

Authority: Planning and Transportation Committee Report No. 8, Clause No. 6,
as adopted by City of Toronto Council on August 1, 2, 3 and 4, 2000
Enacted by Council: August 3, 2000

CITY OF TORONTO

BY-LAW No. 498-2000

To regulate the keeping, storage and disposal of unused ice boxes, refrigerators, freezers, clothes washers or dryers, and other similar appliances or containers.

WHEREAS Council has the authority under section 102 of the *Municipal Act* to pass this by-law; and

WHEREAS Council may, under section 326 of the *Municipal Act*, enforce performance of things required to be done under by-laws;

The Council of the City of Toronto HEREBY ENACTS as follows:

Removal of all doors and locks

1. No person shall leave, keep, dispose of, abandon or permit on any land or premises, in a place accessible to children, any ice box, refrigerator, freezer, clothes washer or dryer or other similar appliance or container that is not being used for the purpose for which it was manufactured or produced, without first removing all its locks and doors and taking any other adequate precaution necessary to prevent any person from being trapped in the appliance or container.

Exception

2. Section 1 of this by-law does not apply where the ice box, refrigerator, freezer, clothes washer or dryer or other similar appliance or container is being exhibited, stored or displayed within a building by a manufacturer or retailer or where it is being displayed outdoors for sale, provided adequate precautions are taken to prevent any person from being trapped in the appliance or container.

Offence

3. Any person who contravenes any provision of this by-law is guilty of an offence and upon conviction is liable to a fine or penalty as provided for in the *Provincial Offences Act*.

Action by City

4. If a person fails to remove all locks and doors from an appliance or container or fails to take adequate precautions as required by sections 1 or 2, the City may, without notice and at the expense of such person, remove any locks or doors and take any action deemed necessary to prevent persons from being trapped in the appliance or container, and may recover any expense incurred by action or in like manner as municipal taxes.

Repeal, transition

5. (1) Except as provided in subsection (2), the following are repealed:
- (a) By-law No. 626, as amended, of the former Borough of East York;
 - (b) By-law No. 26676 of the former City of North York;
 - (c) Chapter 901, Refrigerator-Icebox-Freezer-Disposal, of the former City of York Municipal Code;
 - (d) Chapter 203, Unsafe Refrigerators, of the former City of Etobicoke Municipal Code; and
 - (e) Chapter 280, Abandoned Refrigerators, of the former City of Toronto Municipal Code.
- (2) Where a person is alleged to have contravened a by-law or chapter listed in subsection (1) prior to the date this by-law comes into force, the by-law or chapter listed in subsection (1) shall continue to be in full force and effect for the purposes of any enforcement proceedings brought against such person until the proceedings have been concluded.

ENACTED AND PASSED this 3rd day of August, A.D. 2000.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)