

# THE CORPORATION OF THE TOWNSHIP OF KING

## BY-LAW NUMBER 2012-175

### A BY-LAW TO LICENCE KENNELS AND DOGGIE DAYCARES

**WHEREAS** Section 151(1) of the *Municipal Act, 2001 S.O. 2001, c.25*, as amended, authorizes Council of a local municipality to pass by-laws for licensing, regulating and governing any business carried on within the municipality; and

**WHEREAS** Section 10(2) 9 of the *Municipal Act, 2001 S.O. 2001, c.25*, as amended, permits Council of a local municipality to enact by-laws respecting animals; and

**WHEREAS** Section 10(2) 11 of the *Municipal Act, 2001 S.O.2001, c.25*, as amended, permits Council of a local municipality to enact by-laws respecting business licensing; and

**WHEREAS** Section 11(2) 8 of the *Municipal Act, 2001 S.O. 2001,c.25*, as amended, authorizes Council of a local municipality to enact by-laws respecting the protection of persons and property, including consumer protection; and

**WHEREAS** Section 9 of the *Municipal Act, 2001, S.O. 2001, c. 25*, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act; and

**WHEREAS** Section 8 of the *Municipal Act, 2001, S.O. 2001, c.25*, as amended, provides that the powers of a municipality as granted by the Act or any other Act shall be interpreted broadly so as to (a) enable the municipality to govern its affairs as it considers appropriate and, (b) enhance the municipalities ability to respond to municipal issues; and

**WHEREAS** Sections 425 (1) of *the Municipal Act, 2001, S.O.2001, c.25*, as amended, authorizes a municipality to pass by-laws providing that a person who contravenes a by-law passed under this act is guilty of an offence; and

**WHEREAS** Sections 436 (1) of the *Municipal Act, 2001, S.O.2001, c.25*, as amended, authorizes a municipality to pass by-laws to authorize the right to enter land under certain circumstances; and

**WHEREAS** Council deems it desirable to licence, regulate, and govern the business of kennels and doggie day cares in the order to ensure consumers are protected; and

**NOW THEREFORE** the Council of the Corporation of the Township of King enacts as follows:

**THAT** this By-law shall be composed of ten (10) parts containing various sections, namely:

Part 1	Definitions
Part 2	Application of the By-law
Part 3	Prohibitions
Part 4	Licensing Requirements
Part 5	Regulations for Licensees
Part 6	Kennel Regulations
Part 7	Kennel & Doggie Day Care Personnel Responsibilities
Part 8	Doggie Day Care Regulations
Part 9	Enforcement
Part 10	Repeal

## PART 1-DEFINITIONS

1. For the purpose of this By-law, the terms:
  - a. "Animal" means a dog or any other pet that is generally understood to be domesticated and is typically kept indoors and includes a puppy.
  - b. "Animal Control Officer" means a person appointed as such from time to time by the Township to enforce Township by-laws respecting animals.
  - c. "Boarding" means the taking of custody of an animal for the keeping, accommodation, care, training, feeding, grooming, and may include for a fee, reward, or compensation at a property other than the animal(s) place of residence.
  - d. "Business" means any business wholly or partly carried on within the Township even if the business is being carried on from a location outside the municipality and includes,
    - i. operation of any type of kennel, doggie day care.
  - e. "Clerk" means the Clerk as appointed, on behalf of the Township of King and includes his or her designate.
  - f. "Council" means the Council of the Corporation of the Township of King.
  - g. "Dog" means a canine of any breed of domesticated dog, or cross breed domesticated dog.
  - h. "Doggie Day Care" means a residential facility where dog(s) are boarded during which, the dog(s) are socialized with other dog(s) in an open (meaning without barriers), controlled and secure setting and typically the dog(s) are not kept in individual kennels and runs. The dogs boarded in a doggie day care are typically boarded for short periods of time and during the majority of the dog's stay the dogs are socializing and playing with other dog(s), but does not include,
    - i. a kennel as defined herein, or
    - ii. a location where four (4) or less dog(s) are kept and the dogs are licensed and owned by the person residing at that property.
  - i. "Dwelling Unit" means a room or group of rooms in a building used or designed or intended to be used by one (1) or more persons as a single, independent and separate housekeeping unit and is permitted and legal in accordance with the Township Zoning By-law.
  - j. "Educational Institute" means:
    - i. a post-secondary institute, such as a college or university, recognized by the Province of Ontario;
    - ii. a pre-school, elementary, middle or secondary school operated by the York Region Catholic or Public School Board; or
    - iii. a private school recognized by the Province of Ontario.
  - k. "Enclosure" includes areas where animal(s) are contained and may include an inside or outside area.
  - l. "kennel" means a structure, shelter, building or collection of buildings, a run, or other small structures, separate from and not including the residential dwelling, in which animal(s) are kept and includes those parts of a property referenced, in which dog(s) are housed, maintained, bred, boarded, trained, and groomed but **does not** include a,

