

Diane Trotter (15)  
Nickel Centre CSC  
Onaping CSC  
Chellmsford CSC  
Valley East CSC  
Walden CSC  
E. Stankiewicz  
N. Charette  
R. Siddie (2)  
Tom Davies CSC

**BY-LAW 2002-285**

**BEING A BY-LAW OF THE CITY OF GREATER SUDBURY  
TO REGULATE THE KEEPING OF ANIMALS AND THE  
REGISTRATION OF DOGS AND CATS**

**WHEREAS** Subsections 210.8, 210.9, 210.10 210.11 and, inclusive of the *Municipal Act*, R.S.O. 1990, c. M.45, as amended, allows municipalities to pass By-laws regulating leashing; removal of excrement left by a dog; muzzling and leashing of dogs;

**AND WHEREAS** Subsections 210.13 and 210.4 of the *Municipal Act* allows municipalities to prohibit or regulate the running at large of dogs and of animals other than dogs, and the impound and sale thereof;

**AND WHEREAS** Subsection 210.1 of the *Municipal Act* allows municipalities to pass By-laws for prohibiting and regulating the keeping of animals or any class thereof, within the municipality or defined areas thereof;

**AND WHEREAS** Subsection 210.5 of the *Municipal Act* allows municipalities to pass By-laws for providing for animal identification systems;

**AND WHEREAS** the Council of the City of Greater Sudbury deems it advisable to enact such a by-law;

**NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY  
HEREBY ENACTS AS FOLLOWS:**

**PART I - GENERAL**

Interpretation

1. In this By-law:

“animal” includes any mammal, bird or reptile, other than a dog or cat;

“animal control officer” means a person appointed by Council as a Municipal By-law Enforcement Officer to enforce the provisions of this By-law and includes a police officer;

“at large” means to be found in any place other than the premises of the owner of the dog or cat and not under the control of a person in such a manner as to prevent escape;

“cat” means a male or female feline of any breed of domesticated cat or cross-breed of domesticated cat;

“cat tag” means a cat tag issued pursuant to this By-law;

“City” means the City of Greater Sudbury;

“control” includes care and custody;

“Council” means the Council of the City of Greater Sudbury;

“dog” means a male or female of the domesticated canine species;

“dog tag” means a dog tag issued pursuant to this By-law;

“dwelling unit” means one or more rooms connected together as a self-contained, separate unit in the same building comprising all or part of the building and constituting an independent housekeeping unit for residential occupancy by persons with facilities for persons to sleep, cook and eat and including its own sanitary facilities;

“keeps” means to own, keep, harbour, maintain or feed a cat, dog, or animal;

“microchip” means an approved “Canadian Standard” encoded identification device implanted into a dog or cat which contains a unique code that permits or facilitates access to owner information, including the name and address of the owner, which is stored in a central data base;

“muzzle” means a humane fastening or covering device over the mouth of a dog and of sufficient strength to prevent the dog from biting;

“owner” includes any person who keeps, possesses, harbours a dog, cat or animal and, where the owner is a minor, the person responsible for the custody of the minor and “owns” has a corresponding meaning ;

“police work dog” means a dog trained to aid law enforcement officers and used by such officers in the execution of their duties;

“premises” means the entire lot on which a single dwelling unit building or a multi-dwelling unit building is situate;

“public property” includes all lands owned by the City, any local boards, any corporations owned or controlled by the City or the Nickel District Conservation Authority and includes all Crown lands;

“Registrar ” means the person authorized by this By-law to administer and enforce this By-law, and where applicable, shall be deemed to include an agent appointed by the Registrar to perform that task or exercise that power under this By-law; and

“tag” in reference to a dog means a dog tag, and in reference to a cat means a cat tag.

#### Registrar

**2. -(1)** The Manager of By-law Enforcement for the City shall be the Registrar pursuant to this By-law.

(2) The Registrar may, from time to time appoint in writing such agents as he or she may consider necessary and subject to such limitations as the Registrar may specify in the appointment. The Registrar may revoke any such appointment in writing for such reason as the Registrar in his or her sole discretion may determine.

(3) Any person who is appointed by the Registrar to be an agent and who is not a City employee shall be entitled to be paid a commission of Two Dollars for each dog or cat registered by the agent under this By-law.

### Application

3. Except as otherwise provided, this By-law shall apply to every person in the City of Greater Sudbury.

## **PART II - DOG AND CATS**

### Requirement to Register

4.-(1) Except as provided to the contrary in this By-law, every owner of a dog or cat shall register the dog or cat with the Registrar on or before January 1<sup>st</sup> in each year that he or she is the owner of that dog or cat.

