

	THE CORPORATION OF THE TOWN OF COBOURG
	BY-LAW NUMBER <u>000-2023</u>

BEING A BY-LAW TO AMEND THE TOWN OF COBOURG PARKS, FACILITIES AND OPEN SPACES BY-LAW.

WHEREAS the *Municipal Act, S.O. 2001, c. 25*, as amended,

NOW, THEREFORE, the Council of The Corporation of the Town of Cobourg enacts as follows:

1. THAT Council amend the Parks By-law 022-2016 to include the following sections:

17.2 Where the Northumberland County CAO, being ultimately responsible for Social Services as the Service Manager for the Town of Cobourg in consultation with the Town of Cobourg, is satisfied that the number of locally available shelter beds is less than the number of individuals in need of shelter, the Northumberland County CAO may permit such individuals to erect and be within temporary structures, huts or tents in a Park without a permit otherwise required by this By-law for such time and subject to such conditions and restrictions as the Northumberland County CAO may from time to time establish.

55.6 If an Officer is satisfied that a contravention of this By-law has occurred, the Officer may

- a) make an order requiring the person who contravened this By-law to discontinue the contravening activity;
- b) make an order requiring the person who contravened this By-law to do work to correct the contravention; and
- c) exercise the Town's rights pursuant to the *Trespass to Property Act, R.S.O. 1990, c. T.21. 24*.

55.7 Without limiting section 55.9, each person to whom an order is given pursuant to section 55.6 and who fails to comply with the order is guilty of an offence.

55.8 Without limiting sections 55.7 and 55.9, if an Officer is satisfied that a person to whom an order has been given pursuant to section 55.6 has failed to comply with the order, the Officer may cause to be done the work set out in the order at the person's expense. .

55.9 Each person who contravenes this By-law is guilty of an offence and, upon conviction, is liable to a fine of no less than \$200 and no more than \$10,000 for each day or part of a day on which the offence commences or continues.

55.10 No proceeding for damages or otherwise may be commenced against the Town, a member of Council or an officer, employee or agent of the Town or a person acting under the instructions of the officer, employee or agent for any act done in good faith in the performance or intended performance of a duty or authority under this By-law or for any alleged neglect or default in the performance in good faith of the duty or authority

READ a first, second and third time and finally passed in Open Council this XX day of August 2023

Mayor

Municipal Clerk