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**STAFF REPORT: Planning & Building Services Department**



**REPORT TO:** Committee of the Whole  
**MEETING DATE:** November 13, 2013  
**REPORT NO.:** BL.13.40  
**SUBJECT:** Care and Control of Animals By-law  
**PREPARED BY:** Greg Miller, Manager, Building & By-Law Services/CBO

**A. Recommendations**

**THAT** Council receive Staff Report BL.13.40 entitled “Care and Control of Animals By-law”;

**AND THAT** direct Town staff to proceed to a Public Meeting in accordance with the Town’s Notice Policy so as to receive comments related to amending Town By-law No. 2006-32 so as to include provisions for care and control of animals and the keeping of “exotic” pets in The Town of The Blue Mountains.

**B. Background**

Council at its meeting of July 15, 2013 directed Staff to proceed with a Draft Amending By-law so as to address the withdrawal of enforcement services by the Ontario Society of Prevention of Cruelty of Animals (OSPCA) within The Town of The Blue Mountains.

As Council will recall, on January 31, 2013, the Town was advised that the OSPCA would no longer be providing services relating to animal welfare, rescue and relief administration as of June 1, 2013.

Town staff has determined that it would be appropriate to amend By-law No. 2006-32, being a by-law to control and regulate dogs so as to include provisions related to the care and control of animals.

In addition, and notwithstanding the Province’s announcement to facilitate and/or bring forward regulations related to the keeping of exotic animals, Town staff are recommending that amendments be made to By-law No. 2006-32 so as to prohibit the keeping of certain animals except under very specific circumstances.

To address the withdrawal of enforcement services related to the care and control of animals, as well as to address the matter of the keeping of “exotic” animals, Town staff recommend the following amendments to By-law No. 2006-32:

1. Amending the title of By-law 2006-32 to read: “being a By-law to control and regulate dogs and to govern the care of animals within the Town of The Blue Mountains”;
2. Broaden the definition section pertaining to the care and type of animals;
3. Include a section on the “Care of Animals” addressing issues such as unsanitary condition, confined space, torment and abuse. This section will include provisions to allow an Municipal Law Enforcement Officer the right to enter land

to issue an order to comply. It will also reference the number of domestic cats permitted in a residential dwelling;

4. Add provisions pertaining to the owning, harbouring, possessing, keeping, selling or offering for the sale of prohibited animals, such as non-human primates, reptiles, and other such species.
5. No fee increases, but the introduction of a microchip and replace tag fee at a reduced rate to that of a standard tag.

The recommend amendments are necessary to authorize Staff to respond to any incidents pertaining to the standard of care of animals if called upon by the OPP. In addition, the addition of restrictions related to “exotic” animals is consistent with the recommendations of a Coroner’s Inquest in Ontario in the early 1990’s and the announcement of the Province. Should the Province move ahead with regulations, the Town’s By-law would be reviewed.

It is noted that cats will not be licensed or regulated in any other way except to ensure adequate care.

At a high level, upon enactment of the amendments:

1. The OPP will investigate and issue charges related to animal welfare without extra costs to the Town under the current OPP contract.
2. The OPP, being the lead contact, would seek the assistance of By-Law Services in matters formerly completed by the OSPCA. This will be an arrangement similar which is currently in place for dog at large and rabies control matters.
3. In situations relating to animal rescue and relief, the OPP would require supplementary assistance and/or resources from other agencies which may result in additional costs to the Town.
4. Will provide our Municipal Law Enforcement Officers the Right of Entry onto land for the matters relating to the care and control of animals.
5. Impact to service levels, while unknown at this time, are projected to be minimal.

### **C. The Blue Mountains’ Strategic Plan**

*Providing a strong, well managed municipal government.  
Managing growth to ensure the ongoing health and prosperity of the community.*

### **D. Environmental Impacts**

N/A

### **E. Financial Impact**

Not known at this time.

**F. In Consultation With**

OPP

**G. Attached**

1. Ontario SPCA Notice to Town Clerk
2. Grey County Federation of Agriculture Board of Directors' Meeting, Feb. 28, 2013
3. Grey County Federation of Agriculture Minutes (April 29, 2013)
4. Grey and Bruce County Animal Welfare Resource List
5. Bruce Grey Animal Welfare Calls – Protocols
6. Draft Amending By-law

Prepared by:

Respectfully submitted by:

Greg Miller  
Manager, Building & By-Law  
Services/CBO

David Finbow  
Director, Planning & Building Services

ONTARIO SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS



**ONTARIO SPCA**  
PROTECTING ANIMALS SINCE 1873

RECEIVED  
FEB 06 2013

E.8

16586 Woodbine Avenue  
RR 3, Newmarket, ON  
L3Y 4W1  
Te: (905) 898-7122  
1 888 ONT-SPCA (668-7722)  
Fax: (905) 853-8643

info@ospca.on.ca  
www.ontariospca.ca

Charitable Registration # 33969 1044 RR0002

January 31, 2013

Corrina Giles, Clerk  
Town of the Blue Mountains  
32 Mill Street PO Box 310  
Thornbury ON N0H 2P0

Dear Sir or Madame:

The Ontario Society for the Prevention of Cruelty to Animals (Ontario SPCA) has been protecting animals and responding to calls for animals in need in your community. We are a registered charity comprised of over 50 Branch and Affiliate Societies relying primarily on donations to fund animal protection, care, rehabilitation for all animals, and public education.

*The Ontario SPCA Act* mandates the Society to enforce animal cruelty laws and provides Society investigators with police powers to do so – making the Ontario SPCA unique among animal welfare organizations in the province. Although we are mandated to enforce legislation for the Province of Ontario, we are not provided any funding for operations by the Province.

Although we have a long-time presence in your community, the Ontario SPCA can no longer afford to staff cruelty investigators in the Counties of Bruce and Grey. Both the *Ontario SPCA Act* and the *Criminal Code of Canada - Cruelty to Animals* charges can be laid by municipal or provincial police.

