

# THE CORPORATION OF THE TOWN OF GEORGINA

# Appeals Committee (Aggressive/Dangerous Dogs) Agenda

Thursday, April 10, 2025 7:00 PM

Pages

# 1. CALL TO ORDER

The Town of Georgina recognizes and acknowledges that we are on lands originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples, and on behalf of the Mayor and Council, we would like to thank them for sharing this land. We would also like to acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities.

- 2. APPOINTMENT OF CHAIR
- 3. DECLARATION OF PECUNIARY INTEREST
- 4. EXPLANATION OF MEETING PROCEDURE
- 5. INTRODUCTION OF ADDENDUM ITEM(S)
- 6. APPROVAL OF AGENDA
- REQUESTS FOR DEFERRAL OR WITHDRAWAL
- 8. AGGRESSIVE/DANGEROUS DOG APPEALS

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3

- 8.1 Aggressive/Dangerous Dog Appeal 24-2642
  - Owner Michele Kingdon, located at 61 Patchell Crescent, Keswick.
  - Requesting appeal for Aggressive Dog Order issued for "Leo".
- 8.2 Aggressive/Dangerous Dog Appeal 24-4253

23

Owner - David and Lisa Harvey, located at 65 George Road, Sutton.

Requesting appeal for Dangerous Dog Order issued for "Daisy".

^	ADODTIOL	
9		OF MINUTES
.~1		

	9.1	Minutes of the meeting held on May 28, 2024.	37
	9.2	Minutes of the meeting held on March 27, 2025.	41
10.	OTHE	ER BUSINESS	
11.	NEXT	MEETING	
	April :	30, 2025 at 7:00pm	

# 12. MOTION TO ADJOURN

# THE CORPORATION OF THE TOWN OF GEORGINA IN THE REGIONAL MUNICIPALITY OF YORK

#### **BY-LAW NUMBER 2008-0138 (REG-1)**

BEING A BY-LAW TO PROVIDE FOR THE CONTROL OF AGGRESSIVE/DANGEROUS DOGS IN THE TOWN OF GEORGINA

WHEREAS Clause 6 of Section 11(2) of the Municipal Act 2001, as amended, authorizes a lower tier municipality to pass by-laws respecting the health, safety and well-being of persons;

AND WHEREAS Clause 8 of Section 11(2) of the Municipal Act 2001, as amended, authorizes a lower tier municipality to pass by-laws respecting the protection of persons and property;

AND WHEREAS Clause 9 of Section 11(3) of the Municipal Act 2001, as amended, authorizes a lower tier municipality to pass by-laws respecting animals.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF GEORGINA ENACTS AS FOLLOWS:

#### 1.0 **DEFINITIONS**:

In this by-law,

- 1.1 "aggressive dog" means a dog that individually or in the accompaniment of another dog(s) chases or approaches a person or domestic animal in such a manner that the person or domestic animal owner has reasonable grounds to believe that they or their domestic animal is in imminent danger, including but not limited to, hostile behaviour or incident such as growling or snarling at a person or domestic animal.
- 1.2 "Aggressive/Dangerous Dog Declaration" means a signed declaration in the form attached hereto as Schedule "A", attested to and completed in its entirety by a witness who actually saw aggressive or dangerous dog behaviour or incident.
- 1.3 "Aggressive/Dangerous Dog Order" means an order in the form attached hereto as Schedule "B", designating the dog as aggressive or dangerous and requiring the dog to be muzzled and restrained in accordance with this by-law.
- 1.4 "Animal Control Supervisor" means a person appointed as such by the Town or their designate.
- 1.5 "Appeal Committee" means a committee comprised of three (3) persons appointed by Town Council.
- 1.6 "at large" means being found, while not under control by the dog owner, any place other than the premises of the dog owner.
- 1.7 "Chief Municipal Law Enforcement Officer" means a person appointed as such by the Town or their designate.
- 1.8 "dangerous dog" means a dog that, either individually or in the accompaniment of another dog(s):
  - (a) has, in the absence of any mitigating factor, attacked, bitten, or caused injury to a person; or
  - (b) has, in the absence of any mitigating factor, injured a domestic animal; or

- (c) having previously been designated as an "aggressive dog", is kept or permitted to be kept in violation of the requirements as set in Section 3.1 of this by-law.
- 1.9 "dog owner" means a person who owns, possesses, harbours or has permanent or temporary possession of a dog, and where the owner is a minor, the person responsible for the custody of the minor.
- 1.10 "domestic animal" means a horse, dog or any other animal that is kept under human control or by habit or training lives in association with human beings and in compliance with the by-law regulating and prohibiting the keeping of animals other than dogs.
- 1.11 "microchip implant" means an electronic device implanted under the skin of a dog whereby the animal can be identified by local authorities.
- 1.12 "mitigating factor" means a circumstance that excuses dangerous behaviour of a dog and, without limiting the generality of the foregoing, may include:
  - (a) aggressive behaviour while acting in defence of an attack by a person or domestic animal; or
  - (b) aggressive behaviour while acting in defence of its young or reacting to a person or domestic animal trespassing on the property of its owner; or
  - aggressive behaviour resulting from being teased, provoked or tormented.
- 1.13 "muzzle" means a humane fastening or covering device of adequate strength and design, suitable to the breed of dog, that fits over the mouth of a dog, that can not be removed by the dog, so as to prevent the dog from biting or attacking a person or domestic animal.
- 1.14 "police work dog" means a dog trained for and actually engaged in law enforcement for the police or other person duly appointed as a peace officer.
- 1.15 "property owner" means the person(s) currently listed as such on the assessment roll of the town.
- 1.16 "Town" means the Corporation of the Town of Georgina.
- 1.17 "Town Clerk" means a person appointed as such or their designate.
- 1.18 "trespassing" means the uninvited, unwelcome or unauthorized entering onto another person's property without permission of the owner or without lawful authority.

# 2.0 GENERAL PROVISIONS:

#### 2.1 Aggressive or Dangerous Dog Designation

(a) Upon receipt of an Aggressive/Dangerous Dog Declaration, the Chief Municipal Law Enforcement Officer, being satisfied that grounds exist, shall designate the dog in question as an aggressive or dangerous dog.

