

**THE CORPORATION**  
**OF THE**  
**TOWN OF NIAGARA-ON-THE-LAKE**  
**BY-LAW NO. 4397B-21**

**A BY-LAW TO AMEND BY-LAW NO. 4397-10 TO ADDRESS PUBLIC  
NUISANCES AND RESCIND BY-LAW NO. 4397A-21**

**WHEREAS** the Council of The Corporation of The Town of Niagara-on-the-Lake passed By-law No. 4397-10 on June 7, 2010;

**AND WHEREAS** the Council of The Corporation of The Town of Niagara-on-the-Lake passed By-law No. 5334-21 on June 21, 2021;

**AND WHEREAS** The Town of Niagara-on-the-Lake considers it desirable to have one administrative penalty system for all non-parking related offences;

**NOW THEREFORE** the Council of The Corporation of The Town of Niagara-on-the-Lake enacts as follows:

1. That By-law No. 4397-10 be amended by adding the following to Section 2:
  - 2.7 No person shall cause or permit the emission of noise by persistent barking, calling, whining or other similar persistent noise by an animal at any time.
  - 2.8 No person shall emit or cause or permit the emission of noise by use of an electronic device for amplification of sound at any time.
  - 2.9 No person shall emit or cause or permit the emission of any noise that is likely to disturb the inhabitants of the Town.
  - 2.10 No person shall emit or cause or permit the emission of noise by yelling, shouting, screaming whistling, hooting or singing.
2. That By-law No. 4397-10 be amended by deleting Part 1 Provincial Offences Act Set Fines Schedule.
3. That By-law No. 4397-10 be amended by adding Schedule "A" attached hereto.
4. That By-law No. 4397-10 be amended by adding the following as Section 3.4:

Section 3.4 Any person who contravenes this By-law may be issued an administrative penalty in accordance with the AMPS By-law 5334-21 for Non-Parking Offences in accordance with Schedule "F," attached hereto and forming part of this By-law.
5. That By-law No. 4397-10 be amended by renumbering the Section 3.4 as follows:

**3. General Provisions**  
3.5 This by-law shall come into force and take effect on the day of its passing.
6. That By-law No. 4397A-11 be rescinded in it's entirety.
7. That this by-law come info force and effect immediately upon the passing thereof.

- Page 2 -

READ A FIRST, SECOND AND THIRD TIME AND PASSED THIS 30TH DAY  
OF AUGUST, 2021

LORD MAYOR BETTY DISERO

ACTING TOWN CLERK COLLEEN HUTT

Item	Column 1 - Short Form Wording	Offence	Set Fine
<b>Schedule "A"- Nuisance By-law No. 4397-10</b>			
1	Urinate/defecate/vomit/spit in a public place	2.1	\$350
2	Knock over a Canada Post mailbox/newspaper/box/bench/fence/blue box/garbage container or other structure or object in public place	2.2	\$300
3	Attempt to knock over a Canada Post mailbox/newspaper/box/bench/fence/blue box/garbage container or other structure or object in public place	2.2	\$300
4	Loiter in a public place	2.3	\$300
5	Participate in a fight in any public place	2.4	\$300
6	Mark or apply graffiti on any public place, including signs, or private property	2.5	\$300
7	Refuse to identify when requested	2.6	\$350
8	cause/permit noise by barking/calling/whining/persistent noise by an animal	2.7	\$350
9	Cause/permit noise from an electronic device	2.8	\$350
10	Emit/cause/permit the emission of noise likely to disturb the inhabitants	2.9	\$350
11	Emit/cause/permit noise by yelling/shouting/screaming/whistling/hooting/singing	2.10.	\$350