

Authority: Item CC20.3, as adopted by City of Toronto Council on April 30, 2020

CITY OF TORONTO

BY-LAW 342-2020

To amend City of Toronto By-law 322-2020 and By-law 323-2020 to retain physical distancing regulations with respect to Parks and Public Squares for the duration of the COVID-19 municipal emergency.

Whereas under sections 7 and 8 of the City of Toronto Act, 2006, the City has broad authority to provide any service or thing the City considers necessary or desirable for the public and to pass by-laws in respect of the health, safety and well-being of persons and the economic, social and environmental well-being of the City; and

Whereas City Council has enacted Chapter 59, Emergency Management, of the City of Toronto Municipal Code ("Chapter 59") to address matters concerning the City's response to emergency situations including under section 59-6.1., the delegation, subject to specific restrictions and conditions, of Council's statutory authority under the City of Toronto Act, 2006, and any other legislation, to the Mayor exclusively for use in emergencies; and

Whereas, on March 23, 2020 an emergency was declared by the Mayor for the purposes of s.4 of the Emergency Management and Civil Protection Act, and section 59-5.1. of Chapter 59 due to the risk to the health of the residents of the City of Toronto arising from spread of COVID-19 and its presence within the City of Toronto (the "Emergency"); and

Whereas on April 2, and 3, 2020, the Mayor, as authorized by Chapter 59, enacted two By-laws (City of Toronto By-law 322-2020, and City of Toronto By-law 323-2020) amending City of Toronto Municipal Code Chapters 608 and 636, to temporarily add a failure to maintain a distance of two metres from other individuals who are not members of their same household, to the list of prohibited conduct in parks and public squares, for the purpose of immediately addressing the Emergency; and

Whereas COVID-19, a disease that is readily communicable from person to person, carries a risk of serious complications such as pneumonia or kidney failure, and may result in death, remains present within the City of Toronto; and

Whereas Council has decided that the continuation of the addition of a failure to maintain a distance of two metres from other individuals who are not members of their same household to the list of prohibited conduct in these parks and public squares, is an appropriate measure to alleviate the harm caused by COVID-19 and preventing its spread, which should remain in effect for the duration of the current municipal Emergency;

The Council of the City of Toronto enacts:

1. City of Toronto By-law 322-2020 dated April 2, 2020 is amended by deleting section 3 and replacing it with the following:

3. The above amendments, enacted and passed as City of Toronto By-law 322-2020 under Emergency Order No. 1 issued by Mayor John Tory, both dated April 2, 2020, are extended by City Council as of April 30, 2020 and remain in effect until the municipal emergency has been declared terminated.
2. City of Toronto By-law 323-2020 dated April 3, 2020 is amended by deleting section 2 and replacing it with the following:
 2. The above amendment, enacted and passed as City of Toronto By-law 323-2020 under Emergency Order No. 2 issued by Mayor John Tory, both dated April 3, 2020, are extended by City Council as of April 30, 2020 and remain in effect until the municipal emergency has been declared terminated.

Enacted and passed on April 30, 2020.

Frances Nunziata,
Speaker

Ulli S. Watkiss,
City Clerk

(Seal of the City)