

**The Corporation of the City of Pembroke**

**By-Law Number 2025-85**

**Being a by-law to regulate the keeping and control of animals, or any class thereof, the animal identification system, licensing and restraint of dogs and cats and certain other aspects of animal control within the City of Pembroke**

Whereas Section 10(2.9) of the Municipal Act, S.O. 2001, C. 25 states that a single-tier municipality may pass by-laws respecting the following matters: animals; and

Whereas Section 103 of the Municipal Act, S.O. 2001, C. 25, provides that Council may pass by-laws regulating or prohibiting with respect to the being at large or trespassing of animals and may provide for the seizure and impounding along with the sale of impounded animals; and

Whereas Section 20 of the Animals for Research Act, R.S.O. 1990, c. A.22, provides for the impounding and sale or destruction of any cat or dog pursuant to the provisions thereof; and

Whereas Section 3(2) of the Dog Owners' Liability Act, R.S.O. 1990, c. D.16, provides for the protection of persons and property caused by getting bitten or attacked by a dog; and

Whereas Section 55 of the Community Safety and Policing Act, 2019, S.O. 2019, c.1, as amended, provides that a municipality may appoint persons to enforce by-laws of the municipality; and

Whereas Section 82 of the Game and Fish Act, R.S.O. 1990, c. G.1, provides for the prohibition of keeping or harboring of wild animals;

Now Therefore the Municipal Council of the Corporation of the City of Pembroke Enacts as Follows:

**1. Definitions:**

As used in this by-law, the following terms shall have the meaning hereinafter ascribed to them:

"Abandon" means the failure to provide necessary care and proper living conditions for animals whether voluntary or involuntary. This includes inadequate food, shelter and/or medial attention leading to sever consequences for the animals involved.

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

"Animal Control Officer" means a person appointed or employed by the Corporation of the City of Pembroke for the purposes of supervising all animal husbandry matters within the limits of the City of Pembroke and shall also be appointed a Municipal By-law Enforcement Officer responsible for the enforcement and provision of this by-law and related Provincial Offences by authority of the Community Safety and Policing Act, 2019, S.O. 2019, c.1, as amended.

"Animal Shelter" means any premises authorized by the Corporation for the purpose of quarantines, impounding, caring of and lawful adoption.

"At Large" – any animal will be deemed to be at large when it is off the property of its owner and not under physical control.

"Bite" means an action with the mouth of any dog or cat on any person or animal that result in contact.

"Cat" shall mean any feline over the age of three (3) months of any domesticated cat or crossbreed domesticated cat.



“Corporation” shall mean the City of Pembroke.

“Dangerous Dog” shall mean any dog which demonstrates the disposition or tendency to be threatening or aggressive and which poses a concern for the well-being or safety to another animal or to a human.

“Dog” shall mean *Canis Familiaris*, male or female, over the age of three (3) months and shall not include wolf or fox or any other wild or part wild species of *Canis Familiaris*.

“Excessive” shall mean, any animal sound which, in the opinion of the Animal Control Officer, police officer or any other person appointed to carry out enforcement of this by-law, is persistent and excessive that unreasonably disturbs the peace, quiet and/or comfort of any person in the vicinity.

“Exhibit” means an exhibition of animals permitted and/or prohibited by this by-law.

“Feral Cat” means an unsocialized outdoor cat and tends to be fearful of people and keeps its distance from humans.

“Immunization” shall mean to protect against disease by annual inoculation of immunizing serums and vaccines.

“Kennel” shall mean any person, group of persons, partnership or corporation engaged in the commercial business of breeding, buying, selling, or boarding of dogs and cats.

“Leash” includes any form of lead or restraint which does not exceed one point eight (1.8) meters in length and has the capability to control an animal from annoying, bothering, or irritating persons or other animals.

“Microchip” shall mean an object which may be permanently implanted in a dog by injection or surgical procedure, which is programmed to store a permanent identification number and is capable of relaying stored information to a scanning device.

“Medical Officer of Health” means the Medical Officer of Health for the County of Renfrew or authorized assistants acting under his or her authority.

“M.N.R. Dog” means a dog trained specifically for the Ministry of Natural Resources.

“Muzzle” means a humane fastening or covering device of adequate strength placed over a dog’s mouth to prevent it from biting without interfering with the breathing, panting or vision of the dog or with the dog’s ability to drink.

“Nuisance Animal” shall mean any animal found to be causing a common nuisance, irritation, annoyance or bother to other persons or other animals.