(2) Subject to Subsection 4(3), every person who becomes the owner of a dog or cat after January 1<sup>st</sup> in any year, shall register the dog or cat with the Registrar within 7 days of becoming the owner of the dog or cat and on or before January 1<sup>st</sup> in each year thereafter.

(3) Despite Subsections 4(1) and 4(2), no person need register a dog or cat before the dog or cat reaches the age of 8 weeks. The onus of proof of the age of the dog or cat shall rest with the owner.

(4) Subsection 4(1) shall not apply to the owner of a cat who resides in a dwelling unit in an area which is zoned "agricultural" pursuant to the applicable zoning by-law provided the property on which the dwelling unit is located is used for agricultural uses, as defined in the applicable zoning by-law .

(5) The registration of a dog or cat shall expire upon the earliest of:

- (a) the transfer of ownership of the dog or cat for which it was issued;
- (b) death of the dog or cat for which it was issued; and
- (c) December 31<sup>st</sup> of the year in which it was issued.

## Registration Process

5-(1) Every person who applies to the Registrar to register a dog or cat , shall:

- (a) provide the name, address, telephone number of the owner of the dog or cat,
- (b) provide a description of the dog or cat;
- (c) provide the name of any animal clinic with which the dog or cat is registered;
- (d) disclose whether or not the dog or cat has a microchip implanted;
- (e) provide such other information or documentation as may be required by the Registrar;
- (f) unless subject to an exception under Subsection 5(2) or 5(3) shall pay a registration fee of \$30.00 to register the dog or cat for that calendar year; and
- (g) if registering the dog or cat after January 31<sup>st</sup>, in any year, shall pay a surcharge of \$10.00, unless the dog or cat was registered after January 31<sup>st</sup> for a reason identified in Subsection 4(2) or 4(3).

(2) The registration fee otherwise payable by an owner to register a dog or cat will be reduced to \$15 provided the applicant provides at the time of registration, evidence satisfactory to the Registrar that:

- (a) the applicant became the owner of the dog or cat after October 1<sup>st</sup>, in the year of registration;
- (b) the applicant became a resident of the City after October 1<sup>st</sup>, in the year of registration;
- (c) the dog or cat reached the age of eight weeks after October 1<sup>st</sup>, in the year of registration, as the case may be;
- (d) the owner of the dog or cat is 65 years of age or older; or

(2) (e) the dog or cat has been spayed or neutered. A certificate signed by a veterinarian shall be satisfactory evidence, but the Registrar may accept such other evidence as the Registrar in his or her sole discretion may determine.

(3) The registration fee otherwise payable to register a dog shall be reduced to nil provided the owner of the dog produces to the Registrar, at the time of registration, evidence satisfactory to the Registrar that the dog is:

- (a) a seeing eye dog and is used in that capacity by the owner of the dog or by a minor child forming part of the family of the owner of the dog;
- (b) a hearing ear dog and used in that capacity by the owner of the dog or by a minor child forming part of the family of the owner of the dog; or
- (c) a police work dog.

(4) No registration fee or any part thereof shall be refunded for any reason.

#### Issue of Dog Tag/Cat Tag

**6-(1)** Upon the applicant providing all information and documentation required by the Registrar, and paying the appropriate registration fee, the Registrar shall register the dog or cat and shall issue to the applicant a dog tag or a cat tag as the case may be, which bears a unique serial number, shows the year of issue and such other information as may be determined by the Registrar.

(2) Every owner of a registered dog or cat shall advise the Registrar in writing within 7 days thereafter, of:

- (a) a change of address or phone number of the owner of the dog or cat or of the animal clinic which cares for the dog or cat; and
- (b) the death or sale or other transfer of ownership of the dog or cat.

(3) The Registrar shall have the right to cancel the registration of a dog or cat in the event that the registration fee is not paid in full, through error, as a result of a cheque being returned marked Not Sufficient Funds, a credit card charge being refused or for any other reason.

Dog /Cat to Wear Tag

**8-(1)** Every owner of a dog, whether or not that dog has a microchip implanted and every owner of a cat which does not have a microchip implanted shall, subject to subsection 8(2) keep the tag securely fixed on the dog or cat for which it was issued, at all times during the year of issue.

