

**CORPORATION OF THE
TOWNSHIP OF ZORRA**



BY-LAW NO. 41-20

**BEING A BY-LAW TO ESTABLISH SET FINES WITH
RESPECT TO CERTAIN PROVISIONS UNDER THE
BUILDING CODE ACT, 1992, S.O. 1992, C.23, AS
AMENDED.**

WHEREAS the Building Code Act, 1992, S.O. 1992, C.23, as amended, being an Act of the Province of Ontario to establish a uniform building code throughout the Province and for which the Corporation of the Township of Zorra is responsible for enforcement thereof;

AND WHEREAS the Corporation of the Township of Zorra proposes to establish set fines for certain provisions under the Building Code Act, 1992, S.O. 1992, C.23, as amended;

AND WHEREAS the Corporation of the Township of Zorra passed By-law 29-03 to establish authorized "words and expressions" and to establish "set fines" with respect to certain municipal by-laws, including those relating to the Building Code Act, 1992, S.O. 1992, C.23, as amended, under the Provincial Offences Act, R.S.O. 1990;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF ZORRA ENACTS AS FOLLOWS:

1.0. Short Title

1.1. This By-law shall be known and referred to as the "Township of Zorra Building Code By-law."

2.0. Definitions

2.1. Any word or term not defined in this by-law, that is defined in the Act or Building Code, shall have the meaning ascribed to it in the Act or the Building Code and any word or term not defined in this by-law, the Act or the Building Code, shall have the meaning that is normally associated with it.

2.2. For the purpose of this By-law, the following terms shall be defined accordingly:

- (a) "**Act**" shall mean the *Building Code Act, 1992, S.O. 1992, c.23*, as amended.
- (b) "**Building Inspector**" shall mean the Building Inspector for the Corporation of the Township of Zorra.
- (c) "**Chief Building Official**" shall mean the Chief Building Official for the Corporation of the Township of Zorra.
- (d) "**Council**" shall mean the municipal Council of the Corporation of the Township of Zorra.
- (e) "**Township**" shall mean the Corporation of the Township of Zorra.

3.0. Penalty and Offences

- 3.1. Every person who contravenes any provision of this by-law or the Act or is party to such contravention is guilty of an offence and upon conviction is liable to a fine, in accordance with section 36 of the *Building Code Act, 1992, S.O. 1992, C.23, as amended* (see Schedule "A").

4.0. Enforcement

- 4.1. The provisions of this by-law shall be enforced by the Chief Building Official, Building Inspector, or authorized person deemed to be an agent of the Township of Zorra for the purposes of addressing unauthorized building activities.

- 4.2. In addition to the penalties prescribed in section 3.1., the Chief Building Official or Building Inspector, or authorized person deemed to be an agent of the Township of Zorra for the purposes of addressing unauthorized building activities, may apply under provisions of the Act for an order directing compliance with the Act.

5.0. Severability

- 5.1. If any section, subsection, paragraph, sentence, clause, or provision of this by-law be declared by a Court of competent jurisdiction to be invalid, illegal or ultra vires for any other reason, all other provisions of this by-law shall remain and continue in full force and effect and shall remain valid and binding.

6.0. Enactment

- 6.1. This By-law shall become effective upon the passing thereof by the Council of the Corporation of the Township of Zorra

READ A FIRST AND SECOND TIME THIS 15th DAY OF JULY, 2020.

READ A THIRD TIME AND FINALLY PASSED THIS 15th DAY OF JULY, 2020.

**MAYOR
MARCUS RYAN**

**CLERK
DONNA WILSON**

Schedule "A"
Township of Zorra
Part I Provincial Offences Act
Building Code Act

ITEM	Column 1 Short Form Wording	Provision Creating or Defining Offence	Set Fines
1.	Constructing or demolishing a building without a permit.	Section 8 (1)	\$500.00
2.	Causing a building to be constructed without a permit.	Section 8 (1)	\$500.00
3.	Failing to inform chief building official of changes to approved plans	Section 8 (12)	\$500.00
4.	Constructing a building not in accordance with approved plans.	Section 8(13)	\$500.00
5.	Causing a building to be constructed not in accordance with approved plans.	Section 8(13)	\$500.00
6.	Occupying a newly erected building before notice of date of completion given to chief building official.	Section 11(1)	\$500.00
7.	Permit occupancy of newly erected building before notice of date of completion given to chief building official.	Section 11(1)	\$500.00
8.	Occupying a newly erected building before an inspection is made pursuant to a completion notice.	Section 11(1)	\$500.00
9.	Property owner failing to comply with a s.12(2) order.	Section 36(1)(b)	\$500.00
10.	Failing to comply with a Stop Work Order under Section 14.	Section 36(1)(b)	\$500.00
11.	Failing to comply with an Emergency Order under Section 15.	Section 36(1)(b)	\$500.00
12.	Failing to comply with an Emergency Order under Section 17.	Section 36(1)(b)	\$500.00
13.	Failing to comply with an Order Not to Cover dated under Section 13.	Section 36(1)(b)	\$500.00

"Note: The penalty provision for the offences listed above is Section 36 of the Building Code Act 1992, c. 23, as amended.