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Windsor, Ontario January 23, 2014

A meeting of the **Windsor Licensing Commission** is held this day commencing at 4:00 o'clock p.m. in the Council Chambers, 3rd floor, City Hall, there being present the following members:

Councillor Ron Jones, Chair
Councillor Drew Dilkens
Councillor Ed Sleiman

Regrets received from:

Jack Fathers

Also present are the following resource personnel:

Gary Cian, Manager of Policy Gaming & Licensing/Deputy Licence Commissioner
Michael Chantler, Supervisor of Licensing & Deputy Licence Commissioner
Kyle Kaufman, Windsor Humane Society
Werner Plackman, Zoning Coordinator
Bart Pogorzelski, By-law Enforcement Officer
Don Shuttleworth, Building Inspector
Rob Vani, Manager of Inspections
Karen Kadour, Committee Coordinator

1. **CALL TO ORDER**

The Chair calls the meeting to order at 4:01 o'clock p.m. and the Commission considers the Agenda being Schedule "A" **attached** hereto, matters which are dealt with as follows:

2. **MINUTES**

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
That the minutes of the Windsor Licensing Commission at its meeting held October 24, 2013 **BE ADOPTED** as presented.
Carried.

3. **DISCLOSURE OF INTEREST**

None disclosed.

4. **REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS**

None.

5. **COMMUNICATIONS**

None.

6. **LICENCE TRANSFERS**

None.

7. **APPLICATIONS/HEARINGS**

(a) **Samuel Terrence McKay (Guardian of "Zeus") – Dangerous Dog**

Terry McKay and Carol McKay are present and available to answer questions. Terry McKay provides the following comments as it relates to "Zeus" and the incident that occurred:

- Carol McKay took the dog for a walk. The dog had a gentle leader dog leash which restricted the dog's mouth to open beyond the size of a golf ball.
- This incident was a freak accident. The dog has no problem with other animals
- He indicates he advised the "victim" to take her dog to the veterinarian and he would pay the bill.

Mr. McKay provides letters of support and several photographs of "Zeus", attached as Appendix "A".

Leslie Powlenzuk, victim is present and provides the following comments relating to the incident that occurred:

- The dog "Zeus" did not have a mouth guard. The dog broke free from Carol McKay, she fell down at which time Zeus attacked her dog.
- Zeus came out of nowhere and held her dog "Tippy" in its mouth shaking her dog like a rag doll.
- Zeus weighs approximately 160 lbs and Tippy weighs 19 pounds.
- Tippy's entire back was ripped open by Zeus. Surgery was required.
- Zeus did not have a muzzle and children were playing at the park.

- Tippy has been traumatized by the attack and constantly licks her paws and will not go outside alone. Her dog will never be the same again.

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
WLC1/14 That the **DANGEROUS DOG** designation **REMAIN IN PLACE**
For 5 year old English Mastiff known as "Zeus" which currently resides with guardian,
Terry McKay at 1212 George Avenue in Windsor, Ontario, and further, that the
following actions **BE REQUIRED** as a result of this designation:

1. To keep such dog, when in or on the property of another person with the person's consent, on a leash and under the control of that person who is sixteen years of age or more.
2. Conspicuously display on his or her property a sign provided by the city warning that there is a dangerous dog on the property.
3. To securely attach a muzzle to such dog at all times when it is not confined in accordance with section 17 (a).
4. Obtain and maintain a policy liability insurance coverage in an amount of not less than \$1,000,000 for any damage or injury caused by such dangerous dog and to provide to the Animal Control Officer, a Certificate of such policy and each subsequent renewal of it.
5. Insert a microchip implantation in such dog, at the Guardian's expense, for the purpose of identifying such dog as a dangerous dog.
6. To restrain the dangerous dog in accordance with any written directives which may be given by an Animal Control Officer.

Carried.

(b) Mary Ferrar, Owner – Playhouse – Body Rub Parlour

Mary Ferrar, applicant is not present to speak to the matter.

Dusanka Somerville and William McKay are present and are in favour of the administrative recommendation.

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
WLC2/14 That the application for a Body Rub Parlour – Owner licence at 1671
Howard Avenue submitted on October 18, 2013 by Mary Ferrar o/a Playhouse **BE
REFUSED.**

Carried.

(c) Mary Ferrar, Owner – Fantasy Playhouse Massage + - Body Rub Parlour

Mary Ferrar, applicant is not present to speak to the matter.