(2) Despite Subsection 8(1), an owner need not keep the tag on his or her dog or cat:

- (a) while the dog or cat is within the dwelling unit or on the premises of its owner;
- (b) in the case of a dog, while the dog is being lawfully used for hunting in the bush, and the licence is produced upon request of an Animal Control Officer; or
- (c) where a veterinarian has determined it is necessary to remove the tag for medical treatment of that dog or cat.

(3) No person shall remove a tag from a dog or cat without the consent of the owner thereof.

(4) No person shall attach a tag to a dog or cat other than the dog or cat for which it was issued.

(5) Every tag issued by the Registrar remains the property of the City and in the event the registration of a dog or cat is cancelled by the registrar, the tag shall be surrendered to the Registrar.

### Replacement Tags

9. The Registrar shall issue a replacement dog tag or cat tag to the owner of a registered dog or cat upon application of the owner, provision of evidence satisfactory to the Registrar that the tag was lost or damaged and payment of the fee of \$5.00 for the replacement tag.

### Registrar's Records

10. (1) The Registrar shall maintain records of all dog tags, cat tags and replacement tags issued by the Registrar in each calendar year and shall update such records as additional information is received pursuant to Subsection 6(2).

(2) The records under Subsection 10(1) shall include: the name, address and phone number of the owner of the dog or cat; a description of the dog or cat; the particulars of any microchip implanted in the dog or cat; the serial number of the dog tag or cat tag issued for that dog or cat; the fee paid; the particulars of any evidence provided in support of a fee reduction; and such other information as the Registrar in his or her sole discretion determines to be necessary.

### **PART III- NUMBERS OF DOGS AND CATS - LIMITED**

11.-(1) Except as otherwise provided in this By-law, no person shall keep or permit in or about any dwelling unit or premises more than two dogs or more than four cats, provided however, that the combined maximum of dogs and cats together shall not exceed four.

(2) Notwithstanding subsection 11(1) a person may keep or permit in or about a dwelling unit or premises :

- (a) a maximum of three dogs temporarily in a dwelling unit for a continuous period not exceeding forty-eight hours; or



- (2) (b) a maximum of five cats temporarily in a dwelling unit for a continuous period not exceeding forty-eight hours; or
  - (c) not more than 4 dogs or 6 cats on a property which is zoned for "agricultural" use under the Zoning By-law for that area, and which is used for agricultural purposes as defined in the relevant Zoning By-law for the area.
- (3) Subsections 11(1) and 11(2) shall not apply to dogs or cats under the age of eight weeks.
- (4) Notwithstanding subsection 11(1), a person may keep about a dwelling unit or premises every dog or cat which was duly licenced in accordance with an animal control by-law which was in effect the day before the effective date of this By-law in the area in which the dwelling unit or premises is located, until the earliest of the death of the dog or cat; the owner otherwise disposes of the dog or cat; or the owner fails to register the dog or cat in accordance with this By-law.
- (5) It shall be the responsibility of the owner of the dog or cat claiming an exemption from Subsection 11(1) to substantiate the entitlement to the exemption claimed.

#### **PART IV - DOGS AND CATS RUNNING AT LARGE**

**12.** No owner of a dog or cat shall cause, allow or permit a dog or cat he or she owns to run at large within the limits of the City.

**13.** A dog or cat shall be deemed to be running at large for the purposes of this by-law if it:

- (a) is not within the dwelling unit or on the premises of its owner or on private property with the consent of the owner of that private property;
- (b) is not under the effective control of a responsible person; and

(c) is not on a leash of not more than 2 metres in length which is held by that responsible person.

14. No owner shall allow or permit his or her dog or cat to trespass on private property whether on a leash or not.

#### **PART V - SEIZE AND IMPOUND**

15.-(1) Subject to subsection 15(2), an Animal Control Officer may seize and impound any dog or cat found running at large.

(2) A dog shall not be considered to be running at large if it is a police work dog, and is being used in the course of police duties, or it is a hunting dog accompanied by the owner or other responsible adult and is actively engaged in hunting or training for hunting, on unposted land or on posted land with the permission of the owner.

(3) An Animal Control Officer may enter on any private property with the consent of the owner of the property, for the purpose of catching any dog or cat running at large.

(4) Where, in the opinion of the Animal Control Officer, a dog or cat seized under subsection 15(1) is injured or should be destroyed without delay for humane reasons or for reasons of safety to persons or animals, the Animal Control Officer or his or her designate or agent, despite subsection 15(5) may kill the dog or cat in a humane manner as soon after seizure as he or she thinks fit without permitting any person to reclaim the dog or cat or without offering it for sale and no person shall be entitled to recover damages or compensation on account of its killing.

