

The Corporation of the Municipality of Meaford

By-law Number 2020-50

Being a by-law respecting yard and boulevard maintenance

Whereas, Section 5 (3) of the Municipal Act, S.O. 2001, c.25 provides that municipal power shall be exercised by by-law; and

Whereas, Section 9 of said Act provides municipalities with broad authority to legislate on matters related to the spheres of jurisdiction outlined in section 11; and

Whereas, Council has the authority to pass by-laws respecting matters related to public highways under its jurisdiction under subsection 27(1) of the Municipal Act, 2001; and

Whereas, Section 127(a) of the Municipal Act, 2001 enables a municipality to pass by- laws requiring the owner of lands to clean and clear the land; and

Whereas, Section 128 of the Municipal Act, 2001 enables a municipality to pass by-laws which prohibit and regulate public nuisances, including matters which in the opinion of Council are or could become or cause public nuisance; and

Whereas, nuisance weeds may result in allergic reactions or health problems for individuals and can disrupt ecological systems and nuisance weeds have an impact on the health, safety and well-being of the inhabitants of the Municipality and the natural environment; and

Whereas, long grass and nuisance weeds may pose a risk to safety and fire safety, may impair visual sight lines, may create habitats for mosquitos, rodents or other insects and animals and contributes to neighbourhood blight; and

Whereas, Council of the Corporation of the Municipality of Meaford deems it expedient and necessary to adopt a by-law to prescribe standards for yard and boulevard maintenance.

The Council of the Corporation of the Municipality of Meaford enacts as follows:

1.0 Scope and Interpretation

- 1.1 The standards for maintenance of property set forth in this By-law are hereby prescribed and adopted as the minimum requirements for all property within the Municipality for the purposes of enhancing the quality of communities and/or neighbourhoods, to protect the health, safety and well-being of the public, and to ensure the continued enjoyment of property for residents and owners of the Municipality.
- 1.2 This By-law does not apply so as to prevent a farm, meeting the definition of "agricultural operation" under the Farming and Food Production Protection Act, 1998, S.O. 1998, c.1, from carrying out a normal farm practice as provided for and defined under that Act.

2.0 Conflict and Applicability

- 2.1 Where the provisions of this By-law conflict with the provision of any other By-law in force in the Municipality the provision that establishes the higher standard to protect the health, safety and welfare of the general public shall prevail.
- 2.2 Where the provisions of this By-law conflict with any Act, the provisions of the provincial standard shall prevail.
- 2.3 In the case of a conflict between this By-law and the permitted uses of the Municipality Zoning By-laws and/or respective site plan agreements, the provisions that establish the highest standards to protect the health and safety of the public shall apply.
- 2.4 Every owner of property situated within the Municipality, including those areas within the Niagara Escarpment Development Control area, shall maintain such property to the applicable, prescribed and adopted minimum standards for all property within the Municipality.

3.0 Definitions – General and Interpretation

- 3.1 Definitions of words and phrases used in this by-law that are not included in the list of definitions in Section 5.0 of this by-law shall have the meaning that are commonly assigned to them in

the context in which they are used, taking into account the specialized terms by the various trades and professions to which the terminology applies.

3.2 The words used in the present tense include the future, words in the masculine gender include the feminine and neuter; the singular number includes the plural, and the plural includes the singular.

3.3 The word "metre" shall be represented by the abbreviation "m", the word "centimetre" shall be represented by the abbreviation "cm", the word "millimetre" shall be represented by the abbreviation "mm", and the word "feet" shall be represented by the abbreviation "ft".

4.0 Definitions - Specific

4.1 "Appliances" includes, but is not limited to, a fridge, stove, dishwasher, clothing washer or dryer.

4.2 "Boat" means any personal watercraft or similar vessel that is designed and intended to permit the operator the ability to travel upon the surface of water.

4.3 "Boulevard" means the part of a public street that is not used, or intended to be used, for vehicle travel by the general public, and is situated between the travelled portion of the road and all of the adjoining property lines.

4.4 "Costs" means all monetary expenses incurred by the Municipality during and throughout the process of any remedial work, including interest. Costs may include an administrative surcharge amount as determined by the Municipality's Fees and Charges By-law.