- (b) If feasible, within 5 days of receipt of the aforementioned declaration, the Chief Municipal Law Enforcement Officer shall cause personal service and/or the registered mailing of the Aggressive/Dangerous Dog Order to the dog owner. A copy of the Order shall also be forwarded to the property owner, if applicable.
- (c) Where a dog has been designated as aggressive or dangerous the dog owner may request a hearing before the Appeal Committee as required by Section 105 of the Municipal Act 2001, as amended. The hearing request must be in writing and received by the Chief Municipal Law Enforcement Officer within 30 days of issuance of the Aggressive/Dangerous Dog Order.
- (d) Upon receipt of the appeal request and payment of the required appeal hearing fee, the Chief Municipal Law Enforcement Officer shall convene a meeting of the Appeal Committee and shall give the dog owner, the property owner, if applicable, and witness(s) to the aggressive or dangerous dog incident 7 days written notice by personal service and/or registered mail of the date, time and location of the appeal.
- (e) Notwithstanding that a dog owner has requested an appeal before the Appeal Committee, Sections 3.1 (a), (b), (c), and (d)(i) of the Aggressive/Dangerous Dog Bylaw remain in effect until the Appeal Committee has rendered its decision or the expiration of 30 days from the issuance date of the Order.
- (f) The Appeal Committee shall be governed by the Statutory Powers Procedure Act as amended.
- (g) The applicant and any other interested person may appear at the appeal hearing to present evidence relating to the dog in question.
- (h) If the dog owner fails to attend at the proper time and place, the Appeal Committee may proceed with the appeal hearing in his or her absence and the applicant shall not be entitled to any further notice of the proceeding.
- (i) The Appeal Committee shall deliberate the merits of the evidence presented and shall render a decision at the appeal hearing or shall reserve the decision to be presented later, not more than 10 days from the date of the appeal hearing.
- (j) The Appeal Committee may confirm the Aggressive/ Dangerous Dog Order or exempt the dog owner from any or all restrictions of the Order.
- (k) The decision of the Appeal Committee is final and binding.

(I) A written decision of the Appeal Committee shall be prepared as soon as practical following the conclusion of the appeal hearing and a copy shall be sent by regular mail to the dog owner, the property owner, if applicable, and to the Aggressive/Dangerous Dog Declaration witness(s) at their last known address, and also to York Regional Police, York Region Health Services, the Animal Control Supervisor, the Chief Municipal Law Enforcement Officer, Town Council members, Appeal Committee members and the Town Clerk.

#### 3.0 GENERAL PROHIBITIONS

#### 3.1 Designated Aggressive Dog Restrictions

Every owner of an aggressive dog shall:

- (a) License the dog annually with the Town in accordance with the by-law providing for the licensing of dogs.
- (b) Not allow the dog to be at large.
- (c) Restrain the dog when off the property as follows:

(i) fitted with a muzzle as defined; and

- (ii) fitted with a leash, not more than 1.83 metres (6') in length, properly secured to a collar or harness, all of which are strong enough to prevent the dog from breaking away, and
- (iii) controlled by a person not less than 16 years of age.
- (d) Restrain the dog when on the property as follows:

(i) inside the dog owner's dwelling; or

- (ii) within a yard that is entirely enclosed by a fence not less than 1.83 metres (6') high equipped with a lockable self closing, self latching gate that can not be opened from the outside by a child less than 10 years of age and constructed so as to prevent the dog from escaping.
- (e) Infix the dog with a microchip implant.
- (f) Sterilize the dog before the age of 6 months or within 30 days of the dog being designated as aggressive. The dog owner shall provide proof of sterilization immediately upon request of the Chief Municipal Law Enforcement Officer.
- (g) Display "Beware of Dog(s)" warning signs, in a conspicuous place, at all entrances to the property indicating the presence of an aggressive dog.
- (h) Comply with the terms of the Aggressive/Dangerous Dog Order as amended.

#### 3.2 <u>Designated Dangerous Dog Restrictions</u>

Every owner of a dangerous dog shall:

 (a) Comply with all restrictions as noted in Section 3.1 of this by-law.

- (b) In addition to the yard fencing requirements noted in Section 3.1(d)(ii), keep the Dangerous Dog fitted with a muzzle, as defined, at all times when not secured within the dog owner's dwelling.
- (c) Produce proof of liability insurance coverage in the amount of not less than \$25,000, to the Chief Municipal Law Enforcement Officer, for any injuries to a person or domestic animal caused by the Dangerous Dog.
- (d) Surrender the Dangerous Dog to the Town animal shelter for humane euthanasia when the dog owner is unable or unwilling to meet the requirements of this by-law.

# 4.0 EXEMPTIONS:

4.1 This by-law shall not apply to a police work dog.

# 5.0 **ENFORCEMENT**:

- 5.1 The provisions of this by-law shall be enforced by a Municipal Law Enforcement Officer.
- 5.2 In accordance with Section 436 of the Municipal Act 2001, as amended, a Municipal Law Enforcement Officer may enter property to determine if the terms of this by-law are being met.

# 6.0 - PENALTIES:

6.1 Every person who contravenes any of the provisions of this by-law, upon conviction, is guilty of an offence and is liable to a fine pursuant to the Provincial Offences Act, as amended.

#### 7.0 REPEALS:

7.1 By-law 2007-0102 (REG-1) is hereby repealed.

READ a first, second and third time and passed on this 15<sup>th</sup> day of December, 2008.

Roland Chenier, Town Clerk

# Schedule "A" to By-law 2008-0138 (REG-1)

# AGGRESSIVE/DANGEROUS DOG DECLARATION

Dog Owner		
Name:		
Address:		
Description of Dog		
Name of dog:	Dog tag no	
Breed of dog:		
Dog colour/description:		
Rabies tag no,	Microchip implant no	
Incident Details		
Address:		
-or-		
-		
<del> </del>		
X		
:		
-		
Date of incident:	Time of incident:	am / pm
Name of witness:	Phone:	
Address of witness:		
Signature of Witness	Signature of Chief Municipal Law Enforceme	nt Officer or Designate

# Schedule "B" to By-law No. 2008-0138 (REG-1)

# AGGRESSIVE/DANGEROUS DOG ORDER

Description of dog		
Name:		
Breed:		
Colour/Description:		
Dog tag no.	Rabies tag no.	Microchip implant no.

The corporation of the Town of Georgina is in receipt of a Declaration duly executed by the Chief Municipal Law Enforcement Officer pursuant to Section 2.1 (a) of By-law No. 2008-0138 (REG-1), stating that the dog described above, on the day of , 20 , did

In accordance with Section 2.1 of By-law No. 2008-0138 (REG-1) the dog described above is hereby declared as Aggressive Dangerous

As such, in accordance with Section 3.1 of By-law No. 2008-0138 (REG-1), you are hereby ordered to:

- (a) License the dog annually with the Town in accordance with the by-law providing for the licensing of dogs.
- (b) Not allow the dog to be at large.

