

THE CITY OF VAUGHAN

BY-LAW

BY-LAW NUMBER 080-2026

A By-law to amend Protecting Vulnerable Social Infrastructure By-law 143-2024 to provide additional clarity and support the administration of the By-law.

WHEREAS section 8(1) of the *Municipal Act*, 2001 S.O. 2001, c. 25 (“*Municipal Act*”) provides that the powers of a municipality under the statute be interpreted broadly so as to confer broad authority on municipalities to enable municipalities to govern their affairs, as they consider appropriate, and enhance their ability to respond to municipal issues;

AND WHEREAS section 11(2)6. of the *Municipal Act* provides for a municipality to pass by-laws respecting the health, safety and well-being of Persons;

AND WHEREAS section 35 of the *Municipal Act* provides that a municipality may pass by-laws removing or restricting the common law right of passage by the public over a highway and the common law right of access to the highway;

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 section 128(2) of the *Municipal Act* provides that the opinion of council under section 128(1), if arrived at in good faith, is not subject to review by any court;

AND WHEREAS section 426 of the *Municipal Act* 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 a by-law passed under the *Municipal Act*;

AND WHEREAS Council recognizes the fundamental right of freedom of expression for people to protest and demonstrate peacefully and further recognizes that such expression is an important element of democratic society;

AND WHEREAS Council also recognizes the need to reasonably and responsibly balance such rights against the health, safety and well-being of members of its communities;

AND WHEREAS Council recognizes that behaviours such as intimidation, inciting hatred, violence, intolerance or discrimination may have negative effects on the health, safety and well-being of its citizens;

AND WHEREAS Council deems certain social infrastructure to be especially vulnerable to public Nuisance Demonstrations, and further deems it necessary for such social infrastructure to have protection from such Nuisance Demonstrations in order to protect the well-being of users of the Vulnerable Social Infrastructure;

AND WHEREAS Council, in good faith, and in accordance with section 128 of the *Municipal Act*, has established what constitutes or could become a Nuisance Demonstration, as set out hereunder;

AND WHEREAS nothing in this By-law is intended to prevent peaceful protests or demonstrations, including those that occur as part of a labour union strike;

AND WHEREAS Council has determined that it is desirable to make an amendment to Protecting Vulnerable Social Infrastructure By-law 143-2024 in order to provide additional clarity and support the administration of the By-law.

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

1. That Protecting Vulnerable Social Infrastructure By-law 143-2024 be further amended as follows:
 - a. By adding the following subsections to section 4.0(2) as follows:
 - (c) notwithstanding any other provision of this By-law, no fine or administrative penalty shall be imposed for violations of the By-law that take place within the specified locations at Vaughan City Hall as shown in Schedule A.
 - (d) a person who attends a *Nuisance Demonstration* without engaging in conduct that would cause a reasonable *Person* to be intimidated does not “participate” within the meaning of section 4.0(1), unless they have been directed to vacate an area by an *Enforcement Officer* and fail to do so.

2. That Schedule A, attached hereto, form part of Protecting Vulnerable Social Infrastructure By-law 143-2024.

Voted in favour by City of Vaughan Council this 28th day of April, 2026.

Steven Del Duca, Mayor

Todd Coles, City Clerk

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Authorized by Item No. 5 of Report No. 17 of the Committee of the Whole.
Report adopted by Vaughan City Council on April 28, 2026.
City Council voted in favour of this by-law on April 28, 2026.
Approved by Mayoral Decision MDC 005-2026 dated April 28, 2026.
Effective Date of By-Law: April 28, 2026

SCHEDULE A

