



BY-LAW 2009-190

TO AMEND SEWER BY-LAW 436-86
(Revise Penalty Clause)

Whereas the Council of The Corporation of the Town of Markham enacted By-law 436-86 on December 9, 1986 to regulate the use of sewers and drains, private sewage disposal, the installation and connection of building sewers, and the discharge of waters and wastes into the sewer system and to provide penalties for violations thereof; and,

Whereas Section 16 of By-law 436-86, in accordance with the Provincial Offences Act, prescribes the offence and penalty provisions; and,

Whereas the penalty provisions of the Provincial Offences Act are from time to time amended; and;

Whereas replacing Section 16 of the Sewer By-law 436-86 with a generalized section will facilitate any amendments made to the Provincial Offences Act;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF MARKHAM ENACTS AS FOLLOWS:

1. That the following Section 16 of the Sewer By-law 436-86 be deleted in its entirety:

"Every person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to fine of not more than \$2,000.00."; and,

2. That the following be inserted as Section 16 to the Sewer By-law 436-86:

"Any person who contravenes the provision of this By-law is guilty of an offence and upon conviction pursuant to the provisions of the Provincial Offences Act, is liable to the maximum fine pursuant to the said Act."

READ A FIRST, SECOND, AND THIRD TIME AND PASSED THIS
15TH DAY OF DECEMBER, 2009.

KIMBERLEY KITTERINGHAM
TOWN CLERK

FRANK SCARPITTI
MAYOR