

THE CORPORATION OF THE TOWNSHIP OF TINY

BY-LAW NUMBER 12-060

Being a By-law to amend Topsoil Removal By-law 07-036.

WHEREAS By-law 07-036, passed the 14th day of May 2007 regulates and prohibits the removal of topsoil within the Township of Tiny;

AND WHEREAS it is deemed necessary to amend the said By-law with regards to the penalty provisions currently in place;

NOW THEREFORE the Council for The Corporation of the Township of Tiny hereby enacts as follows:

1. That By-law Number 07-036, Section 4., PENALTY:, is deleted in its entirety and replaced with the following:

4. **PENALTY:**

4.1 Every person who contravenes any of the provision of this By-law and every Director or Officer of a Corporation, who knowingly concurs in the contravention by the Corporation, is guilty of an offence under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25, as amended.

4.2 Every person who contravenes the provisions of this by-law and every Director or Officer of a Corporation, who knowingly concurs in the contraventions by the corporation, is guilty of an offence and liable on conviction to a penalty where the minimum fine shall not be less than \$500 and the maximum shall not exceed \$100,000 exclusive of costs under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25, as amended.

4.3 For the purpose of continuous offences, every person who contravenes any provision of this by-law and every Director or Officer of a Corporation who knowingly concurs in the contravention of a by-law of the Corporation is guilty of an offence and liable on conviction to a penalty not exceeding \$10,000, exclusive of costs under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25, as amended.

4.3.1 Despite section 4.3 and the provisions of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the total of all daily fines for the offence is not limited to \$100,000.

4.4 For the purpose of multiple offences, every person who contravenes any provision of this by-law and every Director or Officer of a Corporation who knowingly concurs in the contravention of a by-law of the Corporation is guilty of an offence and liable on conviction to a penalty not exceeding \$10,000, exclusive of costs under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25, as amended.


4.4.1 Despite section 4.4 and the provisions of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, the total of all daily fines for the offence is not limited to \$100,000.

2. That this by-law shall come into force and take effect on the date of passing.

READ A FIRST AND SECOND TIME THIS 11th DAY OF June 2012.

READ A THIRD TIME AND FINALLY PASSED THIS 11th DAY OF June 2012.

THE CORPORATION OF THE TOWNSHIP OF TINY



MAYOR, Ray Millar



CHIEF ADMINISTRATIVE OFFICER/CLERK, Doug Luker