

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 073-2022

A By-law of the Corporation of the City of Vaughan to amend Short-Term Rental By-law 158-2019 by repealing a redundant provision, already included in By-law 183-2019, and by correcting two intra-by-law references.

WHEREAS Section 8(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that the powers of a municipality shall be interpreted broadly as to confer broad authority on a municipality to (a) enable it to govern its affairs as it considers appropriate, and (b) enhance its ability to respond to municipal issues;

AND WHEREAS Section 11(2) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a lower-tier municipality may pass by-laws respecting health, safety and well-being of persons and protection of persons and property, including consumer protection;

AND WHEREAS Section 11(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a lower-tier municipality may pass by-laws respecting business licensing;

AND WHEREAS Section 151(5) of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that a lower-tier municipality may pass by-laws with respect to any activity, matter or thing for which a by-law may be passed under Sections 9, 10 and 11 as if it were a system of licences with respect to a business;

AND WHEREAS Section 391 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides for the municipality to impose fees or charges on persons for services or activities provided or done by or on behalf of it;

AND WHEREAS Section 425 of the *Municipal Act, 2001*, S.O. 2001, c.25 provides for a municipality to pass by-laws providing that a person who contravenes a by-law of the municipality passed under the Act is guilty of an offence;

AND WHEREAS Section 426 of the *Municipal Act, 2001*, S.O. 2001, c.25 provides that no person shall hinder or obstruct, or attempt to hinder or obstruct, any person who is exercising a power or performing a duty under this Act or under a by-law passed under the Act;

AND WHEREAS Section 429 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides for the municipality to establish a system of fines for offences under a by-law of the municipality passed under the Municipal Act;

AND WHEREAS Section 431 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides that if any by-law of the municipality is contravened and a conviction entered, in addition to any other remedy and to any penalty imposed by the by-law, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may make an order to prohibit the continuation or repetition of the offence by the person convicted;

AND WHEREAS Section 434.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, provides for the municipality to require a person, subject to such conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the municipality passed under this Act;

AND WHEREAS Sections 444 and 445 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, respectfully, provide for the municipality to make an order requiring a person who contravenes a by-law or who causes or permits the contravention or the owner or occupier of land on which a contravention occurs to discontinue the contravening activity or do work to correct a contravention;

AND WHEREAS the Council of The Corporation of the City of Vaughan deems the licensing of short-term rental brokerages and owners and the regulation of all related activity to be in the interest of public safety, community well-being and nuisance control;

AND WHEREAS the Council of The Corporation of the City of Vaughan has determined that it is desirable to make amendments to By-law 158-2019, as amended;

NOW THEREFORE the Council of The Corporation of the City of Vaughan ENACTS AS FOLLOWS:

1. That Short-Term Rental By-law 158-2019, as amended, be further amended by repealing section 11.0(9).
2. That Short-Term Rental By-law 158-2019, as amended, be further amended by changing the wording “Subsections 5.0(11)(h), 5.0(11)(i)” to “subsections 5.0(13)(h) and 5.0(13)(i)” in section 11.0(5).

3. That Short-Term Rental By-law 158-2019, as amended, be further amended by changing the wording “Subsection 5.0(11)(h)” to “subsection 5.0(13)(h)” in section 11.0(7).

Enacted by City of Vaughan Council this 26th day of April, 2022.

Hon. Maurizio Bevilacqua, Mayor

Todd Coles, City Clerk