“Owner” means any person who possesses, keeps, feeds, or harbors an animal and, where the owner is a minor, the person responsible for the custody of the minor. Also includes a caregiver.

“Police Officer” means a police officer with the Ontario Provincial Police (OPP).

“Pet” shall include cat or dog, or both, and any other common animal, fish or bird that may be kept as a pet that is not prohibited in this by-law.

“Pet Shop” means any person, group of persons, partnership or corporation operating an establishment where live animals, birds and fish are kept other than those listed in Appendix “A” of this by-law are kept for retail as pets.

“Petting Zoo” means a collection of animals that are for display.

“Physical Control” means the restraint of an animal by the owner or person having care and custody of the animal, by means of a leash, chain, cord, enclosure or other



device or manner sufficient to prevent the animal from running at large, attacking or causing annoyance to any person, animal or property.

“Police Dog” means a dog trained specifically for police duties as deemed by the OPP.

Pound – shall mean such premises and facilities designated by the Corporation of the City of Pembroke which is used for the temporary housing and care of animals (canines – dogs or cats and felines – cats) that have been impounded pursuant to this by-law;

Pound Keeper – shall mean a person, persons, association or society appointed by the Corporation of the City of Pembroke to maintain and administer the pound.

“Prohibited Animal” shall mean any animal or category of animal that is forbidden to be kept or raised in the City of Pembroke as listed in Appendix “A” to this by-law.

“Protective Custody” means the temporary, time-limited keeping of an animal by the Pound Keeper as a result of an eviction, incarceration or fire or medical emergency or any other situation that the Chief Administrative Officer deems appropriate.

“Public Utility Emergency Vehicle” means the vehicle used by the Animal Control Officer, or his/her designate, while on duty.

“Registered Period” shall mean the period from January 1 to December 31 of which year with an extended period to March 15 of the next year which shall be an extension of the prior year registration period to allow owners of animals that were registered in the prior year to purchase new pet tags.

“Service Animal” means an animal that is trained by a recognized school for service as a guide dog for the blind or visually-impaired, a guide dog for the deaf or hearing-impaired, or special skills dog for other disabled persons and includes an animal used in therapy, registered with a recognized organization for that purpose.

“Sterilized Animal” shall mean any spayed/neutered dog or cat that is in support of such certificate from a licensed veterinarian.

“Veterinarian” shall mean a member of the College of Veterinarians of Ontario.

“Veterinary Hospital” shall mean any establishment maintained and operated with a licensed veterinarian for the diagnosis and treatment of diseases and injuries of animals and birds.

“Vicious Animal” shall mean any animal that displays vicious tendencies such as growling, baring of teeth, charging, or lunging, attacking, or biting a person or other domestic animal.

## **2. Enforcement**

The provisions of this by-law shall be enforced by the Corporation, its servants, agents, workmen, employees, or any of them.

## **3. Keeping of Animals**

- a) Except as provided herein, no person shall keep, raise or sell any animal identified under Appendix “A” to this by-law on any property or in any building or structure on such property within the limits of the City of Pembroke.
  - i. Any such classifications or types of animals as listed in Appendix “A” that have been found, seized, or apprehended in any property or in any building or structure on such property within the limits of the City of Pembroke shall be considered the property of the City of Pembroke. The City of Pembroke reserves all options to itself when in possession of any such classifications or types. Any such classifications or types in



the possession of the City may at the City's sole discretion, be placed into the care of an accredited zoo for the purposes of continuing life or destroying said classifications or types.

- ii. The City of Pembroke, its employees, agents, servants, and the Animal Control Officer shall not be held liable for damages or compensation for any classification or type listed in Appendix "A" that has been seized under the provisions of this by-law and no damages or compensation of any type or for any reason shall be paid to any individual, group, business, or corporation by the City of Pembroke.
- b) No person shall own, keep, harbour, or possess any animal that is found repeatedly to be a nuisance animal on any property or in any building or structure on such property within the limits of the City of Pembroke.
- c) Every person who keeps, owns, or cares for an animal in the City of Pembroke shall ensure that such animal is provided with:
  - i. A clean and sanitary environment free from accumulation of fecal matter;
  - ii. Adequate and appropriate care necessary for its general welfare, food, water, shelter, protection from the elements including the sun and harmful temperatures, medical attention, and opportunity for physical activity sufficient to maintain good health.
- d) Every person who keeps, owns, or cares for an animal in the City of Pembroke shall ensure that such animal is not kept under conditions where an accumulation of fecal matter, odour, insect infestations, or rodent attractants may disturb or is likely to disturb the enjoyment, comfort or convenience of a person or may endanger the health of a person or animal.
- e) No person shall allow an animal to be left alone in a vehicle.
- f) The Animal Control Officer shall have the authority to seize or impound any animal from a person found to be in contravention of the provisions outlined in this section of the by-law.
- g) No person shall permit a prohibited animal, as described in Appendix "A", to be a large within the boundaries of the City of Pembroke.

