

NO. 2022 –

BEING A BY-LAW TO AMEND BY-LAW NO. 2022-062; BEING A BY-LAW TO PROHIBIT OR REGULATE PUBLIC NUISANCES WITHIN THE MUNICIPALITY OF KINCARDINE

WHEREAS Section 8 (1) and 9 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provide that the powers of a municipality under this or any other Act shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues and has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under this or any other Act;

AND WHEREAS the Council of the Corporation of the Municipality of Kincardine passed By-law No. 2022-062 on the 4th of April to prohibit or regulate public nuisances;

AND WHEREAS the Council of the Corporation of the Municipality of Kincardine has applied for, but not yet received set fines for the enforcement of By-law No. 2022 – 062;

AND WHEREAS Council deems it advisable to amend By-law No. 2022-062 to reflect a change in effective date;

NOW THEREFORE the Council for The Corporation of the Municipality of Kincardine **ENACTS** as follows:

1. That Section 12.1 of By-law No. 2022 - 062 be repealed and replaced with the following:

12.1 This by-law will take effect on September 12th and will repeal and replace By-law No. 2002-145 the Prohibit Overnight Camping in Public Places and Municipal Parks amended by By-law No. 2021-106 and By-law No. 2013-073 the Public Nuisances By-law as amended by By-law No. 2019-148 and By-law No. 2021-107.

2. That this By-law shall come into full force and effect on June 30, 2022 if set fines have not yet received judicial approval.
3. That this By-law may be cited as the "Public Nuisance Amendment (1) By-law".

READ a FIRST and SECOND TIME this 20th day of June, 2022.

READ a THIRD TIME and FINALLY PASSED this 20th day of June, 2022.

Mayor

Clerk