

THE CORPORATION OF THE MUNICIPALITY OF CALVIN

BY-LAW NO. 2008-017

BEING a by-law to prohibit the being at large or trespassing of “Large Animals” within any part of the Corporation of the Municipality of Calvin.

WHEREAS the Municipal Act, Section 10(2) 9, 2001, c.25, as amended, provides that a single tier municipality may pass by-laws respecting matters pertaining to animals.

AND WHEREAS the Council of the Corporation of the Municipality of Calvin deems it expedient to pass such a by-law;

THEREFORE BE IT ENACTED by the Council of the Corporation of the Municipality of Calvin as follows:

1. This by-law may be referred to as the “Large Animal By-law”

2. **DEFINITIONS**

In this by-law:

- a) “Large Animal” means cattle, horse, pony, goat, sheep, swine, llama, alpaca, emu, ostrich or any other fur bearing animal other than a dog or cat.
- b) “Municipal Enforcement Officer” means the officers or employees of the Corporation of the Municipality of Calvin responsible for the enforcement of this by-law.
- (c) “Owner” of an animal means any person or group of persons, partnership or corporation, keeping or harbouring large animals.
- d) “Provincial Offences Officer” means a Police Officer or a Municipal Enforcement Officer.

3. **GENERAL REGULATIONS**

- a) This by-law applies to the entire geographic area of the Municipality of Calvin in the District of Nipissing
- b) No owner shall allow his large animals to be at large, or trespass on the private property of any other person or on any municipal property or

municipal road allowance within the boundaries of the Corporation of the Municipality of Calvin.

- c) For the purposes of this by-law, large animals shall be deemed to be at large or trespassing unless either:
- i) the large animal is upon the property of its owner; or
 - ii) the large animal is upon the property of a person other than its owner and the owner of that property has given permission for it to be there; or
 - iii) the large animal is moving from one private property to another on a road or road allowance under the direct supervision of its owner or his agent, who is present at the time.

4. ENFORCEMENT

Any police officer, provincial offences officer or municipal enforcement officer of the Municipality whose duties include the enforcement of this by-law, is authorized to enforce this by-law pursuant to the provisions hereof, the *Municipal Act*, S.O. 2001, c. 25 as amended, or any successor thereof, and the *Provincial Offences Act*, R.S.O 1990, c. P. 33, or any successor thereof.

5. OFFENCES

Any person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine, penalty or order as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended, or any successor thereof, or in the *Municipal Act*, S.O. 2001, c.25, as amended, or any successor thereof.

6. This by-law supersedes all previous by-laws.

7. This by-law comes into force upon the passing thereof.

READ A FIRST AND SECOND TIME THIS 8th DAY OF July 2008.

READ A THIRD TIME AND FINALLY PASSED BEFORE AN OPEN COUNCIL THIS 8th DAY OF July 2008.

Wayne B MAYOR Judith K CLERK

c/s

THE CORPORATION OF THE MUNICIPALITY OF CALVIN – SET FINES
PART 1 – PROVINCIAL OFFENCES ACT

LARGE ANIMAL BY-LAW NO. 2008-017

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Offence Creating Provision or Defining Offence	COLUMN 3 Set Fine
1.	Large animal being at large	Section 3	\$105.00

Note: The penalty provision for the offence indicated above is Section 5 of By-Law No. 2008-017 a copy of which has been filed