

**THE CORPORATION
OF THE
TOWN OF NIAGARA-ON-THE-LAKE
BY-LAW NO. 4778A-21**

A BY-LAW TO AMEND BY-LAW NO. 4778-14 TO PROVIDE UNIFORM STANDARDS FOR THE CONSTRUCTION OF FENCES IN THE TOWN OF NIAGARA-ON-THE-LAKE

WHEREAS the Council of The Corporation of The Town of Niagara-on-the-Lake passed By-law No. 4778-19 on December 15, 2014;

AND WHEREAS the Council of The Corporation of The Town of Niagara-on-the-Lake passed By-law No. 5334-21 on June 21, 2021;

AND WHEREAS The Town of Niagara-on-the-Lake considers it desirable to have one administrative penalty system for all non-parking related offences;

NOW THEREFORE THE Council of the Corporation of the Town of Niagara-on-the-Lake enacts as follows:

1. That By-law No. 4778-14 be amended by adding Schedule "A" attached hereto:
2. That By-law No. 4778-14 be amended by adding the following as Section 13:
 13. Any person who contravenes this By-law may be issued an administrative penalty in accordance with the AMPS By-law No. 5334-21 for Non-Parking Offences in accordance with Schedule "A," attached hereto and forming part of this By-law.
3. That By-law No. 4778-14 be amended by renumbering Sections 13 and 14 the Sections as follows:
 14. This by-law shall come into force and take effect on the passing thereof.
 15. That By-law No. 3408-99 is hereby repealed in its' entirety.
4. That this by-law come into force and effect immediately upon the passing thereof.

READ A FIRST, SECOND AND THIRD TIME AND PASSED THIS 30TH DAY OF AUGUST, 2021


LORD MAYOR BETTY DISERO


ACTING TOWN CLERK COLLEEN HUTT

| Item | Column 1 - Short Form Wording | Offence | Set Fine |
|---|--|----------------------|----------|
| Schedule A - Fence By-law No. 4778A-14 | | | |
| 12 | Construct or permit to be constructed or maintain a fence prohibited by this By-law | Section 2 | \$125 |
| 13 | Failing to maintain a fence in a good state or repair and in a safe condition | Section 3 | \$125 |
| 14 | Construct or permit to be constructed or maintain any fence which is inherently dangerous | Section 4 | \$200 |
| 15 | Construct or permit to be constructed or maintain any fence or hedge within a sight triangle that is more than 1.0 meter above the adjoining ground level | Section 5. (a) & (c) | \$125 |
| 16 | Corner Lots - construct or permit to be constructed or maintained a fence or hedge in excess of the height requirements where a driveway and fence and/or a hedge run parallel to each other | Section 5.(b) | \$125 |
| 17 | Construct or permit to be constructed or maintained any fence in excess of the height requirements in a front yard | Section 6.(a) | \$125 |
| 18 | Construct or permit to be constructed or maintained any fence or hedge in excess of the height requirements in a rear or side yard | Section 6.(b) | \$125 |
| 19 | Construct or permit to be constructed or maintain any fence in excess of the height requirements - on lands used for industrial or commercial purposes | Section 7 | \$125 |
| 20 | Construct or permit to be constructed or maintained any fence composed wholly/partly of barbed wire or other barbed material in any residential area | Section 8 | \$200 |
| 21 | Failing to erect a fence around a swimming pool | Section 9 | \$250 |