

TORONTO MUNICIPAL CODE
CHAPTER 520, INSPECTION NOTICES, POSTING OF

Chapter 520

INSPECTION NOTICES, POSTING OF

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[History: Adopted by the Council of the City of Toronto on May 7, 2015 by By-law No. 485-2015¹. Amendments noted where applicable.]

General References

Health Protection and Promotion Act - See R.S.O. c. H.7.

**ARTICLE I
Interpretation**

§ 520-1. Definitions.

As used in this chapter, the following terms shall have the meaning indicated:

DECK - The area immediately surrounding a pool or spa.

¹ Editor's Note: This by-law was passed under the authority of the *City of Toronto Act, 2006*, S.O. 2006, c. 11, Sched. A.

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FOOD PREMISES - A premises where food or milk is manufactured, processed, prepared, stored, handled, displayed, distributed, transported, sold or offered for sale, but does not include a private residence.

INSPECTION NOTICE - A notice issued by the Medical Officer of Health to an owner of a pool, a spa or a food premises as a result of any inspection of such pool, spa or food premises conducted pursuant to the *Health Protection and Promotion Act*, or the Regulations enacted under that Act, as amended.

MEDICAL OFFICER OF HEALTH - The Medical Officer of Health for the City of Toronto Health Unit or his or her delegate.

OWNER - The person or persons who operate or direct the activities carried on within a pool, spa or food premises and includes the person or persons actually in charge of the premises.

PERSON - Includes a corporation, partnership or any other business association, as well as an individual.

POOL - A Class A pool or a Class B pool as defined in Regulation 565 of the Revised Regulations of Ontario, 1990, as amended.

SPA - A public spa as defined in Regulation 428/05 of the Revised Regulations of Ontario, 1990, as amended.

ARTICLE II
Pools and Spas

§ 520-2. Duty to post.

- A. Every owner of a pool or a spa shall keep posted, in a conspicuous place clearly visible to members of the public prior to their immediate entry to the pool or spa deck, the most recent inspection notice issued by the Medical Officer of Health.
- B. The inspection notice referred to in Subsection A shall be posted at every entrance to the immediate pool or spa deck area if there is more than one entrance to that area.

ARTICLE III
Food Premises

§ 520-3. Duty to post.

Every owner of a food premises shall keep posted, in a conspicuous place clearly visible to members of the public, at or near the entrance of such premises, the most recent inspection notice issued by the Medical Officer of Health.

§ 520-4. Exemptions from posting requirement.

The duty to post in § 520-3 applies to all food premises except:

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- A. Food premises that are licensed or are required to be licensed under Chapter 545, Licensing; or
- B. Food premises to which subsection 2(1) of Regulation 562 of the Revised Regulations of Ontario, 1990, made under the authority of the *Health Protection and Promotion Act*, applies.

ARTICLE IV
Offences

§ 520-5. Offences.

Any person who contravenes any provision of this chapter is guilty of an offence.²

² Editor's Note: This section was passed under the authority of section 61 of the *Provincial Offences Act*, R.S.O. 1990, c. P.33, a person convicted of an offence under this section is liable to a fine of not more than \$5,000.