To:

Address:

- (c) Restrain the dog when off the property as follows:
  - (i) fitted with a muzzle as defined, and
  - (ii) fitted with a leash, not more than 1.83 metres (6') in length, properly secured to a collar or harness, all of which are strong enough to prevent the dog from breaking away, and
  - (iii) controlled by a person not less than 16 years of age.
- (d) Restrain the dog when on the property as follows:
  - (i) inside the dog owner's dwelling; or
  - (ii) within a yard that is entirely enclosed by a fence not less than 1.83 metres (6') high equipped with a lockable self closing, self latching gate that can not be opened from the outside by a child less than 10 years of age and constructed so as to prevent the dog from escaping.
- (e) Infix the dog with a microchip implant.
- (f) Sterilize the dog before the age of 6 months or within 30 days of being designated as aggressive. The dog owner shall provide proof of sterilization immediately upon request of the Chief Municipal Law Enforcement Officer.
- (g) Display "Beware of Dog" warning signs, in a conspicuous place, at all entrances to the property indicating the presence of an aggressive dog.
- (h) Comply with the terms of the Aggressive/Dangerous Dog Order as amended.

Furthermore, if your dog has been declared Dangerous, in accordance with Section 3.2 of By-law 2008-0138 (REG-1), you are also hereby ordered to:

- (a) Comply with all restrictions as noted in Section 3.1 of By-law No. 2008-0138 (REG-1).
- (b) In addition to the yard fencing requirements noted in Section 3.1(d)(ii), keep the Dangerous Dog filled with a muzzle, as defined, when not secured within the dog owner's dwelling.
- (c) Produce proof of liability insurance in the amount of not less than \$25,000, to the Chief Municipal Law Enforcement Officer, for any injuries to a person or domestic animal caused by the Dangerous Dog.
- (d) Surrender the Dangerous Dog to the Town animal shelter for humane euthanasia when the owner is unable or unwilling to meet the requirements of this by-law.

# Request for a hearing before the Appeal Committee

In accordance with Section 2.1(c) of By-law No. 2008-0138 (REG-1), you may request a hearing before the Appeal Committee by submitting a written request, but such request must be received by the Town within 30 days of the date of this order. A cheque or money order in the amount of \$100.00 made payable to the "Town of Georgina" must accompany the appeal request. The appeal request must be addressed to the Town of Georgina, attention to the Chief Municipal Law Enforcement Officer, 26557 Civic Centre Road, Keswick, ON, L4P 3G1.

**Take notice that**, notwithstanding that a dog owner has requested an appeal before the Appeal Committee, Sections 3.1 (a), (b), (c), and (d)(i) of the Aggressive/Dangerous Dog By-law remain in effect until the Appeal Committee has rendered its decision or the expiration of 30 days from the issuance date of this Order.

This Order is duly served in accordance with Section 2.1(b) of By-law No. 2008-0138 (REG-1) on this day of , 20 .

Chief Municipal Law Enforcement Officer or Designate

# Appeal 24-2642 "LEO"

EROUS DOG DECLARATION
ice Use Only
Dog Tag no.:
Microchip no:
Rabies Tag no:
ck happened in the middle of the road (Lowndes Avenue).
the sidewalk on Lowndes Avenue with my mom and our
er come from across the road from The Glenwoods Meownt building complex. Nobody was with the dogs, the dogs

Details of Incident: I was walking southbound down the sidewalk on Lowndes Avenue with my mom and our two dogs. When I saw a large cane Corso and a terrier come from across the road from The Glenwoods Meow-complex and over to the Lowndes Avenue apartment building complex. Nobody was with the dogs, the dogs had no leashes or collars on. My dog doesn't care for other dogs, so I went to cross the street, my mom picked up her dog and then next thing I know both dogs were attacking my dog in the middle of the road. I had to kick and punch multiple times, until the corso finally left (approx 5min fighting the corso off). I was bit by the corso in the left upper leg. A witness called the police and another witness left her information with police. The owner of the corso showed up and attempted to take off with the corso, I cased him down and got photos of his license plate CASZ 607, he was driving a black Hyundai. Both dogs came from 61 Patchell Crescent, Keswick.

Name of Witness: Lenora Savoy - \_\_\_\_\_, Yvonne Chin - \_\_\_\_\_, Linda – she called the police, police have her information. There are cameras on the buildings of the apartment complex, if needed. Lots of kids and others from the meows complex seen but I don't know them and none offered help.

Phone no: Please see above information.

Address of Witness: Unknown.

Thank you: Krystal Harman

Signature of witness

Commissioner for Taking Affidavits



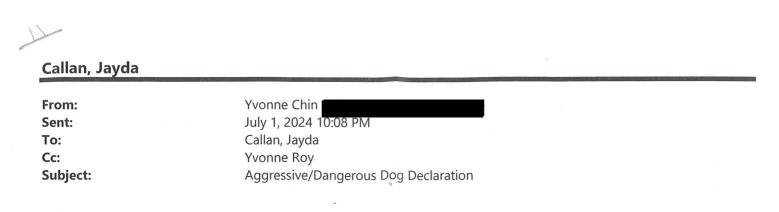






# **Witness Statement**

Witness	
Last name Savoy	First Name
Street address	Unit number
City/Town Kennick Equ	Province E-ma
Telephone number	Cell number
Driver Identification	signature
Incident details	denora Sarrey
ACTION TO THE CONTROL OF THE CONTROL	and Chapter
Date of incident	Time of incident
Jun 9 June 29	Time of incident Bet ween 530-540
1, Lorror Berroy 2024, submit	t the following statement as a true and accurate account of
what I personally witnessed regarding the incident	•
Statement	
So approx 530	0-540 pm. I saw a Dags
	O .
1 Big Brown Co	crietarun across
size te	
towndes ave.	run Back, and
they both	attacked a medium
5126 810	ackilike may be a
Small boro	ler collegona
leash and	the owner of the
Black d	og was screaming
got your do	and while the
B19 d09	Bit her on her
O le c	g and when the 2
<u>agressive</u>	dog were in there
nouse 7 d	walk up, and she
ask if I se	en any ining and
Bir Said Yes,	and I see Title 2
Dite marks	and just waited
Call you & Human	said yes on will
Signature: Sonoro	Date: 4 ulu 3:2024
1	40 - f 44
Savoy Pa	age 13 of 44 Page 1 of



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AGGRESSIVE/DANGEROUS DOG DECLARATION

, redited in Erbi in delited by bedering	
Office Use Only	
Dog Owner	
Name:	
Description of Dog	2 2 3 8 2
Name of Dog:	Dog Tag no.:
Breed of Dog:	Microchip no:
Rabies Tag no: Dog Colour/description:	
	_
Incident Details	
Address: _Lowndes Avenue, Keswick, Ontario	
Location on Property /OR Location on Street: Lowndes Avenue< Keswick	The incident started on the sidewalk, continuing to middle of the road o
Date of Incident:June 29, 2024	Time of Incident: approximately 5:30pm

Details of Incident: \_My daughter (Krystal Harman) and I were out walking, southbound down the sidewalk on Lowndes Avenue with our 2 dogs.