4.5 "Compost" means a collection of humus material such as kitchen and table waste, grass clippings, plant trimmings, weeds or other leaves that are biodegradable waste.

4.6 "Compost Structure" is a self-contained container designed for compost of other materials, constructed to confine compost.

4.7 "Corporation" means the Corporation the Municipality of Meaford.

4.8 "Destroy" includes, but is not limited to, pulling or removing

weeds, cutting weeds at their roots or stalks before the seeds have developed sufficiently to ripen after cutting, or plowing or cultivating the soil in which plants are growing.

- 4.9 "Derelict" shall mean a vehicle, machinery, trailer, motorized snow vehicle, off-road vehicle, boat or vessel any other recreational vehicle that:
- a) Has broken or missing parts of such sufficiency so as to render it incapable of being licensed to operate where such licensing is necessary in its current condition, but shall not include a motor vehicle actively being repaired or restored by the owner; or
 - b) Which is in a wrecked, dismantled, discarded, inoperative, or abandoned condition; or
 - c) Is not in roadworthy condition; or
 - d) Is in a wrecked, dismantled, discarded, inoperative or abandoned condition; or
 - e) Is in a state of disrepair or is unsightly by reason of missing doors, glass, or body parts; or
 - f) Has broken or missing parts of such sufficiency so as to render it incapable of being licensed to operate, where such licensing is necessary.
- 4.10 "Derelict vehicle" means a motor vehicle as defined in the Highway Traffic Act that is:
- a) Inoperative by reason of removed wheels battery motor transmission, or other parts or equipment necessary for its operation; or
 - b) Not in a roadworthy condition; or
 - c) In a state of disrepair or unsightly by reason of missing doors, glass, or body parts; or
 - d) Inoperable and appears incapable of use as a means of lawful transportation or has an industry standard book value as a means of transportation that is less than the cost of repairs required to put it into a lawful operable condition unless otherwise demonstrated by an authorized

licensed mechanic but does not include an antique or historic motor vehicle which is actively being restored as a collectors or historic vehicle.

- 4.11 "Domestic Waste" means any debris, rubbish, garbage, article, matter or effluent usually belonging to or associated with a residence, household or dwelling unit and includes but is not limited to the following examples:
- a) Accumulation or deposits of grass clippings, weeds, brush, tree and garden cuttings;
 - b) Litter, food remains, rubbish, and trash, excluding properly kept and maintained Compost piles and Compost Structures;
 - c) Paper, cartons, cardboard, clothing;
 - d) Cans, glass, plastic containers, dishes or crockery;
 - e) Rubble, including concrete, bricks, asphalt, patio or sidewalk slabs;
 - f) Human and animal waste.
- 4.12 "Exterior Property Areas" means a property, exclusive of a building and any accessory buildings.
- 4.13 "Graffiti" shall mean one or more letters, symbols, marks, etchings, pictorial representations, messages or slogans, howsoever made, that disfigures or defaces a structure or thing, but does not include any of the following:
- a) A sign, public notice, or traffic control mark authorized by the Municipality;
 - b) A sign, public notice or traffic control mark authorized by Provincial or Federal law;
 - c) Art murals.
- 4.14 "Ground Cover" means organic or non-organic material applied in a manner to prevent the erosion of soil and/or materials and/or the accumulation of mud, including but not limited to, concrete, gravel, flagstone, patios, asphalt, interlocking stone, or other forms of landscaping.

