

THE CORPORATION OF THE CITY OF PORT COLBORNE

BY-LAW NO. 5732/163/11

BEING A BY-LAW TO ESTABLISH AND AMEND
SERVICE FEES FOR THE BY-LAW ENFORCEMENT DIVISION AND TO AMEND
VARIOUS BY-LAWS

WHEREAS Section 391 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides a municipality and a local board the authority to pass by-laws imposing fees or charges;

AND WHEREAS the Council of The Corporation of the City of Port Colborne is desirous to establish administrative fees with respect to the By-law Enforcement Services Division;

AND WHEREAS Council adopted the recommendations of Department of Planning & Development, Report 2011-84, Subject: Rates and Fees for the By-law Enforcement Division on November 28, 2011.

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY
OF PORT COLBORNE ENACTS AS FOLLOWS:**

1. That By-law 4738/120/05, being a By-law to Regulate the Erection and Maintenance of Signs and other Advertising Devices, be amended by adding thereto the following:

4.9 Service Fees

4.9.1 That the municipal fees for the administration and enforcement of this by-law shall be in accordance with the Schedule of Rates and Fees enacted by The Corporation of the City of Port Colborne for the purposes of regulating the erection and maintenance of signs and other advertising devices, and any revisions thereto.

4.9.2 Service Fees for the administration and enforcement of this By-law may be applied when a contravention has been confirmed by an officer.

4.10 Recovery of Costs

4.10.1 Where the City its employees or authorized agents have performed the work required to bring a property into compliance with the By-law, all expenses incurred by the City in doing the work as well as any related fees, shall be deemed to be taxes and may be collected by action or the costs may be added to the tax roll for the property and collected in the same manner as taxes.

2. That By-law 5510/107/10, being a By-law to Regulate Fences in the City of Port Colborne and to Repeal By-law 1170/117/81, as amended, be amended by adding thereto the following:

8.5 Service Fees

8.5.1 That the municipal fees for the administration and enforcement of this by-law shall be in accordance with the Schedule of Rates and Fees enacted by The Corporation of the City of Port Colborne for the purposes of regulating fences, and any revisions thereto.

8.5.2 Service Fees for the administration and enforcement of this By-law may be applied when a contravention has been confirmed by an officer.

9.7 Recovery of Costs

9.7.1 Where the City its employees or authorized agents have performed the work required to bring a property into compliance with the By-law, all expenses incurred by the City in doing the work as well as any related fees, shall be deemed to be taxes and may be collected by action or the costs may be added to the tax roll for the property and collected in the same manner as taxes.

3. That By-law 4299/135/02, being a By-law Prescribing Standards for the Maintenance and Occupancy of Property within the City of Port Colborne, be amended by adding thereto the following:

7.0 Service Fees

7.0.1 That the municipal fees for the administration and enforcement of this by-law shall be in accordance with the Schedule of Rates and Fees enacted by The Corporation of the City of Port Colborne for the purposes of regulating maintenance and occupancy of property, and any revisions thereto.

7.0.2 Service Fees for the administration and enforcement of this By-law may be applied when a contravention has been confirmed by an officer.

7.2 Recovery of Costs

7.2.1 Where the City its employees or authorized agents have performed the work required to bring a property into compliance with the By-law, all expenses incurred by the City in doing the work as well as any related fees, shall be deemed to be taxes and may be collected by action or the costs may be added to the tax roll for the property and collected in the same manner as taxes.

4. That By-law 4843/68/06, being a By-law to Regulate Privately Owned Swimming Pools, be amended by adding thereto the following:

5.2 Service Fees

5.2.1 That the municipal fees for the administration and enforcement of this by-law shall be in accordance with the Schedule of Rates and Fees enacted by The Corporation of the City of Port Colborne for the purposes of regulating privately owned swimming pools, and any revisions thereto.

5.2.2 Service Fees for the administration and enforcement of this By-law may be applied when a contravention has been confirmed by an officer.

5.3 Recovery of Costs

5.3.1 Where the City its employees or authorized agents have performed the work required to bring a property into compliance with the By-law, all expenses incurred by the City in doing the work as well as any related fees, shall be deemed to be taxes and may be collected by action or the costs may be added to the tax roll for the property and collected in the same manner as taxes.

5. That By-law 5383/137/09, being a By-law to Provide for the Removal of Snow and Ice from Roofs and Sidewalks, be amended by adding thereto the following:

8.1 Service Fees

8.1.2 That the municipal fees for the administration and enforcement of this

by-law shall be in accordance with the Schedule of Rates and Fees enacted by The Corporation of the City of Port Colborne for the purposes of regulating the removal of snow and ice from roofs and sidewalks, and any revisions thereto.

8.1.3 Service Fees for the administration and enforcement of this By-law may be applied when a contravention has been confirmed by an officer.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS
12TH DAY OF DECEMBER, 2011.**



**Vance Badawey
MAYOR**



**Ashley Grigg
CITY CLERK**