

Being a by-law requiring and regulating the cleaning and clearing of the grounds, yards and vacant lots in the Township of the Municipality of Val Rita-Harty

WHEREAS the Council of the Corporation of the Township of the Municipality of Val Rita-Harty deems it advisable to enact a by-law under Section 425 (1) of the Municipal Act 2001, requiring and regulating the cleaning and clearing of grounds, yards and vacant lots in the Township of Val Rita-Harty;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF VAL RITA-HARTY enacts as follows:

1. The provisions of this by-law shall be applicable to and have full force and effect within the territorial limits of the Township of Val Rita-Harty.
2. For the purposes of this by-law:
  - a) "TOWNSHIP" shall mean the Corporation of the Township of Val Rita-Harty.
  - b) "ENFORCEMENT OFFICER" shall include:
    - i. The Building Inspector and the Chief Building Official.
  - c) "COUNCIL" shall mean the Council of the Corporation of the Township of Val Rita-Harty
  - d) "OWNER" shall include the tenant, lessee or occupant of any grounds, yard or vacant lot in the Township.
  - e) "PERSON" shall include firm, partnership, company, corporation, club or organization.
  - f) The plural shall include the singular and the singular shall include the plural and the applicable provisions of this by-law shall be construed as if the necessary grammatical and terminological changes thereby rendered necessary have been made.
3. Subject as hereinafter provided, the owner of any grounds, yard or vacant lot in the Township shall clean and clear such grounds, yard or vacant lot by promptly removing therefrom all articles, objects, items, machinery, equipment, goods, chattels, effects, things, matter substances or material, more particularly set forth and described in subparagraph (a), (b), (c), (d), (e), (f), (g), (h) and (i) hereof and shall promptly dispose of same in accordance with the provisions of any applicable by-law of the Township which from time to time may be in effect or in such place or places and in such manner as Council, from time to time, may by by-law or resolution authorize or direct.
  - a) All types of vehicles of whatsoever kind or nature, including motor vehicles, commercial motor vehicles, public vehicles, motor buses, trucks, motorized snow vehicles, any vehicle drawn, propelled or driven by any kind of power, including muscular power, cars of electric or steam railways, trailers, semi-trailers, traction engines, self-propelled implements of husbandry, farm machinery, agricultural implements, self-propelled implements, self-propelled machines, mowing machines, road building machines, machines, engines, tractors, farm tractors, implements, motorcycles, bicycles, chassis, carriages, including any constituent or component parts or any of the foregoing, including bodies, engines, motors, platforms, truck boxes, apparatus, equipment, accessories or wheels, which have been discarded or which are in such a wrecked condition or are in such a state of disrepair or are so obsolete and non-functional that they are either worthless or have salvage value only.

- b) All types of water craft, including vessels, motor boats, sail boats, boats, canoes or other types of water conveyances used for transport of goods, articles, passengers or equipment, including any constituent or component parts of any of the foregoing, which have been discarded or which are in such a wrecked condition or are in such a state of disrepair or are so obsolete and non-functional that they are either worthless or have salvage value only.
- c) All types of industrial, commercial or household machinery, appliances, engines, motors, furnaces, boilers, hot water tanks, storage tanks, apparatus, plant or equipment of whatsoever kind or nature, including any constituent or component parts of any of the foregoing which have been discarded or which are in such a wrecked condition or are in such a state of disrepair or are so obsolete and non-functional that they are either worthless or have salvage value only.
- d) All types of agricultural machinery, plant, equipment appliances, engines, motors or apparatus of whatsoever kind or nature, including any constituent or component parts of the foregoing, which have been discarded or which are in such a wrecked condition or are in such a state of disrepair or are so obsolete and non-functional that they are either worthless or have salvage value only.
- e) All types of aircraft, including any constituent or component parts or the foregoing which have been discarded or which are in such a wrecked condition or are in such a state of disrepair or are so obsolete and non-functional that they are either worthless or have salvage value only.
- f) All industrial, commercial or household rubbish, rubble, wreckage, trash, litter, junk, debris, waste materials, ashes, cinders, garbage, grass clippings, rakings, sweepings, scrap metals, scrap materials and salvage of whatsoever kind of nature.
- g) All types of wearing apparel, personal effects, articles, commodities, products, things, substances, rags, bones, bottles, glassware, crockery, containers, cans, wheels, tires, tubes, hides, feathers, papers, handbills or cardboard of whatsoever kind or nature, which have been discarded or are either worthless or have salvage value only.
- h) All discarded fruit or vegetable produce which is worthless and unsightly.
- i) All discarded animal or mineral matter or material which is worthless and unsightly.

