

THE CORPORATION OF THE TOWN OF WASAGA BEACH

BY-LAW NUMBER 2009 -104

**A BY-LAW TO AMEND BY-LAW #2002-63
(BEING A BY-LAW TO REGULATE AND CONTROL ANIMALS WITHIN THE
TOWN OF WASAGA BEACH) OF THE CORPORATION OF THE TOWN OF
WASAGA BEACH**

WHEREAS By-Law #2002-63 passed the 12th day of November 2002, a By-Law to provide for the Licensing, Regulation, Registration and Prohibition of certain types of Animals within the Town of Wasaga Beach.

AND WHEREAS it is deemed necessary and expedient to amend the said By-Law to implement an appeal process under Section 6.0;

NOW THEREFORE, the Council of The Corporation of The Town of Wasaga Beach enacts as follows:

1. **THAT** By-Law #2002-63, Section 2.0 – Definitions, is hereby amended by adding the following:
 - 2.20 **“CAO”** means the Chief Administrative Officer for the Town of Wasaga Beach and/or his/her designate.
 - 2.21 **“Clerk”** means the Town Clerk for the Town of Wasaga Beach and/or his/her designate.
2. **THAT** By-Law #2002-63, Section 6.0 Restrictions is hereby amended by adding the following:
 - 6.8 **Section 6.1 Exemption**
 - 6.8.1 Any person who owns, controls, possesses, boards or harbours more than two (2) dogs upon establishing residency on any property within the Town of Wasaga Beach may apply in writing to the Clerk for an exemption to Section 6.1.
 - 6.8.2 The Clerk may authorize an exemption to section 6.1 subject to such terms and conditions as are necessary to give effect to this by-law, if the Clerk refuses the exemption, the applicant may appeal the decision of the Clerk to the CAO. The Clerk shall notify the applicant in writing of his/her decision and inform the applicant of his right of appeal.

6.9 Appeal of Exemption Refusal

6.9.1 Any person who has been denied an exemption under Section 6.8 may file an appeal in writing to the CAO within seven (7) days of receipt of notification of the Clerks decision. The CAO may authorize an exemption to Section 6.1 subject to such terms and conditions as are necessary to give effect to this by-law. The CAO shall notify the applicant in writing of his/her decision and that decision will be final and no further right of appeal will be granted.

3. This By-Law shall come into full force and take effect upon passing.

Read a first, second and third time and finally passed this 24th day of November, 2009.

MAYOR

CLERK