



City of Richmond

Report to Council

To: Richmond City Council

Date: October 5, 2010

From: Andrew Nazareth
General Manager, Business & Financial Services

File: 12-8060-02-44/Vol 01

Re: Banning the Sale of Dogs and Puppies in Storefronts




Staff Recommendation

That Business Regulation Bylaw No. 7538, Amendment Bylaw No. 8663 (Attachment 1) to ban the sale of dogs and puppies from Pet Stores in Richmond, be introduced and given first, second and third readings.

 for

Andrew Nazareth
General Manager, Business & Financial Services
(604-276-4095)

Att.

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ROUTED TO:	CONCURRENCE		CONCURRENCE OF GENERAL MANAGER
Law	Y <input checked="" type="checkbox"/>	N <input type="checkbox"/>	 for A. NAZARETH
REVIEWED BY TAG	YES <input checked="" type="checkbox"/>	NO <input type="checkbox"/>	REVIEWED BY CAO
			YES <input checked="" type="checkbox"/> NO <input type="checkbox"/> 

Staff Report

Origin

At the General Purpose Committee meeting of October 4, 2010, part of Committee's motion on dealing with a staff report on the banning the sale of dogs in storefronts was:

- (2) *That staff prepare an amendment to the Business Regulation Bylaw No. 7538, Schedule B Section 8, removing the Domestic Dog as an exception to the Prohibited Species of Canidae effectively banning the sale of the dogs from storefronts in Richmond, effective April 30, 2011, and return that bylaw to the October 12th, 2010, Regular Council meeting for Council consideration of first, second and third reading;*

This report responds to that directive.

Findings of Fact

To ban the sale of dogs in storefronts would require a Bylaw Amendment to the Business Regulation Bylaw No. 7538, Schedule B, Section 8, removing the Domestic Dog as an *exception* to the Prohibited Species (family) of Canidae. Including puppies and dogs as defined in the Business Regulation Bylaw, as a prohibited animal will prohibit pet store operators from selling, offering to sell or displaying these animals in public.

Consequential changes to Business Regulation Bylaw, Part 12 – Pet Store Regulations, with reference to dogs or puppies will also have to be amended or deleted.

Storefronts that sell animals are defined as Pet Stores in the Business Regulation Bylaw which “means a retail store where animals are offered for sale or sold to the public, but excludes an animal shelter.”

Following introduction and initial readings of the Amendment Bylaw, the notification requirements pursuant to Council Policy 9311 Business Regulation Bylaw Notification, would comply with the following:

The notification requirements under the Community Charter for the purposes of adopting business regulation bylaws are reasonably satisfied if:

1. the adoption of the proposed bylaw is advertised once each week for two consecutive weeks in a newspaper that is distributed in Richmond;
2. an opportunity is provided to persons who consider themselves affected by the proposed bylaw to make written representations to Council;
3. the period of time provided for persons to make written representations before the proposed bylaw adoption is at least two weeks from the date of the second required advertisement;

4. an opportunity is provided for persons to make oral representations to Council by appearing as a delegation in accordance with the Procedure Bylaw;
5. the required advertisement includes information describing how persons may make written and oral representation to Council.

It is anticipated that the required advertisements will appear on Thursday, October 14, and Thursday October 21, 2010 and the amendment bylaw coming forward to Council for consideration of adoption at the November 8, 2010 Regular Council meeting

To permit current pet store operators time to amend their business practices the Bylaw Amendment, if adopted, will not come into force until April 30, 2011.

Financial Impact

There is no financial impact associated to this report.

Conclusion

Introduction and initial readings of the Amendment Bylaw to ban the sale of dogs and puppies in Pet Stores will permit the public notification requirements to proceed.



W. Glenn McLaughlin
Chief Licence Inspector & Risk Manager
(604-276-4136)

WGM:wgm



**BUSINESS REGULATION BYLAW NO. 7538,
AMENDMENT BYLAW NO. 8663**

The Council of the City of Richmond enacts as follows:

1. The Business Regulation Bylaw No. 7538, as amended, is further amended:

a) by deleting subsection 12.2.5 in its entirety;

b) by deleting subsection 12.6.2 and substituting the following:

12.6.2 For all **cats** and **kittens** sold, a **pet store operator** must, in addition to the information required under subsection 12.6.1, provide the purchaser with a certificate, dated and signed by a veterinarian:

(a) verifying the health of the **cat** or **kitten**; and

(b) indicating proof of inoculation and de-worming.

c) at section 8 of Schedule B: PROHIBITED ANIMALS by deleting the reference to "Canidae (such as wolves, jackals, foxes and hybrids thereof), except the domestic **dog**" and substituting the following:

"Canidae (such as wolves, jackals, foxes and hybrids thereof), including **puppies** and **dogs**"

2. This Bylaw comes into force and effect on April 30, 2011.

3. This Bylaw is cited as "**Business Regulation Bylaw No. 7538, Amendment Bylaw No. 8663**".

FIRST READING

SECOND READING

THIRD READING

ADOPTED

CITY OF RICHMOND
APPROVED for content by originaling Bylaw
<i>[Signature]</i>
APPROVED for legality by Solicitor
<i>[Signature]</i>

MAYOR

CORPORATE OFFICER