Krystal says "mom pickup Kikko" (morkie 5 pounds) there are 2 dogs coming." I instantly picked up my dog, when a black terrier and red cane corso mastiff were right by my left side.

The terrier jumped at my left side x 1 where I was holding my dog in my left arm. I was screaming at the dogs and that's when the 2 dogs changed direction.

At this time Krystal was trying to cross the street with her dog. The 2 dogs ran into the street and attacked Krystal and Romeo (dutch shepherd mix). As I went over to help Krystal, I saw the terrier

bite Romeo on his hip. Krystal and I were kicking the corso multiple times, Krystal was punching the corso and when she finally punched it in the jaw, it let go of Romeo. I was also kicking at the terrier to get it out of the way or leave. 3 small children showed up trying to get the terrier.

Once the corso let go of Romeo, is when the 2 kids finally got hold of the terrier, they dragged the terrier by its 2 front legs home and the corso followed the 3 kids.

Krystal and I were screaming the whole time and going in circles in the middle of the street during this incident. Krystal did yell "I was bit." She did not check the bit right away. She checked it later at her van. This attack on Romeo lasted approx. 5 minutes with the corso.

I was asking the 3 kids where do the dogs live? What was the house number? They would not answer my questions. The owners were not with the 2 dogs. The 2 dogs had no collars, no harness and no leaches on them. The owners did not come over at all to see how our dogs, Krystal or myself were doing.

untinued to follow the 3 kids from a distance on Patchell Crescent. They walked into unit #61 with the 2 dogs and uosed the doorOnce I had the unit number, I left the property.  I live across the street from the Glenwood Meow Complex and I have seen those 2 dogs before there with the owners of 61 Patchell Crescent, Keswick.
I went back across the street to the Lowndes Apartments visitors parking. Krystal was standing outside her van, in the visitors parking lot. She was checking Romeo over for bites or blood. Both sides of Romeo's body appeared wet, his hair looked matted down While waiting for the police, we observed a black Hyundai arrive in front of unit # 61 and he put the red cane corso into
the back seat of his car. He left at the far exit Krystal ran down to the far exit and got photos of his car and license plateI walked down the sidewalk to where Krystal was with the car. I remembered the plate
This dog attack was scary and traumatic for both pet owners and our pets. I am thankful that my daughter and Romeo were not badly injured from this dog attack.
_Name of Witness 1. Linda Hartford - Ms. Hartford had called police. Police have her information 2. Lenora Savoy - Ms. Savoy left a written statement and her information which was given to the police. My husband called our superintendent of Lowndes Apartments and left a voice message to see if any of the security camera's may have caught the attack on video. I am also going to contact Janis Duley York Region Housing to see if she would check the security camera video from the entrance of Patchell Crescent, Keswick. I will also report this incident to her and email her a letter.
·
Name of Witness:Yvonne Chinphone
Address of Witness:7-1 Lowndes Avenue Keswick L4P3J7
X Signature of witness Commissioner for Taking Affidavits







Case	#
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# Witness Statement

Witness
Last name First Name
Street address Unit humber
City/Town Postal code Province E-mail
Telephone num
Driver Identification Number Signature
Incident details    Machaelle Trengglon
Location 1 C A S d C
Date of incident  Time of incident
Jone 29/29 Dot Sire
I, Hichelle Hingolom submit the following statement as a true and accurate account of
what I personally witnessed regarding the incident.
Statement
and I trespond the emit elt to
taking a shorier
Milling a STRUCT.
residence com as ken ame: at: 100m
Jan
ran into my house and said mex
tarker gad oug oug his friend menstan
the care corso bab ran out of my house
are correction of the grown
towards another dog that was
walking aldid not See what who ippend
because it was are when I yound act
Signature:Date:



Case #	
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# Witness Statement (continued)

Statement (continued)
that the doop ram outside
It was all un a matter of 3 mins.
In not 100% sure what shappend
but I know my children let the dogs
at by accident.
Leo the yorkie is in no way aggressily
I think he tries to protect the bigger
dog as he is a puppy and led is 6
years old with no prior inneedents.
this was a are time thing towards
another dog in leas life he is defenit
not aggressive its all in having 2
dogs that protect each other but
are in no way dangerous or to
aggresive
thank you



# **Municipal Law Enforcement Division**

# AGGRESSIVE/DANGEROUS DOG ORDER

To: Michele Kingdon

Address: 61 Patchell Crescent, Keswick

**Description of dog** 

Name: Leo

**Breed:** Yorkie X

Colour/Description: Brown, Black, Neutered, Male

Dog tag no. N/A Rabies tag: N/A Microchip implant: N/A

The Corporation of the Town of Georgina is in receipt of a Declaration duly executed by the Manager of Municipal Law Enforcement/C.M.L.E.O. pursuant to Section 2.1 (a) of By-law No. 2008-0138 (REG-1), stating that the dog described above, on the 29<sup>th</sup> day of June, 2024, did demonstrate aggressive behavior. Namely, while running at large, did charge, and jump at an individual and a dog.

In accordance with Section 2.1 of By-law No. 2008-0138 (REG-1) the dog described above is hereby declared as Aggressive.

