

THE CORPORATION OF THE CITY OF GUELPH

By-law Number (1991) – 14008 (**Office Consolidation**)

A By-law to provide for the licensing and regulating of dogs and for prohibiting or regulating the running at large of dogs in the City of Guelph and to repeal By-law (1978)-9892 as amended and to adopt Municipal Code Number 83.

WHEREAS the Municipal Act, R.S.O. 1980, Chapter 302 as amended authorizes municipalities to pass by-laws for licensing and regulating dogs and for prohibiting or regulating the running at large of dogs in the municipality;

NOW THEREFORE THE COUNCIL OF THE CITY OF THE CORPORATION OF THE CITY OF GUELPH ENACTS AS FOLLOWS:

1. In this By-law:
  - (a) “**animal control officer**” means the person or persons employed by the Guelph Humane Society to enforce this By-law;
  - (b) “**animal shelter**” means the facilities of the Guelph Humane Society;
  - (c) “**dog**” means a male or female dog; and
  - (d) “**owner**” of a dog includes a person who possesses or harbours a dog and, where the owner is a minor, the person responsible for the custody of the minor;
  - (e) “**highway**” means a common and public highway, street, avenue, parkway, driveway, square, place bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of pedestrians and vehicles and includes the area between the lateral property lines thereof. (**Added by By-law (1993)-14433**)
  - (f) “**Trail**” means any trail located within the City of Guelph that is owned or maintained by the Corporation of the City of Guelph, the Grand River Conservation Authority or any other public body, or by any walking or trail club, association or the like, which is open to the public for use as a walking trail, and includes the area within 2.0 metres (6.6 feet) of each side of such trail. (**Added by By-law (1999)-15966**)
  - (g) “sports field” includes a baseball diamond, cricket pitch, soccer field, football field, volleyball court, horseshoe pit and chess court located within a City park, but does not include a tennis court; (**Added by By-law (1999)-16016**)
  - (h) “under the control of a person” means, : (**Added by By-law (1999)-16016**)
    - i. when a dog is leashed, that the dog is prevented from approaching within 1.0 metre of any animal, bird or any person or any pet of such person without such person’s consent; and
    - ii. when a dog is unleashed, that the dog is close to its handler, within sight and earshot of its handler, and that it responds to voice commands and it is prevented from approaching within 1.0 metre of any animal, bird or any person or any pet of such person without such person’s consent.”
  - (i) “eligible dog” means a dog that is three (3) months of age or older. (**Added by By-law (2001)-16745**)

- (j) “guide dog” means a dog trained for and actually used as a guide for or for the assistance of a handicapped person. **(Added by By-law (2001)-16745)**
  - (k) “microchip” means an approved Canadian-standard, encoded device implanted into an animal, which contains a unique code that permits or facilitates access to owner information, including the name and address of the owner, which is stored in a central database accessible to the Guelph Humane Society and “microchipped” has a corresponding meaning. **(Added by By-law (2001)-16745)**
  - (l) “police work dog” means a dog trained for and actually engaged in law enforcement by any federal, provincial or municipal government agency. **(Added by By-law (2001)-16745)**
  - (m) “handicapped person” includes a person who is visually or hearing-impaired. **(Added by By-law (2001)-16745)**
2. (1) Every owner of a dog shall register and obtain from the City of Guelph, prior to March 1<sup>st</sup> of each calendar year, an annual license for that year for each eligible dog. **(Amended by By-law (2001)-16745)**
- (2) The annual licence fee shall be as follows: **(Amended by By-law (2001)-16745)**

	Neutered Dog		Non-Neutered Dog	
	Regular	Microchipped dog <i>(includes discount for microchipping)</i>	Regular	Microchipped dog <i>(includes discount for microchipping)</i>
Tags sold before March 1 <sup>st</sup>	\$20.00	\$10.00	\$40.00	\$20.00
Tags sold on or after March 1st	\$40.00	\$30.00	\$60.00	\$40.00

- (3)
- (i) Notwithstanding subsection (2), if a dog becomes eligible for a license or is newly acquired by the owner on or after March 1<sup>st</sup> of a given year year, the owner shall obtain a license for the dog within thirty (30) days of the dog becoming eligible or newly acquired. **(Amended by By-law (2001)-16745)**
  - (ii) The following fees shall apply where a dog becomes eligible for a license or is newly acquired on or after March 1<sup>st</sup>, provided that the owner provides adequate documentation of the date of taking ownership or of the dog becoming eligible for a license: **(Amended by By-law (2001)-16745)**

	Neutered Dog		Non-neutered Dog	
	Regular	Microchipped dog <i>(includes discount for microchipping)</i>	Regular	Microchipped dog <i>(includes discount for microchipping)</i>
Dog becomes eligible or is newly acquired between (and including) March 1 <sup>st</sup> and June 30 <sup>th</sup>	\$20.00	\$10.00	\$40.00	\$20.00
Dog becomes eligible for a license or is newly acquired after June 30th	\$10.00	\$5.00	\$20.00	\$10.00

- (4)
- (i) Every owner of a kennel of dogs that is registered or eligible for registration with an association incorporated under the Animal Pedigree Act (Canada) shall, prior to March 1<sup>st</sup> of each year, obtain a license for such kennel instead of obtaining a license for each dog. **(Amended by By-law (2001)-16745)**
  - (ii) The annual license fee for each kennel shall be as follows: **(Amended by By-law (2001)-16745)**

Kennel License sold before March 1 <sup>st</sup>	\$100.00
Kennel License sold on or after March 1 <sup>st</sup>	\$120.00
- (5)
- (i) Notwithstanding subsection (4), if a kennel becomes eligible for registration with an association incorporated under the Animal Pedigree Act (Canada) on or after March 1<sup>st</sup>, the owner shall obtain a license for the kennel within thirty (30) days of the kennel becoming eligible for registration under the said Act. **(Amended by By-law (2001)-16745)**
  - (ii) The license fee for a kennel that becomes eligible for registration with an association incorporated under the Animal Pedigree Act (Canada) on or after March 1<sup>st</sup> shall be as follows, **(Amended by By-law (2001)-16745)**

Kennel that becomes eligible between (and including) March 1 <sup>st</sup> to June 30 <sup>th</sup>	\$100.00
Kennel that becomes eligible after June 30 <sup>th</sup>	\$50.00

provided that the owner of the kennel provides adequate proof of the date on which the kennel became eligible for registration.
- (6)
- (i) Subsection (1) shall not apply to any guide dog. **(Amended by By-law (2001)-16745)**
  - (ii) The owner of a guide dog shall produce, upon request, evidence satisfactory to the Guelph Humane Society that the dog is required as a guide for or for the assistance of a handicapped person. **(Amended by By-law (2001)-16745)**
  - (iii) Subsections (1) and (4) shall not apply to police work dogs. **(Amended by By-law (2001)-16745)**
- (7) Every license issued under this By-law shall expire on the last day of December in the year in which it was issued. **(Added by By-law (2001)-16745)**
- (8) Notwithstanding subsection (7), any license purchased after December 1<sup>st</sup> shall be valid for the remainder of that year and the whole of the following year. **(Added by By-law (2001)-16745)**
3. (1) On payment of the licence fee set out in Section 2, the owner shall be provided with a dog tag for each dog licensed and registered.
- (a) Replacement dog tags for any given year will be issued to the owner upon request, at a cost of \$5.00 per tag, if it is shown to the satisfaction of the City that a tag for that dog had already been obtained for the year in question. **(Added by By-law (2001)-16745)**
- (2) The owner shall keep the dog tag securely fixed on the dog at all times.

- (3) Notwithstanding subsection (2), the dog tag and collar may be removed while the dog is being lawfully used for hunting in the bush.
  - (4) The tag shall bear a serial number and the year for which it was issued and a record shall be kept by the Guelph Humane Society and the City of Guelph showing the name and address of the owner, the serial number of the tag and any other information as may be considered necessary.
  - (5) No person shall use a tag upon a dog other than the dog for which such tag was provided.
  - (6) No licence shall be transferable
  - (7) A licence shall expire and become void upon the sale, death or disposal of the dog for whom the licence was issued.
  - (8) No person other than the owner of a dog shall remove the tag from the dog.
- 4.
- (1) No person shall allow a dog to run at large in the City of Guelph.
  - (2) A dog shall be deemed to be running at large if found in any place other than the premises of the owner of the dog and not under the control of any person.
  - (3) A dog which is found running at large may be seized and impounded by an animal control officer.
  - (4) A dog so impounded shall be held for a period of not less than three full days, excluding Sundays and holidays, unless earlier claimed by its owner, and if not claimed within such time, may be sold, destroyed or otherwise disposed of, in the discretion of the Manager of the Guelph Humane Society.
  - (5) A dog impounded pursuant to subsection (3) shall not be released to the owner until the owner has paid the amount of fifteen dollars (\$15.00) for each day or part thereof during which the dog has been so impounded, plus an administration fee of fifty dollars (\$50.00). **(Amended by By-law (2001)-16745)**
  - (6) Any dog impounded pursuant to subsection (3) shall not be released to the owner until the owner has provided satisfactory evidence that the dog has been licensed.
  - (7) Despite subsection 4(2) of this By-law, the following provisions shall apply in respect of the control of dogs: **(Amended by By-law (1999)-16016)**

#### Highways and Trails

- (a) Every owner of a dog shall ensure that, when such dog is on any highway or trail, it is under the control of a person by a leash, cord or chain that is not greater than 1.8 metres (6 feet) in length.

#### Parks

- (b) Every owner of a dog that is in a City park shall ensure that such dog is:
  - (i) under the control of a person by a leash, cord or chain, which may be an extendable device; and
  - (ii) prevented at all times from entering any wading pool area, playground or occupied sports field.

- (c) A dog is permitted to be unleashed, while under the control of a person, at the times and in the areas of the City parks set out in Schedule “A” to this By-law.”
- (8) Notwithstanding section 4 of this By-law, Police Canine Units shall be exempt from the requirement to be leashed while engaged in Police Work.” **(Added by By-law (2001)-16543)**
5. (1) The Guelph Humane Society is hereby appointed by the City of Guelph as Poundkeeper and is authorized to collect the amounts required to be paid under Section 4 of this By-law.
- (2) The Poundkeeper shall issue a receipt approved by the City Treasurer to all persons making payment under Section 4, and shall remit to the City of Guelph each month all payments collected.
6. Every owner of a dog in the City of Guelph shall provide such dog or cause it to be provided with such food, potable water, exercise and attention as may be required from time to time to keep it in good health.
7. If a dog is customarily kept out of doors, the owner shall, at all times, provide for its use a structurally sound, weather-proof enclosure with off the ground flooring.
8. Every owner of an unspayed female dog shall, during each period the dog is in heat, keep it confined so that it will not attract other dogs.
9. Subject to subsection 4.(7) of this By-law, every owner of a dog shall ensure that when such dog is tethered for any purpose other than being exercised, the tethering device used is not less than 3.1 metres (10 feet) in length. **(Amended by By-law (1997)-15549)**
10. Any person who contravenes any provision of this By-law is guilty of offence and is liable upon conviction to the maximum penalty established by the Provincial Offences Act R.S.O. 1980, Chapter 400, as amended, or any successor thereof.
11. By-law Number (1978)-9892 as amended is hereby repealed.
12. Article IV of Chapter 105 of the Municipal Code is hereby deleted and this By-law substituted therefore, being Municipal Code Amendment Number 83.

PASSED this SECOND day of DECEMBER, 1991.

Original signed by:  
John Counsell – Mayor

Original signed by:  
Lois A. Giles – City Clerk

## SCHEDULE "A"

To City of Guelph By-law Number (2000)-16365  
being new Schedule "A" to By-law Number (1991)-14008

### AREA OF ALL CITY PARKS WHERE DOGS ARE PERMITTED UNLEASHED, WHILE UNDER CONTROL OF A PERSON

On any unoccupied sports field:

- (a) between the hours of 8:00 p.m. and 8:00 a.m. from the first day of May to the fourteenth day of September inclusive; and
- (b) between the hours of 5:00 p.m. and 8:00 a.m. from the fifteenth day of September to the thirtieth day of April inclusive.

### AREAS OF SPECIFIED CITY PARKS WHERE DOGS ARE PERMITTED UNLEASHED AT ALL TIMES, WHILE UNDER CONTROL OF A PERSON

Within the specified area of the park indicated at any time:

- Ward 1 Eramosa River Park (east end)
- Ward 2 Riverside Park (west of the river, north of Woodlawn Road)
- Ward 3 Norm Jary Park (between the ball diamonds)
- Ward 4 Margaret Greene Park (westerly end off Ferman Drive)
- Ward 5 Crane Park (all areas)  
Centennial Park (between the parking lot and ball diamonds at C8 and C9)
- Ward 6 John Gamble Park (Old Hanlon Road south of access road leading to Shadybrook Crescent)