

Authority: Licensing and Standards Committee Item LS14.2, as adopted by City of Toronto Council on November 8 and 9, 2016

CITY OF TORONTO

BY-LAW No. 1073-2016

To amend City of Toronto Municipal Code Chapter 608, Parks, to comply with legislation relating to persons with a disability and the use of service animals.

Whereas under sections 7 and 8 of the *City of Toronto Act, 2006*, the City may pass by-laws respecting the use of its parks system; and

Whereas Council has authorized changes to Municipal Code Chapter 608, Parks, to update language in respect of persons with a disability and the use of service animals to comply with current legislation;

The Council of the City of Toronto enacts:

1. Chapter 608, Parks, of the City of Toronto Municipal Code is amended as follows:

A. Section 608-1 is amended by deleting the definition of "DISABLED PERSON" and adding the following in alphabetical order:

DISABILITY – The same meaning as in section 2 of the *Accessibility for Ontarians with Disabilities Act, 2005*, S.O. 2005, c.11.

SERVICE ANIMAL – An animal described in subsection 80.45(4) of O.Reg. 191/11 under the *Accessibility for Ontarians with Disabilities Act, 2005*, S.O. 2005, c.11.

B. The following is added after Section 608-3 Conduct:

"§ 608-3.1. Service animals.

A. While in a park, no person shall, in respect of any person with a disability being accompanied by a guide dog or service animal, by reason only of the presence of the guide dog or service animal:

(1) Refuse to permit such person to enter with a guide dog or service animal into or upon any place or premises within a park; or

(2) Refuse to permit the person and guide dog or service animal to remain in or upon such place or premises within a park.

B. Subsection A does not apply if the guide dog or service animal is otherwise excluded by law from the place or premises within a park."

C. The words "blind persons reliant upon a guide dog" are deleted and replaced with "person with a disability accompanied by a service animal" in § 608-34A(2) and in all other instances where they may occur.

- D. The words "disabled person" are deleted and replaced with "person with a disability" in subsection 608-34C(2) and in all other instances where they may occur.
2. This by-law shall come into force on the day after the set fine order is issued by the Regional Senior Judge of the Ontario Court of Justice.

Enacted and passed on November 9, 2016.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)