

Dalhousie Non-Profit Housing Co-operative Inc.

# By- law NO. 20

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## PET BY-LAW

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Passed by the Board of  
Directors on \_\_\_\_\_.

Confirmed by the Members  
on \_\_\_\_\_.

## TABLE OF CONTENTS

<b>Article 1. About this Bylaw and Appendices .....</b>	<b>3</b>
1.1 Intent of this Bylaw.....	3
1.2 Definitions.....	3
<b>Article 2. Members' Rights and Responsibilities .....</b>	<b>3</b>
2.1 Permissible Pets .....	3
2.2 Member Responsibilities .....	3
2.3 Pet Limitations .....	4
2.4 Registration of Pets and Working Animals.....	4
2.5 Cleaning up after Pets .....	4
2.6 Controlling Animals.....	4
2.7 Authority to arrange for work .....	5
<b>Article 3. Dealing With Complaints .....</b>	<b>5</b>
3.1 Complaint procedure.....	5
3.2 Right to Evict .....	5
<b>Appendix A List of Prohibited Animals .....</b>	<b>7</b>

This By-law states the rights and responsibilities of Dalhousie Non-Profit Housing Co-operative Inc. and its members concerning the caring for and behaviour of pets.

## **ARTICLE 1: ABOUT THIS BYLAW AND APPENDICES**

### **1.1 Intent of this Bylaw**

In principle, Dalhousie Non-Profit Housing Co-operative Inc. believes that permitting pets to live within the Co-op is an asset to the community. This is partly due to the growing recognition of the therapeutic value of pets. However, for some members, animals cause fear. For yet other members, religious or cultural prohibitions mean that animals (especially dogs) must be tightly controlled. Therefore, out of respect for the rights of all Co-op members, the keeping of pets is a privilege, not a right of occupancy.

### **1.2 Definitions**

In this Bylaw, “Pet” shall mean “Animal” and “Animal” shall mean “Pet” except for Certified working animals (i.e. assistive dogs) which are not considered as “Pets” for the purpose of this policy.

## **ARTICLE 2: MEMBERS’ RIGHTS AND RESPONSIBILITIES**

### **2.1 Permissible Pets**

- a) Members are permitted domestic household pets. These include dogs, cats and contained animals such as fish, birds or gerbils.
- b) No exotic animals are allowed in the Co-op.

### **2.2 Member Responsibilities**

- a) Pet owners are responsible and liable for any damage cause by their pets to the owner’s unit, to common areas and to other members’ units or property.
- b) Any excessive (loud and/or prolonged) noise or nuisance caused by the member’s pet is the responsibility of the owner. The owner is expected to control both the noise and the pet’s behaviour subject to relevant provisions in the Co-op’s Occupancy Bylaw.
- c) Dogs and cats must be vaccinated for rabies before their first birthday, and yearly thereafter. Proof of vaccination must be provided to the co-op.

- d) Pet owners are encouraged to have their animals spayed or neutered.
- e) Pet owners are encouraged to use a vet recommended topical flea treatment if pets go outside or mix with other animals.

### **2.3 Pet Limitations**

- a) There will be a limit of two non-containted animals.
- b) If members have a number of pets that exceeds the limit, this can be considered by the Board, and management can encourage the board to adopt a resolution granting them exceptional status
- c) The Board of Directors will have the right to address members with animals which are proven to be dangerous or a nuisance.
- d) Members will not keep any animals in the unit that are included in the City of Ottawa's "Prohibited Animal" list, found in Schedule B of the Respecting Animal Care and Control By-Law 707 found in Appendix A of this bylaw, and will adhere to requirements set out in the Ontario Dog Owners Liability Act 157-05.

### **2.4 Registration of Pets and Working Animals**

It is mandatory that all pets and certified working animals be registered with the Co-op.

### **2.5 Cleaning up after Pets**

Immediate clean-up after pets is mandatory. All owners must follow the Stoop and Scoop Policy according to City of Ottawa By-Law #105-89 or as it is amended by the City from time to time.

Every owner of a dog shall remove from his or her premises, in a timely manner, feces left by such dog, so as not to disturb the enjoyment, comfort, convenience of any person in the vicinity of the premises. This is in accordance with the City of Ottawa's Respecting Animal Care and Control By-Law No. 2003 – 77.37

The decks are not permitted to be used for animal waste.

### **2.6 Controlling Animals**

Left unattended on the outside property of a members unit or common area, pets must be leashed or haltered or held in a proper container.

Under no circumstances may a dog or cat be left unattended in the front of a Unit or in a Common Area.

Pets are not permitted in common areas such as the Co-op Office, Meeting Room, or Laundry Room. Other common areas may be designated as no pet areas by the Board of Directors from time to time. Pets must be under the care and control of the owner/guardian when outside of their unit.

## **2.8 Guests' Pets**

Pets of guests will be subject to this Bylaw. Members will be held accountable for the behaviour of their guests' pets.

# **ARTICLE 3: DEALING WITH COMPLAINTS**

## **3.1 Complaint procedure**

Complaints about pets should normally in the first instance be made to the pet owners directly. If complaints continue, members may forward written complaints to the Board of Directors via the office.