- 4.15 "Historic vehicle" means a motor vehicle that is;
- a) At least 30 years old; and
 - b) Substantially unchanged or unmodified from original manufacturers product; and
 - c) Appropriately insured for storage or use on the highway.
- 4.16 "Industrial Waste" means any debris, rubbish, garbage, article, matter, or effluent belonging to or associated with industry or commerce or concerning or relating to manufacturing or concerning or relating to any trade, business, calling or occupation and includes but is not limited to the following examples:
- a) Articles, things, matter or effluent which in whole or in part or fragments thereof, are derived from or are constituted from or consist of, agricultural, animal, vegetable, paper, lumber, or wood products, or mineral, metal or chemical products;
 - b) Containers of any size, type or composition;
 - c) Material resulting from, or as part of, construction or demolition projects;
 - d) Paper, cardboard, packaging or wrapping;
 - e) Rubble, inert fill;
 - f) Bones, feather, hides.
- 4.17 "Infestation" means the overrunning of a property by vermin, rodents and insects.
- 4.18 "Landscape Feature" shall mean fences, retaining walls, bird baths, floral planters, fountains, statues, gazeboes, trellises and other decorative features.
- 4.19 "Long Grass" includes any grasses which exceeds 20.35 cm (8 inches) in height, except on vacant property which exceeds 25 cm (10 inches) in height.
- 4.20 "Municipality" means the Corporation of the Municipality of Meaford, or the land within the geographic limits of the Corporation of the Municipality of Meaford as the context requires.

- 4.21 "Natural Garden" means a defined area of vegetation that has been deliberately planted or cultivated with species of wildflowers, shrubs, perennials, ornamental grasses or combinations of them, consistent with a managed and natural landscape.
- 4.22 "Naturalized Property" means property that is owned by the Municipality of Meaford, County of Grey, the Provincial or Federal Government or Grey Sauble Conservation Authority that is left in a naturalized condition for the purposes of recreation or to protect the surrounding environment or any woodland as defined in the Municipality's Tree Protection By-law, and any successor thereof.
- 4.23 "Noxious Weed" means a plant as defined in the *Weed Control Act*, R.S.O. 1990, c. W. 5, as amended, that is deemed to be a Noxious Weed under subsection 10 (1) or section 24 (a) of that Act, as amended.
- 4.24 "Nuisance" means the use of land that creates, or is likely to create, destructive, offensive or unhealthy gas or fumes, dust, odour, noise, vibrations; or the unsightly storage of goods, wares, salvage or machinery parts, junk, waste or other material in such a manner that such may become hazardous or injurious with respect to the health and safety; or otherwise prejudices the character of the surrounding area or interferes with the normal enjoyment or any use of activity in respect of land or building.
- 4.25 "Officer" means a Municipal Law Enforcement Officer as appointed by the Council of the Corporation of the Municipality of Meaford, an OPP Officer, or any other person appointed by By-law.
- 4.26 "Owner" means:
- a) the person for the time being managing or receiving the rent of the land or premises, whether on the person's own account or as agent or trustee of any other person, or who would receive the rent if the land and premises were let; and
 - b) a lessee or occupant or tenant of the property who, under the terms of a lease, is required to repair and maintain the property in accordance with the standards for the

maintenance and occupancy of property.

- 4.27 "Person" includes an individual, sole proprietorship, partnership, limited partnership, trust, corporation, and an individual in his or her capacity as a trustee, executor, administrator, or other legal representatives.
- 4.28 "Property" means a building or accessory building, or part of a building or accessory building, and includes the lands and premises appurtenant thereto and all mobile structures, mobile buildings, mobile homes, outbuildings, fences, retaining walls, and erections thereon, whether heretofore or hereafter erected and includes Vacant Property.
- 4.29 "Remedial work" means all work necessary for the correction or elimination of a contravention of this By-law as cited in any order issued under this By-law, including any such condition or health hazard, actual or potential, that the contravention may pose.
- 4.30 "Salvage" means saving and utilization of waste paper, scrap metal, vehicles, parts of vehicles and trailers, appliances or other materials.
- 4.31 "Safe Condition" means a condition that does not pose or constitute an undue or unreasonable hazard or risk to life, limb or health of any person on or about the property, and includes a structurally sound condition.
- 4.32 "Standing Water" means any body of stagnant water, other than a natural body of water that exists on a permanent basis or is contained within a Municipal owned stormwater management facility. This does not include standing water that is part of a swimming pool, hot tub, wading pool or artificial pond that is maintained in good repair;
- 4.33 "Street" means a highway as defined in Section 26 of the Municipal Act, 2001.
- 4.34 "Unsafe Condition" means any condition that poses or constitutes an undue or unreasonable hazard or risk to life, limb or health of any person on or about the property.
- 4.35 "Vacant Property" means a property that does not have a principal residence or any other accessory structure.

