



# BY-LAW

**2010-46**

**BEING A BY-LAW TO REGULATE THE USAGE OF WATER FOR THE WATERING OF LAWNS AND GARDENS WITHIN THE CORPORATION OF THE TOWNSHIP OF HURON-KINLOSS**

**WHEREAS** the Municipal Act S.O. 2001, C 25, Section 80, as amended, gives permission to the municipalities to regulate actions of a public utility;

**NOW THEREFORE** the Municipal Council of the Corporation of the Township of Huron-Kinloss enacts as follows:

- 1.0 No person on a municipally operated water system shall water their lawns and gardens except in compliance with this by-law.
- 2.0 This by-law shall be effective from June 1<sup>st</sup> to September 15<sup>th</sup> in each and every year.
- 3.0 Subject to the provisions of the by-law, lawns may be watered between the hours of 6:00 a.m. and 9:00 a.m. and 6:00 p.m. and 9:00 p.m. except for those properties having automatic sprinkling systems.
- 4.0 Residents of the Municipality having automatic sprinkling systems will be permitted to water lawns with said systems during the hours of 4:00 a.m. and 7:00 a.m.
- 5.0 Residents of the Municipality will be permitted to water lawns and gardens of municipally even numbered properties on even numbered days of the month.
- 6.0 Residents of the Municipality will be permitted to water lawns and gardens of municipally odd numbered properties on odd numbered days of the month.
- 7.0 This by-law shall not apply to newly installed or planted lawns for a period of 30 days from the first installation or planting of said lawn.
- 8.0 This by-law shall not apply to hand held hoses.
- 9.0 In the case of an extreme drought situation where resevoir levels are at risk, a total lawn watering and car washing ban may be imposed at the discretion of the Director of Public Works

10.0 Every person who contravenes any provisions of this By-law is guilty of an offence; and,

i) in the case of person who is not a corporation, upon conviction therefore is liable to a fine or penalty of not more than Ten Thousand (\$10,000.00);

ii) in the case of a corporation, upon conviction therefore is liable to a fine or penalty of not more than Sixty Thousand Dollars (\$60,000.00).


11.0 This By-law shall come into force and effect upon its final passage.

12.0 This By-law may be cited as the "Lawn Watering By-law"

**READ a FIRST, SECOND and THIRD TIME and FINALLY PASSED** this 19<sup>th</sup> day of April, 2010.



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Mayor  
Mitch Twolan

  
\_\_\_\_\_  
Clerk  
Sonya Watson

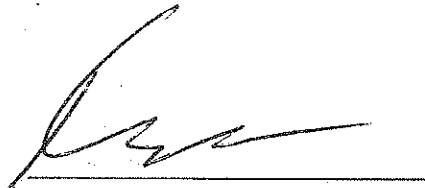
ONTARIO COURT OF JUSTICE

PROVINCIAL OFFENCES ACT

PART I

IT IS ORDERED pursuant to the provisions of the Provincial Offences Act and the rules for the Ontario Court of Justice, that the amount set opposite each of the offences in the schedule of offences under the Provincial Statutes and Regulations thereunder and the By-law Number 2010-46, of the Township of Huron-Kinloss, attached hereto is the set fine for that offence. This Order is to take effect August 6, 2010.

Dated at London, Ontario this 6th day of August 2010.



Kathleen E. McGowan  
Regional Senior Justice  
West Region

PART I PROVINCIAL OFFENCES ACT

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Provision Creating or Defining Offence (Section(s))	COLUMN 3 Set Fines
1.	Watering out side of designated times without an automatic sprinkling system	3.0	\$50.00
2.	Watering out side of designated times with an automatic sprinkling system	4.0	\$50.00
3.	Watering of even numbered property on odd numbered day of the month	5.0	\$50.00
4.	Watering of odd numbered property on even numbered day of the month	6.0	\$50.00

Note: Penalty provision for the offences indicated above is Section 10.0 of By-law No. 2010-46, a certified copy of which has been filed and section 61 of the *Provincial Offences Act* R.S.O. 1990, c. P. 33