- i. a doggie day care as defined herein, or
  - ii. a location where four (4) or less dog(s) are kept and the dogs are licensed and owned by the person residing at that property.
- m. "Licence" means the certificate issued under this by-law as proof of licensing under this by-law, and
  - i. when the term 'licence' is used in reference to a dog licence it shall mean a dog tag and animal registration.
- n. "Licensed" means licensed under this by-law.
- o. "Licensed Premises" means the premises referred to in a licence under this by-law.
- p. "Licensee" means the person licensed under this by-law or the person required to be licensed under this by-law.
- q. "Manager" means the Manager of By-law Enforcement as appointed on behalf of the Township and includes his or her designate.
- r. "Medical Officer of Health" means the Medical Officer of Health on behalf of the Regional Municipality of York.
- s. "Nuisance" means any activity or action which disturbs or is likely to disturb any individual.
- t. "Officer" means the By-law Enforcement Officer authorized by the Council of the Township for the purposes of enforcement of Township by-laws and shall also include his or her designate and may include: Animal Control Officers, including the Supervisor of Animal Control, Ontario SPCA Officers, Officers of the York Regional Police Services and the Medical Health Officer.
- u. "Owner" includes a person who alone or with others owns or has rights to possess or occupy premises where a business is located, and includes,
  - i. 'owner' meaning, a person who keeps, harbours or who has custody of an animal, and, in the case of a minor, "owner" means the person responsible for the custody of the minor.
- v. "Operator" includes a proprietor, or any other person who alone or with others, operates manages, supervises, runs or controls a business, and "operate", "operation" and other words of like import or intent shall be given a corresponding meaning.
- w. "Person" means an individual, firm, corporation, association or partnership.
- x. "Property means and includes 'lot', 'property', 'land' and includes a parcel or tract of land capable of being conveyed as a separate parcel pursuant to the provisions of the Planning Act, or is described in accordance with a registered Plan of Condominium.
- y. "Township" means the Corporation of the Township of King.
- z. "Veterinarian" means a person registered to practice veterinary science under the *Veterinarians Act, R.S.O. 1990,c.V.3*.
- aa. "Zone" means a zone as designated in the Township Zoning By-law, as amended, pursuant to the *Planning Act*.

## PART 2 - APPLICATION OF BY-LAW

### Title

2. This By-law may be referred to as “A By-law to Licence Kennels and Doggie Day Cares”.

### Administration

3. This By-law will be administered by the Clerk.
4. This By-law will be enforced by the Manager and Officers.

### Interpretation

5. For the purposes of this by-law:

#### Word Usage

- a. words in singular shall be deemed to include plural and words in plural shall be deemed to include singular and shall read with all changes in gender or number as the context may require; and

#### Metric and Imperial

- b. requirements in this by-law are set out in metric measurements and any imperial measurements are provided for convenience purposes only; and the abbreviations used stand as follows:  
“mm” millimeters; “m” metres; “in.” inches; and “ft.” feet; and

#### Reference to Legislation

- c. reference to any Act, Regulation or By-law is reference to that Act, Regulation or By-law as it is amended, or re-enacted from time to time

### Application

6. This by-law applies to all Doggie Day Cares and Kennels being operated and located in the Township.

### Exemptions

7. No licence shall be required for,
  - a. an animal shelter operated by or on behalf of the Township, or a public authority;
  - b. a publicly funded educational institute;
  - c. an animal shelter operated by a branch or affiliate of the Ontario Society for the Prevention of Cruelty to Animals;
  - d. a veterinary hospital, clinic, office or veterinary service lawfully operated and supervised by a veterinarian licensed to practice in Ontario;
  - e. a facility in which animals are placed for care pursuant to the *Pounds Act*;
  - f. a facility registered as a research facility in accordance with the *Animals Research Act*.

