

THE CORPORATION OF THE TOWN OF CALEDON

BY-LAW NO. 2006-128

Being a by-law to repeal By-law 2003-112 and to designate a leash free park and to regulate the public use of the leash free park

WHEREAS the Council for The Corporation of the Town of Caledon wishes to designate a leash free park and to establish rules and regulations for the leash free parks;

AND WHEREAS subsection 11(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 authorizes municipalities to pass by-laws respecting, amongst other matters, matters in respect of parks and animals;

NOW THEREFORE the Council for The Corporation of the Town of Caledon ENACTS as follows:

1. For the purposes of this By-law "leash free park" shall mean a park that has been designated under this By-law as a park in which dogs, subject to the rules and regulations set out in this By-law, are permitted to run at large.
2. The lands outlined in a heavy black line on Schedule "A", attached to and forming part of this by-law, shall be and hereby are designated as a leash free park and shall be referred to as the "Caledon Leash Free Park".
3. The Caledon Leash Free Park shall be open for public use only during permitted hours displayed on a sign at the entrance to the Park.
4. Every dog that enters a leash free park must be accompanied by and be under the care and control of his or her owner or caregiver who shall be a minimum of 18 years of age or older, and shall be physically capable of controlling the dog.
5. No person shall have more than three dogs under his or her care and control in a leash free park at one time.
6. The child's parent or legal guardian shall accompany and supervise any child present in the leash free park.
7. No person shall permit a dog under his or her care and control to use a leash free park if:
 - (a) the dog may constitute a danger to other persons or dogs;
 - (b) the dog is likely to frighten other persons or dogs;
 - (c) the dog displays or has in the past displayed aggressive behaviour;
 - (d) the owner/caregiver has been advised by a police officer, provincial offences officer, municipal law enforcement officer or employee of the Town of Caledon that the dog is prohibited from using a leash free park;
 - (e) the owner/caregiver has been convicted of an offence related to the conduct of the dog under any federal or provincial legislation or municipal by-law, or
 - (f) an animal control officer has issued a threatening or dangerous dog order in respect of the dog.
8. Every person shall ensure before permitting a dog under his or her care and control to use a leash free park that the dog is:
 - (a) neutered or spayed;
 - (b) vaccinated and in good health;

- (c) older than six months;
 - (d) licensed with the Town of Caledon;
 - (e) wearing a collar with a tag attached to it that identifies the dog's name and the owner's telephone number; and
 - (f) leashed when the dog enters or leaves the park.
9. Every person permitting a dog or dogs under his or her care and control to use a leash free park shall:
- (a) carry with him or her a leash for each dog under his or her care;
 - (b) immediately remove a dog that shows aggressive behaviour toward people or other dogs;
 - (c) immediately remove a dog at the direction of a police officer, provincial offences officer, municipal law enforcement officer or employee of the Town of Caledon;
 - (d) ensure that the dog does not leave the leash free park while off his/her leash;
 - (e) ensure that the dog is under voice control and within visual sight at all times;
 - (f) forthwith remove any excrement left by the dog; and
 - (g) comply with all other applicable provisions of this By-law.
10. Every person who uses or enters a leash free park does so at his or her own risk.
11. When there is a conflict between By-law 2005-112 (the Park By-law) and this By-law in regard to the Caledon Leash Free Park, the provisions of this By-law shall prevail.
12. Animal Services of the Building & Enforcement Department is responsible for the administration and enforcement of this By-law.
13. Section 9 of By-law 2005-112 be and the same is hereby amended by the addition of the following subsection:
- "9 (15) lead or let loose any animal or fowl of any kind unless:
- (i) the animal is a dog which is on a leash no longer than 1.83 metres (6 feet) or
 - (ii) the animal is a dog which is in a designated leash free park and the owner or caregiver is in compliance with the applicable rules and regulation for leash free parks."

14. Every person who contravenes any provision of this By-law is guilty of an offence and is liable to a fine and any other penalties imposed pursuant to the Provincial Offences Act, as amended.

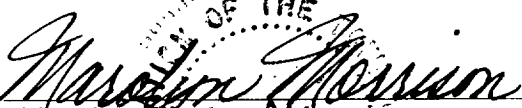
15. By-law 2003-112 be and the same is hereby repealed.


