



REVISED Notice of Appeal Hearing with Respect to a Notice to Muzzle
Under By-law 1606 of the Town of Essex

Date of Hearing: Wednesday, May 16, 2018

Time: 6:30 PM to 7:30 PM

Location of Hearing: Town of Essex Municipal Building – Large Meeting Room
33 Talbot Street South, Essex, Ontario N8M 1A8

Background:

On January 12, 2018, Kathryn Krista White, a resident at 183 McCormick Beach Road, R.R. #1, Harrow, Ontario, was served a Notice to Muzzle by Dave Walsh, Animal Control Officer for the Town of Essex, as required under Section 4.06 of By-Law 1606, being a by-law to regulate, license and control animals within the municipal boundaries of the Town of Essex. The Notice to Muzzle was served on Ms. White as a result of an incident that occurred on December 31, 2017.

Pursuant to Section 4.04.3 of By-law 1606, the witness, Kevin Carter of 187 McCormick Beach Road, R.R. #1, Harrow, Ontario, completed the required Declaration Regarding a Dangerous Dog which was signed by Dave Walsh, Animal Control Officer, on January 11, 2018.

Section 4.07.1 of By-law 1606 provides that the Owner who has been served a Notice to Muzzle may apply for a hearing in respect of such Notice to Muzzle. On January 24, 2018, the Town of Essex received a letter of appeal from Kathryn Krista White. By way of this notice, and pursuant to section 4.07.3 of the by-law, the Clerk is convening an appeal hearing at the time, date and location noted above.

The Owner of the dog that has been declared dangerous, the victim and/or witness and any other interested persons may appear at the hearing to present oral or written evidence relating to the dog.

In accordance with Section 14.07.5 of By-law 1606, the owner of the dog and the victim/witness shall provide any written or pictorial evidence to be presented at the hearing to the Clerk by 12:00 p.m. three (3) days prior to the hearing. Accordingly, parties are hereby requested to submit any written or pictorial evidence that will be relied upon at the hearing by 12:00 p.m. on Friday, May 11. In accordance with Section 14.07.6 of By-law 1606, the Clerk will deliver copies of the evidence to members of the Appeal Committee, the dog owner, the victim, and the witnesses forty-eight (48) hours prior to the hearing.

Attached to this Notice is a copy of By-law 1606 for reference.

Robert W. Auger, Clerk
Town of Essex
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