

**THE CORPORATION OF THE TOWNSHIP OF MACDONALD,
MEREDITH & ABERDEEN ADDITIONAL**

BY-LAW NUMBER #19-2039

**BEING A BY-LAW FOR THE GOVERNANCE OF YARD MAINTENANCE IN THE TOWNSHIP OF
MACDONALD, MEREDITH & ABERDEEN ADDITIONAL**

WHEREAS the Council for the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional enacts as follows;

1. Definitions

In this by-law

“Chief Building Official” means the Chief Building Official (CBO) or any of his or her designates.

“Corporation” means the Corporation of the Township of Macdonald, Meredith & Aberdeen Additional

“Debris” includes refuse, waste, discarded materials or garbage of any kind whatsoever and includes, whether of value or not;

- a) Accumulations of litter, remains, garbage, rubble, waste, construction material
- b) Weighty or bulky items such as appliances, furnaces, furnace parts, pipes, pipe fittings, water or fuel tanks placed in a condition or location where they cannot or are not being used for their intended purposes
- c) Paper, boxes, cartons
- d) Dilapidated or abandoned furniture
- e) Crockery, glass, cans, containers
- f) Garden refuse and trimmings
- g) Post-construction and demolition project materials
- h) Domestic and industrial waste
- i) Earth or rock fill
- j) Mechanical equipment or equipment parts placed in a condition or location where they cannot be used for their intended purposes, or
- k) Clothing or other household linens lying in an unprotected condition

“Inoperative Vehicles” mean licensed or unlicensed motor vehicles, trailers, boats, snowmobiles having missing, damaged, deteriorated or removed parts including, but not limited to wheels, motor transmission, doors, glass or other parts or mechanical equipment necessary for its safe operation.

“Yard” means a space, appurtenant to a building or structure, located on the same lot as the building or structure, and which space is open, uncovered and unoccupied from the ground to the sky except for such accessory buildings, structures or uses as are specifically permitted.

2. Repeal

By-law #86-951A is hereby repealed

3. Every yard, including vacant lots shall be kept clean and free from:

- a) Grass in excess of 20 cm
- b) Heavy undergrowth and excessive growth of weeds
- c) Dead, decaying or damaged trees or other natural growth, or branches or
- d) Debris that constitutes an unsafe condition
- e) Broken glass from any source including glass from windows, doors and vehicles
- f) Holes, pits, excavations or trenches constituting an unsafe condition
- g) Inoperative, wrecked or dismantled vehicles or other machinery or any part thereof, except in an establishment licensed or authorized to conduct and operate such a business or farm
- h) Dilapidated, collapsed or abandoned partially constructed structures
- i) Dilapidated, collapsed or abandoned partially constructed fences
- j) Abandoned or discarded appliance such as refrigerators, stoves and freezers
- k) Post-construction or demolition material resulting from, or as part of, construction or demolition projects

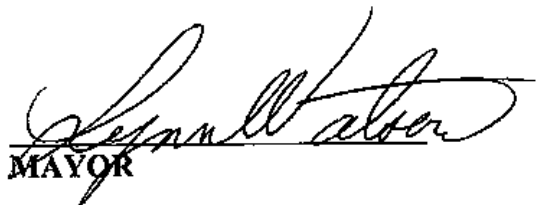
4. Where a yard is in any of the aforementioned conditions, the Corporation shall notify the owner of the property in writing of the breach of a condition of this by-law.
- a) The owner or occupant shall have a minimum of ten ^{yo} (10) days to bring his or her yard into compliance with the provisions of this by-law.
- i) The owner or occupant may request from the Chief Building Officer or designate an extension of time to achieve compliance
 - ii) The Chief Building Officer or designate may extend compliance for a reasonable time
 - iii) The reasonable time for compliance shall be determined by the Chief Building Officer or designate
5. After a reasonable time and in accordance with S.436(1) and (2) of the *Municipal Act*, the Corporation may enter onto the property for the purpose of determining if compliance has been achieved.
6. If, after an inspection under S.4 and after such a reasonable time as set out in S. 4(a) has passed, the CBO or designate determined that the property or any portion thereof remains in a non-compliant condition, the Corporation may enter the premise and perform the work necessary or authorize the entry and performance of the work. The work shall be done at the expense of the owner of the property and the cost of such work and any associated administrative fees shall be then due and payable to the Corporation that shall recover the expense in the same manner as municipal taxes.
7. Without limited S.5, the Corporation may, in conjunction with bringing the yard into compliance with this by-law, proceed with prosecution of the owner for breach of the terms of this by-law.
8. Every person who contravenes any provision of the by-law is guilty of an offence and liable to a fine as provided for in S.61 of the *Provincial Offences Act* R.S.O. 1990 cP.33.

9. Effective Date

This by-law takes effect on the day of its final passing.

READ first and second time this 16th day of April, 2019

READ a third and final time and passed this 1st day of October, 2019


MAYOR


CLERK ADMINISTRATOR