This letter is to provide you with written notice that as of March 1, 2013 the Ontario SPCA will no longer be responding to calls in your jurisdiction in regards to animals who may be suffering from abuse or neglect.

cc: Bylaw

Page 2  
January 31, 2013

We would like to make you aware of a fee-for-service model that was established in 2012. The Ontario SPCA's Rescue and Relief Program can be accessed for emergency response to animals in distress. Please find attached a schedule of fees for deployment of the Rescue and Relief Team.

Alternatively, we would be willing to meet with representatives from your area to discuss a cost for the Ontario SPCA to continue these services within the Counties of Bruce and Grey. If you have any questions, please contact Ruth Marks, Executive Assistant or the undersigned.

Yours truly,  
ONTARIO SPCA



Connie Mallory  
Chief Inspector

/jm

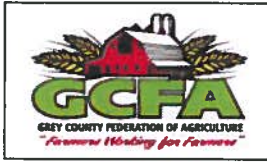


## RESCUE AND RELIEF

### Schedule of Fees

#### Fee Structure

Deployment of R&R member	\$150.00 per hour/per specialized officer
Agent Time:	\$60.00 per hour
Inspector Time:	\$70.00 per hour
Mileage:	\$.45 per km.
Meals:	As Billed (\$50.00 maximum per day per person)
Accommodations:	As Billed
Trucking exp.:	As Billed
Veterinary exp:	As Billed
Boarding:	\$25.00 (take into consideration, for example: a cage of budgies may be billed as one item)
Special needs boarding:	\$10.00 fee is added to any boarding charge where the animal requires the administration of medical treatment etc.
Misc.:	As Billed (registered letters, grooming etc. in this section)
Administration Assistance:	\$50.00 per hour
Administration cost:	15% of total cost



## Grey County Federation of Agriculture Board of Directors' Meeting ~ February 28, 2013.

The Grey County Federation of Agriculture (GCFA) Board of Directors' met on Thursday February 28, 2013 at the Grey Agricultural Services boardroom in Markdale. President Wayne Balon called the meeting to order at 8:00pm.

**Present:** Wayne Balon, President  
Jeff Koehler, Mun. of West Grey Rep  
Michael Ryan, Mun. of West Grey Rep.  
Anne Marie Watson, Past President, Mun. of West Grey Rep;  
Phillip Eagles, Mun. of Grey Highlands Rep  
Don Hill, Township of Georgian Bluffs Rep  
Duncan McKinlay, Grey County Warden  
Wayne Caughill, 1<sup>st</sup> Vice President, Grey South OFA Policy Advisor, Township of Southgate Rep.  
Albert McLean, Mun. of Meaford Rep  
Jacquie Hendry, Town of Blue Mountains Rep;  
Allen Hughes, OFA Policy Advisor for Grey North, Mun. of Meaford Rep  
Karl Chittka, Township of Southgate Rep.  
Jim Watson, Grey County Cattlemen's Rep  
Joanne Hughes, Member Service Representative  
Gail Fullerton, Secretary-Treasurer

**Regrets:** Paul Wettlaufer, OFA Zone 2 Director; Dennis Breadner, Georgian Bay Fruit Growers Rep; Bob Brassington, Mun. of Grey Highlands Rep;

**Absent:** Joan Hershey, Mun. of West Grey Rep; James Visser, Dairy Committee Rep; Paul DeJong, Township of Southgate Rep.; Andrew Black, Grey-Bruce Pork Producers Rep

Quorum was present.

- 1. Agenda Additions and Approval:** President Wayne explained that the agenda would be re-organized slightly to accommodate a presentation by OSPCA Grey Bruce Inspector Jennifer Bluhm at the beginning of the meeting. Karl Chittka motioned to accept the agenda with the change seconded by Michael Ryan. CARRIED
- 2. Guest Speaker:** Jennifer Bluhm made a 30 minute presentation reporting that after 12 years of inspections in Grey and Bruce Counties, they provided notice two weeks prior that OSPCA would be pulling out of Grey and Bruce Counties and no longer doing inspections after March 1, 2013. The lack of funding toward OSPCA in the two counties causing the local office to run at an 80% deficit and constant subsidization by the provincial organization was the main reason for closure. She also felt there was a disconnect between the OSPCA and the media as the good work done by the OSPCA is never reported. She felt future costs of animal welfare calls will have to be downloaded to the municipalities and local police. She indicated that after March 1<sup>st</sup>, calls to the office will reach an answering machine which will indicate that reports need to be made to the police. After Jennifer left, the Board continued to discuss options. Joanne indicated that OFA has put a motion forward to create a Grey Bruce Pilot project around an alternate plan, as this may happen in other counties in the future. Anne Marie Watson motioned for GCFA to send a letter of support to County of Grey and the Municipalities supporting whatever means of enforcement they decide to implement, seconded by Jim Watson. CARRIED

3. **Minutes and Business from January 24, 2013 meeting:** It was noted that the January minutes, page 3, item #8, Proton-Egremont Report, that the vote was not recorded as no names were recorded, just a vote. Jeff Koehler made a motion to accept the minutes with the change, seconded by Anne Marie Watson. CARRIED