#### **4. Licensing and Animal Identification System:**

- a) The owner/caregiver of every dog three (3) months of age or older, within three (3) days of his/her becoming such, shall cause it to be licensed with a valid pet tag, numbered, and described with the City, which provision shall be called the Animal Identification System.
- b) The owner/caregiver of every cat three (3) months of age or older within three (3) days of his/her becoming such, shall cause it to be registered with a valid pet tag, numbered, and described with the City, which provision shall be called the Animal Identification System.
- c) The Pet License and Registration fees are listed in the City of Pembroke's User Fee and Charges By-law. Such license and registration shall expire on December 31<sup>st</sup> of each year and shall be renewed annually prior to March 31<sup>st</sup> of each year.
- d) The owner/caregiver of every dog or cat shall not claim such dog or cat to be sterilized when such cat or dog is not sterilized, and wrongful claiming shall subject the owner or harbinger to the penalty provided for in this by-law.
- e) Upon payment of the required fee, the owner shall be furnished with a tag for each dog or cat owned by him with a serial number and the year in which it was issued marked thereon and the owner shall keep said tag securely fixed on the dog or cat for which it was issued at all times during the year and until



he procures a tag for the following year. A record shall be kept by the Licensing Officer showing the name and address of the owner and the serial number of the tag. In the event that a tag is lost, the person to whom it was issued shall immediately claim another from the License Issuer and shall pay the sum set out in the City of Pembroke's User Fee and Charges By-law.

- f) Every owner or harbourer of a dog or cat shall obtain a tag and keep it securely fixed on this dog or cat and shall not affix the tag upon a dog or cat other than the dog or cat for which the said tag was issued. Affixing a tag upon a dog or cat other than the dog or cat for which the said tag was issued shall subject the owner or the harbourer of the penalty provided for in this by-law.
- g) Section 4 of this by-law does not apply to police dogs during the course of fulfilling its duties.
- h) Section 4 of this by-law does not apply to M.N.R. dogs during the fulfillment of its duties.

## **5. Kennels:**

- a) Every person who owns, operates, or conducts a kennel for pure breed dogs which is registered with the National Kennel Club pursuant to the Statutes of Ontario enacted in that behalf, shall be located in the proper zone under the City of Pembroke's Zoning By-law and pay to the City of Pembroke, immediately following the first day of January in any year, a license fee as set out in the City of Pembroke's User Fee and Charges By-law. Each dog kept shall be licensed by the Corporation with the exception of pups that have not been weaned yet.
- b) If there is a change of ownership of a kennel during the license year the new owner must purchase a new license.
- c) For the purposes of this by-law:
  - i. No person shall keep kennels for the breeding of dogs other than as set out in Section 5 (a) of this by-law within the limits of the City of Pembroke without first having received a license so to do. Upon applying for a license to be issued, the applicant shall file with the Treasurer a certificate from the Renfrew County and District Health Unit dated within ten (10) days of the application setting out that the quarters where the kennels for the breeding and boarding of dogs meet the health requirements and whether or not the keeping of such animals as set out in the application for a permit would constitute a nuisance to other residents in the City of Pembroke.
  - ii. The Chief Administrative Officer of the City of Pembroke, upon any application under Section 5 (c) (i), may issue the required license but if he/she does not issue such license at the request of the applicant, he/she shall refer the application to the Council of the City of Pembroke at its next regular sitting and the Council may, at its discretion, grant or refuse the issuing of a permit hereunder.
  - iii. Any license which may be issued pursuant to an application under Section 5 (c) (i) shall expire on the 31<sup>st</sup> day of January in the year following the issuing of such permit and the same requirements for the original application will apply.
- d) The City's Animal Control Officers shall be permitted to conduct an annual inspection of the kennel to ensure all conditions associated with the kennel are being upheld.



## **6. Immunization**

No person who resides within the City of Pembroke shall own or harbour any dog or cat over the age of six (6) months without immunization for rabies and such rabies that is current.

This section shall be jointly enforced by the Medical Officer of Health pursuant to the provisions of the Health Protection and Promotion Act, R.S.O. 1990, c. H.7, as amended, and the Animal Control Officer for the City of Pembroke pursuant to the provisions of this by-law.