- g. a location or premises in the Township where the dog(s) at that location are individually licensed with a dog tag and owned by a person residing at the property, only where the number of dogs kept is not more than four (4)

### **Grandfathering**

- 8. Notwithstanding Parts 3, 4 and 5 of this by-law, any kennel that was in lawful existence prior to the effective date of this by-law shall be deemed to comply with this by-law and may be maintained or repaired to the same location, height and dimensions as previously existed.
  - a. Notwithstanding section 8 above, and Parts 3, 4, and 5 where an existing kennel premises is replaced or substantially altered, the replacement and or, alteration shall be constructed in accordance with this by-law and applicable legislation.

### **Conflict**

- 9. Where there is a conflict between a provision of this by-law and a provision of any other Township by-law, the provision that establishes the highest standards to protect the health, and safety of the public shall apply. In the case of a conflict with the zoning by-law, this by-law shall prevail.

### **Severability**

- 10. Should any provision of this by-law be declared by a court of competent jurisdiction to be invalid, it shall not affect the validity of this by-law as a whole or any other part thereof, other than the provision declared to be invalid.

## **PART 3 - PROHIBITIONS**

- 11. In the Township no person shall:

- a. carry on a business of a kennel or doggie day care without a licence to do so issued under this by-law;
- b. hold themselves out as being licensed to carry on a business of a kennel or doggie day daycare if the person is not so licensed;
- c. carry on the business of a doggie day care or kennel except in accordance with the provisions set out in this by-law;
  - i. without a licence to do so issued under this by-law;
  - ii. without having paid the required fees for the licence as set out in Fees and Charges By-law;
  - iii. at a location other than for which a licence is issued under this by-law;
  - iv. under any other name than the one endorsed on his/her licence issued under this by-law; and
- d. board, breed, keep any animal(s) prohibited by law, or the Township's by-law prohibiting exotic animals;
- e. transfer or assign a licence issued under this by-law;
- f. obtain a licence by providing mistaken, false or incorrect information;
- g. obtain a licence having been convicted under the *Criminal Code of Canada* for animal abuse; and

- h. breed, or permit to be bred, dogs in the Township without a valid kennel licence.

#### **PART 4 - LICENSING REQUIREMENTS**

12. Every person who carries on a business of doggie day care or kennel in the Township shall be licensed under this by-law.

##### **Application for a licence or licence renewal**

13. An application for a licence or renewal of a licence shall be completed on the form as prepared and provided by the Clerk.

14. The Clerk is authorized to process licence applications in accordance with this by-law.

##### **Term**

15. A licence issued under the provisions of this by-law shall expire on the 30<sup>th</sup> day of April, following issuance of the licence, unless it is renewed or revoked in accordance with the provisions of this by-law.

##### **Transfer**

16. A licence issued under the provisions of this by-law shall be personal to the licensee and is not transferable.

##### **Renewal**

17. Every application for renewal of a licence shall be completed and delivered to the Clerk, thirty (30) days prior to the expiry date of the licence as set out in section 15.

#### **PART 5 - REGULATIONS FOR LICENSEES**

##### **Licensee's Responsibilities**

18. Every licensee shall at all times:
- a. post the licence in a conspicuous place at the fixed place of the business;
  - b. carry a copy of the licence with them when engaged in the business for which the licence is issued where the licensee travels from place to place to perform their business;
  - c. produce the licence for inspection and otherwise permit an officer, or other person(s) authorized to enforce this by-law to enter the licensed premises and make such inspection as may be deemed necessary in order to ascertain whether or not the provisions of this by-law, or notice issued pursuant to this by-law are being complied with;
  - d. notify the Clerk within seven (7) days of any change in his or her business or residential address;
  - e. comply with the provisions contained in this by-law;
  - f. maintain and make readily available to personnel at all times written animal care procedures dealing with, amongst other matters, methods of handling animals, sickness, injury or death and contact information for a veterinarian;

- g. take all reasonable and humane steps to prevent nuisance caused by undue noise; and
  - i. ensure that the dog(s) are not barking and creating noise to disturb the neighbouring property owners;
- h. ensure the excrement and other waste resulting from the keeping of dog(s) shall be removed from the premises as necessary and in accordance with any applicable by-laws or regulations and in a manner that avoids any offensive odors from emanating to surrounding properties, and is disposed of in a manner that will not create a public nuisance or health hazard;
- i. ensure that the premise is sanitary, well ventilated and free of offensive odors;
- j. ensure that before any animal is taken into any kennel or doggie day care, that each animal is current in its vaccinations against rabies and that every animal be inspected for distemper or other contagious or infectious disease; and
- k. ensure all dog(s) boarded at a doggie day care or kennel shall be individually licensed with a licence (dog tag) for the current year from the municipality in which the dog resides, as well as the premise and operator shall be licensed under this by-law.