**Minutes and Business from January 24<sup>th</sup>, 2013 meeting:**

- Gail researched the presence of Ontario AgriFood Education in Grey County and reported to the Directors. Allen Hughes motioned to pay the \$100.00 membership for 2013, seconded by Jeff Koehler. CARRIED
  - Warden McKinlay reported that the letter from GCFA regarding farmland taxes had been received and will be reviewed at council next week, however the budget will likely be approved as is.
  - Anne Marie Watson reported on the 2013 public speaking competition and changes made to the areas. There were two semi-final events hosted with a good number of students participating. The final event will have 6 junior and 6 intermediate participants. Letters were sent to the Directors of Education at BWDSB and Grey Bruce Catholic SB indicating our disappointment in lack of public speaking competition held within the schools. Responses had been received from both boards.
4. **Secretary's Report:**
- A farewell letter from Jason Ritchie, former MNR employee with the forestry division and representative on the GCFA board, was read, as he has taken another position. Gail updated the group on progress with the Politicians meeting and encouraged directors to attend and see what a successful event this is. Tommy Cooper tickets were distributed to sell.
5. **Treasurer's Report:** Gail presented a financial report for January 2013. Wayne Caughill motioned to receive the report as presented, seconded by Jeff Koehler. CARRIED  
Gail explained a concern about the current Cooperators Insurance and why both counties are insuring the office and staff, and if there is double coverage? Research had been done with other counties secretaries and the insurance agent, with limited success.
- Funding Request:**
- Grey County Farm Safety sent a letter requesting funding for 2013. Anne Marie Watson made a motion to donate \$150.00, seconded by Jim Watson. CARRIED
  - The Rural Voice offered advertising space in April in advance of the Chesley AgriFair. Allen Hughes motioned that GCFA pay half the \$47.00 + HST advertisement along with BCFA, seconded by Don Hill. CARRIED
6. **Reports:**
- a. **President Wayne Balon:** reported that he had spent some time on the OSPCA issue and attended one of the semi-final public speaking events. Wayne thanked Albert McLean for hosting the GCFA Curling Bonspiel. Albert reported that when he went to the Co-op in Owen Sound to secure their annual sponsorship of the event, they expressed a concern about OFA creating an alliance with Farmers of North America and were hesitant to participate. Joanne will get an update on how well this member benefit is doing and report back.
  - b. **Warden's Report:** Mr. McKinlay reported that on February 6<sup>th</sup> that he had been invited to meet with Premier Designate Kathleen Wynn, along with OFA President Mark Wales and a select few agricultural leaders. He discussed with her the Western Ontario Warden Association strategies including economic development, broadband study, changes to regulatory compliance, streamlining of the AgriFood Navigation Agency, decreased water levels and the need for dredging of the Owen Sound harbour. She was again at the ROMA convention as well as other new Ministers. The Minister of Infrastructure Glenn Murray is



spending his weekends visiting counties and he has been invited to Grey County for a weekend. Rural Affairs Minister has expressed interest in the broadband study and would like to meeting. Grey County is also in the process of hiring a new local foods coordinator.

President Wayne called a 10 minute refreshment break.

**c. Joanne Hughes, Member Service Representative: (report attached)**

- Joanne went through a "Successful Meeting" checklist with everyone present; Anne Marie felt it would be a good idea to add timelines to our agendas in future.
- She reviewed her report as presented. There was a request that Joanne provide more information on the farmer charged for shooting a coyote on the Bruce Peninsula to understand what he did wrong, so that others might not make the same mistake. Duncan McKinlay motioned to receive Joanne's report for information, seconded by Anne Marie Watson. CARRIED

**7. Committee, Commodity:**

- o Jim Watson reported that at the recent annual Cattlemen's convention, the organization voted to change their provincial name to Beef Farmers of Ontario.
- o Jeff Koehler reported from the Grey Bruce ACA Association and their AGM will be in April at which time the new map will be released to the public. Work has also started on the next gala and the website is under review.
- o Karl Chittka reported from Farm Safety that there are new WSIB regulations for farm operations regarding any construction contractors. Contractors must provide proof that they have WSIB coverage, or else the farmer may be liable for any accidents. He requested time at the next board meeting to make a presentation on this new information. He shared a new ATV brochure.
- o Karl Chittka reported from the Grey Dufferin Pasture Committee, that a new manager has been hired, and he gave a written history of the organization for Gail to keep in the office.
- o Allen Hughes reported on the recent PAC meeting held in Toronto on February 6<sup>th</sup>. The main topic was around the Environmental Farm Plan past, present and future.

**8. Municipal Reports:**

- a) **Town of Blue Mountains:** Jacquie reported that she did not care for the 2013 Food Freedom Day cards. She had attended a meeting regarding MPAC land assessment changes.
- b) **Proton-Egremont:** Proton-Egremont has been asked to present at the Southgate strategic planning meeting and will make a presentation on what agriculture will look like in the future as more Mennonites move into the municipality and farms get larger with fewer owners.

**9. New Business:**

- a) **Tommy Cooper nominee:** Wayne Caughill motioned, seconded by Don Hill, that GCFA put forth Paul Wettlaufers' name for the Tommy Cooper award. CARRIED  
Karl Chittke motioned that Jacquie Hendry be recommended for the Tommy Cooper award, seconded by Albert McLean. Jacquie declined.  
Jacquie Hendry motioned that Brian Gilroy's name be submitted for the Tommy Cooper award by GCFA, seconded by Allen Hughes. CARRIED
- b) **Owen Sound Harbour Dredging:** Joanne brought forth the idea that GCFA support the dredging of the Owen Sound harbour to support the agricultural industry in the moving of wheat, beans and corn. Albert McLean motioned to send a letter to County of Grey and City of Owen Sound in support of their efforts to get the harbour dredged, seconded by Anne Marie Watson. CARRIED

- c) Election of 2<sup>nd</sup> Vice President: As Emily Weppler had resigned at the January 2013 meeting due to health reasons, Joanne hosted elections for a new 2<sup>nd</sup> Vice President. She declared the position vacant and called three times for nominations from the floor. Duncan McKinlay nominated Jeff Koehler, seconded by Wayne Caughill. Karl Chittka nominated Jacquie Hendry, seconded by Duncan McKinlay. Anne Marie Watson nominated Michael Ryan, seconded by Karl Chittka. Duncan McKinlay motioned that nominations close. Jacquie declined to let her name stand, so an election was conducted by ballot. Gail and Joanne were the scrutineers. Jeff Koehler was determined the nominee with the most votes and Joanne declared Jeff to be the new 2<sup>nd</sup> Vice President. Duncan McKinlay motioned that the ballots be destroyed. Since Jeff was already on the Executive, it was determined that he would need to be replaced. Joanne asked three times for nominations from the floor to fill one executive position. Jeff Koehler nominated Michael Ryan, seconded by Anne Marie Watson. Duncan motioned that nominations be closed. Michael accepted the nomination and Joanne declared that the executive position was filled.
- d) Karl Chittka requested that future Executive meeting minutes be distributed to all GCFA Board members.