(5) Subject to Subsection 15(4), any dog or cat seized by an Animal Control Officer under this By-law shall be impounded for 3 days from the time of its impoundment, exclusive of the day on which the dog or cat was impounded, and days on which the impound centre is closed, provided however, that if the dog seized is a female dog in heat, the dog shall be impounded until the earlier of the day the dog is no longer in heat and 21 days.

(6) During the impound period referred to in subsection 15(5), the owner of the dog or cat shall be entitled to redeem the dog or cat upon:

- (a) payment of the impound fee and board fee in an amount determined in accordance with Schedule "A" to this By-law;
- (b) payment of any veterinarian fees incurred by the City for the well-being of the dog or cat; and
- (c) registering the dog or cat in accordance with this By-law if there is no evidence the dog or cat is already registered.

(7) If the dog or cat is not redeemed within the time frame specified in subsection 15(5), the City may dispose of the cat or dog as it sees fit without liability to any person for the disposition of the dog or cat or the manner thereof.

#### Protective Care

**16.-(1)**The Registrar is authorized, upon request of a police officer, to impound a dog or cat for protective care purposes, pursuant to an incarceration, fire, medical emergency or for any other situation that the Registrar deems appropriate and to keep such animals for a maximum of five days.

(2) In the event that the owner of the dog or cat impounded for protective care does not claim the dog or cat and pay the impound fees, board fees and veterinarian fees in accordance with Schedule "A" to this By-law, within five days, then on the sixth day, the dog or cat shall be deemed to have been impounded as running at large in accordance with Section 15 and time under subsection 15(5) shall begin to run.

Impound Fees etc.

17. Where a dog or cat is seized and impounded, or impounded for protective care, the owner, if known, shall be liable for the impound fees, board fees and veterinarian fees in an amount determined in accordance with Schedule "A" to this By-law, whether the dog or cat is claimed from the pound or not and shall pay all fees on demand by the Animal Control Officer. Any amount not paid shall be a debt to the City and recoverable as such. In appropriate humanitarian circumstances, as determined by the Registrar, the Registrar, may, in his or her discretion, waive all or part of the impound fees, board fees and veterinarian fees, or provide for delayed or instalment payments of same,.

**PART VI - STOOP AND SCOOP**

18. Subject to Section 19, every person who owns or keeps a dog or cat shall forthwith remove and dispose of excrement left by the dog or cat on any public road or on any property in the City other than unimproved public property.

19. Section 18 shall not apply to a person who owns or uses a seeing-eye dog registered with the Canadian National Institute for the Blind.

**PART VII - NOISE**

20. The owner of a dog or a cat shall not permit or allow the dog or cat to make or continue to make any sound which has the effect of disturbing the peace, quiet, comfort or repose of any individual.

## PART VIII -VICIOUS DOG

21.-(1) No owner of a dog shall permit his or her dog to attack without provocation or to bite a person or domestic animal.

(2) Where the Registrar is informed upon written complaint, and is satisfied that a dog has attacked without provocation or bitten a person or domestic animal, and has further been provided with satisfactory evidence as to the name and address of the owner of the dog, the Registrar shall serve notice on the owner of the dog that the dog is deemed to be a vicious dog and requiring the owner to comply with any or all of the requirements set out in Subsections 21(4) and 21(5).

(3) Service of notice that a dog has been deemed a vicious dog may be effected on the person who shows in the City's records as the owner of the dog, or where the dog does not appear to be registered pursuant to this By-law, on such other person who appears to be the owner of the dog. Service may be effected by personal service, by mail or by posting up in a conspicuous place at the address shown in the records of the City as the address for the owner of the dog, or where the dog is not registered under this By-law, at such address as appears to be the address of the owner of the dog. Service of the notice shall be effective upon the date that personal service is effected, or where served by mail or by posting, shall be deemed effective on the third day after mailing or posting as the case may be.

(4) Every owner of a vicious dog shall at all times when the vicious dog is not in the owner's dwelling unit but otherwise within the boundaries of the owner's premises, ensure that the

- (a) the vicious dog is muzzled so as to prevent it from biting a person or domestic animal; and
- (b) the vicious dog is securely leashed on a leash which does not allow it to go beyond the property line of the owner's lands.

(5) Every owner of a vicious dog shall at all times when the vicious dog is not within the boundaries of the owner's premises:

(a) keep the vicious dog under the effective control of an adult person on a leash held by the person; and

(b) keep the vicious dog muzzled.