- 4.36 "Vermin" means a mammal, bird or insect injurious to humans, game or crops including, but not limited to, foxes, rats, mice, moles, owls, weasels, ants, cockroaches, silverfish, fleas, bugs, bedbugs or lice.
- 4.37 "Waste" means any waste including Domestic Waste, Industrial Waste, Derelict machinery, and Derelict Vehicles.
- 4.38 "Weed" means a noxious weed designated by or under the Weed Control Act, R.S.O. 1990, c. W.5, and any weed designated as a local or noxious weed under a By-law.
- 4.39 "Zoning By-law" means a By-law passed under section 34 of the Planning Act R.S.O. 1990 to regulate the use of lands, buildings and structures.

5.0 Exterior Property Area - Maintenance

- 5.1 Every owner shall ensure all exterior property areas are kept in a neat and tidy condition and do not present an unsafe condition.
- 5.2 Every owner of exterior property areas shall keep their ground, yard or vacant property free from holes and excavation.
- 5.3 Every owner of exterior property shall ensure that the ground, yard or vacant property is adequately drained, graded, clean or cleared up and free from conditions that are out of character with the surrounding lands and neighbourhood.
- 5.4 Without limiting the generality of subsection 5.1 and 5.2, all owners shall ensure all exterior property areas are kept clean and free from:
- a) Noxious weeds, and growth of other weeds, grass, and ground cover in excess of 20.32 centimetres (8 inches) and 25 centimetres (10 inches) in height on vacant property;
 - b) Waste;
 - c) Standing water;
 - d) Injurious insects, termites, rodents, vermin and other pests and any condition that may promote an infestation;
 - e) All animal excrement so as to minimize significant

- accumulation;
 - f) Dead, decayed, or damaged trees, or other natural growth and the branches and limbs thereof which create an unsafe condition; and
 - g) Deep ruts and holes.
- 5.5 Without limiting the generality of subsection 5.1 and 5.2, all owners shall maintain all ground cover, hedges, bushes and shrubs on all exterior property areas which are overgrown and unkempt in relation to their environment;
- 5.6 Subsection 5.4 (a) of this by-law in reference to long grass and ground cover does not apply to:
- a) Natural gardens;
 - b) Naturalized property;
 - c) Municipality owned property and parks, lands and open spaces as identified in the municipality's Zoning By-law, which shall continue to be maintained in accordance with the care and maintenance objectives as defined by the Municipality;
 - d) Sections 5.4 (a) and(e) do not apply to a property that is zoned Agricultural or Rural under the Municipality's Zoning By-law, where the predominant use is for agricultural purposes; and
 - e) Any other government authority or utility corporation.
- 5.7 Subsection 5.4 (b) of this by-law does not apply to the owner of a property when any wrecked, discarded, dismantled, partially dismantled or abandoned machinery, motor, vehicles, recreational vehicles, trailers, mobile home or other chattels or parts thereof are on a property where they are required and used for a lawful business purpose in accordance with the Municipality's Zoning By-laws and any other applicable legislation.
- 5.8 Subsection 5.4 (b) of this by-law does not apply to the owner of a property where a Historic Vehicle is kept. Proof of insurance shall be made available to the officer upon request.

- 5.9 Every owner shall ensure a suitable ground cover is provided to prevent erosion of the soil. Where grass forms a part of the Ground Cover and has been killed, such dead areas shall be re-sodded as often as required so as to restore the grass to a living condition
- 5.10 Every owner shall ensure hedges, plantings, trees or other landscaping required by the Municipality as a condition of site development or redevelopment shall be maintained in a living condition or shall be replaced with equivalent landscaping, so as to carry out its intended function and maintain an attractive appearance.
- 5.11 Every owner shall ensure landscaping and general maintenance of the exterior property areas shall not detract from the landscaping and the general maintenance of the neighbourhood of which they are a part.
- 5.12 Every owner shall ensure an abandoned or unused well, septic tank or a hole on a property is safely filled in, covered and protected.
- 5.13 Every owner shall ensure all roofs and components of a roof on buildings shall be maintained so as to prevent any snow and/or ice accumulation where there is a risk of injury to any person.
- 5.14 Every owner shall ensure Vacant Land is graded, filled or otherwise drained so as to prevent recurrent ponding.
- 5.15 Every owner of land shall ensure ice-box, refrigerator, freezer or other container is not placed in an exterior property area for disposal without first removing all locks and doors or taking some other adequate precautionary measure to prevent a person from being trapped in an ice-box, refrigerator, freezer or other container.
- 5.16 Every owner shall maintain all landscape features on exterior property areas in good repair.
- 5.17 Every owner of property who plants hedges, shrubs, trees or other plants in the exterior property areas shall be planted and maintained in a manner that, at the discretion of the Municipality, does not:
- a) Adversely affect the safety of the public;

