



Office Consolidation Animal Control By-Law 261-93

To prohibit and regulate the keeping of animals other than dogs
and to repeal By-law 165-92
(as amended by 50-97, 265-97, 37-98, 46-98, 51-2004, 149-2004, 263-2004,
249-2005)

The Council of The Corporation of the City of Brampton ENACTS AS FOLLOWS:

DEFINITIONS

In this by-law:

1. “animal” means all live non-human species; and shall include birds, reptiles, fish, arachnids, and invertebrates, but shall not include a dog. **(263-2004)**

“animal control officer” shall mean a person appointed as such by a by-law of the City, or any other person directed by the Commissioner Community Services to enforce this by-law. **(149-2004)**

“dwelling unit” shall mean one or more habitable rooms designed or intended to be used together as a single and separate housekeeping unit by one person or jointly by two or more persons containing its own kitchen and sanitary facilities, with a private entrance from outside the unit itself.

“owner” of an animal includes a person who possesses or harbours an animal, and the words own and owned have a corresponding meaning.

“poundkeeper” shall mean the person or agency appointed as such by Council.

2. For the purposes of this by-law, an animal shall be deemed to be 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.

ADMINISTRATION AND ENFORCEMENT

3. This by-law shall be administered by the Commissioner of Community Services, and by such other persons as may be appointed to do so by resolution or by-law of Council. **(149-2004)**
4. Any animal trespassing or at large may be seized by any person, who shall deliver the animal to an animal control officer or the poundkeeper and the animal will then be impounded (249-2005).
 - 4.1 The poundkeeper may destroy, or cause, or permit to be destroyed, any animal that has been impounded in the pound where:
 - (a) The person that owned the animal before it came into the possession of the poundkeeper has requested in writing that the animal be destroyed; or
 - (b) An inspector under the *Animals for Research Act* or a veterinarian has ordered that the animal be destroyed under that Act;
 - (c) During the redemption period, the animal is in the pound and, is ill or injured and in the poundkeeper's opinion incapable of being cured or healed as to live thereafter without suffering.
 - 4.2
 - (a) Any person who adopts a cat from the City shall ensure that the cat is sterilized by a veterinarian of the owner's choice, within 42 days of adoption, or by the time the cat becomes six months of age, whichever occurs first.
 - (b) Where a veterinarian is of the opinion that the surgery is detrimental to the health of the cat, which opinion is provided in writing to Animal Services, the cat is exempt from sterilization.
 - (c) After sterilization, a rebate of \$40 will be provided to any person adopting a cat from the City, provided that proper documentation is furnished to the Animal Services Section, and within six months of sterilization.

5. An animal control officer may kill an animal where it is trespassing or at large and, in his opinion, should be destroyed because it is injured, or for other humane reasons, or for the reasons of safety to persons or other animals.

PROHIBITIONS AND REGULATIONS

6. No person, other than a veterinarian, shall keep or permit to be kept, on any land zoned residential, any animals listed in Schedule A.
7. No person, other than a veterinarian, shall keep or permit to be kept, in a dwelling unit, any of the animals listed in Schedule A.
8. Any person who owned a non-human primate on or before June 1, 1992, may continue to keep such animal until its death or demise, provided that the animal never exceeds an adult weight of 30 lbs.
9. Any person who owned a Vietnamese pot-bellied pig on or before June 1, 1992, may continue to keep such animal until its death or demise.
10. No person shall keep, or permit to be kept, more than six cats on the premises of or in a dwelling unit located on land zoned residential.
11.
 - (1) Except as permitted by sections 11(2), 13, 14 and 15, no person shall keep, or permit to be kept, more than two pigeons, more than two rabbits, more than two domestic fowl or more than two game fowl on the premises of or in a dwelling unit located on registered plan of subdivision or a built-up urban area.
 - (2) The offspring of the animals permitted to be kept by section 11(1) may be kept on the same premises for up to three (3) months after their births.
12. Except as permitted by section 14, no person shall permit or allow any animal to trespass or to be at large.
13. No person shall keep, or permit to be kept, any rabbit, pigeon, game fowl, or domestic fowl accept in accordance with the following requirements and restrictions:
 - (1) Each such animal shall be kept in a building structure, coop, pen or run.

- (2) Each such building, structure, coop, pen or run shall be at least eight (8) metres (25 feet) from any dwelling, school, store or shop, and at least two (2) metres (6 feet) from each boundary of the property which it is located.
- (3) Each such building shall be constructed so as to prevent the escape of the animals kept therein.
- (4) The appearance of each such building, structure, coop, pen or run shall be properly maintained, by regular painting, or shall be finished with permanent siding, and in all cases shall comply with the requirements of any applicable zoning by-law.
- (5) All equipment and material shall be kept within a building or structure, or under cover.
- (6) All equipment and materials shall be screened from the view of the general public, and, where it is necessary to do so, a hedge or other such vegetation shall be planted, or a solid fence erected, to act as a screen.
- (7) All refuse resulting from the keeping of such animals shall be buried in such a manner as to prevent odours arising therefrom, or shall be stored in air tight containers, until removed from the property.
- (9) All food for the animals shall be kept in rodent proof containers.
- (10) No person shall permit pigeons to be released for flights except as follows: **(37-98, 46-98)**
 - (a) from April 1 to September 30, only before 7:30 a.m. and after 6:00 p.m.; **(37-98, 46-98)**
 - (b) from October 1 to March 31, only before 10:00 a.m. and after 3:00 p.m. **(37-98, 46-98)**
- (11) No person shall permit pigeons to be released for more than two flights per day. **(37-98, 46-98)**
- (12) No person shall permit the release of pigeons for flight except where such flight is subject to supervision. **(37-98, 46-98)**

