

THE CORPORATION OF THE TOWN OF WHITBY

BY-LAW NO. 4189-98

BEING A BY-LAW TO PROHIBIT URINATING IN PUBLIC PLACES

WHEREAS, Section 102 of the Municipal Act, R.S.O. 1990, c. M.45, as amended, provides that every Council may pass such by-laws and make such regulations for the health, safety, morality and welfare of the inhabitants of the municipality in matters not specifically provided for by the said Act;

AND WHEREAS, Subsection 210(140) of the Municipal Act, R.S.O. 1990, c. M.45, as amended, provides that by-laws may be passed by the councils of local municipalities for prohibiting and abating public nuisances;

AND WHEREAS, the Council of the Corporation of the Town of Whitby considers it necessary and expedient to pass a by-law to prohibit persons from urinating in public places;

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

DEFINITIONS

1. In this by-law,
 - (a) "public place" means any place other than a lavatory; and,
 - (b) "urinate" means to discharge urine.

GENERAL

2. No person shall urinate in a public place.

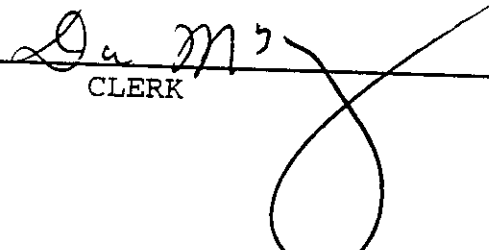
PENALTIES

3. Every person who contravenes this by-law is guilty of an offence and upon conviction thereof is liable to a fine in the amount provided for by Section 61 of the Provincial Offences Act, R.S.O. 1990, c. P.33, or any successor legislation in substitution thereof.

EFFECTIVE DATE

4. This by-law shall come into force and take effect upon the final passing thereof.

BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 27TH DAY OF APRIL, A.D., 1998.

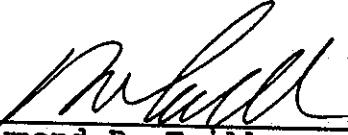

CLERK


MAYOR

PROVINCIAL OFFENCES ACT

IT IS ORDERED pursuant to the provisions of the Provincial Offences Act and the rules for the Ontario Court (Provincial Division), that the amount set opposite each of the offences in the attached schedule of offences under the Provincial Statutes and Regulations thereunder and the Municipal Bylaw No. 4189-98 as amended of the Town of Whitby attached hereto, is the set fine, for those offences to take effect October 15, 1999.

DATED at Lindsay
this 15th day of October, 1999.



Raymond P. Taillon
Regional Senior Judge
Central East Region
Ontario Court (Provincial Division)

CORPORATION OF THE
TOWN OF WHITBY

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URINATING IN PUBLIC PLACES BY-LAW

<u>ITEM</u>	<u>COLUMN 1</u> Description of Offence	<u>COLUMN 2</u> Provision Creating or Defining Offence	<u>COLUMN 3</u> Set Fine (Including Costs)
1)	Urinate in a public place	2	75.00

Note: The penalty provision for the offence listed above is Section 3 of By-law No. 4189-98, a certified copy of which has been filed.