## **7. Impoundment:**

- a) Dogs and/or cats found running at large, stray and/or abandoned shall be taken up by the agents of the Corporation and impounded in the pound for the City of Pembroke and there confined in a humane manner for a period of not less than three (3) days, exclusive of the day of impoundment and exclusive of holidays and may thereafter be disposed of in a humane manner if not claimed by their owners. Animals not claimed by their owners at the expiration of three (3) days shall become the property of the Pound Keeper.
- b) Sick or injured dogs or cats found at large and taken up by the agents of the Corporation shall not be placed into the animal shelter to save harm to other animals and possible contamination of the pound facility. A quick attempt shall be made by the agents to find the owner. If the owner is not ascertainable during the attempt the agent may seek medical attention for the animal.
- c) The City of Pembroke or its animal control Agents will not pick up or impound feral cats.
- d) Dogs or cats found at large by an Animal Control Officer or any Police Officer that poses a threat to the safety of persons or other animals may be destroyed forthwith.
- e) Animals found pursuant to an animal owner's eviction, incarceration, or as a result of fire or medical emergency, or for any other situation that the Chief Administrative Officer deems appropriate shall be taken up by the agents of the Corporation and impounded in the pound for a maximum of five (5) days. The owner of the dog and/or cat shall be charged the current per diem sheltering fee and all costs for required veterinary medical care, when animals are redeemed. Further at the end of the five (5) day of the protective custody period, unless other arrangements are agreed to between the owner and the City, treat such animals as day-one impounded animals.
- f) The owner shall be entitled to regain possession of any impounded animal except as hereinafter provided in the cases of certain animals, upon compliance with the license or identification provisions of Section 4 of this by-law and the payment of impoundment fees set forth in Section 8 of this by-law.
- g) Any animal impounded under the provisions of this by-law and not reclaimed by its owner within three (3) days or five (5) days (if under protective care), exclusive of the day of impoundment and exclusive of any day the pound may be closed during the impoundment, may be humanely destroyed by the Pound Keeper or placed in the custody of some person deemed to be a responsible and suitable owner who will agree to comply with the provisions of this by-law and such other regulations as shall be fixed by the Corporation.
- h) The Pound Keeper shall hold the animal for a minimum of three days or five days (if under protective care), excluding the day of impoundment and statutory holidays. The Animal Control Officer and/or the Pound Keeper shall make three documented attempts to notify the owner on different days within the holding period. If unclaimed, the animal becomes the property on the



Pound Keeper and may be made available for adoption or other disposition per shelter policy. Both the Pound Keeper and the Animal Control Officer shall maintain documentation records for minimum of 2 years.

## **8. Impoundment Fees**

Any animal impounded hereunder may be reclaimed provided the owner pays the required fees to the Pound Keeper.

Impoundment fees and such additional sums as required for the keeping of animals, shall be collected by the Pound Keeper, and retained by it to help defray the costs of keeping such animals.

## **9. Restraint**

- a) No owner or person shall allow, permit or cause an animal to create a nuisance or disturbance by:
  - i. excessively barking;
  - ii. biting;
  - iii. excessively howling;
  - iv. chasing, barking or biting at motor vehicles;
  - v. chasing, barking or biting at bicycles;
  - vi. chasing, barking or biting at persons; or,
  - vii. causing damage when running at large;
  - viii. causing damage to commonly shared property.
- b) Any such person who owns or possesses any animal that is a nuisance as defined in this by-law and has breached this by-law with convictions recorded shall be subject to the penalty provided. The C.A.O. for the City of Pembroke shall order the subject animal out of the City of Pembroke or provide conditions under which the owner must abide by to allow the animal to stay in the City. If the owner of the subject animal can prove the nuisance behavior has been corrected the Animal Control Officer may permit re-entry of the subject animal. Any person who possesses such animal not having permission to re-enter the City of Pembroke shall be subject to the penalty provided for in this by-law.
- c) No person who owns, keeps, harbors, or possesses any animal shall allow it to trespass on private property even when on a leash.
- d) No owner or person shall allow, permit or cause an animal to run at large. An animal shall be deemed to be running at large if found in any place other than that of its owner/keeper and not under the physical control of any person.
- e) No person who owns, keeps, harbors or possess any animal shall allow it to run on City-owned property except when on a leash or within the City's designated Dog Park or other non-leash areas as may be designated by Council. The annual permit fee for the City's Dog Park or other areas is listed in the City of Pembroke's User Fee and Charges By-law.
- f) For the purposes of this by-law, the following shall be prohibited:
  - i. Any person who owns, keeps, harbors, or possesses any animal which defecates on a public, commonly shared or private property, other than that of the said owner or keeper thereof, shall forthwith clean up after it.
  - ii. No person who owns, keeps, harbors, or possesses any animal shall allow a build up of animal fecal matter on the property where the animal is kept and where it becomes offensive to other members of the community.
- g) No person shall control a dog while off its property with a leash that is not held by the person in his or her hand or is not securely affixed to some immovable



structure other than private property from which the dog cannot escape and that such leash does not exceed 1.8 m in length.

