

Authority: Licensing and Standards Committee Item LS14.2, as adopted by City of Toronto Council on November 8 and 9, 2016

CITY OF TORONTO

BY-LAW No. 1068-2016

To amend City of Toronto Municipal Code Chapter 545, Licensing, and Chapter 349, Animals, to comply with legislation relating to persons with a disability and the use of service animals.

Whereas under sections 7 and 8 of the *City of Toronto Act, 2006* (the "Act"), the City may pass by-laws in respect of the health, safety and well-being of persons and the economic, social and environmental well-being of the City; and

Whereas the Act grants the City of Toronto the authority to enact by-laws for the licensing, regulating and governing of businesses wholly or partly carried on in the City of Toronto; and

Whereas Council has authorized changes to Municipal Code Chapters 545, Licensing, and 349, Animals, to update language in respect of persons with a disability and the use of service animals to comply with current legislation; and

Whereas notice of the intention to enact this by-law has been provided in accordance with the Act and its regulations;

The Council of the City of Toronto enacts:

1. Section 1 of Chapter 545, Licensing, is amended by deleting the definition of "SERVICE ANIMAL" and replacing it with the following:

"SERVICE ANIMAL" - An animal described in subsection 80.45(4) of O.Reg. 191/11, under the *Accessibility for Ontarians with Disabilities Act, 2005*, S.O. 2005, c.11.

2. City of Toronto Municipal Code Chapter 349, Animals, is amended as follows:

- A. Section 1 is amended by deleting the definition of "SERVICE ANIMAL" and replacing it with the following:

"SERVICE ANIMAL" - An animal described in subsection 80.45(4) of O.Reg. 191/11, under the *Accessibility for Ontarians with Disabilities Act, 2005*, S.O. 2005, c.11.

- B. By adding as a new subsection 5D, the following:

- D. Despite Subsection A, this section shall not count service animals required by a person or persons with a disability when determining the number of dogs in Subsection A.

- C. By adding the following words as a new subsection in § 349-19:
 - E. Despite anything to the contrary in this chapter, the owner of a cat which is a service animal shall not be required to meet the requirements of this section with regards to that service animal.

Enacted and passed on November 9, 2016.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)