Upon receipt of a complaint, the Board of Directors will send a notice outlining the complaint to the member in question. Upon receipt of a second complaint, the Board may meet with the member to talk about the complaint.

Complaints referring to the same occurrence on the same day and approximately the same time will be treated as one and the same offence.

## **3.2 Right to Evict**

If complaints regarding the pet continue and the Board deems the complaints legitimate, the provisions of the Occupancy Bylaw regarding eviction may be invoked.

PASSED by the Board of Directors and sealed with the corporate seal of the Co-op on (date).

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President

*(corporate seal here)*

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Secretary

CONFIRMED by at least two-thirds of the votes cast at a General Meeting of the Members on (date).

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President

*(corporate seal here)*

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Secretary

Draft

## ***Appendix A***

### ***List of Prohibited Animals***

(An extract from the Respecting Animal Care and Control  
By-Law No. 2003 - 77.)

- 1 All protected or endangered animals being all animals, native or non-native, whose possession or sale is prohibited because they are designated as 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 this Schedule.
- 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 polar, grizzly, brown and black bear.
- 5 All fur bearing animals of the family Mustelidae including, but not limited to weasel, marten, mink, badger, ermine, skunk, otter, pole cat, wolverine, except the domestic ferret (*Putorius furo*).
- 6 All Procyonidae, including raccoon, kinkajou, cacomistle, cat-bear, panda and coatimundi.
- 7 All carnivorous mammals of the family Viverridae including, but not limited to, civet, mongoose, and genet.
- 8 All bats (Chiroptera).
- 9 All non-human 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 Atractaspidae (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 or hybrid offspring of the family Boidae, including but, not limited to the common or green anaconda and yellow anaconda, save and except members of the family Boidae reaching an adult length of no greater than two (2) meters,
- (e) any member of the family Pythonidae, including but, not limited to the African rock python, the Indian or Burmese python, the Amethystine or scrub python, save and except members of the family Pythonidae reaching an adult length of no greater than two (2) meters,
- (f) any member of the family Varanidae, including but, not limited to the white throated monitor, the water monitor, the Komodo monitor or dragon, the Bornean earless monitor, the Nile monitor, the crocodile monitor, save and except members of the family Varanidae reaching an adult length of no greater than one (1) meter,
- (g) any member of the family Iguanidae, including the green or common iguana,
- (h) any member of the family Teiidae, including but not limited to the golden, common or black and white tegu,
- (i) all members of the family Chelydridae, including snapping turtle and alligator snapping turtle,
- (j) all members of the order Crocodylia, including, but not limited to alligator, caiman and crocodile,
- (k) all other snakes that reach an adult length larger than three meters, and
- (l) all other lizards that reach an adult length larger than two meters.

12 (1) Birds (Aves)

- (a) all predatory or large birds (Accipitrids, Cathartids), including but not limited to eagle, hawk, falcon, owl, vulture and condor,
  - (b) anseriformes including but not limited to ducks, geese and swans,
  - (c) galliformes including but not limited to pheasants, grouse, guinea fowl and turkeys, and
  - (d) struthioniformes including but not limited to flightless ratites such as ostriches, rheas, cassowaries, emus and kiwis.
- (2) Paragraphs (a) to (d) inclusive in subsection (1) do not apply if the birds are kept as livestock pursuant to Section 74 of this by-law.

13 Arachnida and Chilopoda

- (a) all venomous spiders including, but not limited to tarantula, black widow and solifugid, scorpion, save and except the exception of the following



species of tarantula: Chilean Rose (*Grammostola rosea*), Mexican Red-Knee (*Brachypelma smithi*), Pink-Toed (*Avicularia avicularia*), and

- (b) all venomous arthropods including, but not limited to centipede.
- 14 All large rodents (Rodentia), including, but not limited to gopher, muskrat, paca, groundhog, marmot, beaver, prairie dog, viscacha, and porcupine.
  - 15 All even-toed ungulates (Artiodactyla) other than domestic sheep, including but not limited to antelope, giraffe and hippopotamus.
  - 16 All odd-toed ungulates (Perissodactyla) other than domesticated horses (*Equus caballus*), including but not limited to zebra, rhinoceros and tapir.
  - 17 All marsupials, including but not limited to, Tasmanian devil, bandicoot, kangaroo, wallaby, opossum, wombat, koala bear, cuscus, numbat and pigmy, sugar and greater glider.
  - 18 Sea mammals (Cetacea, Pinnipedia and Sirenia), including but not limited to, dolphin, whale, seal, sea lion and walrus.
  - 19 All elephants (Proboscidea).
  - 20 All hyrax (Hyracoidea).
  - 21 All pangolin (Pholidota).
  - 22 All sloth and armadillo (Edentalia).
  - 23 All insectivorous mammals (Insectivora), including aardvark (*Tubulidentata*), anteater, shrew, otter shrew, mole and hedge hog.
  - 24 Gliding lemur (Dermoptera).
  - 25 All other venomous or poisonous animals.

Please visit the following website for more information regarding the City of Ottawa's Respecting Animal Care and Control By-Law No. 2003 – 77:

[http://ottawa.ca/residents/bylaw/a\\_z/acc\\_en.html](http://ottawa.ca/residents/bylaw/a_z/acc_en.html)