

THE CORPORATION OF THE TOWNSHIP OF COLEMAN

BY-LAW # 13-18

BEING A BY-LAW to amend By-Law 12-06 being a by-law to provide for
Maintaining Land in a Clean and Clear Condition
Clean Yards By-Law

WHEREAS pursuant to Section 10(2) Clauses 5 & 6, 127, 128, and 131 of the Municipal Act S.O. 20012, c. 25 as amended, Council may pass By-Laws for requiring the cleaning and clearing of yards, for prohibiting the depositing of refuse on private and public lands; for prohibiting automotive wrecking yards and requiring removal or repair of dilapidated fences and structures;

AND WHEREAS pursuant to Section 446 of the Municipal Act S.O. 2001, c. 25, as amended, a municipality may enact a bylaw to require that a matter of thing be done and in default, the matter of thing may be done by the municipality at the person's expense and further that the costs of doing so may be added to the tax rolls and collected in the same manner as taxes;

AND WHEREAS pursuant to Section 391 of the Municipal Act S.O. 2001, as amended, a municipality may impose fees or charges on persons for services or activities provided or done by or on behalf of it,

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF COLEMAN HEREBY ENACTS AS FOLLOWS:

VEHICLES

5.2 Section 6.1 shall not apply to Owners who are actively restoring not more than one vehicle.

This By-law will come into effect on the day of its passing.

Read a first, second and third time, enacted and passed this 22nd day of April, 2013

Dan Cleroux, Mayor

Claire Bigelow, Clerk

Appendix "5"

THE CORPORATION OF THE TOWNSHIP OF COLEMAN

PART 1 PROVINCIAL OFFENCES ACT

BY-LAW NO. 12-06 Being a by-law to Provide for Maintaining Land in a Clean and Clear Condition in the Township of Coleman

ITEM	COLUMN 1 Short Form Wording	COLUMN 1 Provision Creating or Defining Offence	COLUMN 3 Set Fine
1.	Litter on Township of Coleman Property Fine not exceeding	Section 3.1	\$250.00
2.	Litter on Private Property Fine not exceeding	Section 3.2	\$250.00
3	Storing inoperative motor vehicles on Private or Township Property	Section 5.1	\$150.00
*	Note: the general penalty provision for the offences listed above is section 9.1 of bylaw 12-06, a certified copy of which has been filed.		

Form CY-01

Appendix "1" of Schedule A of By-Law 12-06

Roll No.: 5401 _____

**THE CORPORATION OF THE TOWNSHIP OF COLEMAN
INFORMAL NOTICE**

Date: _____

Owner's Name and Address

Dear Sir/Madam

RE:

Be advised that on _____ an inspection of your property, as noted above, revealed certain violations of the Municipality's Clean Yard By-Law No. 12-06

Schedule "A", attached hereto, sets out the work required to remedy such violation and to bring the property into compliance with the By-Law.

Be advised that By-Law 12-06 gives the municipality the authority to issue an **ORDER TO COMPLY** pursuant to Section 15.2(2) , *Ontario Building Code Act, m S.O. 1992, c.23*

It is desired that you will comply with this informal notice so that the aforementioned procedural step will not be necessary.

A follow-up inspection of this property will take place on or about _____ to ascertain compliance.

Should you require further information pertaining to this matter please do not hesitate to contact the undersigned during normal business hours.

Property Standards Officer.

Form CY-02

Appendix "2" of Schedule A of By-Law 12-06

Roll No.: 5401 _____

THE CORPORATION OF THE TOWNSHIP OF COLEMAN
ORDER TO REMEDY VIOLATION
OF STANDARDS OF MAINTENANCE AND OCCUPANCY
Pursuant to Section 15.2 of the Ontario Building Code Act, S.O. 1992, c.23

Date: _____

Owner's Name and Address

Dear Sir/Madam

RE:

WHEREAS on _____ you were served with an Informal NOTICE that required you to remedy certain violations of standards of maintenance and occupancy at your property, described above;

AND WHEREAS you have failed to remedy the noted violation(s) as set out in **Schedule "A"**, attached hereto and which forms part of this **ORDER**.

