

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 183-2023

A By-law of the Corporation of the City of Vaughan to amend Nuisance By-law 195-2000, as amended, by introducing administrative monetary penalties for non-compliance with this By-law.

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

AND WHEREAS section 128(1) of the *Municipal Act* provides that a municipality may prohibit and regulate with respect to public nuisances, including matters that, in the opinion of council, are or could become or cause public nuisances;

AND WHEREAS Council has determined that it is desirable to make amendments to By-law 195-2000, as amended, and to introduce administrative monetary penalties for non-compliance with this By-law;

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

1. That Nuisance By-law 195-2000, as amended, be further amended by repealing Part III and replacing it with the following:

Part III Administrative Monetary Penalties

- 3.1 Instead of laying a charge under the *Provincial Offences Act*, R.S.O. 1990, Chapter P.33, as amended, for a breach of any provisions of this By-law, an officer may issue an administrative monetary penalty to the person who has contravened this By-law.
- 3.2 If an administrative monetary penalty is issued to a person under section 3.1, no charge shall be laid against that same person for the same breach.
- 3.3 The amount of the administrative monetary penalty for a breach under this

By-law is \$450.

3.4 A person who is issued an administrative monetary penalty shall be subject to the procedures provided for in the Administrative Monetary Penalties By-law 063-2019, as amended, or its successor by-law.

3.5 An administrative monetary penalty imposed on a person that becomes a debt to the *City* under the Administrative Monetary Penalties By-law 063-2019, as amended, or its successor by-law, may be added to the municipal tax roll and collected in the same manner as municipal taxes.

2. That Nuisance By-law 195-2000, as amended, be further amended by adding Part III.I and replacing it with the following:

Part III.I Fines

3.1.1 Any person who commits an offence pursuant to the provisions of this by-law shall be liable, upon conviction, to the penalties prescribed by the *Provincial Offences Act*, R.S.O. 1990, c.P.33, as amended.

3. That Nuisance By-law 195-2000, as amended, be further amended by repealing Part V and replacing it with the following:

Part V Repeal and Amendment of Other By-laws

5.1 By-law 159-73 is hereby repealed.

5.2 Schedule 1 of the Administrative Monetary Penalties By-law is hereby amended by including this By-law as a *Designated By-law*.

Voted in favour by City of Vaughan Council this 14th day of November, 2023.

Steven Del Duca, Mayor

Todd Coles, City Clerk

DRAFT

Authorized by Item No. 6 of Report No. 46 of the Committee of the Whole.
Report adopted by Vaughan City Council on November 14, 2023.
City Council voted in favour of this by-law on November 14, 2023
Approved by Mayoral Decision MDC 006-2023 dated November 14, 2023.
Effective Date of By-Law: November 14, 2023