## **10. Outdoor Dogs**

- a) No person shall allow an animal to remain outdoors during extreme weather, except for brief walks or brief period of exercise, unless the animal has access to an animal enclosure that will adequately protect the animal from the elements.
- b) Every owner of a dog shall ensure that the animal enclosure meets the following requirements:
  - i) the enclosure must be weather-proofed and insulated;
  - ii) the size and design of the enclosure must be adequate and appropriate for the dog;
  - iii) maintained in good repair;
  - iv) be adequately ventilated; and
  - v) contain adequate amount of clean, dry bedding material.

## **11. Dangerous or Vicious Dog Restriction**

- a) No person shall keep a dangerous or vicious animal within the limits of the Corporation and any owner, keeper or harbourer of such animal found to be fierce, dangerous, or vicious shall be dealt with under The Dog Owners Liability Act, R. S.O. 1990, c. D.16.
- b) Dangerous dogs may include, any individual dog which:
  - i) Has on one or more occasions bitten or attacked a person or domestic animal;
  - ii) Has on one or more occasions behaved in a manner that poses a menace to the safety of persons or domestic animals;
  - iii) When an owner/caregiver of the dog has on one or more occasions failed to exercise reasonable precautions to prevent the dog from:
    - i. Biting or attacking a person or domestic animal and/or
    - ii. Behaving in a manner that poses a menace to the safety of persons or domestic animals.
- c) Where an owner is served with a dangerous dog order to comply pursuant to, the owner shall, at the owners' expense and for the life of the dangerous dog ensure:
  - i. The dangerous dog is muzzled at all times when off the owner's property;
  - ii. The dangerous dog is not permitted to enter into a designated lease-free area of a City park at any time;
  - iii. That a dangerous dog tag is purchased from the City, the dangerous dog tag fee, as stated in the City's User Fees and Charges By-law, is paid and the dangerous dog is wearing the dangerous dog tag provided by the City at all times;
  - iv. That a warning sign is posted on the owners' private property in the form and location required by the Chief Administrative Officer;
  - v. That the dangerous dog is microchipped;
  - vi. That arrangements are made with the City to enable the City to collect a photograph of the dangerous dog and any other necessary identifying information; and
  - vii. That the dangerous dog receives training in the form required by the Chief Administrative Officer within 90 days of the order to comply being served on the owner.
  - viii. An owner shall provide proof of compliance to the satisfaction of the Chief Administrative Officer within 14 days of achieving compliance with each of the following requirements:
    - a) The microchipping requirement and
    - b) The training requirement.



## **12. Report of Bite Cases:**

It shall be expected that every Physician or other practitioner shall report the names and addresses of persons treated for bites inflicted by animals, together with such other information as will be helpful in rabies control to the Renfrew County and District Health Unit.

## **13. Responsibilities of Veterinarians:**

It shall be the duty of every licensed veterinarian to report to the Renfrew County and District Health Unit his or her diagnosis of any animal observed by them as a rabies suspect.

## **14. Exemptions:**

### **a) Special Circumstances for Circuses, Exhibitions, and other Like Shows**

Where an exhibition, circus, traveling show, petting zoo or any other like show that has prohibited animals, as defined in Appendix "A" of this by-law, requests entry into City limits for the purpose of public display of such animals it must first:

- i. Request, in writing, at least thirty (30) days prior to the intended date of entry to the Chief Administrative Officer for the City of Pembroke, permission to enter the City with prohibit animals for the said purpose.
- ii. With written approval from the Chief Administrative Officer of the City of Pembroke, be furnished with a permit from the City of Pembroke for the said purpose.
- iii. To pay a non-refundable fee to the City of Pembroke for the permit issued by the Chief Administrative Officer.
- iv. Provide proof of an up-to-date Comprehensive Insurance Policy indicating Public Liability and Property Damage coverage acceptable to the City and reflecting coverage of at least Two Million Dollars.
- v. Be subject to reasonable inspections before, during and after the display concerning the animals in their containment, proximity of the animals to the public and any other concerns that may arise by the Animal Control Officer.
- vi. Be in full conformance of all federal, provincial and municipal laws governing the possession, keeping and transportation of the subject animals being used in the said function in the City as well as where the subject animals are being kept on a permanent basis.
- vii. Be accredited by Canada's Accredited Zoos and Aquariums (C.A.Z.A.) or the American Zoo and Aquarium Association; and
- viii. Not exceed three consecutive days within the City for the said function unless authorized by the Chief Administrative Officer for the City of Pembroke.