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
WLC3/14 That the application for a Body Rub Parlour – Owner licence at 555 Pelissier Street, submitted on October 18, 2013 by Mary Ferrar o/a Fantasy Playhouse Massage +, **BE REFUSED**.

Carried.

(d) Jillian Cassandra Rynyk – (Guardian of “Shadow” and “Maxine”) –
Dangerous Dogs

Jillian Cassandra Rynyk is present and available to answer questions.

M. Chantler advises no one witnessed if “Shadow” and “Maxine” killed the cat residing at 1584 Ellrose.

Jillian Cassandra Rynyk provides the following comments as it relates to the alleged attack on the neighbour’s cat:

- She has raised “smart loving dogs who love cats”
- Her sister left the gate open which allowed the dogs to run loose. This will not happen again.
- She is on a disability pension and cannot afford the liability insurance for her dogs, however, she agrees with the recommendations in the report of the Deputy Licence Commissioner.

Moved by Councillor Dilkens, seconded by Councillor Sleiman,
WLC4/14 That a **DANGEROUS DOG** designation **BE PLACED** on the German Shepherd and German Shepherd/Rotti mix dogs known as Shadow and Maxine, which currently reside with guardian Jillian Cassandra Rynyk, 1584 Ellrose, Windsor, Ontario and further, THAT the following actions **BE REQUIRED** as a result of this designation:

- To keep such dog, when in or on the property of another person with the person’s consent, on a leash and under the control of that person who is sixteen years of age or more.
 - To insert a microchip implantation in such dog, at the Guardian’s expense, for the purpose of identifying such dog as a dangerous dog.
 - Given that the incident occurred while the dogs were off leash and not under the owner’s control, and that it would most likely not have happened if they were on leash, we recommend that the usual muzzling requirements **BE LIFTED** in this case,
 - That Administration **BE REQUESTED** to work with guardian Jillian Cassandra Rynyk, to determine an adequate amount of insurance.
- Carried.

8. REPORTS AND ADMINISTRATIVE MATTERS

That the report of the Supervisor of Licensing and Deputy Licence Commissioner dated January 7, 2014 entitled "Expired Application(s) for Business Licence" **BE RECEIVED** for information.

Carried.

9. IN CAMERA AGENDA

No In Camera session is held.

10. NEW BUSINESS

None.

11. DATE OF NEXT MEETING

The next meeting will be held on February 26, 2014 at 9:30 o'clock a.m. in the Council Chambers, 3rd floor, City Hall.

12. ADJOURNMENT

There being no further business, the meeting is adjourned at 4:28 o'clock p.m.

CHAIR

SECRETARY

AGENDA

WINDSOR LICENSING COMMISSION

For a meeting on Thursday, January 23, 2014
at 4:00 o'clock p.m.
Windsor City Hall, 350 City Hall Square West
3rd floor – Council Chambers

1. CALL TO ORDER

2. MINUTES

Adoption of the minutes of the meeting of the Windsor Licensing Commission held October 24, 2013 (copy attached).

3. DISCLOSURE OF INTEREST

4. REQUESTS FOR DEFERRALS, REFERRALS OR WITHDRAWALS

5. COMMUNICATIONS

6. LICENCE TRANSFERS

7. APPLICATIONS/HEARINGS

- (a) Samuel Terrence McKay (Guardian of "Zeus") – Dangerous Dog
- (b) Mary Ferrar, Owner – Playhouse – Body Rub Parlour
- (c) Mary Ferrar, Owner – Fantasy Playhouse Massage + – Body Rub Parlour

- (d) Jillian Cassandra Rynyk – (Guardian of “Shadow” and “Maxine”) –
Dangerous Dogs

8. REPORTS AND ADMINISTRATIVE MATTERS

- (a) Expired Application(s) for Business Licence

9. IN-CAMERA AGENDA

No In Camera Session.

10. NEW BUSINESS

11. DATE OF NEXT MEETING

The following meeting dates (4th Wednesday of the month to be held at 9:30 a.m. in the Council Chambers) are proposed for 2014:

February 26, 2014
March 26, 2014
April 23, 2014
May 28, 2014
June 25, 2014
July 23, 2014
August 27, 2014
September 24, 2014
October 22, 2014
November 26, 2014

12. ADJOURNMENT