14. A person who is a registered member in good standing of a club or organization named in Schedule B to this by-law on the 12th day of September, 1983, may keep up to a maximum of 30 pigeons only on the premises of or in the dwelling unit where the person resides on the 12th day of September, 1983, if, in addition to any other applicable requirements and restrictions are complied with:
 - (1) All pigeons must be banded with an identifying leg band issued by a club or organization named in Schedule B.
 - (2) All pigeons must be kept within a building, structure or coop except during the permitted daily flight periods.
 - (3) Each pigeon may be released for no more than two flights per day.
 - (4) Only one-half of the number of pigeons kept by any one person may be released for flight at any one time.
 - (5) Pigeons may be released for flight:
 - (a) from the beginning of April to the end of September in each year, only before 7:30 o'clock in the forenoon and after 6:00 o'clock in the afternoon; and
 - (b) from the beginning of October to the end of March in each year, only before 10:00 o'clock in the forenoon and after 3:00 o'clock in the afternoon.
 - (6) The release of pigeons for flights shall be under the supervision of the person owning the pigeons, or some other competent person.
15. A person who is a registered member in good standing of a club or organization named in Schedule C to this By-law may keep any number or rabbits, game fowl or domestic fowl, if the applicable requirements and restriction this by-law are complied with.
16. The owner of every cat which is over the age of eight (8) weeks shall have such cat identified by means of either a tag to be issued by the Corporation or a microchip implantation; **(265-97)**

17. (a) The owner of a cat to whom a tag has been issued must affix the tag to a collar and ensure that the collar is on the cat at all times. **(50-97, 265-97)**
- (b) The Owner of the cat with a microchip implantation shall ensure that the implantation is registered with the poundkeeper and that the information, including the name, address and phone number of the Owner is easily accessible; **(50-97, 265-97)**
18. Any person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act. **(265-97)**
19. By-law 165-92 is hereby repealed. **(265-97)**

Read a First, Second and Third Time and Passed in Open Council this 22nd day of November, 1993.

THE CORPORATION OF THE CITY OF
BRAMPTON

Original Signed by: Peter Robertson, Mayor

Original Signed by: Leonard J. Mikulich, City
Clerk

SCHEDULE A TO BY-LAW 261-93

Animals Prohibited

1. All Anseriformes (such as Ducks, Geese, Swans)
2. All Galliformes (such as Grouse, Pheasant, Turkeys)
3. All Sciuridae (such as Prairie dogs, Giant squirrels and Flying squirrels)
4. All Marsupials (such as Kangaroos and Opossums)
5. All Non-Human Primates (such as Gorillas and Monkeys)
6. All Felids except the Domestic Cat (such as Lions and Tigers)

7. All Canids except the Domestic Dog (such as Wolves and Hybrids)
8. All Viverrids (such as Mongooses, Civets and Genets)
9. All Mustelids except the Domestic Ferret (such as Skunks and Weasels)
10. All Ursids (Bears)
11. All Artiodactylus Ungulates (such as cattle, goats, sheep and pigs)
12. All Procyonids (such as Raccoons, Coatis and Cacomistles)
13. All Hyaenas
14. All Perissodactylus Ungulates (such as Horses and Zebra)
15. All Elephants
16. All Pinnipeds (such as Seals, Fur Seals and Walruses)
17. All Snakes of the families Pythonidae and Boidae
18. All Venomous Reptiles
19. All Ratite Birds (such as Ostriches, Rheas, Cassowaries)
20. All Edentates (such as Anteaters, Sloths and Armadillos)
21. All Bats
22. All Crocodylians (such as Alligators and Crocodiles)
23. All Arachnids (such as Scorpions and Tarantulas)

SCHEDULE B TO BY-LAW 261-93

1. The Canadian Union of Racing Clubs, St. Thomas, Ontario

2. Brampton and Peel County Poultry, Pigeon and Pet Stock Association

SCHEDULE C TO BY-LAW 261-93

1. Ontario Poultry Confederation (Governed by the Ministry of Agriculture and Food)
2. Brampton and Peel County Poultry, Pigeon and Pet Stock Association

SCHEDULE D TO BY-LAW 261-93

(as amended by By-law 50-97, 265-97, deleted by By-law 51-2004)