(6) Every owner of a vicious dog shall notify the Registrar within two working days of any change in ownership or residence of the vicious dog and provide the Registrar with the new address and telephone number of the owner.

(7) Where the owner of a vicious dog is informed that his or dog has been deemed to be a vicious dog, the owner may, within 14 days of such notice, request in writing a hearing by Council or committee established for that purpose and Council may exempt the owner from the muzzling or leashing requirement, or both such requirements or may modify the conditions for muzzling or leashing.

(8) The notification that a dog is a vicious dog is effective from the date it is served, even if a hearing before Council is requested by the owner of the dog affected.

## PART IX - ANIMAL KEEPING

22.-(1) Except as provided in this Part, no person shall keep any animal other than a dog or cat within the City.

(2) This Part shall not apply to any veterinarian hospital, pet store, Science North or Laurentian University's educational or research divisions.

(3) Nothing herein shall give any person any right to keep animals where such is prohibited by any Zoning By-law in effect from time to time governing the property on which the animals are being kept.

(4) In the event that any set-back requirements set out herein are inconsistent with the requirements set out in the Zoning By-law in effect from time to time governing the property in question, the requirements of the By-law which are more onerous shall prevail.

### Rabbit Keeping

23. Despite Section 22 a person may keep not more than six (6) rabbits over the age of 8 weeks in any dwelling unit or premises in the City provided such person ensures:

- (a) that any rabbit routinely kept outside is kept in a rabbit hutch:
  - (i) constructed such that the ground floor of the rabbit hutch is not less than 0.5 metres above ground level;
  - (ii) constructed in such a way as to prevent escape by the rabbit;
  - (iii) located at a distance not less than 12 metres from any dwelling unit, shop or store not occupied by the person keeping the rabbits; and
  - (iv) located at a distance of not less than 1.2 metres from the property line.
- (b) all refuse and waste matter from any rabbit hutch is disposed of daily in a proper and sanitary manner and no such refuse or waste matter is burned or stored; and
- (c) all food for the rabbits is maintained in a rodent proof container.

### Pigeons - Keeping

**24. (1)** Despite Section 22 a person may keep not more than 10 pigeons in a dwelling unit or premises within the City provided such person ensures that:

- (a) the pigeons are confined in a pigeon loft;
- (b) any building which is erected, used or maintained as a pigeon loft for the housing of pigeons:
  - (i) has interior walls which are smoothly finished and painted;
  - (ii) is constructed in such a way as to be rodent proof;
  - (iii) has a floor which is at least one half metre (0.5) above ground level;
  - (iv) is constructed in such a manner as to prevent the escape of the pigeons therefrom;
  - (v) is located at a distance of not less than 12 metres from any store, shop, dwelling unit or apartment building not occupied by the owner;
  - (vi) is located at a distance of not less than 1.2 metres from the property line;
- (c) the inside walls of any building which is erected, maintained or used as a pigeon loft for the housing of pigeons are washed, cleaned or calcimined on the inside at least every six months;
- (d) the floor of any building which is erected, maintained or used as pigeon loft for the housing of pigeons is properly washed each week with water and soap and detergent whether the floor is constructed of wood or concrete;
- (e) all refuse and waste matter from the pigeon loft is disposed of daily in a proper and sanitary manner and no such refuse or waste matter is burned or stored; and
- (f) pigeons are not permitted to escape from or leave the pigeon loft at any time.



Tippler - Homing - Racing - Pigeons

25. Despite Sections 22 and 24, nothing in this By-law shall be deemed to prohibit any person who is a member of an organized and generally recognized pigeon club from keeping any number of tippler, homing or racing pigeons provided the person ensures:

- (a) he or she complies with the provisions of paragraphs 24 (a) - 24(e) inclusive:
- (b) the tippler, homing or racing pigeons:
  - (i) are given liberty for not more than one hour in each forenoon and one hour in each afternoon; and
  - (ii) are banded with an identifying leg band issued by the organized and generally recognized pigeon club to which the person belongs.

Mice, Rats, Guinea Pigs, Hamsters, Gerbils, Ferrets

26.-(1) Despite Section 22, a person may keep on a dwelling unit and premises in the City not more than a total of six (6) of any combination of mice, rats, guinea pigs, hamsters and gerbils, provided same are housed in and kept in an escape proof enclosure.

(2) Despite Section 22, a person may keep on a dwelling unit and premises in the City not more than two ferrets, provided same are housed in and kept in an escape proof enclosure.