THEREFORE, IT IS HEREBY CHARGED THAT the violation(s) as set out in **Schedule "A"** be remedied and the property brought into a condition of compliance with the prescribed standards as set out in the Clean Yard By-Law No. 12-06 on or before _____.

TAKE NOTICE that if such violations are not remedied within the time specified in this order, the municipality may correct such violations at the expense of the owner

APPEAL TO PROPERTY STANDARDS COMMITTEE

If an owner or occupant upon whom an order has been served is not satisfied with the terms or conditions of the order, the owner may appeal to the committee by sending a NOTICE OF APPEAL by registered mail to the Secretary of the committee within fourteen (14) days after service of the order, and, in the event that no appeal is taken, the order shall be deemed to have been confirmed.

FINAL DATE FOR APPEAL: _____

Property Standards Officer

Form CY-02

Appendix "3" of Schedule A of By-Law 12-06

Roll No.: 5401 _____

THE CORPORATION OF THE TOWNSHIP OF COLEMAN
ORDER TO REMEDY VIOLATION
OF STANDARDS OF MAINTENANCE AND OCCUPANCY
Pursuant to Section 15.2 of the Ontario Building Code Act, S.O. 1992, c.23

Date: _____

Owner's Name and Address

Dear Sir/Madam

RE:

BE ADVISED that on _____ an inspection of your property, as noted above, revealed certain violations of the Municipality's clean Yard By-Law No. 12-06

The violation(s) are set out in **Schedule "A"**, attached hereto, and forms part of this **ORDER**.

IT IS HEREBY CHARGED THAT the violation (s) as set out in **Schedule "A"** be remedied and the property brought into a condition of compliance with the prescribed standards as set out in the Clean Yard By-Law No. 12-06 on or before _____.

TAKE NOTICE that if such violation(s) are not remedied within the time specified in this order, the municipality may correct such violations at the expense of the owner.

APPEAL TO PROPERTY STANDARDS COMMITTEE

If an owner or occupant upon whom an order has been served is not satisfied with the terms or conditions of the order, the owner may appeal to the committee by sending a NOTICE OF APPEAL by registered mail to the Secretary of the committee within fourteen (14) days after service of the order, and, in the event that no appeal is taken, the order shall be deemed to have been confirmed.

FINAL DATE FOR APPEAL: _____

Property Standards Officer

Form CY-02

Appendix "4" of Schedule A of By-Law 12-06

Roll No.: 5401 _____

THE CORPORATION OF THE TOWNSHIP OF COLEMAN
NOTICE OF APPEAL
TO PROPERTY STANDARDS COMMITTEE
Pursuant to Section 15.3-(1) of the Ontario Building Code Act,

Date: _____

Dear Sir/Madam

To the Secretary
Property Standards Appeal Committee
Corporation of the Township of Coleman,
937907 Marsh Bay Road, R R # 1,
Coleman Township, ON, P0J 1C0.

RE: Order to Remedy Violation of Standards of Maintenance and Occupancy at:

TAKE NOTICE of the appeal of the undersigned to the Property Standards Appeal Committee because of dissatisfaction with the above referenced order to remedy violation of standards of maintenance and occupancy served upon the undersigned on _____.

Name:

Address:

Telephone Number:

APPEAL TO PROPERTY STANDARDS COMMITTEE

An owner or occupant who has been served with an order made under The Building Code Act, S.O. 1992, Chapter 23, Section 15.2(2) and who is not satisfied with the terms or conditions of the order may appeal to the committee by sending a NOTICE OF APPEAL by registered mail to the Secretary of the committee within fourteen days after service of the order, and, in the event that no appeal is taken, the order shall be deemed to have been confirmed. All Notices of Appeal shall be accompanied by a non-refundable payment of one hundred dollars (\$100.00)

Signature of Owner or Authorized Agent