

Corporation of The Town of Parry Sound

10.1.2 b.

Passing of By-law No: 2021 – 7164

7th Day of September 2021

Moved by Councillor

Seconded by Councillor



That By-law No: 2021 – 7164

Being a by-law to regulate Backyard Hens in the Town of Parry Sound.

Be considered as read a first time.

- Carried -

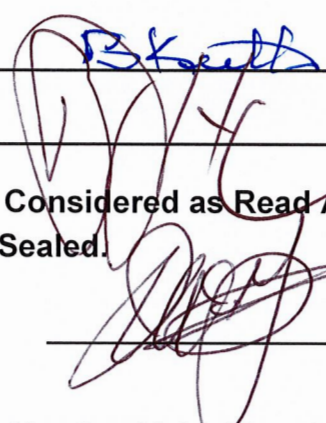
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Are all members in favour of having the second and third readings?

Moved by Councillor

Seconded by Councillor



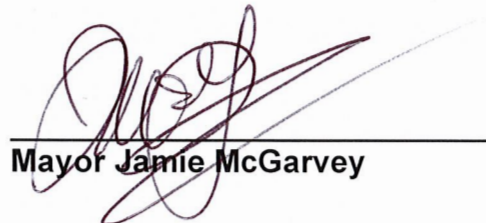
That the By-law Above Mentioned Be Considered as Read A Second, And Third Time, Passed, Signed and Sealed.

- Carried -

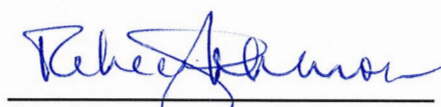
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Entered as Part of The Minutes of the Meeting Held this 7th day of September 2021.



Mayor Jamie McGarvey



Clerk Rebecca Johnson

Postponed to: _____

Amends By-law: _____

Repeals By-law: _____

By-law Amended: _____

By-law Repealed: _____

The Corporation of the Town of Parry Sound

By-law 2021 – 7164

Being a by-law to regulate Backyard Hens in the Town of Parry Sound.

Whereas pursuant to Section 10(2) of the Municipal Act 2001, S.O. c.25, the Town of Parry sound may pass by-laws respecting animals, and the health, safety and well-being of persons; and

Whereas pursuant to Section 128 of the Municipal Act, 2001, S.O. c.25 the Town of Parry Sound is authorized to pass a by-law to prohibit and regulate public nuisances; and

Whereas pursuant to section 129 of the Municipal Act, 2001, S.O. c.25, the Town of Parry Sound is authorized to pass a by-law to prohibit and regulate noise, vibration, odour, dust and outdoor illumination; and

Whereas pursuant to section 425 of the Municipal Act, 2001, Council is authorized to pass by-laws providing that a person who contravenes a by-law of the Town of Parry Sound passed under that Act is guilty of an offence; and

Whereas, it is desirable to regulate the keeping of backyard hens in the Town of Parry Sound.

Now therefore the Council of the Corporation of the Town of Parry Sound enacts as follows:

1. DEFINITIONS

- a) "At large" means a hen found at any place other than within the enclosure on the property of the owner of the hen.
- b) "Coop" means a fully enclosed weatherproof structure where hens are kept and the interior of which includes nest boxes for egg laying, perches for hens to roost on and food and water containers.
- c) "Hen" means a domesticated female chicken that is at least four months old;
- d) "Hen enclosure" means the building for housing the hens as well as the outdoor enclosed space;
- e) "Owner" means any person who possesses, harbours or keeps a chicken.

REGULATIONS FOR THE KEEPING OF HENS

2. No person shall keep more than six (6) hens.
3. Roosters are not permitted.
4. Only hens four (4) months of age or older are permitted.

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5. No owner shall allow or permit their chickens to run at large.
6. Hens must be kept contained at all times in a fully enclosed enclosure.
7. Hens shall be kept for personal use only, the sale of eggs, manure, meat or other products derived from hens is not permitted.
8. A hen coop shall:
 - a. Not exceed 3 meters in height;
 - b. Provide at least 0.37 square meters of floor area;
 - c. Be enclosed on all sides and have a roof and doors;
 - d. Include a perch for each hen;
 - e. Include nest boxes;
 - f. Be maintained in good repair, in a clean, dry, odour free, and sanitary condition free from vermin;
 - g. Be constructed and maintained to prevent any wildlife from harbouring underneath or within it or within its walls, and to prevent entrance by any other animal.
9. A hen enclosure shall:
 - a. Be a maximum area of 10 square meters;
 - b. Provide at minimum 0.92 square meters of outdoor space per hen;
 - c. Be maintained in good repair, in a clean, odour free and sanitary condition;
 - d. Be constructed and maintained to prevent access by other animals.
10. Hens must be provided with food, water, shelter, light, ventilation, veterinary care, and opportunities for essential behaviours such as scratching, dust-bathing, and roosting, all sufficient to maintain the hens in good health.
11. Manure must be disposed of properly but cannot be composted or disposed of on property, disposed of in water, or included within any municipal garbage disposal.
12. No person shall slaughter, or attempt to euthanize, hens on the property.
13. The owner shall ensure that all dead hens are disposed of immediately by the owner in a sanitary manner at the owner's sole cost and expense.
14. The keeping of hens must be in accordance with the Town of Parry Sound Zoning By-law.
15. No person shall keep hens on a property less than 460 square meters (0.11 acres) in size.
16. Hens are only permitted for a single detached dwelling within an R1, R2, RR or RU zone.
17. Backyard hens shall be setback a minimum of 20 meters from any waterbody.

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18. Backyard hens shall not be permitted in any front yard or exterior side yard.

19. No person shall keep backyard hens without a licence from the Issuer of Licenses.

ENFORCEMENT

20. The Municipal Law Enforcement Officers are hereby authorized and empowered to enforce this by-law.

21. No person shall hinder, obstruct or interfere with a Municipal Law Enforcement Officer conducting an investigation and/or provide the officer with information, on matters relevant to the investigation that the person knows to be false or misleading.

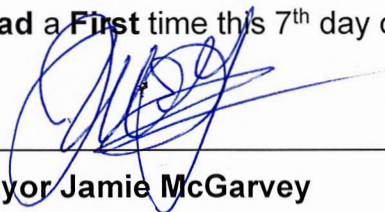
PENALTY

22. Every person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act R.S.O. 1990, Chapter p.33, as amended.

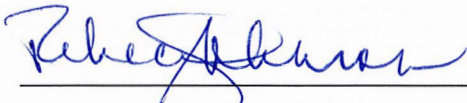
SEVERABILITY

23. If any section or sections of this By-law or parts thereof are found in any court of law to be illegal or beyond the power of Council to enact, such section or sections or parts of this By-law shall be deemed to be separate and independent there from and to be enacted as such.

Read a ~~First~~ time this 7th day of September 2021.

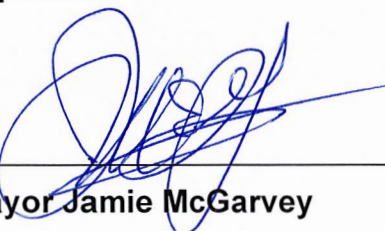


Mayor Jamie McGarvey

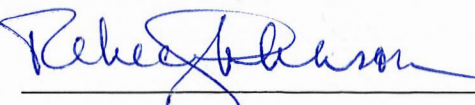


Clerk Rebecca Johnson

Read a **Second and Third** time, **Passed, Signed** and **Sealed** this 7th day of September 2021.



Mayor Jamie McGarvey



Clerk Rebecca Johnson