

THE CORPORATION OF THE CITY OF NORTH BAY

BY-LAW NO. 2002-52

**BEING A BY-LAW TO REGULATE THE USE
OF WATER WITHIN THE CITY OF NORTH BAY**

WHEREAS, pursuant to section 12 of the Public *Utilities Act*, the City may pass by-laws for regulating the time, manner, extent and nature of the supply of water and every other matter or thing related to or connected therewith in order to secure to the inhabitants a continued and abundant supply of water; and

WHEREAS the City has an unacceptably high peak usage of water and the Council of the City wants to reduce water usage to conserve water and to provide development capacity in the City water system;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF NORTH BAY HEREBY ENACTS AS FOLLOWS:

DEFINITIONS

1. In this by-law:
 - (a) "Corporation" means The Corporation of the City of North Bay;
 - (b) "designated park" means any park or portion thereof owned, leased or controlled by the Corporation and designated by the Managing Director, Community Services, for the purposes of this by-law;
 - (c) "lands" means lands within the territorial jurisdiction of the Corporation;
 - (d) "person" includes an owner, occupant, lessor, tenant and lessee, whether an individual, partnership or corporation.

PROHIBITIONS

2. (1) During the months of June, July and August in every year, no person shall irrigate lands using pressurized water from the Corporation's municipal water supply, except in accordance with the following:
 - (a) lands on the even-numbered side of streets may be irrigated only on even numbered days of the month, and lands on the odd-numbered side of streets may be irrigated only on odd-numbered days of the month; and
 - (b) lands may be irrigated for no more than three hours in any forty-eight hour period.
- (2) During the months of June, July and August in every year, no person shall cause or permit the irrigation of lands using pressurized water from the Corporation's municipal water supply, except in accordance with the following:
 - (a) lands on the even-numbered side of streets may be irrigated only on even numbered days of the month, and lands on the odd-numbered side of streets may be irrigated only on odd-numbered days of the month; and
 - (b) lands may be irrigated for no more than three hours in any forty-eight hour period.

3. (1) During the months of June, July and August in every year, no person shall wash sidewalks, driveways, parking areas, patios or other paved lands using pressurized water from the Corporation's municipal water supply.
- (2) During the months of June, July and August in every year, no person shall cause or permit the washing of sidewalks, driveways, parking areas, patios or other paved lands using pressurized water from the Corporation's municipal water supply.

EXEMPTIONS

4. (1) Section 2 of this by-law shall not apply to the irrigation of lands,
- (a) supporting newly installed sod, turf or grass seed for a period of two weeks after the sod, turf or grass seed is first laid or planted;
- (b) supporting newly planted trees, flowers, shrubs or plants for a period of two weeks after the trees, flowers, shrubs or plants have first been planted; or
- (c) within designated parks.
- (2) Section 3 of this by-law shall not apply to the washing of sidewalks, driveways, parking areas, patios or other paved lands where washing is necessary to protect public health.

ENFORCEMENT

5. Any police officer, provincial **offences** officer or employee of the City, whose duties include the enforcement of this by-law, is authorized,
- (a) to request any person believed by such officer or employee to be contravening or who has contravened any provision of this by-law to desist from the activity constituting or contributing to such contravention; and
- (b) to enforce this by-law pursuant to the provisions hereof and of the Provincial **Offences Act**, R.S.O. 1990, c. P.33, as amended, or any successor thereto.

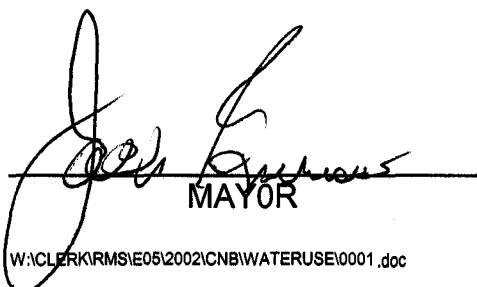
PENALTIES

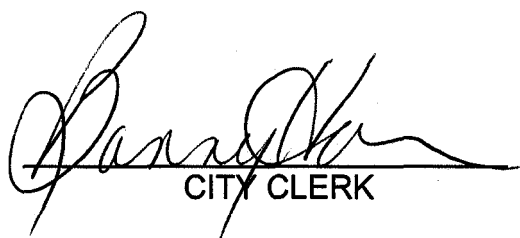
6. Any person who contravenes any provision of this by-law is guilty of an **offence** and on conviction is liable to a fine as provided for under the *Provincial Offences Act*, R.S.O.. 1990, c. P.33, as amended, or any successor thereof.

READ A FIRST TIME IN OPEN COUNCIL THE 17TH DAY OF JUNE 2002.

READ A SECOND TIME IN OPEN COUNCIL THE 17TH DAY OF JUNE 2002.

READ A THIRD TIME IN OPEN COUNCIL AND ENACTED AND PASSED THIS 17TH DAY OF JUNE 2002.


MAYOR


CITY CLERK