

The Corporation of the City of Port Colborne

By-law No. _____

Being a By-law to Amend By-law No. 6902/50/21, Being a By-law to
Establish a System for Administrative Penalties for Non-Parking
Offences within The City of Port Colborne

Whereas the City of Port Colborne has adopted By-law No. 6902/50/21 Being a By-law to Establish a System for Administrative Penalties for Non- Parking Offences within the City of Port Colborne; and

Whereas at its meeting of February 27, 2024, the Council of The Corporation of the City of Port Colborne approved the recommendations of the Community Safety and Enforcement Department, By-law Services Report 2024-28 Subject: Proposed Amendments Lot Maintenance By-law; and

Whereas The City of Port Colborne considers it desirable to add the requirements for the maintenance of property and land to the Administrative Monetary Penalty, tier penalty system; and

Whereas the City of Port Colborne considers it desirable and necessary to amend By- law No. 6902/50/21 Being a By-law to Establish a System for Administrative Penalties for Non-Parking Offences within the City of Port Colborne;

Now therefore the Council of The Corporation of the City of Port Colborne enacts as follows:

1. That Schedule "B" to By-law No. 6902/50/21, Being a By-law to Establish a System for Administrative Penalties for Non-Parking Offences within The City of Port Colborne, is hereby amended by removing administrative penalties for Lot Maintenance By-law No. 6574/29/18; and
2. That Schedule "B" to By-law No. 6902/50/21, Being a By-law to Establish a System for Administrative Penalties for Non-Parking Offences within The City of Port Colborne, is hereby amended to include administrative penalties for the by-law prescribing requirements for the maintenance of all property and within the City of Port Colborne.

Enacted and passed this 27th day of February, 2024.

William C. Steele
Mayor

Saima Tufail
Acting City Clerk

**CITY OF PORT COLBORNE ADMINISTRATIVE PENALTY
(NON-PARKING) BY-LAW – DESIGNATED BY-LAW PROVISIONS -
LOT MAINTENANCE BY-LAW NO. _____**

- 1.1 Column 1 in the following table lists the provisions in the corresponding by-law that are hereby designated for the purpose of establishing an administrative monetary penalties system.
- 1.2 Column 2 in the following table sets out the short form wording to be used in a Penalty Notice for the contravention of the designated provisions listed in column 1.
- 1.3 Column 3 in the following table sets out the administrative penalty amounts that are payable for contraventions of the designated provisions listed in column 1.
- 1.4 Column 4 ("Administrative Penalty Tier 2") sets out the Administrative Monetary Penalty amounts that are payable for a second (2nd) contravention of the designated provisions listed in Column 1 by the same person(s) within a six (6) month period since the penalty notice was issued for the first (1st) contravention of the designated provision in Column 1.
- 1.5 Column 5 ("Administrative Penalty Tier 3") sets out the Administrative Monetary Penalty amounts that are payable for a third (3rd), or greater, contravention of the designated provisions listed in Column 1 by the same person(s) within a one (1) year period since the previous penalty notice was issued for the second (2nd) or greater, contravention of the of the designated provision in Column 1.

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>	<u>COLUMN 4</u>	<u>COLUMN 5</u>
	Designated Provision	Short Form Wording	Administrative Penalty Tier 1	Administrative Penalty Tier 2	Administrative Penalty Tier 3
1.	Section 3.1	Permit/have refuse on land	\$400.00	\$800.00	\$1600.00
2.	Section 3.2	Fail to enclose excavation with temporary barrier (122cm / 48 inches) high	\$400.00	\$800.00	\$1600.00

3.	Section 3.3	Fail to drain accumulate d water over (30 cm / 12 inches) deep	\$400.00	\$800.00	\$1600.00
4.	Section 3.4	Deposit refuse on private property	\$400.00	\$800.00	\$1600.00
5.	Section 3.5	Deposit refuse on City property	\$400.00	\$800.00	\$1600.00
6.	Section 3.6	Fail to locate refuse containers in accordance with by-law	\$400.00	\$800.00	\$1600.00
7.	Section 3.7	Fail to maintain water in swimming pool in accordance with by-law	\$400.00	\$800.00	\$1600.00
8.	Section 3.8	Fail to maintain water in hot tub/water feature/artifi cial pond in accordance with by-law	\$400.00	\$800.00	\$1600.00
9.	Section 3.9	Fail to clear land of refuse when required by City	\$400.00	\$800.00	\$1600.00
10.	Section 3.10	Fail to clear buffer strip	\$400.00	\$800.00	\$1600.00
11.	Section 3.11	Fail to clear grass in excess of 15cm	\$400.00	\$800.00	\$1600.00

12.	Section 3.12	Fail to clear/spray for poison ivy/poison oak	\$400.00	\$800.00	\$1600.00
13.	Section 3.17	Fail to comply with Work Order	\$400.00	\$800.00	\$1600.00
14.	Section 3.18	Fail to park/store/house a vehicle/boat trailer/recreation vehicle/conveyance on an improved surface	\$400.00	\$800.00	\$1600.00
15.	Section 3.19	Store items in Partially Enclosed Structure may deteriorate due to weather	\$400.00	\$800.00	\$1600.00
16.	Section 3.19	Store items in Partially Enclosed Structure may create environment for pests to gather/nest	\$400.00	\$800.00	\$1600.00
17.	Section 3.22	Fail to comply with firewood provisions	\$400.00	\$800.00	\$1600.00
18.	Section 3.23	Permit/allow grasses and weeds in contravention of By-law	\$400.00	\$800.00	\$1600.00