### **Care of Animals**

19. Every Licensee shall:

- a. ensure that any animal suffering from any disease, ailment or injury shall be given care and attention from a veterinarian within 24 hours of the onset of symptoms and that the animal is kept in a quarantine area, separate from all other animals, until a veterinarian certifies that the animal is in good health;
- b. provide each species of animal with adequate food specific to the animals' needs;
- c. ensure that every animal has access to clean water at all times;
- d. keep bulk food supplies in pest proof containers;
- e. keep animal(s) in a clean, healthy conditions, free of vermin and disease;
- f. provide adequate light specific to the needs of each species of animal;
- g. provide animals with the opportunity to exercise; and
- h. ensure animals have access to shelter if and when required.

### **Housing of Animals**

20. Every licensee shall:

- a. ensure that every cage or other container used for the purpose of keeping or housing of any animal,
  - i. is of adequate size to permit the animal to stand normally to its full height, to extend its legs and body to their full natural extent, to turn around, and lie down in a fully extended position;

- ii. if equipped, with receptacles for food water the receptacles shall be mounted or situated so that they cannot be easily overturned or contaminated;
- iii. is in good working condition and is not dangerous to the animal's health or well-being;
- iv. is maintained in a clean and sanitary condition at all times with all excrement, refuse and other objectionable material;
- v. is maintained with suitable and clean bedding which shall be sanitary and changed regularly;
- vi. is maintained in a sanitary well-ventilated clean condition and free from offensive odours;
- vii. is maintained with proper air circulation to prevent the spread of contaminants, viruses, bacteria and molds; and
- viii. is maintained at a temperature for an indoor facility which is at a healthful and comfortable temperature depending on the age and species of animal.

21. Notwithstanding the rules set out in this by-law no licensee shall board more than one animal in a single enclosure without prior consent from the animal owner, with the exception of doggie day cares and nursing animals.

### **Records**

22. Every licensee shall record,

- a. the names and addresses of the owners of all the animals boarded at the kennel or doggie day care;
- b. emergency contact number for the owners of the animals;
- c. the name, breed, description, health, dog licence number, vaccination information and micro-chip number if available; and
- d. the dates of arrival and departure of all animals.

23. Every licensee shall retain the records for a period of (12) months, following the end of the term of the licence; and

- a. shall ensure the records are available for inspection by the Township during business hours.

### **Revocation and Suspension**

24. The Clerk may suspend a licence if the licensee fails to comply with any provision of this by-law and such non-compliance is not remedied within seven (7) days following notice from the Township specifying the particulars of the non-compliance, and has the authority to revoke the licence if necessary.

## **PART 6- KENNELS**

### **KENNEL REGULATIONS**

25. In addition to the licensing requirements set out herein, every person who applies for a licence to operate a kennel shall comply with the following requirements:



- a. any parcel of land used for the purpose of a kennel shall be zoned "Rural General" (RU1);
  - b. the lot area minimum of any parcel of land for the purpose of a kennel shall be 25 acres (10.12 ha) and the lot frontage minimum shall be 179.84 m (590 feet);
    - i. notwithstanding section 25.b above, a lot existing in a Rural General (RU1) zone as of October 7<sup>th</sup>, 1974, shall have a lot area minimum of 15 acres (6.07 ha) for the purpose of a kennel;
  - c. a kennel shall not be located closer than 60.0 m (196.85 ft.) of any residential urban lot or residential hamlet zone or residential building on an adjacent lot (property);
  - d. a kennel shall not be located closer than 15.0 m (49.22 ft.) from any street line.
26. In addition to the requirements set out herein, every owner, licensee and operator of a kennel shall ensure compliance with the following requirements in the operation of a kennel;
27. No kennel shall be constructed or used except in accordance with the following regulations:
- a. the construction of any kennel shall conform to the requirements of the *Ontario Building Code Act*;
  - b. where a kennel forms part of, or is physically attached to a building used for human habitation or to which the public has access, such kennel shall have a concrete or other impermeable floor drain opening constructed as a plumbing fixture, provided, however, that the dog(s) or other animal(s) may be kept in adequately sized cages constructed solely of metal or wire partly of metal and partly of wire and having metal or other impermeable bottom;
  - c. walls shall be durable and impervious, to facilitate cleaning;
  - d. floors of the individual enclosure shall be of dense concrete or similar material and shall be adequately sloped to drains;
  - e. walls of the individual enclosure shall be non-porous, watertight and easily cleaned;
  - f. where dog(s) or other animal(s) are permitted to use an outside run as part of a kennel, the run shall be completely enclosed with not less than 12 gauge chain link fencing, or material of equal strength;
    - i. notwithstanding section 27f above, where an outside run as described above, is located less than 60.0 m (196.85 ft.) from any property line, the outside run shall be screened by a solid board fence of not less than 1.2 m (3.94 ft.) in height.

#### **PART 7 – KENNEL AND DOGGIE DAY CARE PERSONNEL**

28. Every owner of a kennel or doggie day care, operator, or licensee thereof shall:
- a. permit only persons to operate or manage a doggie day care or kennel who are skilled and conscientious in animal care, and who have knowledge of the characteristics, care and handling of the animal(s) entrusted to their care;
  - b. permit only persons to attend to the care, feeding and cleaning of animal(s) in the doggie day care or kennel, who have been adequately trained,

commensurate with their responsibilities, by the kennel or doggie day care owner, and who demonstrate that they are able to discharge their responsibilities in a positive, caring matter;

- c. provide for a sufficient number of employees, to provide for the care of animals and maintenance of facilities during normal business hours, on weekends and holidays; and
- d. keep posted in a conspicuous place for employees, instructions issued to all personnel for the cleaning, care, feeding of the animals and detailed steps of how to handle an emergency situation.

## **PART 9- DOGGIE DAY CARE**

### **DOGGIE DAY CARE REGULATIONS**

29. In addition to the licensing requirements set out herein, every person who applies for a licence to operate a doggie day care shall comply with the following requirements:

- a. any parcel of land used for the purpose of a doggie day care shall be zoned Rural General (RU1);
- b. no doggie day care shall be located:
  - i. within 45 m (147.64 ft.) of any residential urban and residential hamlet zone or a residential building on an adjacent lot;
  - ii. on any parcel of land less than 10 acres (4.05 ha) in size

### **Licensees Duties**

30. Every licensee of a doggie day care shall:

- (a) reside in a dwelling house on the same lot upon which the doggie day care is to be located;
- (b) ensure that at least one (1) person is present at all times when dog(s) are boarded at the doggie day care and interacting with one another;
- (c) ensure that dog(s) less than four (4) months of age are separated from dog(s) older than four (4) months that are not owned by the same person unless the owner of the dog less than (4) months of age have provided written authorization to the licensee;
- (d) ensure that any dog(s) that enter the doggie day care are licensed by the municipality in which the dogs reside; and
- (e) provide a fenced exercise area to enable each dog to exercise freely so as to and,
  - i. maintain health and well-being, and ensure that fencing is erected and is of adequate height, size, gauge, and maintained in order to prevent any dog(s) from exiting the property;
  - ii. ensure any area containing dog(s) must be secured and locked at all times to ensure that the dog(s) contained therein, cannot run loose, and that any unauthorized person cannot freely access the area;

- (f) ensure any area containing dog(s) must be secured and locked at all time to ensure that the dog(s) contained therein, cannot run loose, and that any unauthorized person cannot freely access the area;
- (g) ensure that for the purpose of this part, a dwelling unit shall not be deemed to be a kennel; and
- (h) ensure all provisions of the *Dog Owner's Liability Act*, R.S.O. 1990, c. D16 are adhered to at all times and any observation of a potential violation of the *Dog Owner's Liability Act* by a client shall be immediately reported by the Licensee to the Officer.