**Adjournment:** Anne Marie Watson motioned to adjourn the meeting at 10:30pm.

**President:** \_\_\_\_\_  
Wayne Balon

**Secretary:** \_\_\_\_\_  
Gail Fullerton

**Summary of Financial and Important Motions Made at this Meeting**

Donation of \$150.00 to Grey County Farm Safety Association
Participate in ad in Rural Voice for Chesley AgriFair

**Action Items**

Item	Owner	Due Date	Comments
Letter regarding OSPCA	Gail	ASAP	Letter to County of Grey and Municipalities in support of whatever means of enforcement
Farmer of North America member benefit	Joanne	March meeting	To report on how well this member benefit is being accessed
Coyote charge on Bruce Peninsula	Joanne	March meeting	To report on this charge so others don't get into the same trouble
WSIB presentation	Karl Chittka	March meeting	On new legislation around WSIB for construction contractors
Tommy Cooper Award nominees	Gail	ASAP	Paul Wettlaufer and Brian Gilroy; Gail to complete the application forms with both nominees and submit to Bayshore Broadcasting
Executive Meeting Minutes	Gail	In future	To be distributed to all directors

Attached: Member Service Representative Report

# *Grey County Federation of Agriculture*

446 - 10th Street, Hanover, Ontario N4N 1P9  
Phone: 519-364-3050 E-mail: grey@ofa.on.ca Website: www.ofa.on.ca/grey

## **Project Farm Animal Welfare Discussion Summary from Monday April 29, 2013**

Key Grey County contributors met at 1:00pm in Markdale to discuss an alternate plan for animal welfare once OSPCA removes its services from Grey and Bruce Counties. This was the first meeting in Grey County, after two meetings had been hosted in Bruce County. Wayne Balon, President of Grey County Federation of Agriculture welcomed everyone and proceeded by asking everyone to introduce themselves. Wayne then asked various key contributors to speak to any concerns, plans or make comment on the situation.

### Various O.P.P. and Local Police Services comments:

- Chief Berger, West Grey Police Services: will be identifying some officers for some basic training around animal welfare calls
- Charles Watt, Blue Mountains O.P.P.: they have a facility in Blue Mountains for cats and a good by-law to manage dogs, but concerned about large animals particularly if there would have to be seizures; would be able to ask vets for assistance
- Alina Grelik, Grey County O.P.P.: looking at a partnership to assist with animal calls to ensure correct handling of situations; will continue to enforce the criminal code

### Municipal Representatives:

- Brian Milne, Mayor of Southgate: their municipality has met with OSPCA and they feel confident that they can proceed without the OSPCA and handle situations as they arise; confident that they can manage farm animal calls within own farm community; they currently do not have a dog or cat issue
- Francis Richardson, Mayor of Meaford: municipal staff have been asked to present options for council to consider so they are waiting on that
- Allan Barfoot, Mayor of Georgian Bluffs: they have two by-law enforcement officers who are capable of handling all situations but can call O.P.P. for back up if needed. Keady Livestock market is also close so they can use as a holding facility if needed as a "pound"
- Rob Thompson, representative from West Grey: small animals are not a concern, but large animals more of a concern but would also use Keady Market if needed
- Municipality of Chatsworth had sent their regrets, but Wayne Balon has spoken with representatives and Council has passed a motion to have the local police services look after all future animal calls.
- City of Owen Sound was not in attendance but Anne Marie Watson had spoken with representatives and they have a contract with Owen Sound Animal Shelter for animal welfare within the city, with back up by local Owen Sound police if needed.
- Paul McQueen, Deputy Mayor of Grey Highlands: he felt some resources were needed for future animal welfare calls and that funding might be a challenge

#### By-Law Officers:

- Ken Campbell, Hanover By-Law Officer: they will be able to handle all dogs and cats (do not get farm animal calls) together with the Hanover Police services
- Brenda Doyle, Blue Mountains By-Law Officer: OSPCA has never had a seizure in their municipality; there have been some calls but all resolved; they have a local vet clinic that can assist with large animals if needed;
- Holly Hynes, Meaford By-Law Officer: a concern about laws around rights of entry to property
- It was also noted that By-Law officers all network closely together so can call on each other for advice and assistance if needed

There was a brief discussion around a question posed by Paul McQueen as to whether or not OSPCA will be back or not? Chief Berger responded by saying that OSPCA has given notice that they are leaving Grey and Bruce Counties and although they have the right to come back if they wish, they are indicating currently that if called to a situation, they will charge fees for their services. To some it seemed odd that an organization funded by the provincial government could just not provide services to parts of Ontario.

Carl Noble spent 8 years on the provincial board of directors of the OSPCA and indicated that services are being removed due to a lack of funding, even though they are supported by three levels of government funding. He feels they spend way too much of that money on expensive unnecessary court cases to make larger profits rather than spending the funds on care of animals.

Grey Bruce Animal Shelter, Linda Baker provided an overview of the shelter. This is an all-volunteer organization based 100% on donations and receives no funding from municipalities or government agencies. The animal shelter is prepared to provide assistance for dogs and cats in Grey Bruce now that OSPCA has left. They can provide food and emergency shelter. They can also help individual owners experiencing hardship by providing food and bedding for their companion animals where it's deemed appropriate to leave the pets in their current environment. The shelter has no funds available to pay for transportation or vet care, and they do not replace municipal animal control or by-law officers. The shelter is open 7 days per week, including holidays from 8am to 12 noon (shelter phone #519-372-1911)

Peter Jeffery, Ontario Federation of Agriculture (OFA) researcher from Guelph commented that the OFA has been working for quite awhile on a number of OSPCA issues, including recommended amendments to the Act around accountability of the organization, authority, separation of the registered charity from the enforcer role, and to have an oversight board to monitor activities and expenses. OFA has had meetings and send letters to Minister of Community Safety and Correctional Services who have some oversight to OSPCA, and continue to pursue this for all farmers in the province.

Keith Currie, OFA Board of Directors from Simcoe County commented that this is a large undertaking that has been forced upon Grey and Bruce Counties. He highly recommends that one set of rules or protocol be established for the two counties so there is continuity in response.

#### Commodity Representatives:

- Ontario Farm and Food Care was unable to attend but Anne Marie Watson spoke about their current Farm Animal Care Helpline Service currently in place, and that they have offered training.
- Dairy Farmers of Ontario – Maria Leal indicated that they have systems in place and trained staff to assist in responses for OSPCA calls and would be happy to apply that to Bruce and Grey Counties.