Snakes, Lizards

27. Despite Section 22, a person may keep on a dwelling unit and premises in the City, not more than two non- venomous snakes and two non-venomous lizards provided same are housed in and kept in an escape proof enclosure.

#### Household Birds

28. Despite Section 22, a person may keep on a dwelling unit and premises in the City, not more than a total of six of any combination of: domestic cardinals, finches, budgies, bulbuls, canaries, tanagers, amazons, cockatoos, onures, macaws, parakeets, cockatiels, lorikeets, touracos, toucans, orioles, mynahs, magpies, barbets, ascaris, pied hornbills or cock-of the-rocks, provided same are housed in and kept in an escape proof enclosure.

#### Horses, Domestic Fowl, Cattle, Goats, Swine, Mink, Sheep and Mules

29. Despite Section 22 any person may keep horses, domestic fowl, cattle, goats, swine, mink, sheep or mules or similar livestock, provided such are kept on a property appropriately zoned for such purpose by the governing zoning bylaw in effect from time to time for that property.

### **PART X - ENFORCEMENT**

30. Every person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction is liable to pay a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P.33.

### **PART XV - SCHEDULE'**

31. Schedule "A", being a Schedule of Impound Fees, attached hereto is hereby incorporated into and forms a part of the within By-law.

## **PART XVI - SHORT TITLE AND REPEAL**

**32.** This By-law shall be known as the By-law for the Control and Regulation of Dogs, Cats and other Animals

**33.** The following by-laws are hereby repealed:

- (a) By-laws 81-60, 81-164, 81-170, 85-26, 85-96, 85-215, 86-232, 92-22, 95-04, 97-25 and Chapter 203 and Chapter 213 of the Municipal Code of the former City of Sudbury;
- (b) By-laws 73-9, 73-17, 75-9, 76-17, 80-11, 81-10, 83-10, 94-7, 95-3 and 96-3 of the former Town of Capreol;
- (c) By-laws 86-2, 87-6, 88-38, 91-37, 92-34, 96-41, 99-01 and 84-16 of the former Town of Nickel Centre;
- (d) By-laws 80-17, 80-16, 96-01, 91-10, 89-22 and 96-24 of the former Town of Onaping Falls;
- (e) By-laws 78-3, 88-12, 92-6, 93-15, 99-02, 93-38 and 94-14 of the former Town of Rayside Balfour;
- (e) By-laws 77-11, 82-10, 86-2, 89-9, 92-2, 96-16, 79-16, 81-19, 88-42, 90-41 and 90-57 of the former City of Valley East;
- (f) By-laws 82-198, 95-471, 95-472, 96-492 and 97-546 of the former Town of Walden; and
- (g) By-law 2001-18-A of the City of Greater Sudbury.

34. Where a By-law of a former local municipality of The Regional Municipality of Sudbury is repealed by this By-law, the repeal does not:

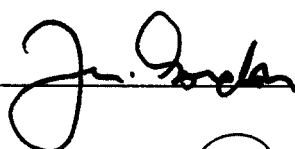
- (a) revive any By-law not in force or existing at the time of which the repeal takes effect;
- (b) affect the previous operation of any By-law so repealed;
- (c) affect any right, privilege, obligation or liability acquired, accrued, accruing, or incurred under the By-law so repealed;
- (d) affect any offence committed against any By-law so repealed or any penalty or forfeiture or punishment incurred in respect thereof; or affect any investigation, legal proceeding or remedy in respect of such privilege, obligation, liability, penalty, forfeiture or punishment.

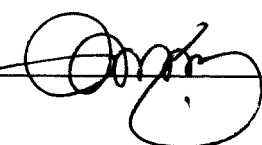
35. The repeal of a By-law under Section 33 hereof shall be deemed not to be or involve a declaration that the by-law was considered by the Council of the City of Greater Sudbury to have been previously in force.

36. The repeal of a By-law under Section 33 hereof shall be deemed not to be or to involve any declaration as to the previous state of the law.

37. This By-law shall come into effect and take force January 1<sup>st</sup>, 2003.

**READ AND PASSED IN OPEN COUNCIL** this 24th day of October, 2002.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Clerk

**SCHEDULE "A"**

**TO BY-LAW 2002-285**

**FEEES AND CHARGES**

**Pound Fees**

Impound fee	\$ 50.
Board fee per diem	10.
Any veterinary bill for the dog or cat in the amount incurred	