

THE CORPORATION OF THE TOWN OF WHITEBY

BY-LAW NUMBER 326-70

BEING A BY-LAW OF THE CORPORATION OF THE TOWN OF WHITEBY TO PROVIDE MINIMUM HEATING STANDARDS IN RENTED DWELLING UNITS.

THE CORPORATION OF THE TOWN OF WHITEBY BY ITS COUNCIL ENACTS AS FOLLOWS:-

1. DEFINITIONS

- (1) "Dwelling" - means a building or structure or part of a building or structure occupied or capable of being occupied in whole or in part for the purposes of human habitation.
- (b) "Dwelling Unit" - means one or more rooms connected together as a separate unit in the same structure and constituting an independent housekeeping unit for residential occupancy by humans for living and sleeping purposes.
- (c) "Habitable Room" - means any room in a dwelling unit used or intended to be used for living, sleeping, cooking or eating purposes.
- (d) "Multiple Dwelling" - means a building containing three or more dwelling units.

2. That from and after the passing of this By-law:

Every rented dwelling unit for which the Landlord or Owner is required to provide heat shall be provided with a minimum temperature of 70°F. during the period from the 1st day of October to the 31st day of May, and a minimum temperature of 68°F. during the period from the 1st day of June to the 30th day of September, in all habitable rooms including the bathroom.

ENFORCEMENT AS UNDER THE MUNICIPAL ACT

3. The provisions of this by-law shall be enforceable in the same manner as a by-law passed under the authority of The Municipal Act R.S.O. 1960 Chapter 249.


4. The By-law Enforcement Officer shall be responsible for the enforcement of this By-law.

5. Any person who contravenes any provision of this By-law shall upon conviction thereof be liable to a fine not exceeding \$300.00 exclusive of costs.

6. THAT By-law No. 2631 be and is hereby repealed.

BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS

2ND DAY OF MARCH, A.D., 1970.

  
CLERK

  
MAYOR

THE CORPORATION OF THE TOWN OF WHITBY

BY-LAW NO. 2786-90

BEING A BY-LAW TO PROVIDE FOR THE IMPOSITION OF FINES FOR THE CONTRAVENTION OF VARIOUS BY-LAWS OF THE CORPORATION OF THE TOWN OF WHITBY

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WHEREAS, Section 321 of the Municipal Act, R.S.O. 1980, c. 302, as amended, provides that by-laws may be passed by the councils of all municipalities for providing that any person who contravenes any by-law of the council passed under the authority of the Municipal Act is guilty of an offence;

AND WHEREAS, Section 62 of the Provincial Offences Act, R.S.O. 1980, C. 400, as amended, provides that except where otherwise expressly provided by law, every person who is convicted of an offence is liable to a fine of not more than \$5,000.00;

AND WHEREAS, the Council of the Corporation of the Town of Whitby considers it desirable to amend the fine provisions of certain by-laws in accordance with the provisions of the Municipal Act and the Provincial Offences Act;

NOW THEREFORE, the Council of the Corporation of the Town of Whitby enacts as follows:

1. The sections, subsections or clauses of the by-laws set out in Schedule "A" to this by-law are revoked and the following substituted therefor:

"Any person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction thereof is liable to a fine of not more than \$5,000.00, exclusive of costs, which shall be recoverable under the provisions of the Provincial Offences Act and all the provisions of the said Act shall apply to any prosecution for any offence under the provisions of this by-law."

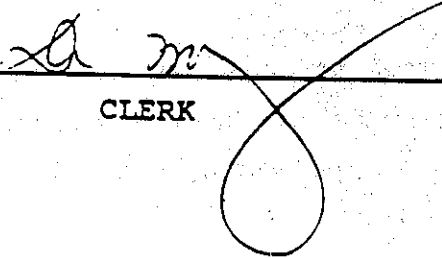
REPEAL OF EXISTING BY-LAWS

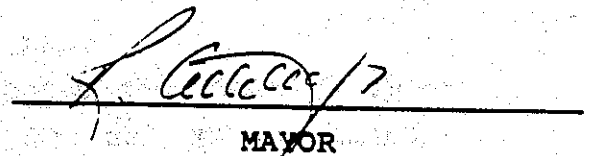
2. By-law Nos. 660-78 and 1334-82 are repealed.

EFFECTIVE DATE

3. The provisions of this by-law shall come into force and take effect on the day Section 18 of the Provincial Penalties Adjustment Act, 1989, comes into force.

BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 15TH DAY OF JANUARY, A.D., 1990.

  
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CLERK

  
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MAYOR

SCHEDULE "A"

TO

BY-LAW NO. 2786-90

<u>BY-LAW NUMBER</u>	<u>SECTION, SUBSECTION OR CLAUSE NUMBER</u>
258-69, as amended	6
280-69, as amended	5
292-70, as amended	6
326-70, as amended	5
332-70, as amended	11
378-70, as amended	9
559-71	8
661-71, as amended	29
702-72, as amended	10(b)
51-74, as amended	3
96-74, as amended	7
185-75, as amended	22
488-77, as amended	8
749-78, as amended	15
1258-81, as amended	4
1639-84	6
1745-84	11
1846-85, as amended	5
1878-85, as amended	15
1912-85	3(1)

<u>BY-LAW NUMBER</u>	<u>SECTION, SUBSECTION OR CLAUSE NUMBER</u>
2059-86	5(1)
2263-87	10
2617-89	4
2695-89	3