James Visser, Grey County Dairy Producer Rep commented that they would like to be included and attend dairy farm calls to offer advice as needed.

- Ontario Cattlemen's Assoc. – Bill Herron, OCA board member and rep. from Grey County indicated that they would also like to be included for knowledge and advice but have no authority; they have had codes of practice in place since 1998 and will be updated for 2013; they now have trained commodity representatives in each County.
- Keith Currie commented that almost all the commodity organizations have established Memorandums of Understanding with OSPCA which would be also useful for Grey and Bruce Counties

Veterinarians: Cathy Rothwell from the Markdale Vet Services indicated that they have a limited ability to handle large animals but they, as all vets, are available 24 hours 7 days per week to assist as needed.

#### Resource List:

Anne Marie Watson explained that Grey and Bruce County Federations of Agriculture realized during the first meeting in Bruce County that there was an opportunity to provide assistance to police and municipalities by providing an animal welfare resource list of contact numbers and information. This list is not complete, but will be within the next two weeks and will continue to be updated through the local federation office. The list will consist of information such as:

- training options available to police and municipality by-law officers
- shelter options for large animals such as Keady Market including yard fees
- transportation options which can be arranged through Keady Market and the associated fees and approximate costs
- expertise on animal condition: commodity groups with trained staff and/or local representatives that can be called upon to assist; generally any costs associated with commodity reps attending are covered by the commodity organization
- mental health contacts for humans
- emergency feed resources
- financing options suggested: researching how to obtain funding from government for training if OSPCA trained officers not in this area; charge back on property taxes or through sale of animals; donations and fundraising options as municipalities have the ability to issue charitable receipts for donations
- some small animal resources will also be provided
- specialized equine services and resources
- includes veterinarian contacts across the two counties

#### General Discussion:

- Chief Berger felt this list should be available very soon
- O.P.P. Alina Grelik felt there should be some indication and distinction of services available 24 hours vs business hours
- There was a discussion around where the public should be calling. It was suggested that the O.P.P. non emergency number of 1-888-310-1122 would be appropriate.
- The 211 number is also very helpful for assistance and providing guidance.

#### Proposed Protocol Discussion:

Two different protocols had been discussed by the Grey Federation Task Team based on discussions at the two previous meetings in Bruce County and Anne Marie Watson shared the following:

- Protocol #1 Suggestion: Community-based approach and a community-based solution
  - a call to local police
  - the person answering the call needs to determine the type of farm animal
  - based on the resource list, contact is made with the local commodity representative/farmer to make a visit; this determines if it is a valid call and if it can be handled with local resources
  - a call is then made back to police to report on the visit and next steps

It was felt that this approach put too much responsibility on the farmer or individual reps. The police felt they needed to make the initial visit to satisfy their own requirements around responses to all calls. They could make the initial visit themselves and determine if they needed more expertise for a second visit, or, make the initial call with a rep/farmer if they were readily available to respond. Due to biosecurity issues on many farms and a barn full of large animals it seemed to be advisable for another farmer to go with police initially.

There was a question posed as to who is taking the lead on this issue, as police costs might be too high if police take the lead, and it's possible that by-law officers should be taking the lead. Only the police or OSPCA have the authority to apply the OSPCA Act.

- Protocol #2 Suggestion: Municipalities Taking the Lead
  - A call to the municipality (should be an auto-attendant option for animal welfare calls)
  - The call should be routed to the by-law enforcement officer
    - The by-law enforcement officer needs to distinguish the type of farm animal, consult the resource list and have a farmer/rep attend the call with them
  - If no by-law enforcement officer, the call would be re-directed to police

A revised protocol(s) will be distributed for consideration based on comments from municipalities and police services.

The discussion then revolved around what the public education campaign should be telling people.

Options included: Ontario Farm & Food Care Helpline, Police, Municipal By-Law officers

Municipalities then commented on what their preference would be:

- Georgian Bluffs – Al Barfoot felt that his municipality should get the call during the day
- Southgate – Brian Milne felt that their municipality could handle the calls
- Meaford – unsure at this point
- Grey Highlands – unsure what they would recommend
- West Grey – have no by-law enforcement officer so would prefer the local police service respond
- Blue Mountains – prefer the municipal by-law enforcement respond

There was a general question by Chief Berger wondering what other Counties who do not have OSPCA are doing and that we could possibly borrow their animal welfare protocols rather than create our own? Anne Marie Watson responded by indicating that she had checked this out and in Ontario all Counties have OSPCA or contract OSPCA. Lanark County does not have OSPCA but have their own organization called Lanark Animal Welfare Society (LAWS). Anne Marie will look into their protocols as well as other provinces.

Carl Noble commented that since OSPCA has very little government oversight it has caused a big problem. They have developed into an organization of bullies and officers who are very belligerent and tend to cause more problems than necessary when a call is made to a farm. Local By-law officers with good people-skills will be received much better. He estimates that there may be 10-15 calls in all of Grey and Bruce in a typical year.

Calls to O.P.P. or By-Law officers that are vexatious, false, repeated or unjustified can be expensive. OSPCA has the ability, under the OSPCA Act to charge for vexatious calls, as the police have ability to make charges for mischief as well.

Training Options: Anne Marie explained training options that she has researched.

1. Ontario Farm & Food Care could provide a 2 days training program in Guelph
2. Campbell Centre for the Study of Animal Welfare at the University of Guelph currently provides training to OSPCA officers. A one week training session would focus on biosecurity, ethics, and animal care. The days include daily trips to research stations to see farm animals in their housing facilities. The cost is approx. \$20,000 for 20 people minimum.
3. Similar to above, but a two week course.

Kirk Scott, reporter with CKNX requested a consensus about who does the public call? The consensus was local police or local municipality and they will know how to direct the call.

