

**THE CORPORATION  
OF THE  
TOWN OF NIAGARA-ON-THE-LAKE  
BY-LAW NO. 4397A-11**

**A BY-LAW TO AMEND BY-LAW 4397-10 BEING A BY-LAW  
TO ADDRESS PUBLIC NUISANCES**

WHEREAS the Council of the Corporation of the Town of Niagara-on-the-Lake approved By-law 4397-10 on the 7<sup>th</sup> day of June 2010;

AND WHEREAS Section 128 of the said Municipal Act provides that a local municipality may prohibit and regulate with respect to public nuisances, including matters that in the opinion of council are or could become or cause a public nuisance;

AND WHEREAS it is the opinion of the Council of the Corporation of the Town of Niagara-on-the-Lake that certain actions as outlined in this by-law do constitute a public nuisance.

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

1. The following be added to By-law No. 4397-10, Section 2:

**2. Prohibitions**

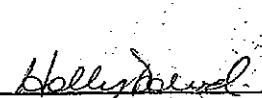
- 2.7 No person shall cause or permit the emission of noise by persistent barking, calling, whining or other similar persistent noise by an animal at any time.
- 2.8 No person shall emit or cause or permit the emission of noise by use of an electronic device for amplification of sound at any time.
- 2.9 No person shall emit or cause or permit the emission of any noise that is likely to disturb the inhabitants of the Town.
- 2.10 No person shall emit or cause or permit the emission of noise by yelling, shouting, screaming whistling, hooting or singing.

That this By-law shall come into effect immediately upon the passing thereof.

READ A FIRST, SECOND AND THIRD TIME AND PASSED THIS 2nd DAY  
OF MAY 2011



LORD MAYOR DAVE EKE



TOWN CLERK HOLLY DOWD

**THE CORPORATION OF THE TOWN OF NIAGARA-ON-THE-LAKE  
BY-LAW No. 4397-10, Nuisances, As Amended**

**PART 1 PROVINCIAL OFFENCES ACT**

ITEM #	COLUMN 1 - Short Form Wording	COLUMN 2 - Provision creating or defining offence	COLUMN 3 - Set Fine
1	Urinate/defecate/vomit/spit in a public place.	2.1	\$300.00
2	Knock over a Canada Post mailbox/newspaper box/bench/fence/blue box/garbage container or other structure or object in a public place.	2.2	\$300.00
3.	Attempt to knock over a Canada Post mailbox/newspaper box/bench/fence/blue box/garbage container or other structure or object in a public place.	2.2	\$300.00
4.	Loiter in a public Place	2.3	\$250.00
5.	Participate in a fight in any public place.	2.4	\$300.00
6.	Mark or apply graffiti on any public place, including signs, or private property	2.5	\$300.00
7.	Refuse to identify when requested.	2.6	\$300.00
8.	Cause/permit noise by barking/calling/whining/persistent noise by an animal	2.7	\$250.00
9.	Emit/cause/permit noise from an electronic device	2.8	\$350.00
10.	Emit/cause/permit the emission of noise likely to disturb the inhabitants	2.9	\$350.00
11.	Emit/cause/permit noise by yelling/shouting/screaming/whistling/hooting/singing	2.10	\$350.00

“NOTE: The penalty provision for the offences indicated above is section 3.3 of By-law No. 4397-10, as amended, a certified copy of which has been filed.”