



**The Corporation of the City of Cornwall**  
**Regular Meeting of Council**  
**By-law 2020-077**

Department: Planning, Development and Recreation  
Division: Building and By-law  
By-law Number: 2020-077  
Report Number: 2020-312-Planning, Development and Recreation  
Meeting Date: June 8, 2020  
Subject: Yard Maintenance By-law Housekeeping Amendments

Whereas Section 10(1) of the *Municipal Act*, 2001, S.O., 2001, c. 25, as amended provides that a municipality may provide any service or thing that the municipality considers necessary or desirable to the public and Subsection 10(2), paragraph 7, provides that a municipality may pass By-laws with respect to services and things that the municipality is authorized to provide under subsection 10(1); and

Whereas Sections 8, 9 and 10 of the *Municipal Act*, 2001, S.O., 2001, c. 25, as amended authorize the City of Cornwall to pass By-Laws necessary or desirable for the municipal purposes and in particular paragraphs 5, 6, and 8 of Subsections 10(2), of the *Municipal Act*, 2001, S.O., 2001, c. 25, as amended authorizes By-Laws respecting: economic, social and environmental well-being of the municipality; health, safety and well-being of persons; and protection of persons and property; and

Whereas Section 127 of the *Municipal Act*, 2001, S.O., 2001, c. 25, as amended authorizes the City of Cornwall to require the owner or occupant of land to clean and clear the land, not including buildings, and to clear refuse or debris from the land, not including buildings; and

Whereas Section 127 of the *Municipal Act*, 2001, S.O., 2001, c. 25, as amended further authorizes the City of Cornwall to prohibit the depositing of refuse or debris on land without the consent of the owner or occupant of the land; and

Whereas Section 128 of the *Municipal Act*, 2001, S.O., 2001, c. 25, as amended authorizes the City of Cornwall to prohibit and regulate with respect to public nuisances, including matters that, in the opinion of the City of Cornwall's Council, are or could become or cause public nuisances; and

Whereas Section 425 of the *Municipal Act*, 2001, S.O., 2001, c. 25, as amended authorizes the City of Cornwall to pass By-Laws providing that a person who contravenes a By-Law of the City of Cornwall passed under this Act is guilty of an offence; and

Whereas Council deems it desirous in amending Yard Maintenance By-Law #2013-212; and

Now therefore be it resolved that the Council of The Corporation of the City of Cornwall amends By-Law #2013-212 and enacts as follows:

1. That in section 2 the definition of "Construction site" shall be repealed in its entirety;
2. That in section 2 the definition of "Waste" shall be amended to remove words "that is unusable or unwanted and additional";
3. That in section 2 the definition of "Yard" shall be amended to add the words "and construction sites";
4. That subsection 4(2)(c) shall be repealed in its entirety and replaced with the following "No person shall cause, permit or allow any yard to become or remain unsightly";
5. That subsection 4(2)(f) shall be repealed in its entirety and replaced with the following "Reserved";
6. That subsection 9(13)(c) shall be amended to remove the chart from this subsection and said chart shall become subsection 9(13)(c)(i) for greater certainty the chart shall become subsection 9(13)(c)(i);
7. That subsection 9(13)(c)(ii) shall be added as follows "That the minimum and maximum administrative fees set out in Subsection 9(13)(a)(i) shall be adjusted without amendment to this By-Law annually on January 1<sup>st</sup> of each year, in accordance with the most recent twelve month change in Statistics Canada Quarterly, Consumer Price Index with the base index value being in effect as of August 31<sup>st</sup> in the prior year;

8. That subsection 9(13)(d) shall become subsection (9)(13)(d)(i);
9. That subsection 9(13)(d)(ii) shall be added as follows “That the re-inspection fee set out subsection 9(13)(a)(ii) shall be adjusted without amendment to this By-Law annually on January 1<sup>st</sup> of each year, in accordance with the most recent twelve month change in Statistics Canada Quarterly, Consumer Price Index with the base index value being in effect as of August 31<sup>st</sup> in the prior year; and
10. That this By-law shall come into force and effect on June 8<sup>th</sup>, 2020, save and except that Paragraphs 7 and 9 of this By-law shall come into force and effect on January 1, 2021.

Read, signed and sealed in open Council this 8th day of June, 2020.

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Manon L. Levesque  
City Clerk

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Bernadette Clement  
Mayor

### Report Approval Details

Document Title:	By-law - Yard Maintenance By-law House Keeping Amendments - 2020-312-PDR.docx
Attachments:	
Final Approval Date:	Jun 1, 2020

This report and all of its attachments were approved and signed as outlined below:

**Mark A. Boileau - May 29, 2020 - 3:52 PM**

**Maureen Adams - Jun 1, 2020 - 8:34 PM**