters) except domestic ferrets

NON-HUMAN PRIMATES (such as chimpanzees, gorillas, monkeys and lemurs)

PERISSODACTYLA UNGULATES (odd toed hoofed animals such as zebra and rhinoceros)

PINNIPEDS (such as seals, fur seals, walruses)

PROBOSCIDAE (elephants)

PROCYONIDAE (such as raccoons, coatimundi and cacomistles)

RAPTORS (such as eagles, hawks and owls)

RODENTIA (such as porcupines and prairies dogs) except rodents which do not exceed 1,500 grams and are derived from self-sustaining captive populations

SERPENTES (all constrictor snakes such as boa constrictors, pythons and anacondas)

URSIDAE (bears)

VIVERRIDAE (such as mongooses, civets and genets)

OTHER

All venomous and poisonous animals, arachnids and reptiles.

Any other animal (exotic, indigenous, domestic) which may pose a threat and/or danger to the public.