As such, in accordance with Section 3.1 of By-law No. 2008-0138 (REG-1), you are hereby ordered to:

- (a) License the dog annually with the Town in accordance with the by-law providing for the licensing of dogs.
- (b) Not allow the dog to be at large.
- (c) Restrain the dog when off the property as follows:
  - (i) fitted with a muzzle as defined, and
  - (ii) fitted with a leash, not more than 1.83 metres (6') in length, properly secured to a collar or harness, all of which are strong enough to prevent the dog from breaking away, and
  - (iii) controlled by a person not less than 16 years of age.
- (d) Restrain the dog when on the property as follows:
  - (i) inside the dog owner's dwelling; or
  - (ii) within a yard that is entirely enclosed by a fence not less than 1.83 metres (6') high equipped with a lockable self closing, self latching gate that can not be opened from the outside by a child less than 10 years of age and constructed so as to prevent the dog from escaping.
- (e) Infix the dog with a microchip implant.
- (f) Sterilize the dog before the age of 6 months or within 30 days of being designated as aggressive. The dog owner shall provide proof of sterilization immediately upon request of the Manager of Municipal Law Enforcement/C.M.L.E.,O.
- (g) Display "Beware of Dog" warning signs, in a conspicuous place, at all entrances to the property indicating the presence of an aggressive dog.
- (h) Comply with the terms of the Aggressive/Dangerous Dog Order as amended.

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# Furthermore, if your dog has been declared Dangerous, in accordance with Section 3.2 of By-law 2008-0138 (REG-1), you are also hereby ordered to:

- (a) Comply with all restrictions as noted in Section 3.1 of By-law No. 2008-0138 (REG-1).
- (b) In addition to the yard fencing requirements noted in Section 3.1(d)(ii), keep the Dangerous Dog fitted with a muzzle, as defined, when not secured within the dog owner's dwelling.
- (c) Produce proof of liability insurance in the amount of not less than \$25,000, to the Manager of Municipal Law Enforcement/C.M.L.E.O., for any injuries to a person or domestic animal caused by the Dangerous Dog.
- (d) Surrender the Dangerous Dog to the Town animal shelter for humane euthanasia when the dog owner is unable or unwilling to meet the requirements of this bylaw.

# Request for a hearing before the Appeal Committee

In accordance with Section 2.1(c) of By-law No. 2008-0138 (REG-1), you may request a hearing before the Appeal Committee by submitting a written request, but such request must be received by the Town within 30 days of the date of this order. A cheque or money order in the amount of \$100.00 made payable to the "Town of Georgina" must accompany the appeal request. The appeal request must be addressed to the Town of Georgina, attention to the Manager of Municipal Law Enforcement/C.M.L.E.O., 26557 Civic Centre Road, Keswick, ON, L4P 3G1.

**Take notice that,** notwithstanding that a dog owner has requested a hearing before the Appeal Committee, Sections 3.1 (a), (b), (c), and (d)(i) of the Aggressive/Dangerous Dog By-law remain in effect until the Appeal Committee has rendered its decision or the expiration of 30 days from the issuance date of this Order.

**Take further notice that,** the Manager Municipal Law Enforcement/C.M.L.E.O. must be notified within forty-eight (48) hours of any change to the residency of the aggressive/dangerous dog.

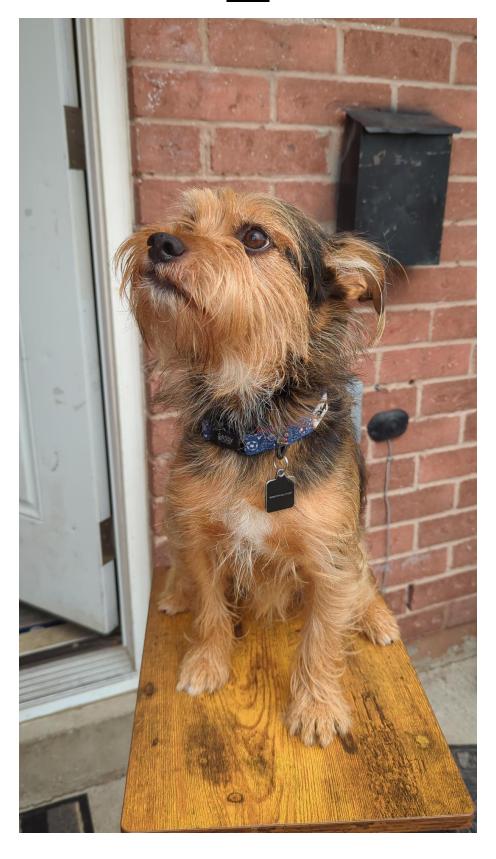
This Order is duly served in accordance with Section 2.1(b) of By-law No. 2008-0138 (REG-1) on this 10 day of July, 2024.

Manager of Municipal Law Enforcement/C.M.L.E.O.

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July 23/24 I would like to appeal my aquablue dog order ab my dog agob ent di aele. ruidoenge ton di name and les might run ouside it? the sees another dog but that out just like any other dog: he has never biten anyone 30 cl dont see the need for lea to wear a mussel or leash in his own yard he is lotertly 9165 Mudelle Dingpor Trank you

# <u>Leo</u>



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# ▼Leo (37325489) 1

Home Safe® Code	C0TQI38A
Status	Active
Name	Leo
External Identifier	
Date of Birth	Sep 17, 2018
Animal Type	Dog
Breed	Yorkie
Colour	Black, Apricot, Cream, Red
Microchip Number	
Gender	Male, Sterilized
Veterinarian	
Rabies vaccine expiration date	
Other Information	



# Licences

# Appeal 24-4253 "Daisy"



Case #	
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# Witness Statement

Witness				
Last name: Emeana	Fi	rst Na	me: Ubanna	
Street address: 17 The Queensway S	3			Unit number:
City/Town: Georgina	Postal code: 0G2	: L4P	Province: ON E-I	mail:
Telephone number:		Cell nu	umber	
Driver Identification Number: N/A		Signat	ure	
Incident details				
Location: 65 George Rd, Georgina, C	ON, LOE 1RO			
Date of incident: October 7, 2024	Ti	me of	incident: 12pm	

I, Ubanna Emeana, submit the following statement as a true and accurate account of what I personally witnessed regarding the incident.

#### **Statement**

On October 7, 2024, at approximately 12pm, I, Ubanna Emeana was attending 65 George Rd, Georgina, ON. I am a Personal Support Worker (PSW) and provide care to a female resident at this address.

I arrived at the address and knocked on the door. I heard 4 dogs barking inside. I made a request to the adult male and his adult daughter to put the dogs away so I could enter the dwelling. The adult female daughter put the largest of the 4 dogs outside in the backyard while the remaining 3 were brought upstairs and placed in the bedroom with the adult male.

I was in the living room of the dwelling, providing care to my client when the dogs were let out of the bedroom by the adult daughter. It was at this time the 3 dogs came downstairs and 2 of the dogs began attacking me in the living room, causing me to fall to the floor. The 2 dogs that attacked me are described as the following:

1x large breed, dark brown in colour, short coat 1x large breed, dark brown in colour, short coat

The third dog that was inside the dwelling at the time but was not involved in the attack is described as a small white dog.

