

# **THE CORPORATION OF THE TOWN OF LASALLE**

## **BY-LAW NO. 8001**

A By-law regarding contraventions of municipal by-laws and powers of entry by the Town of LaSalle.

**WHEREAS** Part XIV- Enforcement provisions of the *Municipal Act, 2001*, c.25, as amended, governs the authority of municipalities to enforce its by-laws, to establish a system of fines, to collect the fines for offences under municipal by-laws, and to govern the exercise of a power of entry under the *Act*;

**AND WHEREAS** it is deemed expedient to enact a By-law for the purposes of enforcing municipal by-laws;

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF LASALLE HEREBY ENACTS AS FOLLOWS:**

1. Any person who contravenes any by-law of the Corporation that has been passed under the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, is guilty of an offence.
2. Any Director or Officer of a corporation who knowingly concurs in the contravention of a by-law of the Corporation is guilty of an offence.
3. Any person who contravenes an Order made by the Corporation to discontinue a contravening activity pursuant to the provisions of Section 444 of the *Municipal Act, 2001*, as amended, is guilty of an offence.
4. Any person who contravenes an Order made by the Corporation to do work to correct a contravention pursuant to the provisions of Section 445 of the *Municipal Act, 2001*, as amended, is guilty of an offence.

5.
  - 1) Where the Corporation has directed or required a person to do a matter or thing under the *Municipal Act, 2001*, as amended, or under any other *Act*, or under a by-law passed under the *Municipal Act, 2001* or under any other *Act*, and the person has failed to comply with that direction or requirement, the matter or thing may be done at that person's expense.
  - 2) All costs incurred by the Corporation in doing the matter or thing under subsection (1) may be recovered from the person directed or required to do so in accordance with the provisions of Section 446 of the *Municipal Act, 2001*, as amended.
6.
  - 1) The Corporation may enter on land at any reasonable time for the purpose of carrying out an inspection to determine whether or not the following are being complied with:
    - a) A by-law passed under the *Municipal Act, 2001*; or
    - b) A direction or order of the Corporation made under the *Municipal Act, 2001* or made under any by-law of the Corporation passed under the *Municipal Act, 2001*; or
    - c) A condition of a licence issued under a by-law of the Corporation passed under the *Municipal Act, 2001*; or
    - d) An order of a Court made under Section 431 of the *Municipal Act, 2001*.
  - 2) For the purposes of an inspection referred to in sub-section 1, the Corporation may:
    - a) require the production for inspection of documents or things relevant to the inspection;
    - b) inspect or remove documents or things relevant to the inspection for the purpose of making copies or extracts;

- c) require information from any person concerning a matter related to the inspection; and
- d) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection;

all of which shall be done in accordance with the enforcement provisions permitted by the *Municipal Act, 2001*.

- 7. No person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under the *Municipal Act, 2001*, or under a By-law passed by the Corporation under the *Municipal Act, 2001*.
- 8. Any person who contravenes any by-law passed by the Corporation under the *Municipal Act, 2001*, as amended, is liable, upon conviction, to a fine as set out in and which is recoverable under the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended.
- 9. Enforcement of any by-law passed by the Corporation pursuant to the *Municipal Act, 2001*, or any other general or special Act, may proceed in accordance with the provisions of "Part XIV - Enforcement" of the *Municipal Act, 2001*, as amended.
- 10. By-law 7636, finally passed by the Corporation on May 13, 2014 be and the same is hereby repealed.
- 11. This By-law shall come into force and take full effect on the final passing thereof.

**Read a first and second time and FINALLY PASSED this 25<sup>th</sup> day of  
April, 2017.**

1st Reading – April 25, 2017

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MAYOR – K. ANTAYA

2nd Reading - April 25, 2017

3rd Reading - April 25, 2017

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CLERK – B. ANDREATTA