- b) Adversely affect the safety of vehicular or pedestrian traffic;
- c) Constitute an obstruction of view for vehicular or pedestrian traffic; or
- d) Wholly or partially conceal or interfere with the use of any hydrant or water valves.

5.18 Every owner of property shall maintain all adjoining boulevards that abuts or adjoins their property and:

- a) Shall not place or deposit snow or ice on the portion of a street normally used for pedestrian or vehicular traffic;
- b) May place or deposit snow and ice on their adjoining boulevard until it becomes a nuisance or unsafe hazard; and
- c) Shall not place, deposit or drop groundcover or equipment on the boulevard or street without the approval or written permission to do so from the Municipality.

5.19 Notwithstanding section 5.18, the owner of property is not required to maintain the adjoining boulevard in a manner that is out of character with the surrounding lands and neighbourhood.

5.20 Every owner or person shall not place, deposit or discard any waste on the boulevard, without the approval of the Municipality or in accordance with the Waste and Recycle By-law and any successor thereof.

5.21 Every owner or person of property shall ensure that:

- a) All steps, pedestrian walkways, driveways, parking spaces and other similar areas on their exterior property area are maintained so as to avoid an unsafe condition and provide a safe passage for pedestrians, mobility devices for persons with a disability, baby carriages and vehicles;
- b) Any naturalized area within their exterior property area does not encroach above or onto any adjacent property; and
- c) Where any naturalized area on their exterior property area is located within a sight line triangle, as defined by the Zoning By-law, such naturalized area shall comply with the

maximum height regulations in the zoning by-law respecting sight line triangles.

6.0 Municipal Responsibilities

6.1 The responsibility of the owner of property for the maintenance of the Boulevard as described in Section 5.18 (a), (b) and (c) of this By-law does not apply to:

- a) Medians and traffic islands located in streets;
- b) Street trees, hedges, shrubs and maintained natural gardens planted by the Corporation;
- c) Boulevards in which the land is adjoined and abuts Municipality owned land other than a highway; and
- d) Where, in the opinion of the Officer, the owner of exterior property area and of the adjoining land cannot maintain the Boulevard due to steep grades, walls, fences, or other constraints.

7.0 Using Boulevards for Municipal Purposes

7.1 Nothing in this By-law shall prevent the Municipality from altering, opening or otherwise using any Boulevard for municipal purposes.

8.0 Composting

8.1 Every owner that establishes one or more compost heaps or compost structures shall maintain it in a clean and sanitary condition and meet the requirements in section in 8.2, 8.3 and 8.4 of this by-law.

8.2 Every owner shall maintain the compost structure or compost pile in such a manner as to deter animals.

8.3 No owner shall place, deposit or discard compost or other food sources which encourage or feed wildlife.

8.4 Every owner shall ensure compost heaps or compost structures:

- a) Are for the sole use for the owner in which the compost is deposited;
- b) Are limited to the disposal of acceptable compostable

material in accordance with standards established by the Ontario Ministry of the Environment and local health authorities;

- c) Do not consist of any animal matter (meat, dairy, feces, bones or animal fats);
- d) Are kept free of pests, such as rodents, vermin, termites and injurious insects and any condition that may promote an infestation;
- e) Are not located in the front yard of the exterior property area;
- f) Is maintained in a composter or a compost heap in the exterior property area that is not larger than two square metres (21.5 square feet) and one metre (39 inches) in height;
- g) Are not located closer than 1.0 meters to any side or rear property lot line; and
- h) Is not located closer than six metres to any side or rear property line where the compost heap or compost structure is greater in size than one square metre.

