



The Municipal Corporation of the Town of Fort Erie

BY-LAW NO. 27-12

BEING A BY-LAW TO APPOINT ANIMAL CONTROL OFFICERS OF THE FORT ERIE SPCA AS MUNICIPAL LAW ENFORCEMENT OFFICERS FOR THE TOWN OF FORT ERIE AND TO REPEAL BY-LAW NO. 1171-79

WHEREAS subsection 15(1) of the *Police Services Act*, R.S.O. 1990, c. P.15, provides that a municipal council may appoint persons to enforce the by-laws of the municipality, and;

WHEREAS subsection 15(2) of said *Act* further provides that municipal law enforcement officers are peace officers for the purpose of enforcing municipal by-laws, and;

WHEREAS subsection 1(1) of the *Provincial Offences Act*, R.S.O. 1990, c. P.33, provides that “provincial offences officer” means a municipal law enforcement officer while in the discharge of his or her duties, and;

WHEREAS By-law No. 1171-79 was passed by the Municipal Council of the Town of Fort Erie on the 13th day of November, 1979 to appoint a Pound Keeper and Municipal Law Enforcement Officers to enforce the provisions of By-law No. 1021-79 and any other like by-law under the provisions of the Dog Licencing and *Livestock and Poultry Protection Act* of the Corporation of the Town of Fort Erie, and

WHEREAS the Corporation of the Town of Fort Erie has entered into an agreement with the Fort Erie SPCA for the provision of animal control services, and

WHEREAS it is desirable to appoint Animal Control Officers of the Fort Erie SPCA, to be named by the Fort Erie SPCA from time to time, as Municipal Law Enforcement Officers for the Town of Fort Erie for the provisions of enforcing applicable animal and dog control related municipal by-laws;

NOW THEREFORE the Municipal Council of The Corporation of the Town of Fort Erie enacts as follows:

1. **THAT** the Fort Erie Society for the Prevention of Cruelty to Animals (Fort Erie SPCA) is hereby appointed Poundkeeper for the purposes of By-law No. 119-97 Being a By-law to Regulate, Restrict and Prohibit the Keeping and Running at Large of Dogs in the Town of Fort Erie, as amended.
2. **THAT** the following employees of the Fort Erie SPCA namely:

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|----------------|-------------|
| Wendy Trombley | Robyn Voyce |
| Ken Trombley | Melissa Ott |
| Mark Dickson | Robyn Brown |

are hereby appointed Municipal Law Enforcement Officers for the Corporation of the Town of Fort Erie for the provisions of enforcing By-law No. 119-97 Being a By-law to Regulate, Restrict and Prohibit the Keeping and Running at Large of Dogs in the Town of Fort Erie, as amended; By-law No. 146-2001 Being a By-law to Regulate and Prohibit the Keeping of Exotic Animals in the Town of Fort Erie, as amended; and By-law No. 176-2001 Being a By-law to Regulate Dangerous Dogs in the Town of Fort Erie, as amended.

3. **THAT** By-law No. 1171-79 is hereby repealed.
4. **THAT** pursuant to the provisions of Sections 23.1 to 23.5 inclusive of the *Municipal Act, 2001*, the Clerk of the Town of Fort Erie is hereby authorized to effect any minor modifications or corrections solely of an administrative, numerical, grammatical, semantical or descriptive nature or kind to the by-law or its schedules as such may be determined to be necessary after the passage of this by-law.

READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 19TH DAY OF MARCH, 2012.



MAYOR



CLERK

I, Carolyn J. Kett, the Clerk, of The Corporation of the Town of Fort Erie hereby certifies the foregoing to be a true certified copy of By-law No. 27-12 of the said Town. Given under my hand and the seal of the said Corporation this day of _____, 201 .
