

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 080-2019

A By-law of the Corporation of the City of Vaughan to amend *Tree By-law 052-2018*, as amended, to provide the City with the authority to issue set fines pursuant to the *Provincial Offences Act*, for any offences committed under the Tree Protection By-law.

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

AND WHEREAS 11(2) of the *Municipal Act*, 2001, S.O. 2001, c.25 provides that a lower-tier municipality may pass by-laws respecting the economic, social and environmental well-being of the municipality, including respecting climate change;

AND WHEREAS section 135(1) of the *Municipal Act*, 2001, S.O. 2001, c.25, without limiting sections 9, 10 and 11 and subject to a by-law passed by an upper-tier municipality, provides for a lower-tier municipality to prohibit or regulate the destruction or injuring of trees;

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

AND WHEREAS the Council of The Corporation of the City of Vaughan considers it desirable to establish a system of fines to promote compliance of its Tree Protection By-law;

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

1. Amend the *Tree By-law* 052-2018, as amended, to add Section 23.1 to state “Every person who is convicted of an offence under this By-law is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, Chap. P.33.”

Enacted by City of Vaughan Council this 12th day of June, 2019.

Hon. Maurizio Bevilacqua, Mayor

Todd Coles, City Clerk