### **b) Hospitals, Clinics**

Hospitals, clinics, and other premises in operation with licensed veterinarians for the care and treatment of animals are exempt from the provisions of this by-law, except where such duties are expressly stated.

### **c) Non-Resident Animals**

- i. The licensing and pet identification system of this by-law shall not apply to any animal belonging to a non-resident of the City and kept within the City for not longer than thirty (30) days provided such animals shall, at all times while in the City, be kept within a building or vehicle, or be



under restraint by the owner. No person shall keep, harbour, or possess a non-resident animal that has not been duly immunized at the resident municipality for the current year.

- ii. Any person who owns, keeps, harbors, or possesses any non-resident animal within the limits of the City of Pembroke shall ensure valid immunization and identification papers are kept with the animal at all times while in the City. Should the requirements of Section 14 (c) (i) and (ii) be ignored, the owner, keeper, harbourer, or possessor shall be subject to the penalty provided for in this by-law.

d) Police Dogs

Section 9 of this by-law does not apply to Police dogs during the fulfillment of their duties.

e) Ministry of Natural Resources Dogs

Section 9 of this by-law does not apply to M.N.R. dogs during the fulfillment of their duties.

f) Animal Control Services

This bylaw shall not apply to Animal Control Services.

g) Animal Shelter used by City

This bylaw shall not apply to the animal shelter utilized by the City.

h) Permitted Reptiles and Amphibians

Section 3 (a) of this by-law does not apply to the sale, keeping or raising of the following list of reptiles and amphibians, provided these reptiles and amphibians do not exceed a full-grown length of 1 foot (12 inches/30 centimetres):

Reptiles: Agamids, Anoles, Leopard geckos, Newts, Salamanders,  
Amphibians: Horned frogs, Mantilla Frogs, Pacman Frogs, Tree Frogs

## 15. Inspections and Orders

- a) For the purposes of this section, the Animal Control Officer or a Police Officer is authorized to seize and impound any animal in contravention of the by-law and to deliver it to a pound or shelter facility designated by the municipality.
- b) For the purpose of ensuring compliance with this by-law, the Animal Control Officers or Police Officers may, at all reasonable times, enter upon and inspect any property to determine whether or not the following are being complied with:
  - i) this By-law;
  - ii) a direction or order made under this by-law; or
  - iii) a prohibition order made under s. 431 of the Municipal Act, S.O. 2001, c. 25.
- c) Animal Control Officers or Police Officers may, for the purposes of the inspection under Section 15(b);
  - i) require for inspection, the production of documents or things relevant to the inspection;
  - ii) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
  - iii) require information in writing or otherwise as required by the officer from any person concerning a matter related to the inspection; and
- iv) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.



d) If an officer is satisfied that a contravention of this by-law has occurred, the officer may make an order requiring the person who contravened the By-law and/or who caused or permitted the contravention and/or the owner or occupier of the premises on which the contravention occurred, to discontinue the contravening activity.

e) An order under Section 15(d) shall set out:

- i) reasonable particulars of the contravention adequate to identify the contravention and the location of the premises on which the contravention occurred;
- ii) the work or actions to be completed; and
- ii) the date or dates by which there must be compliance with the order.

f) Any cost incurred by the City in exercising its authority to inspect under this section including but not limited to the cost of any examination, test, sample or photograph necessary for the purposes of the inspection, shall be paid by the owner or occupant of the property where the inspection takes place. Such costs may be recovered by the Corporation in like manner as property taxes.

g) If an animal is found in contravention to this by-law, the Pound Keeper is contacted in advance to confirm space availability, as well as information is provided to the Pound Keeper regarding animal description, circumstances of seizure and known owner information (if available).

## **16. Offences and Fines:**

Any person who contravenes any provision of this by-law is guilty of an offence. Every person who is convicted of an offence under this by-law is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended. and upon conviction shall forfeit and pay the fine for such offence as provided for under Section 61 of the Provincial Offences Act, R.S.O. 1990, c. P.33.

