



**To:** Mayor Cornell and Members of Council  
**From:** Steve Harvey, Chief Municipal Law Enforcement Officer  
 By-law Department  
**Prepared By:** Jocelyn Belcourt, Municipal Law Enforcement Officer  
 By-law Department  
**Report Number:** MLE-011-22  
**Meeting Date:** 20 Jul 2022  
**Subject:** **2nd Quarter By-law Activity Report**  
 Our File No:

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### Recommendation

THAT MLE Report MLE-011-22 regarding 2nd Quarter By-law Activity be received;

### Background/Analysis

#### By-law Occurrences for the 2nd Quarter

Type of Occurrence	2020	2021	2022
Roadside Debris	58	124	153
Sign	47	197	151
Noise	92	71	82
Dog	61	77	79
Noxious Weeds	39	30	52
Parking	77	84	44
Burning	52	27	33
Clean Yards	27	23	25
Zoning	16	27	24
Fireworks	7	11	23
Parks	35	39	13
Misc. By-Laws	5	30	11
Property Standards	10	5	8
Encroachment	25	19	5
No By-law	15	7	5
Littering	14	15	4
Watering	8	1	4
Animal	0	2	1
<b>TOTAL</b>	<b>588</b>	<b>789</b>	<b>717</b>

NOTE: An "occurrence is when a Municipal Law Enforcement Officer Responds to any complaint (whether it is determined that a by-law violation has occurred or not), or when doing proactive enforcement and a violation of a by-law has occurred.

From 2021 to 2022 the complaints have decreased over this time period. Staff analyzed the differences and would draw the following conclusions.

1. Noise: In 2022 the noise occurrences increased by eleven (11) when compared to 2021. Staff analyzed the complaints received and believe that the increase in complaints could be related to the increased awareness of the changes to the Noise By-law implemented in April of 2021. Additionally, with the pandemic restrictions being lifted, gatherings were permitted again, leading to more complaints of noise related to parties and gatherings.
2. Short-Term Rentals: Over the course of the second quarter, the By-law Department received 25 complaints related to Short-Term Rental properties. Of these complaints, 21 were related to noise concerns and 4 were related to open air burning concerns. Of the 25 complaints, the following was their outcome:

**Noise:**

- 17 No Violation
- 4 Charges issued

**Open Air Burning:**

- 1 No Violation
- 3 Charges issued

**Charges**

The following chart reflects the number of charges issued by the By-law Department over this period.

Type of Occurrence	Number of Charges		
	2020	2021	2022
<b>Fire</b> -Fail to Obtain Class “A” burning permit	4	3	5
<b>Dog</b> -Permit Dog on Balm Beach between June 1 and September 30	0	5	5
<b>Noise</b> -Cause or permit a noise from any electronic device or other sound producing equipment	3	0	3
<b>Noise</b> -Cause or permit a noise by yelling, shouting, or ringing bells	1	0	2
<b>Fireworks</b> -Set off fireworks on public property without authorization	0	1	2
<b>Fire</b> - Fail to Comply with terms and conditions of a class “A” burning permit	4	2	1
<b>TOTAL:</b>	<b>12</b>	<b>11</b>	<b>18</b>

## Parking Tickets Issued

The following chart compares the number of Parking Tickets issued by the By-law Department over this period.

MONTH	2020	2021	2022
<b>April</b>	1	6	4
<b>May</b>	41	196	48
<b>June</b>	716	549	260
<b>TOTAL:</b>	<b>758</b>	<b>751</b>	<b>312</b>

## Bike Programs

General Patrol/ Parking Strategy– 2 Officers <b>Focus: Tiny Trail, Wyevale, Lafontaine, Champlain</b>			
<b>Comments</b>	- Educate the public about beaches and parking by-law.		
General Patrol/Parking Strategy – 2 Officers <b>Focus: Balm Beach</b>			
<b>Comments</b>	- Educate the public about beaches and the parking by-law.		
	<b>Total # of Hours</b>	<b>Total # of km</b>	<b>Total # of Tickets</b>
TOTAL 2020	266 HOURS	1541 KM	0 Part I Tickets 70 Part II Tickets
TOTAL 2021	362 HOURS	1810 KM	7 Part I Tickets 86 Part II Tickets
<b>TOTAL 2022</b>	<b>450.5 HOURS</b>	<b>2316 KM</b>	<b>0 Part I Tickets</b> <b>59 Part II Tickets</b>

## Activities During This Period

### Court

On May 19, 2022, there were two (2) matters on the court docket. The following was their disposition:

- One (1) Open Air Burning Violation - No one appeared and there was no Justice of the Peace. This matter was adjourned by the Clerk to June 23, 2022 at 10:30am to be spoken too.
- One (1) Reopening Ontario Act Violation - The defendant's legal representative appeared, and this matter was adjourned to June 23, 2022 at 10:30am to be spoken too.

On June 23, 2022, there were nineteen (19) matters on the court docket. Due to the pandemic, there was a backlog in court proceedings, therefore the below court matters were to address by-law charges issued in 2021. The following was their disposition:

### Noise By-law Violations - Nine (9) Charges:

- In five (5) matters the defendant appeared and entered a guilty plea. A fine of \$100.00 was imposed and given 15 to 90 days to pay.
- In two (2) matters the defendant appeared and requested a trial. These matters were adjourned to August 11, 2022, at 2:30pm for Trial.

- The defendant appeared and requested a Trial. This matter was adjourned to September 19, 2022, at 2:30pm for Trial.
- No one appeared and the defendant was deemed not to dispute the charge. A fine of \$300.00 was imposed with 15 days to pay.

Reopening Ontario Act Violations -Disobey Order - Four (4) Charges:

- The defendant's husband appeared and entered a guilty plea. A fine of \$250.00 was imposed with 60 days to pay.
- The defendant appeared and requested a Trial. This matter was adjourned to September 19, 2022, at 2:30pm for a Trial.
- The defendant appeared and entered a guilty plea. A fine of \$200.00 was imposed with 30 days to pay.
- The defendant appeared and entered a guilty plea on behalf of his wife. A fine of \$200.00 was imposed with 15 days to pay.

Dog By-law Violations - Two (2) Charges:

- The defendant appeared and entered a guilty plea. A fine of \$50.00 was imposed with 15 days to pay.
- No one appeared and the defendant was deemed not to dispute the charge. A fine of \$150.00 was imposed with 15 days to pay.

Clean Yards By-law Violation - One (1) Charge:

- The defendant appeared and entered a guilty plea. A fine of \$25.00 was imposed with 15 days to pay. The property is now in compliance.

Zoning By-law Violation - One (1) Charge:

- No one appeared and these matters were adjourned to December 8, 2022, at 1:30pm for an expert trial.

**Reviewed By Other Departments**

Not applicable.

**Options/Alternatives**

There are no options/alternatives associated with this item.

**Financial Implications**

Option #1

There are no financial implications associated with this item.

**Relationship to Strategic Plan**

- Deliver Exceptional Municipal Services
- Build Economic Prosperity & Opportunity
- Promote Environmental Responsibility & Stewardship
- Support Community Health, Safety & Well-Being
- Create an Engaged, Informed & Connected Community

**Conclusion**

The By-law Department is expecting to provide the 3rd Quarter Report at the Committee of the Whole meeting of November, 2022

Steve Harvey, Chief Municipal Law Enforcement Officer	Approved - 08 Jul 2022
Haley Leblond, Director of Finance/Treasurer	Approved - 11 Jul 2022
Robert Lamb, Chief Administrative Officer	Approved - 11 Jul 2022