Wrap Up Summary:

- Notes from this meeting would be distributed to all in attendance as well as Bruce County key contributors
- Resource List will be finalized and distributed by May 15<sup>th</sup>
- A follow-up meeting will be held in six months (late October) as a follow-up to see how calls have been handled and any changes or improvements that need to be made
- A draft press release will be created from the Grey and Bruce Federation office for use by municipalities if they wish
- Municipalities will have to release their own information to residents to get the word out about how to handle concerns
- Keith Currie recommended that the two Counties set up an advisory committee to meet periodically to monitor how things are going. Grey & Bruce Federations of Agriculture will issue an invitation to all Bruce and Grey stakeholders to participate. This group should be of manageable size and should meet 1-2 times a year or as needed until the "new" system is functioning.
- Bruce County and Grey County Federation of Agriculture will not continue to have an active role, but plans to step back and let the key contributors proceed. The resource list will continue to be updated and the office can always be called as a resource.
- It was also suggested that statistics be kept on farm and small animals calls so that this can be evaluated in the future.

The meeting closed at 3pm and Wayne Balon thanked everyone for attending.



# Grey and Bruce County Animal Welfare Resource List

BL.13.40  
Attachment #4

(created May 15, 2013 by Grey & Bruce Federations of Agriculture)

Large Animal  
Resource Contact  
People

		<u>Contact</u>		<u>Notes</u>
Species	Contact Name(s)	Contact Number(s) & Email(s)		
Dairy Cows	Maria Leal *preferred option	Office: 905-817-2122	Cell: 416-937-1441	Dairy Farmers of Ontario
	Tony Koekkoek	Office: 705-876-6006	Cell: 705-868-3776	Dairy Farmers of Ontario
	James Visser	705-444-7899		Grey County Dairy Farmer
Beef Cattle	Stan Eby	519-396-8526		Bruce County beef farmer
	Bill Herron	519-934-2001		Grey County beef farmer
	Richard Horne	Office: 519-824-0334	Cell: 519-829-9118	Ontario Cattemens Assoc. * has links to many more farmers
Chickens - Layers (egg farmers)	Albert Visser	Home: 613-475-6165	Cell: 613-847-7075	Chicken farmer
Chickens - Broilers	Sandy Roulston	905-577-2506 Sandy.Roulston@ontariochicken.ca		Chicken Farmers of Ontario
	Carl Stevenson	288-289-4217 Carl.Stevenson@ontariochicken.ca		Chicken Farmers of Ontario
Veal, goats, rabbits	Kendra Keels	519-824-2942 kkeels@livestockalliance.ca		Livestock Alliance Of Ontario
Pigs	Ron Douglas	home: 519-327-8558	cell: 519-357-0775 douglasrs@wightman.ca	
	John Otten	519-897-1907 jotten@southwestvets.ca		
	Keith Robbins	519-767-4600		Ontario Pork Producers
Sheep	Vince Stutzki	519-363-6683	Cell: 519-379-8401	Sheep farmer near Chesley
Horses	Tom Smith/ Jane Walker	519-379-4492		
	Markdale Vet Clinic	519-986-2800		
Large Animal Veterinarians		There are several vets in Grey and Bruce Counties and we recommend that each By-Law Officer develop a relationship with their local clinics		* They want to be included

<b>Farm Animal Care Helpline Service</b>		Farm and Food Care Ontario	<b>1-519-837-1326</b> service available Monday - Friday 9am-5pm	A confidential "farmer helping farmer" approach to advice and referral on animal care.
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7.



**Handling of Deadstock**

	OMAFRA	1-877-424-1300 or www.omafra.gov.on.ca/english/livestock/deadstock	Information on health, safety and laws regarding handling and disposal of deadstock
	Atwood	1-877-424-1300	Deadstock Removal; this is the only service in Grey/Bruce Counties

**Transportation Options**

Large Animal	McKinnon Transport	Office: 519-370-2004 (Alan)Cell: 519-373-9028 Cell: 519-373-9623	(Matt) * have trucks to transport including gooseneck trailer for walk-ons and straight trucks with shutes
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**Feed Source - Hay**

	Emily Weppler	519-665-2150	Ayton area
	Ontario Forage Council c/o Ray Robertson @ Grey Ag Services in Markdale	519-986-1484 or 519-986-3756	Linked to hay dealers & suppliers Ontario-wide; will be able to get feed fairly quickly
	Peter Jilesen	519-353-5830	Paisley area

**Additional Resource Contact People**

	Grey Bruce Veterinary Association	Animal Welfare Chair, Dr. Ben Mighton	519-881-2090 (24 hours)
	Carl Noble	519-534-3988	Past Humane Society and OSPCA Board, Lives on Bruce Peninsula
	(Robert) Scott Mills, Owner of Grey County Meats	Work: 519-922-2400 Cell: 519-477-7381 Home: 519-924-2848	OMAFRA certified for condition inspection of animals
	Farm Animal Codes of Practice	<a href="http://www.nfacc.ca/codes-of-practice">http://www.nfacc.ca/codes-of-practice</a>	Guidelines for the care and handling of farm animals, care requirements and recommended best practices.

**Small Animal  
Resource Contact  
People**

Dogs & Cats	Grey-Bruce Animal Shelter	519-372-1911 365 days/year; open 8am-1pm daily	*can provide emergency shelter & food for dogs and cats * * must deliver dogs/cats to them *can provide food & help if dogs/cats remaining in current location
Exotics Pets	Colin & Denise Dunkley	519-799-5025 (between Hanover & Neustadt)	*monkeys, lemurs, parrots, etc. * has cages *connections with specialty vet from African Lions Safari *has adoption system in place
	Bellbrae Animal Hospital	705- 445-5154 (Collingwood)	* birds, reptiles and zoo animals
Small Animal Veterinarians		There are several vets in Grey and Bruce Counties and we recommend that each By-Law Officer develop a relationship with their local clinics.	* They want to be included

**Shelter Options**

Large Animal	Keady Livestock Market (preferred option for both Counties)	(519) 934-2339	Emergency housing for farm animals
	Emily Weppler	519-665-2150 (Ayton area)	horses shelter if needed
Small Animal	G-B Animal Shelter	519-372-1911	Dogs and cats
	Owen Sound Animal Shelter	519-372-1123	Dogs and cats

**Other Assistance**

Support	Grey and Bruce County Federations of Agriculture	Office: 519-364-3050 ext. 1 (Gail) ext. 2 (Joanne) Open Monday to Thursday 9am-3:30pm	* additional support, information and resources *maintain and update this resource list
Mental Health	Queen's Bush Rural Ministries	Alex Leith 519-369-6774	Helping farmers survive crisis with dignity
	Mental Health Crisis Helpline	1-877-470-5200	

**Note:** Please advise us of changes or updates that need to be made to ensure this can be as accurate as possible.

Gail 519-364-3050 ext. 1

The Grey & Bruce Federations of Agriculture are currently investigating and pursuing training options, as listed below. Ideally we would like to provide the training locally within the Counties. We will also be pursuing funding options for the training.