4.

- a) No person shall throw, place or deposit refuse or debris on private property within the Township without authority from the owner or occupant of such property.
- b) The owner or occupant of private property within the Township, who authorizes the throwing, placing or depositing of refuse or debris on such private property shall forthwith clean and clear such private property by promptly removing therefrom any such refuse or debris and such owner or occupant shall promptly dispose of such refuse or debris in accordance with the provisions of Paragraph 3 of this by-law.

5.
  - a) No person shall throw, place or deposit dirt, filth, glass, handbills, paper or other rubbish or refuse or the carcass of any animal on any highway or bridge within the Township.
  - b) Any person who throws, places or deposits any dirt, filth, glass, handbills, paper or other rubbish or refuse or the carcass of any animal on any highway or bridge within the Township shall promptly remove the same and dispose of same in accordance with Paragraph 3 of this by-law.
6.
  - a) It shall be the duty of the Enforcement Officer to enforce the provisions of this by-law and he shall have the right at all reasonable times, to enter upon any grounds, yard or vacant lot for the purpose of inspecting the same and for the purpose of enforcing the provisions of this by-law.
  - b) No owner or person shall obstruct, hinder, delay or prevent an Enforcement Officer from carrying out the inspection of any grounds, yard or vacant to or from enforcing the provisions of this by-law.
  - c) The Enforcement Officer may cause written notice to be served upon the owner of any grounds, yard or vacant lot to clean and clear any such grounds, yard or vacant lot in accordance with the applicable terms and provisions of this by-law and such notice may be served upon the owner personally or mailed by prepaid registered post addressed to the owner at his address as shown on the last revised Assessment Roll for the Town and service upon the owner shall be deemed to be effective on the date of such personal service or as of the date of mailing of the notice as aforesaid.
  - d) The owner of any grounds, yard or vacant lot, upon being served with a notice as aforesaid, shall comply with such notice within the time limited in the aforesaid notice.
  - e) Where the owner of any grounds, yard or vacant lot fails to comply with any notice served upon him, pursuant to the provisions of this by-law, the Enforcement Officer is hereby authorized and empowered to take all steps and measures as may be necessary to ensure due compliance with the provisions of this by-law and the cost thereof shall be borne by such owner and shall be added to the Collector's Roll for the Town and collected in a like manner as taxes. In addition thereto, the owner shall be liable to the penalty imposed by this by-law.
7. Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for by the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended
8. This by-law shall take effect upon the final passing thereof.

**READ A FIRST TIME THIS 17<sup>TH</sup> OF FEBRUARY 2016**

\_\_\_\_\_  
**Mayor: Johanne Baril**

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**Clerk: Christiane Potvin**

**READ A SECOND TIME THIS 17<sup>TH</sup> OF FEBRUARY 2016**

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**Mayor: Johanne Baril**

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**Clerk: Christiane Potvin**

**READ A THIRD TIME AND FINALLY PASSED THIS 17<sup>TH</sup> OF FEBRUARY 2016**

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**Mayor: Johanne Baril**

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**Clerk: Christiane Potvin**

**SCHEDULE "A"**

**Part I Provincial Offences Act**

**THE CORPORATION OF THE TOWNSHIP OF VAL RITA-HARTY**

**BY-LAW #1032-16**

**Being a by-law requiring and regulating the cleaning and clearing of grounds, yards and vacant lots in the Township of Val Rita-Harty**

<b>ITEM</b>	<b>COLUMN 1 Short form Wording</b>	<b>COLUMN 2 Provision creating or defining offence</b>	<b>COLUMN 3 Set fine</b>
<b>1</b>	<b>Accumulation of junk, rubbish, garbage etc. on property</b>	<b>3</b>	<b>\$ 105</b>

**Note: the general penalty provision for the offences listed above is section 7 of  
by-law 1032-16, a certified copy of which has been filed**