

Bill No. 424
2021

By-law No. PH-18-_____

A by-law to amend By-law No. PH-18, as amended, being “A by-law to prohibit and regulate public nuisances within the City of London” to change Civic Administration titles to reflect the current organizational structure and other housekeeping changes.

WHEREAS section 5(3) of the *Municipal Act, 2001* S.O. 2001, c.25, as amended, provides that a municipal power shall be exercised by by-law;

AND WHEREAS subsection 10 of the *Municipal Act, 2001*, as amended, provides that a municipality may pass a by-law respecting: in paragraph 5, Economic, social and environmental well-being of the municipality; Health, safety and well-being of persons; Protection of persons and properties; structures, including fences and signs;

AND WHEREAS section 128 of the *Municipal Act, 2001* provides that, without limiting sections 9 and 10, a municipality may prohibit and regulate with respect to public nuisances, including matters, that in the opinion of Council, are or could become or cause public nuisances, and the opinion of Council under this section, if arrive at in good faith, is not subject to review by any court;

AND WHEREAS the Municipal Council of The Corporation of the City of London wishes to amend By-law No. PH-18, as amended, being “A by-law to prohibit and regulate public nuisances within the City of London: to change Civic Administration titles contained in the by-law to reflect the current organizational structure and other housekeeping changes;

NOW THEREFORE the Municipal Council of The Corporation of the City of London enacts as follows:

1. The Public Nuisance By-law No. PH-18, as amended, is hereby further amended as follows:
 - i) by deleting all references to the title “ Chief Municipal Law Enforcement Officer” and by replacing the references with the title “Director, Municipal Compliance”;
 - ii) by deleting all gender specific pronouns throughout the by-law and by replacing them with the appropriate gender neutral pronouns; and,
 - iii) by deleting section 6(1) of the By-law in its entirety and by replacing it with the following new section 6(1):

“The Chief of Police, a London Police Service police officer, or a municipal law enforcement officer may temporarily close any Highway or portion thereof to public travel under this By-law where a Nuisance Party is occurring or a Nuisance Party is planned to occur on or adjacent to the Highway, by placing a notice on the Highway to be closed in accordance with the *Municipal Act, 2001*”.
2. This by-law shall come into force and effect on the day it is passed.

PASSED in Open Council on September 14, 2021.

Ed Holder
Mayor

Catharine Saunders
City Clerk

First Reading – September 14, 2021
Second Reading – September 14, 2021
Third Reading – September 14, 2021