8.5 Agricultural uses are exempt from sections 8.3 (d) and as permitted by the Zoning By-law.

9.0 Graffiti

9.1 No person shall place, or permit to be placed, graffiti on property.

9.2 The owner of a property shall keep the property free of graffiti.

10.0 Firewood

10.1 No owner shall keep firewood on the property unless actually used for wood burning on the property.

10.2 Firewood shall be kept stored in neat and orderly piles.

11.0 Litter

11.1 No person shall throw, place or deposit waste on Municipal property without the written authority of the Municipality.

12.0 Inspection

12.1 For the purpose of ensuring compliance with this By-law, an Officer may, at all reasonable times, enter upon and inspect any land to determine whether or not the following are being complied with:

- a) This By-law;
- b) A direction or order made under this By-law; or
- c) A prohibition order made under s. 431 of the Municipal Act, 2001.

12.2 An officer may undertake an inspection pursuant to an order issued by a provincial judge or justice of the peace under section 438 of the Municipal Act, 2001 where he or she has been prevented or is likely to be prevented from carrying out an inspection under section 12.1.

13.0 Order/Notice to Discontinue Activity

13.1 When any property or boulevard is not maintained to the requirements of this By-law, the Officer may notify the owner or other person responsible for the maintenance of the property or boulevard, by issuing an Order/Notice directing the owner to comply with the provisions of this By-law immediately on the boulevard, and within a defined period of time, but not less than seventy-two (72) hours on a property. Every person shall comply with such an order.

13.2 Every Order/Notice sent by the Officer shall identify the land and structure and outline the deficiencies to correct within a specified time limit.

13.3 Every Order/Notice shall be sent to the last known address as shown on the last revised assessment roll of the Municipality, or posted on the subject property in a conspicuous location, or delivered personally to the owner or person responsible for the property or the boulevard.

13.4 Service by mail or registered mail shall be deemed served to be effective on the fourth day after the Order/Notice is mailed.

13.5 Service by email shall be deemed served and effective on the third day after the Order/Notice is sent.

14.0 Work Order/Notice

14.1 Where an Order/Notice has been sent pursuant to Section 13 and the requirements of the Order have not been complied with, the Municipality may direct that Remedial Work be done at the expense of the Owner.

15.0 Remediation – work done by owner or person

15.1 If an Officer determines that an owner has created a contravention/violation on the boulevard which constitutes an unsafe hazard, the Officer may cause the owner or person to discontinue the contravention immediately and require the boulevard to be repaired as necessary, at the expense of owner.

15.2 If there is evidence that the person in possession of the Land is not the registered property owner of the Land, then the Order/Notice shall be served on both the registered property owner and any person in possession of the property.

16.0 Remediation – work done by Municipality

16.1 Where an owner or person, who has been served with a Order/Notice of Contravention/Violation under Section 13 herein, fails to comply with the Order/Notice, an Officer or any authorized agent on behalf of the Corporation may enter on the Property at any reasonable time and complete the work required to bring the exterior property area and boulevards into compliance with the provisions of this By-law as set out in the Order/Notice.

16.2 The Municipality may recover its costs of remedying a violation of this By-law by invoicing the owner or person, by initiating court proceedings or by adding the costs, including interest, to the tax roll in the same manner as municipal taxes in accordance with section 446 of the Municipal Act, 2001.

16.3 The exercise of any one remedy defined in section 16.2 shall not preclude the exercise of any other available remedy.

16.4 The Municipality may charge a fee for inspection and administration services pursuant to the Municipality Fees and Charges By-law.

