

GENERAL PROVISIONS

Chapter 1

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[HISTORY: Adopted by the Municipal Council of the Corporation of the Borough of Etobicoke: Art. I, 1981-11-30 as By-Law No. 1981-349. Amendments noted where applicable.]

ARTICLE I

Adoption of Code by Municipal Council
[Adopted 1981-11-30 as By-Law No. 1981-349]

The Municipal Council of the Corporation of the Borough of Etobicoke enacts as follows:

§ 1-1. Adoption of Code.

Pursuant to The Municipal Act, R.S.O. 1980, c. 302, s. 105, the by-laws of the Corporation of the Borough of Etobicoke of a general and permanent nature adopted by the Municipal Council, and certain by-laws of a general and permanent nature adopted by the previously existing municipal councils of the Corporation of the Township of Etobicoke, the Corporation of the Village of Long Branch, the Corporation of the Town of Mimico and the Corporation of the Town of New Toronto, as codified and consolidated into chapters and sections and consisting of Chapters 1 through 260 and annexed hereto are hereby approved, adopted and enacted as the "Corporation of the Borough of Etobicoke Municipal Code" hereinafter known and referred to as the "Code".

§ 1-2. Code integrates prior by-laws.

This by-law and the Code consolidate and include the provisions of the original by-laws; provided, however, that the provisions of this Code shall be deemed to have come into force on the day the original by-law came into force and any conditions or approvals required by law before the original by-law came into force shall, where such condition was satisfied or approval obtained, be deemed to have been satisfied or obtained in respect of the corresponding provision of the Code.

§ 1-3. When effective.

This by-law shall take effect immediately upon its enactment.

§ 1-4. Copy of Code on file.

A copy of the Code in loose-leaf form shall be filed in the office of the Borough Clerk and shall remain there for use and examination by the public. Such copy shall be certified by the Clerk of the Corporation of the Borough of Etobicoke by impressing thereon the seal of the Corporation, as provided by law, and such certified copy shall remain on file in the office of the Borough Clerk, to be made available to persons desiring to examine same during all times while the said Code is in effect.

§ 1-5. Amendments to Code.

- A. Any and all additions, amendments or supplements to the Code, when passed and adopted in such form as to indicate the intent of the Municipal Council to make them a part thereof, shall be deemed to be incorporated into such Code so that reference to "The Corporation of the Borough of Etobicoke Municipal Code" shall be understood and intended to include such additions and amendments. Whenever such additions, amendments or supplements to the Code shall be adopted, they shall thereafter be printed and, as provided hereunder, inserted in the loose-leaf book containing the said Code, as amendments and supplements thereto.
- B. Any by-law, whether adopted prior to or after the effective date of this by-law, that the Municipal Council determines is appropriate for inclusion in the Code established by this by-law may be included in the Code under the numbering system established by the Code, notwithstanding that such by-law was adopted without reference to the Code under a different numbering system.

§ 1-6. Publication.

The Clerk of The Corporation of the Borough of Etobicoke shall cause to be published, a copy of this adopting by-law in a newspaper of general circulation in the borough.

§ 1-7. Code book to be kept up-to-date.

It shall be the duty of the Clerk, or someone authorized and directed by the Clerk, to keep up-to-date the certified copy of the book containing the Code required to be filed in his office for the use of the public. All changes in the Code and all by-laws adopted subsequent to the effective date of this codification which shall be adopted specifically as part of the Code shall, when finally adopted, be included therein by reference and such changes or new by-laws shall be printed as supplements to said Code book, at which time such supplements shall be inserted therein.

§ 1-8. Sale of Code book.

Copies of the Code book containing the Code may be purchased from the Clerk upon the payment of a fee to be set by resolution of the Municipal Council, which may also arrange, by resolution, for procedures for the periodic supplementation thereof.

§ 1-9. Altering or tampering with Code; penalties for violation.

Anyone who improperly changes or amends, by additions or deletions, any part or portion of the Code or any certified copy thereof, or alters or tampers with the Code or any certified copy thereof, in any manner whatsoever which will cause the by-laws of the Corporation of the Borough of Etobicoke, the Corporation of the Township of Etobicoke, the Corporation of the Village of Long Branch, the Corporation of the Town of Mimico or the Corporation of the Town of New Toronto to be misrepresented thereby, is guilty of an offence. Any person convicted of a breach of any of the provisions of this section shall forfeit and pay a penalty not exceeding the sum of two thousand dollars (\$2,000.), exclusive of costs, for each offence.

§ 1-10. Severability of Code provisions.

Each section of the 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 thereof to be void or ineffective for any cause

shall not be deemed to affect the validity of any other sections or parts thereof.

§ 1-11. Severability of by-law provisions.

Each section of this by-law is an independent section, and the holding of any section or part thereof to be void or ineffective for any cause shall not be deemed to affect the validity of any other sections or parts thereof.

§ 1-12. Incorporation of provisions into Code.

The provisions of this by-law are hereby made Article I of Chapter 1 of the Corporation of the Borough of Etobicoke Municipal Code.

**ARTICLE II
Penalty Revisions**

[By-Law No. 1981-348, adopted 1981-11-30, amended various by-laws included in the Code with respect to penalty provisions. During the course of normal supplementation, this by-law number and adoption date will be added to the histories of the pertinent sections.]

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