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The Corporation of the Municipality of Clarington

By-law 2021-0XX

Being a by-law to amend the Boulevard By-law

WHEREAS subsection 11(3) of the *Municipal Act, 2001*, S.O. 2001, c. 25, authorizes the Municipality to pass by-laws respecting highways under its jurisdiction;

AND WHEREAS the Municipality has enacted a Boulevard By-law 2013-066 to regulate the use of the boulevard portion of highways under its jurisdiction;

AND WHEREAS the Municipality wishes to make certain amendments to the Boulevard By-law 2013-066;

NOW THEREFORE the Council of The Corporation of the Municipality of Clarington hereby enacts as follows:

1. Section 34 of By-law 2013-066 is revoked and replaced with the following:
 - 5.4 Without limiting any other section of this By-law, every Person who contravenes any provision of this By-law is guilty of an offence and on conviction is liable to a fine in accordance with the *Provincial Offences Act*, R.S.O. 1990, c. P.33.
2. The following new section is added immediately after section 35 of By-law 2013-066 and all remaining sections of the by-law are renumbered accordingly:

Schedules

36 The following Schedules are attached to and form an integral part of this by-law:

Schedule "A" – Set Fines

3. By-law 2013-066 is amended by appending to it Schedule "A" of this Amending By-law.
4. This By-law shall be effective on the date that it is passed.

Passed in Open Council this XXth day of XXXX, 2021

Adrian Foster, Mayor

June Gallagher, Municipal Clerk

Schedule "A"

MUNICIPALITY OF CLARINGTON

PART I Provincial Offences Act

By-law #2013-066, as amended: Boulevard By-law

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision creating or defining offence	COLUMN 3 Set Fine
1	Leaving unattended obstruction within a boulevard	s. 16	\$150.00
2	Removal or damage of sidewalk or other improvement within a boulevard	s. 18	\$500.00
3	Height of grass, turf or weeds in the boulevard in excess of 20 centimetres	s. 20(1)	\$150.00
4	Leaving unattended obstruction within a highway	s. 22.2	\$250.00
5	Encumber or damage to a highway	s. 22.3	\$500.00
6	Removal, damage or destruction of a boulevard tree	s. 28	\$500.00
7	Failure to comply with an order	s. 31	\$350.00

"NOTE: The penalty provision for the offences indicated above is section 34 of by-law no. 2013-066, as amended, a certified copy of which has been filed".