



## City of North Bay Report to Council

Report No: CORP-2023-030

Date: January 18, 2023

Originator: Ron Melnyk

Business Unit:

Department:

Corporate Services

Legal Department

Subject: Pigeon Feeding By-Law

Closed Session: yes  no

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### Recommendation

That Council authorize:

1. the enactment of a By-Law to Prohibit the Feeding of Pigeons in the City of North Bay as set out in Report to Council CORP 2023-30 from Ron Melnyk dated January 18, 2023; and
2. the Assistant City Solicitor to make an application for approval of Set Fines and Short Form Wordings for offences contrary to the Pigeon Feeding, as set out in Report to Council CORP 2023-30 from Ron Melnyk dated January 18, 2023.

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### Background

In 1978 there was a By-Law enacted that dealt with liability for damages done by raised pigeons that have escaped. The By-Law outlined that any damages would be a civil matter. In 2014 this By-Law was repealed as it was deemed not necessary as any damages done by raised pigeons to another property would be a civil matter without a By-Law in place.

In recent years there have been an increasing number of complaints relating to issues caused by the feeding of pigeons. The complaints are primarily due to property damages and health concerns resulting from increased pigeon populations. These increased populations are a direct result of feeding. Many locations that have never had pigeons now have increasing populations due to a single feeding site.

The attached proposed draft By-Law will allow Officers to attend feeding sites and stop the feeding from continuing. Typically, a resident will be warned to stop feeding and to remove the feed site. This single attendance will solve most complaints. If the resident chooses not to stop, a fine will be issued. If that doesn't stop the feeding, and Order will be issued where the result can be a fine and/or the removal of the feed site by a contractor, of which the costs will be invoiced to the property owner.

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### **Financial/Legal Implications**

There will be officer time required to enforce this By-Law as the City does receive many complaints about pigeon feeding. By-Law Enforcement does have the capacity to fully enforce this By-Law within the officer compliment that we currently have.

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### **Corporate Strategic Plan**

- Natural North and Near
- Affordable Balanced Growth
- Responsible and Responsive Government
- Economic Prosperity
- Spirited Safe Community

### **Specific Objectives**

Ensure the efficient and effective operations of the City, with particular consideration to the impact of decisions on the property tax rate. Ensure the continuous improvement of governance and administration.

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### **Options Analysis**

Option 1: That Council authorize the enactment of a By-Law to Prohibit the Feeding of Pigeons in the City of North Bay, and authorize the application for approval of set fines and short form wordings.

This is the recommended option.

Option 2: That Council not authorize the enactment a By-Law to Prohibit the Feeding of Pigeons in the City of North Bay.

This is not the recommended option.

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### **Recommended Option**

That Council authorize:

1. the enactment of a By-Law to Prohibit the Feeding of Pigeons in the City of North Bay as set out in Report to Council CORP 2023-30 from Ron Melnyk dated January 18, 2023; and

2. the Assistant City Solicitor to make an application for approval of Se Fines and Short Form Wordings for offences contrary to the Pigeon Feeding, as set out in Report to Council CORP 2023-030 from Ron Melnyk dated January 18, 2023.

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Respectfully submitted,

Name: Ron Melnyk

Title: By-Law Enforcement Coordinator

**I concur with this report and recommendation**

Name Natalie J. Rochon, B.A. (Hons), J.D.

Title: Assistant City Solicitor/City Prosecutor

Name Peter E.G. Leckie, B.A. (Hons.), LL.B.

Title: City Solicitor

Name John Severino, P.Eng., MBA

Title: Chief Administrative Officer

Personnel designated for continuance:

Ron Melnyk

By-Law Enforcement Coordinator