16. This By-law shall be referred to as the "Leash Free Park By-law".

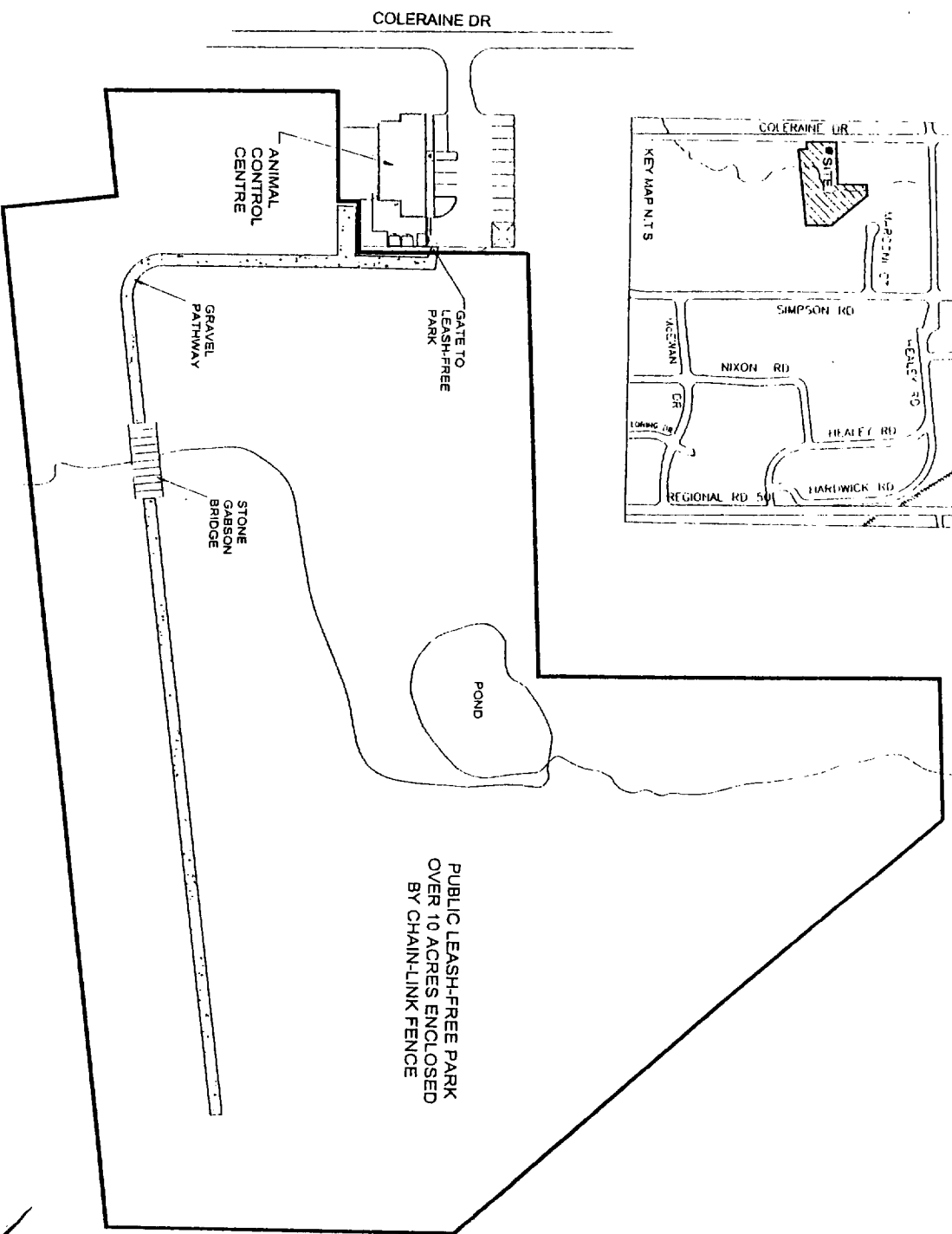
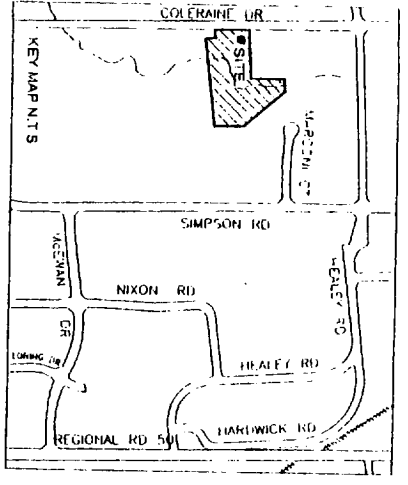
READ A FIRST, SECOND AND THIRD TIME

AND PASSED IN OPEN COUNCIL

THIS 12th DAY OF SEPTEMBER 2006


 Marolyn Morrison, Mayor


 Cheri Cowan, Clerk



SCHEDULE "A"
 BY-LAW No. 2906-128

CALEDON ANIMAL SHELTER
 12889 Coleraine Drive



DRAWN BY: D.S.
 FILE NO: 02-112
 DATE: Nov 16, 2003
 REVISED: