

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 053-2017

A By-law of the Corporation of the City of Vaughan to amend Licensing By-law No. 315-2005, as amended, to introduce licences for pet grooming establishments and pet shops, and to amend Animal Control By-law No. 53-2002, as amended, to allow for the inspection of such establishments, and to amend Fees and Charges By-law No. 171-2013 to establish a fee for licensing-related inspections.

WHEREAS section 8(1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that the powers of a municipality shall be interpreted broadly as to confer broad authority on a municipality to (a) enable it to govern its affairs as it considers appropriate, and (b) enhance its ability to respond to municipal issues;

AND WHEREAS section 11(3) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides for a lower-tier municipality and an upper-tier municipality to pass by-laws respecting matters that include animals and business licensing;

AND WHEREAS section 151(1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides for municipalities to provide for a system of licences with respect to businesses;

AND WHEREAS section 391(1) of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides for a municipality to impose fees or charges on persons for services or activities it provides and for the use of its property;

AND WHEREAS the Council of The Corporation of the City of Vaughan wishes to protect consumers, control nuisances, and protect the health and safety of the public and their pets, while also promoting economic growth, attracting investment, and creating jobs;

NOW THEREFORE the Council of The Corporation of the City of Vaughan **ENACTS AS FOLLOWS:**

1. Amend Licensing By-law 315-2005, as amended, as follows:

- (a) Delete the definitions for “Boarding”, “Boarding Facility”, “Boarding Facility Owner”, “Boarding Kennel”, “Kennel”, “Hobby Kennel”, “Domestic Animal Boarding Facility”, and “Pet Grooming Establishment”.
- (b) Delete all references in sections 19.0 to “Hobby Kennel” and “Commercial Kennel”, and amend the rest of the language in the section to accommodate the context.
- (c) Add the following definitions to section 2.1 Definitions:
- “Gross Floor Area” means the aggregate of the floor areas of all storeys of a building, measured to the exterior of the outside walls, but not including the areas of any cellar or car parking area above or below grade within the building or within a separate structure.
- “Kennel” means any premises, building, structure, dog run or other facility or part thereof where dogs, cats, other domestic animals, or any combination thereof, are kept for the purposes of breeding and selling of such dogs, cats or other domestic animals, or for the purposes of overnight boarding of owned animals;
- “Pet Grooming Establishment” means a building or part of a building in which animals are groomed and may also include pet obedience training, daily animal-sitting, or be accessory to a veterinary clinic or *Pet Shop*;
- “Pet Shop” means any building or part thereof where dogs, cats, other domestic animals, or any combination thereof, are either offered for adoption or sale.
- (d) Amend sections 19.1, 19.2, 19.3 and 19.4 by replacing every reference to “Boarding Facility” with “Pet Grooming Establishment and Pet Shop” or “Pet Grooming Establishment or Pet Shop”, as required by context.
- (e) Add subsection 19.3(6) as follows:
- (6) No Pet Grooming Establishment shall:
- (i) devote more than 30% of its *Gross Floor Area* to the retail of accessory products;

(ii) include any overnight boarding; or

(iii) perform any services that are not within a wholly enclosed building.

(f) Add the following fees, in alphabetical sequence, to Schedule “B” – Classes of Business

Licences and Fees:

CLASSES OF BUSINESS LICENCES	2017		2018	
	INITIAL FEE	RENEWAL FEE	INITIAL FEE	RENEWAL FEE
Pet Grooming Establishment	\$ 119	\$ 92	\$ 123	\$ 95
Pet Shop	\$ 119	\$ 92	\$ 123	\$ 95

2. Amend the Animal Control By-law No. 53-2002, as amended, as follows:

(a) Delete the definitions for “Kennel” and “Pet Shop”.

(b) Add the following definitions, in alphabetical sequence, to the section entitled “Definitions”:

“Kennel” has the same meaning as in Licensing By-law 315-2005, as amended, or its successor By-law.

“Pet Grooming Establishment” has the same meaning as in Licensing By-law 315-2005, as amended, or its successor By-law.

“Pet Shop” has the same meaning as in Licensing By-law, 315-2005, as amended, or its successor By-law.

(c) Replace Part 4, Section 4 with the following:

Notwithstanding Section 1 and 2, a person may keep more than the prescribed number of dogs and cats provided the person has obtained a licence for operating a *Kennel, Pet Grooming Establishment, or Pet Shop*, subject to the provisions of Licensing By-law 315-2005, as amended, or its successor By-law, and Zoning By-law 1-88, as amended, or its successor By-law.

3. Amend Consolidated Fees and Charges By-law No. 171-2013, as amended, as follows:

(a) Amend the fee for Kennel/Boarding Facility in Schedule "I", under By-law & Compliance Services, by deleting the words "Boarding Facility" such that the fee refers only to "Kennel Licence Inspection Fee".

(b) Add the following fee to Schedule "I", under By-law & Compliance Services:

	2017	2018
Pet Grooming Establishment Licence Inspection Fee	\$ 152	\$ 155
Pet Shop Licence Inspection Fee	\$ 152	\$ 155

4. This By-law comes into effect and force on the date enacted by City Council.

Enacted by City of Vaughan Council this 5th day of June, 2017.

Hon. Maurizio Bevilacqua, Mayor

Barbara A. McEwan, City Clerk

Authorized by Item No. 6 of Report No. 17
of the Committee of the Whole
Adopted by Vaughan City Council on
May 16, 2017.