17.0 Enforcement and Penalty provisions

- 17.1 The enforcement of this By-law shall be conducted by an Officer.
- 17.2 An Officer may enter on land at any reasonable time for the purposes of carrying out an inspection to determine whether or not the By-law is complied with.
- 17.3 Every person who contravenes any provision of this By-law, or every director or officer of a corporation, who knowingly concurs in the contravention by a corporation is guilty of an offence and upon conviction is liable to:
- a) On a first offence, to a fine, not more than \$1,000.00; and
 - b) On a second offence and each subsequent offence, to a fine of not more than \$5,000.00.
- 17.4 Every person who contravenes any provision of this bylaw is guilty of an offence and upon conviction shall be subject to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, c. P. 33, as amended.
- 17.5 No person shall hinder or obstruct, or attempt to hinder or obstruct, any Officer exercising a power or performing a duty under this By-law.
- 17.6 Every person who is alleged to have contravened any of the provisions of this By-law shall identify themselves to an Officer upon request. Failure to do so shall be deemed to have hindered or obstructed an Officer in the execution of his or her duties.
- 17.7 Upon conviction, any penalty imposed under this By-law may be collected under the authority of the Provincial Offences Act, R.S.O. 1990, c. P. 33, as amended.
- 17.8 If a person is convicted of an offence under this By-law, the court in which the conviction has been entered and any other court of competent jurisdiction may, in addition to any other remedy and to any penalty imposed, make an order prohibiting the continuation or repetition of the offence by the person convicted.

18.0 Schedules

- 18.1 That the plants identified in Schedule A, attached hereto and

forming part of this by-law, are hereby defined as noxious weeds as per the Weed Control Act, R.S.O. 1990 c. W.5.

19.0 Severability

19.1 Notwithstanding any section, subsections, clause, paragraph or provision of this By-law, or parts thereof may be declared by a court of competent jurisdiction to be invalid, unenforceable, illegal or beyond the powers of Council to enact, such section or sections or parts thereof shall be deemed to be severable and that all other sections or parts of this By-law are separate and independent therefrom and enacted as such as a whole. The same shall not affect the validity or enforceability of any other provisions of this By-law or of the By-law as a whole.

20.0 Repeal

20.1 That by-law 2009-74 and 2012-35 are hereby repealed.

21.0 Short Title

21.1 This by-law shall be known as the "Yard Maintenance By-law".

22.0 Effective Date

22.1 This by-law shall come into force and take effect upon passing.

Read a first, second and third time and finally passed this 27th day of July, 2020.

Barb Clumpus, Mayor

Matthew Smith, Clerk

Schedule A – Noxious weeds

As per, Weed Control Act, R.S.O. 1990 c. W.5

ITEM	COMMON NAME	SCIENTIFIC NAME
1.	Black Dog-strangling Vine	Vincetoxicum nigrum (L.) Moench
2.	Buckthorn, European	Rhamnus cathartica L.
3.	Coltsfoot	Tussilago farfara L.
4.	Common Barberry	Berberis vulgaris L.
5.	Common Crupina	Crupina vulgaris, Cass.
6.	Cypress Spurge	Euphorbia cyparissias L.
7.	Dodder spp.	Cuscuta spp.
8.	Dog-strangling Vine	Vincetoxicum rossicum (Kleopow) Barbar.
9.	Giant Hogweed	Heracleum mantegazzianum Sommier & Levier
10.	Hemlock, poison	Conium maculatum L.
11.	Jointed goatgrass	Aegilops cylindrica Host
12.	Knapweed spp.	Centaurea spp.
13.	Kudzu	Pueraria montana (Lour.) Merr.
14.	Leafy Spurge	Euphorbia esula L.
15.	Poison-ivy	Toxicodendron radicans (L.) Kuntze
16.	Ragweed spp.	Ambrosia spp.
17.	Serrated tussock	Nassella trichotoma Hackel ex Arech.
18.	Smooth bedstraw	Galium mollugo L.
19.	Sow-thistle spp.	Sonchus spp.
20.	Tansy Ragwort	Senecio jacobaea L.

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| 21. | Thistle, Bull | <i>Cirsium vulgare</i> (Savi) Tenore |
| 22. | Thistle, Canada | <i>Cirsium arvense</i> (L.) Scopoli |
| 23. | Wild chervil | <i>Anthriscus sylvestris</i> (L.) Hoffmann |
| 24. | Wild parsnip | <i>Pastinaca sativa</i> L. |
| 25. | Woolly Cupgrass | <i>Eriochloa villosa</i> (Thunb.) Kunth |