

# The Corporation of the Town of Tecumseh

## By-Law Number 2024-110

Being a by-law to amend By-Law 2024-048, a by-law to establish a comprehensive system of administrative monetary penalties on the Town of Tecumseh

**Whereas** Sections 8, 9, and 11 of the *Municipal Act*, 2001, S.O. 2001, c.25, as amended (the “Municipal Act”), authorizes The Corporation of the Town of Tecumseh to pass by-laws necessary or desirable for municipal purposes;

**And Whereas** Sections 23.2, 23.3, and 23.5 of the Municipal Act authorizes a municipality to delegate its administrative and hearing powers;

**And Whereas** Section 102.1 of the Municipal Act provides that a municipality may require a person to pay an administrative penalty if the municipality is satisfied the person has failed to comply with any by-laws respect the parking, standing, or stopping of vehicles;

**And Whereas** the Province adopted the “Administrative Penalties” regulation O. Reg 333/07 pursuant to the Municipal Act;

**And Whereas** Section 151(1)(g) of the Municipal Act authorizes the municipality to require a person, subject to such conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with any part of a system of licences established by the municipality;

**And Whereas** Section 15.4.1 of the *Building Code Act*, 1992, S.O., c.23 as amended, (the “**Building Code Act**”) authorizes the municipality to pass a by-law that may require a person to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the municipality passed under the Building Code Act, as amended or an order of an officer authorized under Section 15.2(2) or 15.3, 2017 c.34 Sced.2.s.10 of the Building Code Act, as amended;

**And Whereas** Section 434.1 of the Municipal Act provides that a municipality may require a person to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with any by-law of the municipality passed under the Municipal Act;

**And Whereas** Section 391 of the Municipal Act authorizes a municipality to pass by-laws imposing fees or charges on any class of persons for services or activities provided or done by or on behalf of it;

**And Whereas** Section 434.2 of the Municipal Act provides that an administrative penalty imposed by a municipality on a person constitutes a debt of the person to the municipality;

**And Whereas** the Council of the Town of Tecumseh considers it desirable to have an administrative penalties system and to enforce and seek compliance with the designated by-laws, or portions of those by-laws, through the administrative penalties system.

**Now Therefore the Council of The Corporation of The Town of Tecumseh enacts as follows:**

1. **That** By-Law 2024-048 be amended by adding Schedule D, Schedule E, Schedule F, and Schedule G in its entirety and attached hereto and forming part of this by-law, and to do such further and other acts which may be necessary to implement these schedules.

**Read** a first, second, third time and finally passed this 10th day of December, 2024.

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Gary McNamara, Mayor

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Robert Auger, Clerk