**Training**

Farm and Food Care	Kristen A. Kelderman 519- 837-1326 ext 220	2 day course in farm animal welfare, Guelph, free or reasonable
University of Guelph	Campbell Centre for Animal Welfare 519- 824-4120	5 day course, U of G, designed for OSPCA, \$1000/pp, min 20 people
Burgess and Associates	Mike Burgess, 519-338-1121, www.burgessandassoc.com	Past OSPCA trainer, wrote/ delivers Animal Control Officer courses, price flexible

**Funding**

OSPCA Act	Fees	Authority to charge back for fees
Ministry of Community Safety and Correctional Services	Direct Training cost support	Funds OSPCA for training; will be approached to support G-B
	Restitution orders	<a href="http://www.mcscs.jus.gov.on.ca/english/AnimalWelfare/AboutAnimalWelfare/paws.html">http://www.mcscs.jus.gov.on.ca/english/AnimalWelfare/AboutAnimalWelfare/paws.html</a>
Solicit donations		
Federal Funding	Growing Forward 2	Opportunity to access Growing Forward 2 funds for animal welfare specific projects and resources.

## Bruce Grey Animal Welfare Calls - Protocols

### Scenario 1 - Individual calls the Police directly

- 1) The call is transferred to an investigating officer.
- 2) The investigating officer will decide whether they can and will do an initial investigation on their own or whether they wish to have the appropriate commodity representative involved at that time (farm animal calls). Small animal support will be provided by Municipal By-Law Officers and other small animal contacts, such as G-B Animal Shelter.
- 3) If the investigating officer decides that they need or want to get a commodity representative involved they should consult the Resource List and contact the appropriate person(s).  
*(\*Note-If the call is about cattle and the caller cannot distinguish between the species, then they may contact either of the names for dairy or beef cattle. There is a reciprocal arrangement in place.)*  
Commodity representatives will respond or assign a local individual as quickly as possible or provide an expected response time.
- 4) If an officer responds first, and then realizes he/ she would like a commodity representative present, they refer to the Resource List at that time.
- 5) Commodity representatives will provide expertise and opinions in animal health and welfare, body condition, housing and facility conditions, and offer solutions where possible. They may suggest alternatives to animal removal, source feed and emergency shelter or access volunteer animal caregivers. They may provide follow-up visits, where indicated. They will not offer legal opinions, assume responsibility for the animals or the situation and will not interfere in the officer's performance of duty.
- 6) If the visit(s) indicates that immediate action should be taken, or that charges need to be laid, the officer should follow the law, as outlined in the OSPCA Act. If a warning and follow-up visit may be sufficient, that action may be appropriate. The responding officer will make that determination, with or without input and recommendations from the commodity sector representative.

## **Scenario 2 - Individual calls the Municipality**

- 1) \*Note- An option needs to be added to the Auto Attendant that allows the caller to select options for an Animal Welfare call. This will also refer the caller to the appropriate police force for after-hours calls. The call will be routed to a Bylaw Enforcement Officer, where that position exists or to an Animal Welfare investigating officer. (That may be the local police, depending on the municipality.)
- 2) If the Officer is not available to answer the call or if there is no By-Law or Animal Welfare Officer, the call should automatically be routed to the Police (see Scenario 1 )
- 3) The By Law or investigating officer will decide whether they can and will do an initial investigation on their own or whether they want to have the appropriate commodity representative involved at that time (farm animal calls). Small animal support will be provided by Municipal contacts such as the G-B Animal Shelter.
- 4) If the investigating officer decides that they need or want to get a commodity representative involved they should consult the Resource List and contact the appropriate person(s).

*(\*Note-If the call is about cattle and the caller cannot distinguish between the species, then they may contact either of the names for dairy or beef cattle. There is a reciprocal arrangement in place.)*

Commodity representatives will respond or assign a local individual as quickly as possible or provide an expected response time.

- 5) If an officer responds first, and then realizes he/ she would like a commodity representative present, they refer to the Resource List at that time.
- 6) Commodity representatives will provide expertise and opinions in animal health and welfare, body condition, housing and facility conditions, and offer solutions where possible. They may suggest alternatives to animal removal, source feed and emergency shelter or access volunteer animal caregivers. They may provide follow-up visits, where indicated. They will not offer legal opinions, assume responsibility for the animals or the situation and will not interfere in the officer's performance of duty.
- 7) If the visit(s) indicates that immediate action should be taken or that charges need to be laid, the By Law or Animal Control Officer should refer the call to the police, who are authorized to follow the law, as outlined in the OSPCA Act. If a warning and follow-up visit may be sufficient, that action may be appropriate. The responding officer will make that determination, with or without input and recommendations from the commodity sector representative.