I was bitten multiple times over various parts of my body during the attack including bites to my left breast, both my legs (thighs and calves) and my right hand, causing significant damage and open wounds.

During this time, the daughter, the male and my client (her mother) did nothing to aid me during the attack, as they stood there and watched. No verbal commands were given to the dogs by any of the owners during the attack. As I screamed "help me" the male came over and removed both dogs from me. It was at this time I managed to escape the dwelling, ran to my vehicle and called 911.

EMS arrived, treated my wounds and transported me to Southlake Hospital, where I received further care. I was discharged that night, but returned on Thursday, October 10, 2024 and had surgery on my right hand due to the injuries that occurred from the attack.

It is my belief the dogs are a danger to public safety as it is my understanding this is not the first incident.

Signature:	Date:	



AURORA GEORGINA Newmarket	Case #
The state of the s	Witness Statement
Witness	-
HARVEY DAVID	
ALDER SOLVERS	[ Unit number
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65 GEORGE RO	
te of incident Time of incident	0
Time or modera	100 Pm.
DAVID HARDEY, submit the following statement at I personally witnessed regarding the incident.	as a true and accurate account of
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a distribution of	own the stall
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Ran downstairs to s	0 = - H. DELL
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TICKING OF	Duice. I
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Case #\_\_\_\_\_

Witness Statement (continued)

	Title 35 State 11 Title 12 Tit
Statement (continued)	
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and Put him in the	back yard
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# **Municipal Law Enforcement Division**

# AGGRESSIVE/DANGEROUS DOG ORDER

To: David and Lisa Harvey

Address: 65 George Road, Sutton

**Description of dog** 

Name: Daisy

Breed: Cane Corso / Coon Hound

Colour/Description: Tan, Sterilized, Female

Dog tag no. C0TDAWGH Rabies tag: N/A Microchip implant: N/A

The Corporation of the Town of Georgina is in receipt of a Declaration duly executed by the Manager of Municipal Law Enforcement/C.M.L.E.O. pursuant to Section 2.1 (a) of By-law No. 2008-0138 (REG-1), stating that the dog described above, on the 7th day of October, 2024, did demonstrate dangerous behavior. Namely, did attack and bite an individual causing severe wounds.

In accordance with Section 2.1 of By-law No. 2008-0138 (REG-1) the dog described above is hereby declared as Dangerous.

As such, in accordance with Section 3.1 of By-law No. 2008-0138 (REG-1), you are hereby ordered to:

- (a) License the dog annually with the Town in accordance with the by-law providing for the licensing of dogs.
- (b) Not allow the dog to be at large.
- (c) Restrain the dog when off the property as follows:
  - (i) fitted with a muzzle as defined, and
  - (ii) fitted with a leash, not more than 1.83 metres (6') in length, properly secured to a collar or harness, all of which are strong enough to prevent the dog from breaking away, and
  - (iii) controlled by a person not less than 16 years of age.
- (d) Restrain the dog when on the property as follows:
  - (i) inside the dog owner's dwelling; or
  - (ii) within a yard that is entirely enclosed by a fence not less than 1.83 metres (6') high equipped with a lockable self closing, self latching gate that can not be opened from the outside by a child less than 10 years of age and constructed so as to prevent the dog from escaping.
- (e) Infix the dog with a microchip implant.
- (f) Sterilize the dog before the age of 6 months or within 30 days of being designated as aggressive. The dog owner shall provide proof of sterilization immediately upon request of the Manager of Municipal Law Enforcement/C.M.L.E.,O.
- (g) Display "Beware of Dog" warning signs, in a conspicuous place, at all entrances to the property indicating the presence of an aggressive dog.
- (h) Comply with the terms of the Aggressive/Dangerous Dog Order as amended.

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# Furthermore, if your dog has been declared Dangerous, in accordance with Section 3.2 of By-law 2008-0138 (REG-1), you are also hereby ordered to:

- (a) Comply with all restrictions as noted in Section 3.1 of By-law No. 2008-0138 (REG-1).
- (b) In addition to the yard fencing requirements noted in Section 3.1(d)(ii), keep the Dangerous Dog fitted with a muzzle, as defined, when not secured within the dog owner's dwelling.
- (c) Produce proof of liability insurance in the amount of not less than \$25,000, to the Manager of Municipal Law Enforcement/C.M.L.E.O., for any injuries to a person or domestic animal caused by the Dangerous Dog.
- (d) Surrender the Dangerous Dog to the Town animal shelter for humane euthanasia when the dog owner is unable or unwilling to meet the requirements of this bylaw.

# Request for a hearing before the Appeal Committee

In accordance with Section 2.1(c) of By-law No. 2008-0138 (REG-1), you may request a hearing before the Appeal Committee by submitting a written request, but such request must be received by the Town within 30 days of the date of this order. A cheque or money order in the amount of \$100.00 made payable to the "Town of Georgina" must accompany the appeal request. The appeal request must be addressed to the Town of Georgina, attention to the Manager of Municipal Law Enforcement/C.M.L.E.O., 26557 Civic Centre Road, Keswick, ON, L4P 3G1.

**Take notice that,** notwithstanding that a dog owner has requested a hearing before the Appeal Committee, Sections 3.1 (a), (b), (c), and (d)(i) of the Aggressive/Dangerous Dog By-law remain in effect until the Appeal Committee has rendered its decision or the expiration of 30 days from the issuance date of this Order.

**Take further notice that,** the Manager Municipal Law Enforcement/C.M.L.E.O. must be notified within forty-eight (48) hours of any change to the residency of the aggressive/dangerous dog.

This Order is duly served in accordance with Section 2.1(b) of By-law No. 2008-0138 (REG-1) on this 1 day of November, 2024.

Manager of Municipal Law Enforcement/C.M.L.E.O.

Town of Georgina
Attention Manager of Municipal Law Enforcement
26557 Civic Centre Rd
Keswick, ON
L4P 3G1

David and Lisa Harvey 65 George Rd Sutton, ON

November 11, 2024

Please accept this letter as our intent to appeal the decision to declare our dog, Daisy (tag# C0TDAWGH), a dangerous dog. Your letter, dated November 1st indicates that Daisy "was involved in an incident demonstrating dangerous behaviour." The dog involved in this incident was Duke, our 5 year old Sharpee/Rottweiler mix. Duke did bite a PSW who entered our home and was kicking at him when he approached due to her personal fear of dogs, then she jumped on top of Lisa in her wheelchair, which triggered Duke to attack (in defense of his owner). We acknowledge that Duke did seriously injure the PSW who left in an ambulance after David restrained Duke and put him out in the yard, where the other dog, Daisy already was. Since that time, Duke has been euthanized per your order. Daisy was not involved.

