

# THE CORPORATION OF HALDIMAND COUNTY

By-law Number 1892/18

**Being a by-law to amend By-law 1534/15, being a by-law respecting the managing, regulating and promoting the responsible enjoyment and use of County public parks and facilities**

**WHEREAS** Section 10 of the *Municipal Act, 2001, S.O. 2001, c. 25* as amended (the Act) confers the powers to a municipality to pass by-laws respecting various matters, including public assets of the municipality acquired for the purpose of exercising its authority under the *Municipal Act, 2001* or other act; the health, safety and well-being of persons; protection of persons and property, including customer protection; animals; and other matters;

**WHEREAS** Section 11 of the Act provides that a municipality may pass by-laws respecting matters within the sphere of jurisdiction of culture, parks, recreation and heritage;

**WHEREAS** Section 128 of the Act permits a municipality to provide and regulate with respect to public nuisances, including matters that, in the opinion of Council, are or could become or cause public nuisances

**WHEREAS** the Act allows municipalities to pass by-laws in the sphere of public parking, except on highways;

**WHEREAS** Section 425 of the Act authorizes Haldimand County to pass by-laws providing that a person who contravenes a by-law of Haldimand County passed under that Act is guilty of an offence;

**WHEREAS** the Act further authorizes Haldimand County, amongst other things, to delegate its authority, to impose fees or charges on persons for services or activities provided or done by or on behalf of it, to provide for inspections and inspection orders, and to make orders to discontinue activity or to do work;

**WHEREAS** Section 8(3)(c) of the Act authorizes Haldimand County, in exercising its powers to regulate and prohibit respecting a matter, to provide a system of licenses, permits, approvals or registrations respecting the matter, and to impose conditions as a requirement of obtaining, continuing to hold or renew a license, permit, approvals or registration;

**AND WHEREAS** the Council for Haldimand County deems it expedient to amend By-law 1534/15 to include a regulation regarding the feeding of geese or any other bird,

**NOW THEREFORE, the Council of The Corporation of Haldimand County enacts as follows:**

1. **THAT** Part IX – General Prohibitions, of By-law No. 1534/15 be amended to adding to Section 18), a subsection r. to read as follows:

18) Unless authorized by Permit and/or Part XXVIII no *person* shall, while in a *Public Park*:

*r. feed, cause or permit the feeding of any bird such as geese or ducks*

2. **AND THAT** this by-law shall come into force and effect upon its final passage thereof.

READ a first and second time this 12<sup>th</sup> day of February, 2018.

READ a third time and finally passed this 12<sup>th</sup> day of February, 2018.

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MAYOR

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CLERK