



The Corporation of the Town of Fort Erie By-law 27-2025

Being a By-law to Amend By-law 136-2024 (Municipal Property Occupancy Policy) and By-law 111-2019, as amended (Administrative Penalty System) and to Repeal By-laws 52-2020 and 53-2020

Whereas By-law 136-2024 was passed by the Municipal Council of the Town of Fort Erie on December 16, 2024, to adopt a policy for the occupancy of municipal property (the "Municipal Property Occupancy Policy"); and

Whereas the Municipal Property Occupancy Policy contains provisions for penalties, including fines for contravention of the policy; and

Whereas Section 4.5 of By-law 136-2024 currently provides that any person who contravenes any provision of the By-law is liable to an administrative penalty to be issued in accordance with Administrative Penalty System By-law 111-2019, as amended; and

Whereas it is deemed desirable to amend Section 4.5 of By-law 136-2024 to establish a fixed administrative penalty in the amount of Three Hundred Dollars (\$300.00) for violations of the Municipal Property Occupancy Policy; and

Whereas By-law 111-2019, as amended, establishes a system for Administrative Penalties and applies to any penalty notice issued under By-law 136-2024, and it is therefore necessary to amend By-law 111-2019 to designate By-law 136-2024 under the Administrative Penalty System; and

Whereas By-laws 52-2020 and 53-2020 were previously enacted to amend By-laws 120-2015 and 111-2019, respectively, to implement an administrative penalty for non-compliance of the Highway Occupancy Policy (By-law 120-2015) and to include By-law 120-2015 as a designated by-law under the Administrative Penalty System; and

Whereas By-law 120-2015 has since been repealed, rendering By-laws 52-2020 and 53-2020 obsolete;

Now, therefore, the Municipal Council of The Corporation of the Town of Fort Erie enacts as follows:

- 1. That** Section 4.5 of By-law 136-2024 is hereby repealed and replaced with the following:

"4.5 Every person who contravenes any provision of this By-law shall, upon issuance of a penalty notice in accordance with Administrative Penalty By-law 111-2019, be liable to pay to the Town an Administrative Penalty in the amount of Three Hundred Dollars (\$300.00), in the manner and in accordance with that By-law, as amended or replaced from time to time."
- 2. That** Appendix "1" to Schedule "A" of By-law 111-2019, as amended, is repealed and replaced with Schedule "A" attached hereto and forming part of this by-law.
- 3. That** By-law 52-2020 is hereby repealed.
- 4. That** By-law 53-2020 is hereby repealed.

5. **That** the Clerk of the Town is authorized to affect any minor modifications, corrections or omissions, solely of an administrative, numerical, grammatical, semantical or descriptive nature to this by-law or its schedules after the passage of this by-law.

Read a first, second and third time and finally passed this 31st day of March 2025.

Mayor

Clerk