When the PSW arrived, she knocked on the door, prompting our daughter Jessica to put Daisy on leash and take her out to the back yard. This was already contrary to the instructions that have been given to the PSW companies on several occasions to call upon arrival to ensure the dogs are locked up or outside. When the PSW entered, she asked Jessica to go and get her father because Lisa's wheelchair was not working.

Instead of knocking on the bedroom door, Jessica (who also has special needs) opened the door to call her dad and Duke ran out, which initiated the situation described above. Remember that Daisy was already outside by the time the PSW entered.

Further to the fact that Daisy was not in the house at the time, be advised that Daisy has severely arthritic hips and can barely hobble around the main level of the house. She cannot even go up the 5 steps to the upper level (which is why she does not get locked up with David and the other dog when David sleeps during the day since he works overnight). We have sent a video of Daisy's limited mobility to Sheena when we heard that the PSW thought Daisy was involved. Nobody has been to the house to see Daisy and assess her. While we can understand why the woman might have been confused during such a traumatic situation, that must be the case because Daisy was neither present nor involved.

Even when someone called for further information, the call woke David up, just as the incident had that fateful day. When questioned about there being another dog he agreed that there was, because the other dog was present on the premises, but David was not aware that Jessica had already put Daisy outside. Nobody spoke to Lisa or Jessica during the follow-up yet they were the two who were present throughout the entire time. While Jessica is not neurotypical, she is high functioning and is able to recall situations and report truthfully. She really is not capable of lying or being manipulative. Unfortunately, our backyard security cameras have not been working properly since the house was hit by lightning recently, so we have no video evidence.

Aside from Daisy not being present in the house at the time of the incident, and not being capable of moving in any dangerous way, she is well contained when out in the backyard with its 5-foot fences all around. Muzzling her and increasing the height of the fences would serve no purpose at all except to inconvenience and add an unaffordable cost on a family that is already financially strained in maintaining care for Lisa. Please reconsider this decision.

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David and Lisa Harvey

# <u>Injury</u>





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# ▼ Daisy (37014227) HomeSafe® Code C0TDAWGH Active Status Name Daisy **External Identifier** Date of Birth Jul 01, 2018 Animal Type Dog Breed Cane Corso / Coon Hound Colour Tan Microchip Number Gender Female, Sterilized Georgina Veterinary Clinic Veterinarian Rabies vaccine expiration date Other Information More Details Licences Start Exp. Fee Status



# THE CORPORATION OF THE TOWN OF GEORGINA

# **Appeals Committee (Aggressive/Dangerous Dogs) Minutes**

Date: Tuesday, May 28, 2024

Time: 7:00 PM

Members of

Committee Present: Dan Fellini

Dave Neeson Lee Dale

Staff Present: Lisa Hnatiw

Mike Hutchinson

# 1. CALL TO ORDER

The Town of Georgina recognizes and acknowledges that we are on lands originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples, and on behalf of the Mayor and Council, we would like to thank them for sharing this land. We would also like to acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities.

# 2. APPOINTMENT OF CHAIR

Moved By: Councillor Dale

Seconded By: Councillor Fellini

Councillor Neeson be appointed as Chair for tonight's meeting

# **Carried**

# 3. DECLARATION OF PECUNIARY INTEREST

None

#### 4. EXPLANATION OF MEETING PROCEDURE

Councillor Neeson provided an explanation of the meeting procedures and proper speaker etiquette.

# 5. INTRODUCTION OF ADDENDUM ITEM(S)

No addendum items.

# 6. APPROVAL OF AGENDA

Moved By: Councillor Fellini

Seconded By: Councillor Dale

The May 28, 2024 agenda be approved as amended

#### Carried

# 7. REQUESTS FOR DEFERRAL OR WITHDRAWAL

None

# 8. AGGRESSIVE/DANGEROUS DOG APPEALS

1. Aggressive/Dangerous Dog Appeal 23-3877

Owner - Andrew Knight & Irene (Irka) Dorosh, located at 272 Kenwood Avenue, Keswick.

Requesting appeal for Dangerous Dog Order issued for "River".

Andrew Knight and Irka Dorosh spoke on the incident that happened with their dog River and his character. States that River is an emotional support dog. They stated what they have done to make sure this incident doesn't happen again.

Councillor Neeson states how emotional these appeals can be for both parties.

Councillor Fellini asks if this isn't the first time something like this has happened with River.

Mrs. Dorosh had addressed the two times when River got loose.

Councillor Dale asks the owner, if Mr. Knight and River reside in the RV. Mr. Knight and River do not reside in the RV. They take the RV camping.

Councillor Dale asks if River is a registered support dog. Mr. Knight states that River goes everywhere with him and has the papers to support that River is an emotional support dog.

Councillor Dale states on page 33 out of 49 of the agenda, there are notes from the license veterinarian that there were behaviour concerns of River before he was adopted. Mrs. Dorosh states that since River has been in their house he has not displayed any aggressive behaviour. She states River is good with other dogs and kids since he was adopted.

Councillor Dale asks the appellants to speak on one of the witness statements.

Councillor Neeson asks the appellants if they could give anymore detail regarding the incident on September 2, 2023.

Charlene Biggerstaff is asked to speak. Technical difficulties arose.

Six minutes granted at 7:54pm to give Charlene Biggerstaff time to fix the technical issues.

Moved By: Councillor Dale

Seconded By: Councillor Fellini

Meeting will reconvene at 8:00pm

#### Carried

Charlene Biggerstaff stated her feelings on the situation and stated that she would like the committee members to give the dog owners a chance to request for adjustments.

Mrs. Biggerstaff did not want to talk about the incident further as she had provided everything in her written statement. She also stated that she had no interest in euthanizing the dog.

Councillor Dale and Councillor Neeson asks Mrs. Biggerstaff some clarifying questions regarding the night of the incident.

First public speaker, Philippa Mullins speaks on the character of River.

Second public speaker, Daniel Podilczyk speaks on the character of River.

Mr. Knight and Mrs. Dorosh states the character of River and everything they have done to make sure an incident that happened, doesn't happen again.

Councillor Neeson asks the appellants if there any amendments they would like or want the title to be rescind.

Mr. Knight and Mrs. Dorosh state the amendment they would like.

Councillor Dale and Councillor Neeson ask bylaw staff clarification questions regarding the order and the bylaw.