## **PART 10 - ENFORCEMENT**

### **Inspection**

- 31. An officer, upon producing the appropriate identification, may enter on to land and inspect any lands to determine whether the provisions of this by-law, an order, or notice issued under this by-law or a condition of the licence issued under this by-law have been complied with.
- 32. For the purposes of an inspection, an officer may,
  - a) require the production for inspection of any document 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;
  - c) require information from any person concerning a matter related to the inspection; and
  - d) alone, or in conjunction with a person possessing special or expert knowledge make examination or take tests, samples or photographs necessary for the purposes of the inspection; and,
  - e) upon request, a licensee shall provide an officer with medical reports for any animal.
- 33. No person shall withhold, destroy, conceal or refuse to furnish any information or thing required by an officer for the purposes of an inspection.
- 34. No person shall prevent, hinder or interfere or attempt to prevent, hinder or interfere with an inspection undertaken by an officer.
- 35. The Clerk, officer and other agencies as the Clerk or officer deem necessary may at any reasonable time inspect:
  - a) any premises or place where a business which is subject to this by-law is carried on or where there are reasonable or probable grounds to believe a business is being carried on; or
  - b) any goods, equipment, book, record or documents used or to be used by the licensee in relation to a licence issued under this by-law.

### **Obstruction**

- 36. No Person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under this by-law.

### **Offence and Penalty**

- 37. It shall be an offence to obstruct or permit the obstruction of such inspection.

38. Pursuant to Section [447] of the *Municipal Act*, where an owner is convicted of knowingly carrying on or engaging in a business in respect of any premises or any part of any premises without a licence required by this by-law, or a person is convicted of any other contravention of this by-law and the court determined that the owner or occupant of the premises or part of the premises in respect of which the conviction was made knew or ought to have known of the conduct which formed the subject-matter of the conviction or of any pattern or similar conduct, the court may order that the premises or part of the premises be closed to any use for a period not exceeding two years.
39. Every person who contravenes any of the provisions of this by-law, and every director of a corporation who concurs in such contravention by the corporation is guilty of an offence and on conviction liable to a maximum penalty of \$25,000 for a first offence and \$50,000 for any subsequent offence.
40. Where a corporation is convicted of an offence under this by-law, the maximum penalty is \$50,000 for a first offence and \$100,000 for any subsequent offence.
41. On conviction, a person may be liable:
- a) upon a first conviction, to a fine of not less than \$100.00 and not more than \$50,000.00;
  - b) upon a second or subsequent conviction for the same offence, to a fine of not less than \$400.00 and not more than \$100,000.00;
  - c) upon conviction for a continuing offence, to a fine of not less than \$100.00 and not more than \$10,000 for each day or part of a day that the offence continues. The total of the daily fines may exceed \$100,000.00; and
  - d) upon conviction of a multiple offence, for each offence included in the multiple offence, to a fine of not less than \$100.00 and not more than \$10,000.00. The total of all fines for each included offence is not limited to \$100,000.00.
42. For the purposes of this by-law:
- a) "multiple offence" means an offence in respect of two or more acts or omissions each of which separately constitutes an offence and is a contravention of the same provision of this By-law; and
  - b) A "subsequent offence" means a second or subsequent offence if the act giving rise to the offence occurred after a conviction had been entered at an earlier date for the same offence.

#### **Collection of unpaid fines**

43. Pursuant to Section 441 of the *Municipal Act*, if any part of a fine for a contravention of a business licensing by-law remains unpaid after the fine becomes due and payable under section 66 and 69 of the *Provincial Offences Act, RSO 1990, c.p.33*, including any extension of time for payment ordered under that section, the Clerk may give the person against whom the fine was imposed a written notice specifying the amount of the fine payable and the final date on which it is payable, which shall be not less than 21 days after the date of the notice. If the fine remains unpaid after the final date specified on the notice, the fine is deemed to be unpaid taxes purposes of section 351 of the *Municipal Act* and may be added to the person's tax roll and collected in the same manner as property taxes.

**PART 11- REPEAL**

44. By-law Number 2001-165 and 2001-169 are hereby repealed.

45. This By-law shall come into force upon the date of its final passing.

**READ** a **FIRST** and **SECOND** time this 10th day of December, 2012.

**READ** a **THIRD** time and **FINALLY PASSED** this 10th day of December, 2012.

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Steve Pellegrini  
Mayor

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Kathryn Smyth  
Clerk