

REPORT NO. 205 of the
ENVIRONMENT, TRANSPORTATION & PUBLIC SAFETY
STANDING COMMITTEE
of its meeting held April 23, 2014

Present: **Councillor J. Gignac**
 Councillor A. Halberstadt
 Councillor R. Jones
 Councillor H. Payne
 Councillor F. Valentinis, Chair

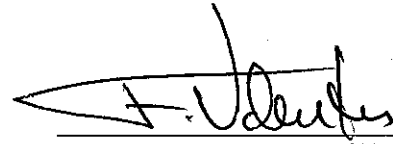
That the following recommendations of the Environment, Transportation and Public Safety Standing Committee **BE APPROVED:**

Moved by Councillor Jones, seconded by Councillor Gignac,
THAT the minutes of the Windsor Licensing Commission meeting held January 23, 2014 **BE RECEIVED** for information.

Carried.

Councillor Payne was absent at the time the vote was taken.

Clerk's Note: The minutes of the Windsor Licensing Commission meeting held January 23, 2014 are attached as background information.



CHAIRPERSON



SUPERVISOR OF COUNCIL SERVICES

NOTIFICATION:				
Name	Address	Email Address	Phone	FAX

KK/
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 Dilken
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 Dilken, 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 ADMINSTRATIVE 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

A G E N D A

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

To whom it may concern:

I am writing this on behalf of Zeus the English Mastiff. I have been asked by the McKay Family to provide a character reference due to a dangerous dog order.

I Alicia Pedden had the pleasure of fostering Zeus for approximately 6 months. In his time at my house he was exposed to many different dogs. He experienced puppies as young as 8 weeks old, dogs that had dog to dog issues, males and females, and all different sizes. Not once in his time at my house did he ever show any sort of aggressive or dangerous behaviour. Zeus was a great dog, he went everywhere with me when I had him here. He was present at many adoption days and events, which included a litter of puppies and many different adult dogs coming in throughout the day to show off. He would greet every dog the same, with a wagging tail! He was always my test dog. I would bring him to assess other dogs looking to come into the program. One such dog he was tested with, I launched at Zeus and tore his ear, and sliced his face. Zeus in no way retaliated, growled, or showed any sign of trying to defend himself against this dog's unprovoked attack.

I felt very confident that he would do well in any home with any type of dog. I also had him at the same time I was fostering three puppies, two age 8 weeks, and two aged 12 weeks, as well as a 2yr old St Bernard English Mastiff mix. During this time Zeus showed great patience with the small pups and would allow them to climb on him and chew on his ears. He showed great restraint when playing with them, and was always gentle with them. With the Adult St Bernard mix he would play very well with her. They would run together and explore the yard. I never felt the need to always be supervising as they all got along great together. He would keep the pups out of trouble, or help them get into trouble and then run off so as not to get caught leading them astray.

I also had Zeus when I fostered a highly reactive female dog. She was very unpredictable with other dogs, and at times would be ok, and other times she would try and bite them if they got too close. Zeus helped me work with her dog to dog issues, and before Zeus was adopted they would run and play together in the back yard with no leashes, and no muzzles. He helped her overcome her dog aggression.

He has in my opinion helped a lot of dogs with issues they had before they met him. He is a very stable, patient, gentle, loving, affectionate, loyal and trustworthy dog. He is a great ambassador for the breed, and I would never consider or even think to label him as a danger to anyone. I have attached a few photos of him interacting with some of the other dogs he helped me foster. He was a great joy to have around, and he is missed dearly in our home. He filled a spot that no other dog would ever come close to filling. He is a true gentle Giant in my eyes!

I really hope this helps you understand his character and the fact that he more than likely did not intentionally harm any dog.

Zeus is one in a million!

Thanks, Alicia Pedden co-founder of Paws-United Dog Rescue

Subject: FAMILY DOG (ZEUS McKAY)

From: George Minto

<gmintoautotech@hotmail.com>

Date: 01/22/2014 09:06 PM

To: Terry McKay <tmckay@x5ca.net>

TO WHOM IT MAY CONCERN;

In the fall of 2013 I attended the McKay residence on 2 or 3 separate occasions. I was a stranger to the McKay family and was introduced to them by a close friend. Their dog, Zeus, was there on each occasion and displayed no signs of aggression. I have a family dog and cat whose scent would have been on my clothing and Zeus was always gentle and friendly to me.

I have no reservation about the kindness and gentleness of Zeus. I hope this information is helpful and if you require any further information from me, I can be contacted at (519) 965-1435.

Sincerely,

Lisa Scheer
455 Carling Crescent
Windsor, ON N8S 3X9

TO WHOM IT MAY CONCERN.

I AM WRITING THIS LETTER IN REGARDS TO THE DOG OWNED BY MY NEIGHBORS (THE M'KAYS - TERRY + CAROL.) FROM THE VERY FIAST DAY I SEEN THAT BIG DOG, I CAN NOT BELEIVE HOW A DOG THAT SIZE COULD NOT BE A NUISANCE.

I CAN TELL YOU THAT THERE ARE MORE TIMES THAT IT IS HARD TO BELEIVE THE HAVE A DOG.

I'VE HEARD ~~THE~~ BARK AT THE MOST FOUR TIMES.

WHEN THEY BRING HIM OUT I GO TO THE FENCE AND STICK MY HAND OUT TO SCRATCH HIS NOSE.

ALL HE DOES IS WAG HIS TAIL.

MY WIFE + I ARE SURROUNDED BY DOGS, ON EACH SIDE. THEY SHOULD ALL BE SO GENTLE LIKE THIS BIG GUY

THANK YOU

IN REGARDS.

Paul Ed
Denise Cecile

JUL 11 11 41 2 AM '14

Hi my name is Davontay
and im an 11 year old Boy.

Karols Dog is really nice
She always walks near
our house and lets us say
hi please don't ~~scare~~ hurt
the dog.

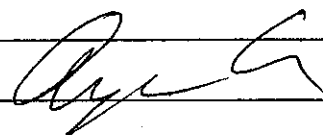
From Davontay

To Whom It may Concern Jan. 22/14

I have lived at 1230 George Ave for over
a year now. Carol has always walked
her dog past my house. Anytime she has
the dog was very friendly. My son
Davontay would always run up
to the dog not realizing you are not suppose
to do so, and the dog never reacted
negatively to him. I believe the dog do not
be dangerous because I have only seen him
be friendly to me and my family.

If you have any questions
please feel free to contact me
at (570) 791-1572

Ayem Alwin



Subject: Zeus

From: Paws United Dog Rescue <paws-unity@live.ca>

Date: 01/10/2014 11:04 PM

To: "tmckay@x5ca.net" <tmckay@x5ca.net>

To whom it may concern:

I am writing this on behalf of Zeus the English Mastiff. I have been asked by the McKay family to provide a character reference due to a dangerous dog order. Alicia Pedden had the pleasure of fostering Zeus for approximately 8 months. In his time at my house he was exposed to many different dogs. He experienced puppies as young as 8 weeks old, dogs that had dog to dog issues, males and females, and all different sizes. Not once in his time at my house did he ever show any sort of aggressive or dangerous behaviour. Zeus was a great dog, he went everywhere with me when I had him here. He was present at many adoption days events, which included a litter of puppies and many different adult dogs coming in throughout the day to show off. He would greet every dog the same, with a wagging tail. He was always my best dog, I would bring him to assess other dogs looking to come into the program. One such dog he was tested with launched at Zeus and tore his ear, and sliced his face. Zeus in no way retaliated, growled, or showed any sign of trying to defend himself against this dogs unprovoked attack. I felt very confident that he would do well in any home with any type of dog. I also had him at the same time I was fostering three puppies, two age 3 weeks, and two aged 12 weeks, as well as a 2yr old St Bernard English Mastiff mix. During this time Zeus showed great patience with the small pups and would allow them to climb on him and chew on his ears. He showed great restraint when playing with them, and was always gentle with them. With the adult St Bernard mix he would play very well with her. They would run together and explore the yard. I never felt the need to always be supervising as they all got along great together. He would keep the pups out of trouble, or help them get into trouble and then run off so as not to get caught leading them a stray. I also had Zeus when I fostered a highly reactive female dog. She was very unpredictable with other dogs, and at times would be ok, and other times she would try and bite them if they got to close. Zeus helped me work with her dog to dog issues, and before Zeus was adopted they would run and play together in the back yard with no leashes, and no muzzle. He helped her overcome her dog aggression. He has in my opinion helped a lot of dogs with issues they had before they met him. He is a very stable, patient, gentle, loving, affectionate, loyal and trustworthy dog. He is a great ambassador for the breed, and I would never consider or even think to label him as a danger to anyone. I have attached a few photos of him interacting with some of the other dogs he helped me foster. He was a great joy to have around, and he is missed dearly in our home. He held a spot that no other dog would ever come close to filling. He is a true gentle Giant in my eyes. Zeus is one in a million!
Thanks, Alicia Pedden co-founder of Paws United Dog Rescue

Side note for the McKay family. This dog is amazing. There is no reason anyone should question his intentions. I was going through his photos and the memories of him and my big girl (st Bernard mix) brought tears to my eyes. Those two were the best foster dogs I have ever had. If my own dog wasn't dog aggressive they never would have left my house. I cherish Zeus and Molly. They gave me one of my best summers with foster dogs I have ever had. Please take care of my boy. I love him to pieces and if anything happens please let me know he is ALWAYS welcome back at my house no questions asked. I will take him back faster than you can say please. I hope maybe the photos will help as well. As I did not realize how much I missed him until I looked at his photos again. This is very hard for me, and I really hope he is doing well other than that incident. Please give him a big hug and kiss from me. And again if you ever need him to come back don't ever hesitate to ask he is more than welcome to always come home! If there is anything else you need from me let me know! Take care of my boy. And thank you for fighting for him.

Paws-United Dog Rescue
"Together we can bring them home"
www.paws-unity.com

MO_078.jpg



MO_078.jpg



NO. 1022 3/6



img_1185.jpg



img_1219.jpg



IMG_0769.JPG

IMG_0790.JPG

IMG_1022.JPG

IMG_1150.JPG

IMG_1215.JPG

1.2 MB

1.4 MB

1.4 MB

1.7 MB

750 KB