Councillor Dale askes clarification questions to the appellants.

Committee discusses their thoughts on the matter.

#### Decision:

Moved By: Dale

Seconded By: Fellini

#### Carried

The dog "River" be deemed Aggressive instead of Dangerous, with the modification to the leash length from 6ft in the bylaw, to 12ft to accommodate Mr. Knights mobility challenges.

# 9. ADOPTION OF MINUTES

Minutes of the meeting held on January 29, 2024.

Moved By: Councillor Fellini

Seconded By: Councillor Dale

That the minutes of the meeting held on January 29th, 2024 be adopted as presented.

**Carried** 

# 10. OTHER BUSINESS

None

# 11. NEXT MEETING

**TBD** 

# 12. MOTION TO ADJOURN

Moved By: Councillor Dale

Seconded By: Councillor Fellini

The meeting adjourn at 8:46 p.m.

Carried.



# THE CORPORATION OF THE TOWN OF GEORGINA

# **Appeals Committee (Aggressive/Dangerous Dogs) Minutes**

Date: Thursday, March 27, 2025

Time: 7:00 PM

Members of

Committee Present: Charlene Biggerstaff

Dan Fellini Lee Dale

Staff Present: Lisa Hnatiw

Mike Hutchinson

# 1. CALL TO ORDER

The Town of Georgina recognizes and acknowledges that we are on lands originally used and occupied by the First Peoples of the Williams Treaties First Nations and other Indigenous Peoples, and on behalf of the Mayor and Council, we would like to thank them for sharing this land. We would also like to acknowledge the Chippewas of Georgina Island First Nation as our close neighbour and friend, one with which we strive to build a cooperative and respectful relationship.

We also recognize the unique relationship the Chippewas have with the lands and waters of this territory. They are the water protectors and environmental stewards of these lands and we join them in these responsibilities.

# 2. APPOINTMENT OF CHAIR

Moved By: Councillor Fellini

Seconded By: Councillor Biggerstaff

Councillor Dale be appointed as Chair for tonight's meeting.

Carried.

# 3. DECLARATION OF PECUNIARY INTEREST

None.

#### 4. EXPLANATION OF MEETING PROCEDURE

Councillor Dale provided an explanation of the meeting procedures and proper speaker etiquette.

# 5. INTRODUCTION OF ADDENDUM ITEM(S)

No addendum items.

# 6. APPROVAL OF AGENDA

Moved By: Councillor Biggerstaff

Seconded By: Councillor Fellini

Carried.

# 7. REQUESTS FOR DEFERRAL OR WITHDRAWAL

None.

# 8. AGGRESSIVE/DANGEROUS DOG APPEALS

Aggressive/Dangerous Dog Appeal 24-4320

Owner - Nathan Combaluzier, located at 904 Lake Drive East, Jackson's Point.

Requesting appeal for Dangerous Dog Order issued for "Hank".

Mr. Nathan Combaluzier, owner of the dog Hank, provided a statement regarding Hank's behavior. He commented on the hospital records, photographs, and statements included in the agenda, offering a summary of the event from his perspective. Additionally, Mr. Combaluzier discussed previous incidents involving the declarant Deanna Combaluzier. He emphasized that Hank is not a dangerous dog.

Councillor Dale requested Mr. Combaluzier to elaborate on the incident from his perspective. Mr. Combaluzier provided further details on his location and the events that transpired.

Councillor Biggerstaff inquired about the whereabouts of those involved during the incident and the events that followed. Mr. Combaluzier clarified that Deanna and the parents had taken Finley to the hospital after the incident.

The declarant was not present for the meeting.

During the public portion of the meeting, Ms. Natasha Vujovic commented on Hank's behavior. She noted discrepancies in some of the statements and clarified that she was the only person who witnessed the incident. Ms. Vujovic also provided insights into the family dynamic surrounding the event.

Councillor Fellini asked bylaw staff if other officers were involved in evaluating the dog. Mike Hutchinson, Municipal Law Enforcement Manager confirmed that it is not a requirement for officers to see the dog before making a decision. He briefly outlined the process for declaring a dog dangerous/aggressive.

Councillor Dale inquired about the time frame for making a decision regarding the declaration of a dangerous dog. Mr. Hutchinson clarified that there is no specific time frame outlined in the bylaw, and the process can take time due to the need for witness statements and the collection of all relevant information.

Councillor Dale also asked Mr. Combaluzier if Hank is placed in a crate to prevent unsafe actions. Mr. Combaluzier confirmed that Hank is crate-trained and always has access to an open crate. He further stated that he has never encountered any aggressive behavior with his animals.

Councillor Dale asked Mr. Combaluzier to clarify who was present during the incident. Mr. Combaluzier confirmed that Ms. Vujovic was the only person in the room at the time of the incident.

Councillor Biggerstaff made additional comments regarding the statements provided and inquired whether bylaw staff follows up on a dog's vaccination status. Mr. Hutchinson responded that bylaw staff is not involved in that process, and York Region Public Health handles such matters.

Councillor Dale requested a motion to allow Mr. Combaluzier and Ms. Vujovic to ask and answer questions together.

Moved by: Councillor Fellini

Seconded by: Councillor Biggerstaff

# Carried.

Natasha Vujovic commented on the conversation they had with the Animal Services Officer.

Councillor Dale asks for a motion to have a five minute recess to allow all participants time to gather their thoughts.

Moved By: Councillor Fellini

Seconded by: Councillor Biggerstaff

# Carried.

The committee recessed at 7:53 p.m. and resumed at 8:03 p.m.

The committee engaged in a thorough discussion to reach a decision. The committee sought clarification from Mr. Hutchinson on the difference between a "dangerous" and "aggressive" dog and how the order for Hank came about.

#### **Decision:**

Moved by: Councillor Fellini

Seconded by: Councillor Biggerstaff

# Carried.

The order for the Aggressive/Dangerous dog appeal for Hank #24-4320 be rescinded in its entirety.

# 9. ADOPTION OF MINUTES

Moved By: Councillor Biggerstaff

Seconded By: Councillor Fellini

That the minutes of the meeting held on October 24, 28, and November 28, 2024 be adopted as presented.

Carried.

# 10. OTHER BUSINESS

None.

# 11. NEXT MEETING

Next meeting will be held on April 10th, 2024 at 7:00pm.

# 12. MOTION TO ADJOURN

Moved By: Councillor Fellini

Seconded By: Councillor Biggerstaff

The meeting adjourn at 8:21 p.m.

Carried.