

Authority: Administration Committee Report No. 19, Clause No. 9,
as adopted by City of Toronto Council on October 3, 4 and 5, 2000
Enacted by Council: October 5, 2000

CITY OF TORONTO

BY-LAW No. 871-2000

To adopt a Municipal Code under section 104 of the Municipal Act.

WHEREAS under section 104 of the Municipal Act, R.S.O. 1990, c. M.45, Council may pass a comprehensive general by-law dealing with all or any of the matters within its jurisdiction as Council considers desirable to include in the by-law which under that Act is to be known as “The City of Toronto Municipal Code”; and

WHEREAS under clause 28(g) of the Interpretation Act, R.S.O. 1990, c. I.11, where power is conferred to make by-laws, it includes power to alter or revoke the by-law from time to time and make others; and

WHEREAS under section 320 of the Municipal Act by-laws may be passed by Council for providing that any person who contravenes any by-law of the Council passed under the authority of the Municipal Act is guilty of an offence;

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

1. Adoption of Municipal Code.

Under section 104 of the Municipal Act, the by-laws of the City of Toronto of a general and permanent nature adopted by Council, including by-laws deemed to be by-laws adopted by Council under the City of Toronto Act, 1997 (No.1), as codified and consolidated into chapters and sections and consisting of Chapters 1 through 950 and attached to this by-law are adopted as “The City of Toronto Municipal Code”, which shall be known and may be cited as the “City of Toronto Municipal Code”, “Municipal Code” or “Code”.

2. Municipal Code integrates prior by-laws.

The Municipal Code consolidates and includes the provisions of the original by-laws; however, under section 104 of the Municipal Act, the provisions of this Municipal Code shall be deemed to have come into force on the day the original by-law came into force, and any conditions precedent or subsequent or the approval of any authority external to Council required by law before the original by-law came into force shall, where the condition was satisfied or approval obtained in respect of the original by-law, be deemed to have been satisfied or obtained in respect of the corresponding provision of the Municipal Code.

3. Amendments to Municipal Code.

A. Any amendment to the Municipal Code, when passed and adopted in a form that indicates the intent of Council to make it a part of the Municipal Code, shall be deemed to be incorporated into the Municipal Code so that reference to “The City of Toronto Municipal Code” shall be understood and intended to include the amendment.

- B. Whenever any amendment to the Municipal Code is adopted, it shall be printed and inserted in the loose-leaf book containing the Municipal Code, as an amendment to it.
- C. Any by-law, whether adopted or deemed adopted before or after the effective date of this by-law, that Council determines is appropriate for inclusion in the Municipal Code may be included in the Municipal Code under the numbering system established by the Municipal Code, despite the fact that the by-law was adopted without reference to the Municipal Code under a different numbering system.

4. Municipal Code book to be kept up-to date.

- A. The City Clerk shall keep up-to-date the certified copy of the book containing the Municipal Code.
- B. All changes in the Municipal Code and all by-laws adopted after the effective date of this codification that are adopted specifically as part of the Municipal Code shall, when finally adopted, be included in it by reference until the changes or new by-laws shall be printed as supplements to the Municipal Code book, at which time the supplements shall be inserted.
- C. Where a page of the Municipal Code is amended during supplementation, any outdated reference to a statute, regulation or a provision in a statute or regulation, included on the page may be updated to refer to the last applicable statute, regulation or provision in a statute or regulation, as the case may be.

5. Altering or tampering with Municipal Code; offences.

Any person who improperly changes or amends, by additions or deletions, any part or portion of the Municipal Code or any certified copy of it, or alters or tampers with the Municipal Code or any certified copy of it, in any manner which will cause the by-laws of the City of Toronto to be misrepresented, is guilty of an offence and on conviction is liable to a fine or other penalty under the Provincial Offences Act.

6. Severability.

- A. Each section of the Municipal Code and every part of each section is an independent section or part of a section, and the holding of any section or a part of it to be void or ineffective for any cause shall not be deemed to affect the validity of any other sections or parts of sections.
- B. Each section of this by-law is an independent section, and the holding of any section or part of it to be void or ineffective for any cause shall not be deemed to affect the validity of any other sections or parts of sections.

7. Incorporation of provisions into Municipal Code.

The provisions of this by-law are Article I of Chapter 1 of the City of Toronto Municipal Code.

8. When effective.

- A. This by-law shall come into force on January 1, 2001.
- B. Despite Subsection A, the following do not come into force until the later of January 1, 2001 and the day on which the application for the existing set fines in Municipal Code format is approved under the Provincial Offences Act.
- (1) Chapter 349, Animals.
 - (2) Chapter 709, Smoking.
 - (3) Article II, Election Signs, of Chapter 693, Signs.
 - (4) Chapter 950, Traffic and Parking.

ENACTED AND PASSED this 5th day of October, A.D. 2000.

CASE OOTES,
Deputy Mayor

NOVINA WONG,
City Clerk

(Corporate Seal)