When a person has been convicted of an offence under this by-law the Ontario Court of Justice or the Ontario Provincial Court may, in addition to any other penalty imposed on the person convicted, make an order prohibiting the continuation or repetition of the offence by the person convicted.

Where a person contravenes the same provision of this by-law twice or more within one 12-month period, the fine in respect to the second or more contravention is double the amount specified in respect of that provision. Repeat incidents involving the same owner/address will be reviewed by the municipality to determine if additional enforcement measures, ie. Dog Owners' Liability Act and/or Part III of the Provincial Offences Act, are required.

Where there is more than one owner of an animal, they are jointly and several liable and thus all owners can be charged.

## **17. Repeals:**

That By-law 2021-75 and any other by-law inconsistent with the provisions contained in this by-law are hereby repealed.

## **18. Severability:**

If any part of this by-law shall be held void such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this by-law.

19. This by-law shall come into force and take effect upon the date of the final passing thereof.



Passed and enacted this 2<sup>nd</sup> Day of December, 2025



Ron Gervais  
Mayor



Victoria Charbonneau  
Clerk



## Appendix "A" to By-law Number 2025-85

It is prohibited to keep or raise any domestic animal, farm animal, wild animal, exotic animal, amphibian (except as permitted by Section 14 (i)), reptile (except as permitted by Section 14 (i)), arachnid, fish, or insect including any tamed or domesticated wild animal or part wild animal on any property or in any building or structure on such property within the limits of the City of Pembroke that is included in this appendix hereunder and therefore it is prohibited to keep or raise:

1. All protected or endangered animals being all animals, native or non-native, whose possession or sale is prohibited because they are designated or protected or endangered pursuant to an international, federal, or provincial law, regulation, rule, or agreement, unless the animal has been obtained in accordance with international, federal, or provincial law as applicable, and if the animal is not identified in Appendix "A".
2. All dogs, other than domesticated dogs (*canis familiaris*), including but not limited to wolf, fox, coyote, hyaena, dingo, jackal, raccoon dog, bush dog, and any hybrid offspring of a wild dog and domesticated dog.
3. All cats, other than domesticated cats (*felis catus*), including but not limited to lion, tiger, leopard, ocelot, jaguar, puma, panther, mountain lion, cheetah, wild cat, cougar, bobcat, lynx, serval, and any hybrid offspring of a wild cat and domesticated cat.
4. All bears, including but not limited to polar, grizzly, brown and black bear.
5. All fur bearing animals of the family Mustelidae, including but not limited to weasel, martin, mink, badger, ermine, skunk, otter, pole cat, wolverine, except the domestic ferret (*putorius furo*).
6. All Procyonidae, including but not limited to raccoon, kinkajou, cacomistle, cat bear, panda, and coatimundi.
7. All carnivore mammals of the family Viverridae, including but not limited to civet, mongoose and angente.
8. All bats (*chiroptera*).
9. All nonhuman primates, including but not limited to monkey, ape, chimpanzee, gorilla, and lemur.
10. All squirrels (*sciuridae*).
11. Reptiles (*reptilia*):
  - a. All helodermatidae (gila monster and Mexican bearded lizard);
  - b. All front fanged venomous snakes, even if de venomized, including but not limited to:
    - i. All Viperidae (viper, pit viper);
    - ii. All elapidae (cobra, mamba, krait, coral snake);
    - iii. All atractaspididae (African burrowing asp);
    - iv. All hydrophiidae (sea snake); and
    - v. All laticaudidae (sea krait).
  - c. All venomous mid or rear fanged, duvernoy-glanded members of the family colubridae even if de venomized;
  - d. Any member of the family boidae;
  - e. Any member of the family Pythonidae.



