



**BY-LAW NUMBER 2011-**

**A By-law of The Corporation of the City of Barrie to amend By-law 2010-035 being a by-law to regulate and govern animals including exotic animals, by waiving the dog licence fee for dogs owned by senior citizens.**

**WHEREAS** Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25 ("The Municipal Act, 2001") provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising the authority under the Act;

**AND WHEREAS** Section 9 of the Municipal Act, 2001, S.O. 2001, c. 25 provides that Sections 8 and 11 shall be interpreted broadly so as to confer broad authority on municipalities to (a) enable municipalities to govern their affairs as they consider appropriate and, (b) enhance their ability to respond to municipal issues;

**AND WHEREAS** Section 10 (2) of the Municipal Act, 2001, S.O. 2001, c. 25 provides that a single-tier municipality may pass by-law respecting matters including animals;

**AND WHEREAS** Section 11 of the Municipal Act, 2001, S.O. 2001, c. 25 provides that a single-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction set out therein;

**AND WHEREAS** by motion 09-G-466, the Council of The Corporation of the City of Barrie deems it expedient to enact a by-law to license, regulate and govern animals, including exotic animals within City;

**AND WHEREAS** by motion 11-G-072, the Council of The Corporation of the City of Barrie deems it expedient to waive the licence fees for spayed and neutered dogs owned by Senior Citizens within the City.

**NOW THEREFORE**, the Council of The Corporation of the City of Barrie enacts as follows:

1. **THAT** by-law 2010-035, Section 1.0.0.0.0, Definitions, be amended by adding the following:

"1.32.0.0.0     **SENIOR CITIZEN** – means a person that has reached an age of sixty-five (65) years or older at the time of application."
2. **THAT** by-law 2010-035, Section 2.0.0.0.0, Dog Licensing and Registration, be amended by adding the following:

"2.2.11.0.0     Notwithstanding Section 24.0.0.0.0 the new licence fee and renewal licence fee for dogs as stated in Section 24.0.0.0.0 shall be waived for Senior Citizens as defined by this by-law. All other requirements as set out in this by-law regarding the licensing and regulation of the dog licensed or required to be licensed by the Senior Citizen shall be complied with."
3. **THAT** by-law 2010-035, Section 3.1.0.0.0 be amended by deleting the numbers "00000" following the word "Section" and replacing them with the number "24.0.0.0.0".

4. **THAT** by-law 2010-035, Section 24.0.0.0.0, Table of Fees be deleted and replaced with the following:

**“24.0.0.0.0      TABLE OF FEES**

CLASS OF LICENCE	NEW LICENCE FEE	RENEWAL LICENCE FEE	EXPIRY DATE	COMMENTS
Dog License Tag - Unspayed Female	\$35.00	\$30.00	December 31	• Proof of Rabies vaccination required annually
Dog License Tag - Unneutered Male	\$35.00	\$30.00	December 31	• Proof of Rabies vaccination required annually
Dog License Tag - Spayed Female	\$25.00	\$20.00	December 31	• Proof of Rabies vaccination required annually • Proof of Spaying required
Dog License Tag - Neutered Male	\$25.00	\$20.00	December 31	• Proof of Rabies vaccination required annually • Proof of Neutering required
Replacement Dog License Tag			December 31	• \$5.00
IMPOUNDING FEES	FIRST OCCURRENCE	EACH SUBSEQUENT OCCURRENCE	MAINTENANCE FEE PER DAY	COMMENTS
for each dog seized and impounded	\$50.00	\$50.00 + \$10.00 for each subsequent occurrence	\$10.00	• all licence fees, animal control service fees, impound fees, maintenance fees and any other applicable fee to be paid prior to the release of any impounded dog
<b>ANIMAL CONTROL SERVICE FEES:</b> In accordance with Section 10.0.0.0.0 as determined from time to time within the City’s Fees By-law.				
<b>SENIOR CITIZENS:</b> Where the dog to be licensed is owned by a Senior Citizen as defined within this by-law, the new and renewal licence fee, as set out in this Table shall be waived.				

CATS:				
CLASS OF LICENCE	NEW LICENCE FEE	RENEWAL LICENCE FEE	EXPIRY DATE	COMMENTS
Cat License Tag - Unspayed Female	\$35.00	\$35.00	December 31	• Proof of Rabies vaccination required annually
Cat License Tag - Unneutered Male	\$35.00	\$35.00	December 31	• Proof of Rabies vaccination required annually
Cat License Tag - Spayed Female	\$10.00	\$10.00	December 31	• Proof of Rabies vaccination required annually • Proof of Spaying required
Cat License Tag - Neutered Male	\$10.00	\$10.00	December 31	• Proof of Rabies vaccination required annually • Proof of Neutering required
Replacement Cat License Tag			December 31	• \$5.00
<b>SENIOR CITIZENS:</b> Where the cat to be licensed has been spayed or neutered and is owned by a Senior Citizen as defined within this by-law, the renewal license fee only, as set out in this Table shall be waived				
IMPOUNDING FEES	FIRST OCCURRENCE	EACH SUBSEQUENT OCCURRENCE	MAINTENANCE FEE PER DAY	COMMENTS
for each cat seized and impounded	\$50.00	\$50.00 + \$10.00 for each subsequent occurrence	\$10.00	• all licence fees, animal control service fees, impound fees, maintenance fees and any other applicable fee to be paid prior to the release of any impounded dog

5.       **THAT** this By-law shall come into force and take effect immediately upon the passing thereof.

**READ** a first and second time this 9<sup>th</sup> day of May, 2011.

**READ** a third time and finally passed this 9<sup>th</sup> day of May, 2011.

**THE CORPORATION OF THE CITY OF BARRIE**

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**MAYOR – J.R. LEHMAN**

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**CITY CLERK – DAWN A. MCALPINE**