# TOWN OF THE BLUE MOUNTAINS

## BY-LAW NO. 2013-

Being a By-law to Amend By-law No. 2006-32, being a By-law to control and regulate dogs within the Town of The Blue Mountains, so as to include provisions pertaining to the care of animals within The Town of The Blue Mountains

**WHEREAS** Section 11 of the *Municipal Act*, 2001, S.O. 2001, c. 25 authorizes the council of a lower-tier municipality to pass by-laws regulating animals;

**AND WHEREAS** Section 103 of the *Municipal Act*, 2001, S.O. 2001, c. 25 authorizes a municipality to seize and impound an animal at large or trespassing, the sale of an impounded animal, and the establishment of a voluntary payment of penalties out of court where it is alleged that the by-law respecting animals being at large or trespassing has been contravened;

**AND WHEREAS** Section 105 of the *Municipal Act*, 2001, S.O. 2001, c. 25 requires that Council afford dog owners hearings with respect to muzzle orders and also permits Council to delegates its' powers related to holding such a hearing;

**AND WHEREAS** Council of the Corporation of the Town of The Blue Mountains deems it expedient to pass a by-law to regulate dogs; to seize, impound and dispense dogs; to establish the payment of voluntary payments for dogs being at large; and to delegate Council's powers related to a muzzling order to the animal control officer;

**AND WHEREAS** the *Ontario Society for the Prevention of Cruelty to Animals Act* R.S.O., 1990, Chap.0.36, provides special powers to help animals in distress; and

**AND WHEREAS** Council of the Corporation of the Town of The Blue Mountains deems it appropriate to address the standard of care for animals;

**AND WHEREAS** Council of the Corporation of the Town of The Blue Mountains is desirous of amending By-law No. 20062.

**NOW THEREFORE THE COUNCIL OF THE TOWN OF THE BLUE MOUNTAINS ENACTS AS FOLLOWS:**

1. That the Title of By-law No. 2006-32 is hereby deleted and replaced with "*Being a By-law to Control Dogs and Govern the Care of Animals within the Town of The Blue Mountains.*"
2. That the following definitions be added within Section 1.0 and Section 1.0 renumbered accordingly:

**"Animal"** means any member of the animal kingdom, other than a human.

**"Cat"** means a domestic cat (*Felis silvestris catus*).

**"Confined Space"** means a fully or partially enclosed space.

**"Control"** includes care and custody.

**"Distress"** means the state of being in need of proper care, water, food or shelter or being injured, sick or in pain or suffering or being abused or subject to undue or unnecessary hardship, privation or neglect

**"OSPCA"** means the Ontario Society for the Prevention of Cruelty to Animals as constituted under the *Ontario Society for the Prevention of Cruelty to Animals Act*, R.S.O. 1990, Chapter O.36, as amended.

3. That the following fees under Section 5.1 be amended by including the following:

Micro-chipped/Tattooed Dog	\$15.00
Replacement Dog Tag	\$10.00

4. That the following Sections be added as Sections 15.0 and 16.0 and that the subsequent Sections of the By-law be renumbered accordingly:

#### **15.0 CARE OF ANIMALS**

15.1 Any person who keeps an animal within the Town shall provide the animal with adequate and appropriate care, food, water, shelter, exercise, attention and veterinary care as may be required to meet the need of the species.

15.2 Any person who has tethered an animal shall ensure at all times that the animal has unrestricted movement within the range of the tether and that the animal cannot suffer injury resulting from the tethering.

15.3 No person shall have more than six (6) cats in any residential dwelling unit within the Town.

15.4 Any person keeping an animal within the Town shall do so under sanitary conditions.

15.5 For the purposes of Section 15.4 herein, an animal is kept in an unsanitary condition where the keeping of the animal results in an accumulation of fecal matter, an odour, insect infestation or rodent attractants which endanger the health of any person or animal, or which disturbs or is likely to disturb the enjoyment, comfort or convenience of any person.

15.6 No person shall cause, permit or allow an animal to be confined in a vehicle or other confined space without appropriate ventilation or left in a vehicle or other confined space if the weather conditions are not suitable for containment of an animal.

15.7 No person shall:

a) tease, torment, annoy, or abuse any animal; or,

b) untie, loosen or otherwise free an animal which is not in distress unless such person has the authorization of the owner.

15.8 In addition to any other remedy, an officer may give to an animal's owner an Order where the officer has reason to believe that the owner has failed to comply with any part of this section.

15.9 Where an officer has reasonable and probable grounds to believe that an animal is in distress or is likely to be in distress, an officer may require the owner to cause the animal to be examined and treated by a Veterinarian at the owner's expense.

15.10 An Order shall include the following information:

a) particulars of the reasons for which the Order was given; and,

b) particulars of the things the owner is required to do to remedy the issue.

15.11 An owner to whom or to which an Order is given shall forthwith comply with the Order.

#### **16.0 PROHIBITED ANIMALS**

16.1 No person shall own, harbour, possess, keep, sell or offer for sale any

animal listed below as a pet or for any other purpose or for any period of time.

- a) all non-human primates (such as gorillas and monkeys);
- b) all felids, except the domestic cat;
- c) all canids, except the domestic dog;
- d) all mustelids (including but not limited to skunks, weasels, otters badgers, etc.) except the domestic ferret;
- e) all marsupials (including but not limited to kangaroos, sugar gliders and opossums);
- f) all bats, raccoons, squirrels;
- g) all ursids (bear);
- h) all hyaenas;
- i) all snapping turtles;
- j) all elephants;
- k) all snakes of the families pythonidae and boidae;
- l) all poisonous or venomous snakes;
- m) all poisonous or venomous arachnids (including but not limited to spiders);
- n) all poisonous or venomous lizards;
- o) all crocodylians (including but not limited to alligators and crocodiles);
- p) any endangered species as defined by the Canadian Wildlife Service; or
- q) any other animal that Council deems to be necessary.

16.2 Notwithstanding Section 16.1, the prohibition shall not apply to:

- a) circuses;
- b) premises operated by the Ontario Society for the Prevention of Cruelty to Animals, Georgian Triangle Humane Society or a Town owned or operated pound;
- c) a veterinary hospital or premises under the control of a licenced veterinarian;
- d) anyone holding a licence under any statute of the Legislature of Ontario or the Government of Canada, which permits the keeping of animals under stated conditions;
- e) any animal being displayed or exhibited for a set period of time in a Town sanctioned event which is operated in accordance with all by-laws of the Town; or,
- f) the premises of an Institution of Education where such animals are being kept for research, study or teaching purposes, or on premises registered as Research Facilities under the *Animals for Research Act*, R.S.O. 1990, c. A.22, as amended.



5. That the second paragraph under DISPOSAL OF DOGS be numbered accordingly (Section 18.2).
6. That this By-law comes into full force and effect upon being enacted by Council.

READ AND FIRST AND SECOND TIME this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

READ AND THIRD TIME AND PASSED, this \_\_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
E. Anderson, Mayor

\_\_\_\_\_  
C. Giles, Town Clerk

DRAFT