- f. Any member of the family Varanidae including but not limited to white throated monitor, the water monitor, the komoda monitor or dragon, the bornean earless monitor, the Nile monitor, and the crocodile monitor.
12. Birds (aves):
- a. All predatory or large birds (Accipitridae, cathartidae), including but not limited to eagle, hawk, falcon, owl, vulture, and condor.
  - b. All Anseriformes, including but not limited to ducks, geese, and swans.
  - c. All Galliformes, including but not limited to pheasants, grouse, guinea fowl, and turkeys.
  - d. All Struthioniformes, including but not limited to flightless ratitis such as ostriches, rheas, cassowaries, emus, and kiwis, and
  - e. All Columbiformes, including but not limited to pigeons.
13. All arachnida, chilopoda, and venomous arthropods, including but not limited to centipede, spider, and scorpion.
14. All large rodents (rodentia) including but not limited to gopher, muskrat, paca, groundhog, marmat, beaver, prairie dog, and porcupine.
15. All even toed ungulates (artiodactyla), including but not limited to domestic sheep, antelope, giraffe, and hippopotamus.
16. All odd toed ungulates (perissodactyla), including but not limited to domesticated horses, zebra, rhinoceros.
17. All marsupials, including but not limited to tasmanian devil, bandicoot, kangaroo, wallaby, possum, wombat, koala bear, cuscus.
18. All sea mammals (cetacean, pinnipedia and sirenia), including but not limited to dolphin, whale, seal, sea lion, and walrus.
19. All elephants (proboscides).
20. All hyraxes (hyracoidean).
21. All pangolin (Pholidota).
22. All sloth and armadillo (edental).
23. All insectivorous mammals (insectivore), including but not limited to aardvark (tubulidentata), anteater, shrew, otter shrew, mole, and hedgehog.
24. All gliding lemurs (dermoptera).
25. All dangerous fish, including but not limited to piranha, electric eel.
26. All insects, including but not limited to cockroaches, ants, bees.
27. All prohibited pit bull dogs (not grandfathered).
28. All other venomous, poisonous, or constricting animals.



## Appendix “B” – Set Fines

### Prescribing Standards for the Regulation of the Animal Control By-law Within the City of Pembroke Part 1 Provincial Offences Act

Item Number	Column 1 Short Form Wording	Column 2 Provisions creating or defining offence	Column 3 Set Fines
1	Keep/raise/sell prohibited animal	Section 3 (a)	\$650.00
2	Own/keep/harbour/possess a nuisance animal	Section 3 (b)	\$600.00
3	Fail to keep/own/care for an animal in a clean/sanitary environment	Section 3 (c) (i)	\$250.00
4	Fail to keep/own/care for an animal by providing adequate food/water/shelter/physical activity	Section 3 (c) (ii)	\$250.00
5	Leave animal unattended in vehicle	Section 3(e)	\$250.00
6	Prohibited animal at large	Section 3(g)	\$650.00
7	Fail to license dog	Section 4 (a)	\$150.00
8	Fail to register cat	Section 4 (b)	\$150.00
9	Claiming dog or cat sterilized when it is not	Section 4 (d)	\$300.00
10	Transferring tag to unlicensed dog or cat	Section 4 (f)	\$175.00
11	Keeping a kennel without a license	Section 5 (c) (i)	\$200.00
12	Own/harbour dog or cat without immunization for rabies	Section 6	\$250.00
13	Allow animal to become a nuisance by barking	Section 9 (a) (i)	\$150.00
14	Allow animal to become a nuisance by biting	Section 9 (a) (ii)	\$600.00
15	Allow an animal to become a nuisance by howling	Section 9 (a) (iii)	\$200.00
16	Animal a nuisance by chasing/barking/biting at motor vehicles	Section 9 (a) (iv)	\$200.00
17	Animal a nuisance by chasing/barking/biting at bicycles	Section 9 (a) (v)	\$200.00
18	Animal a nuisance by chasing/barking/biting at persons walking or riding on any street	Section 9 (a) (vi)	\$200.00
19	Animal a nuisance by causing damage when running at large	Section 9 (a) (vii)	\$200.00
20	Animal a nuisance by causing damage to commonly shared property	Section 9 (a) (viii)	\$150.00
21	Fail to obtain permission to allow animal to re-enter City	Section 9 (b)	\$600.00
22	Animal trespassing on private property	Section 9 (c)	\$150.00
23	Animal running at large	Section 9 (d)	\$150.00
24	Fail to control animal with secure leash	Section 9 (e)	\$200.00
25	Fail to clean up animal excrement forthwith	Section 9 (f) (i)	\$200.00
26	Allow build-up of animal fecal on property where animal is kept	Section 9 (f) (ii)	\$300.00



Item Number	Column 1 Short Form Wording	Column 2 Provisions creating or defining offence	Column 3 Set Fines
27	Leave animal outdoors for extended period in extreme weather	Section 10 (a)	\$300.00
28	Fail to provide an adequate animal enclosure	Section 10 (b)	\$300.00
29	Keep a dangerous/vicious animal in City	Section 11(a)	\$650.00

NOTE: The penalty provision for the offences indicated about is Section 16 of City of Pembroke's By-law 2025-85 and Section 61 of the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended.