

The Corporation of the Town of Tecumseh

By-Law Number 2005 - 43

Being a by-law to provide for the removal of dog excrement on public property in the Town of Tecumseh

Whereas Section 11(1) 9 of the Municipal Act 2001, S.O. 2001 c.25, and amendments thereto, provides that By-laws may be passed by the Councils of local municipalities respecting animals;

And Whereas, complaints have been received by members of Council and Administration regarding dog excrement being left on municipally owned property including parks, sidewalks, boulevards, etc.;

And Whereas the Council of The Town of Tecumseh deems it appropriate to pass a By-law for requiring any person who owns or harbours a dog, except for such class or classes of physically handicapped persons as may be set out in the By-law, to remove forthwith excrement left by the dog in any municipally owned areas including parks, sidewalks, boulevards, etc.,

Now Therefore the Council of The Corporation of The Town of Tecumseh enacts as follows:

1. **That** That in this By-Law,
 - a) "Blind Person" means a person who becomes of blindness and is dependent on a guide dog or a white cane;
 - b) "Handicapped Person" means a person who is permanently confined to a wheelchair or restricted to the permanent use of crutches or braces; and
 - c) "Harbour" shall include having care or control of a dog.
 - d) "Owner" when used in relation to a dog, includes a person who possesses or Harbours the dog and, where the Owner is a minor, the person responsible for the custody of the minor.
2. **That** every Owner of a dog shall remove forthwith excrement left by such dog on any municipally owned property, in the Town of Tecumseh, which shall include, but not be limited to the public road allowances, highways, boulevards, shoulders, walkways and trails, sidewalks and parks.
3. **That** the provisions of Section 2 do not apply to a Blind Person or Handicapped Person.

4. **That** every Owner who contravenes any of the provisions of this by-law is guilty of an offence and shall, upon conviction thereof, forfeit and pay a penalty of not more than five hundred dollars (\$500.00) exclusive of costs and every such fine is recoverable under the Provincial Offences Act, R.S.O. 1990.
5. **That** any portion of any by-law inconsistent with this by-law is hereby repealed.
6. **That** this by-law shall come into force and take effect on the day of the final passing thereof.

Read a first, second, third time and finally passed this 24th day of May, 2005.

Gary McNamara, Mayor

Laura Moy, Clerk