

## SECTION 23: ADMINISTRATION, ENFORCEMENT AND PENALTIES:

### 23.1 Administration:

This By-law shall be administered by ~~the Planning Director, or the Chief Building Official, or such other Township employees~~ officer as may from time to time be appointed by the Council of the Corporation of the Township of Wilmot.

### ~~23.2 Building or Other Permits:~~

~~Notwithstanding the provisions of the Building By law or any other By law of the Township of Wilmot, the Chief Building Official shall not issue any building permit, occupancy permit or other permit where the proposed building, structure or use would be in violation of any of the provisions of this By law.~~

### ~~23.3 Inspection:~~

~~The Chief Building Official or any officer or employee of the Township acting under his direction is hereby authorized to enter, at reasonable hours, upon any property or premises for the purpose of carrying out his duties under this By law.~~

### 23.4 Application for Permits:

~~In addition to all the requirements of the Building By law or any other By laws, every application for a building permit shall be accompanied by a plan in duplicate (one copy of which shall be retained by the Chief Building Official) drawn to scale and showing the following:~~

~~23.4.1 The true dimensions of the lot to be built upon or otherwise used.~~

~~23.4.2 The proposed location, design, elevations, maximum height and dimensions of any building, structure or use proposed for such lot and all proposed points of ingress and egress from the lot.~~

~~23.4.3 Any yards, off street parking space or off street loading facilities required by this By law.~~

~~23.4.5 A statement, signed by the owner, disclosing the exact use proposed for each aforesaid building, structure or use and giving all information necessary to determine if such a building, structure or use conforms to the requirements of this By law.~~

~~23.4.6 In addition to the foregoing, application for building permits shall include:~~

- ~~a) If within an area designated as Restricted Land Use Area by the Official Plan of the Wilmot Planning Area, a letter of approval from the Waterloo Regional Health Unit and the Grand River Conservation Authority;~~
- ~~b) If within an area subject to regulations made by the Grand River Conservation Authority and approved by Order in Council, a letter from the Grand River Conservation Authority granting permission for the construction of the building or structure;~~
- ~~c) If within an area requiring sub-surface sewage disposal, a letter of approval from the Waterloo Region Health Unit.~~

**23.2 Penalty:**

Every person who contravenes any of the provisions of this By-law shall upon conviction **be subject to the penalty clause(s) pursuant to Section 67 of the Planning Act, R.S.O. 1990, c. P.13, as amended.** ~~thereof forfeit and pay a penalty not exceeding Two Thousand Dollars (\$2,000.00) (exclusive of costs) for each such offence and every such penalty shall be recoverable under The Provincial Offences Act, 1980, Chapter 400, as amended, all the provisions of which shall apply except that the imprisonment may be for any term not exceeding six (6) months.~~

~~The imposition of a penalty for a contravention of this By-law shall not excuse the condition or matter resulting in such contravention or permit it to continue. Any person contravening this By-law shall correct or remedy the condition or matter resulting in such contravention within a reasonable time and when not otherwise specified, each ten days that a condition or matter resulting in a contravention of this By-law is allowed to exist shall constitute a separate offence.~~

**~~23.6 Additional Remedies:~~**

~~In case any building or structure is or is proposed to be erected, altered, reconstructed, extended or enlarged, or any building or structure or part thereof is proposed to be used, in contravention of any requirement of this By-law, contravention may be restrained by action at the instance of any ratepayer of the Corporation of the Township of Wilmot pursuant to the provisions of The Municipal Act in that behalf.~~

**23.3 Validity:**

If any provision of this By-law, including anything shown on the Zoning Maps, is for any reason held to be invalid, it is hereby declared to be the intention that all the remaining provisions of the said By-law shall remain in force and effect until repealed, notwithstanding that one or more provisions thereof have been declared to be invalid.

**23.4 Technical Revisions to the Zoning By-Law:**

Technical revisions may be made to this By-law without the need for a Zoning By-law Amendment. Technical revisions means the correction of numbering, cross-referencing, grammar, punctuation or typographical errors, mapping errors, or revisions to format in a manner that does not change the intent of this By-law.

**23.5 By-laws Repealed:**

From the coming into force of By-law 2020-(insert number), being a by-law to amend By-law 83-38, the following Township By-laws are repealed:

23.5.1 All by-laws passed under Section 34 of the Planning Act, or its predecessor, that preceded By-law 83-38.

23.5.2 All by-laws passed under Section 34 of the Planning Act that amended By-law 83-38 except by-laws that authorize a temporary use under Section 39 or 39.1 of the Planning Act and have not expired.

~~The following By-laws of the Township of Wilmot be and the same are hereby repealed:~~

~~By law 726 as amended by By laws numbered 744, 765, 73-54, 74-12, 76-17, 76-32, 77-15, 78-22, 78-29, 79-26, 79-35, 80-13, 80-39, 80-41, 81-31, 81-36, 81-38, 81-56, 82-41, 83-11 and 83-22.~~

~~By law 1175 as amended by By laws numbered 1188, 1218, 1219, 1252, 1274, 1281, 1335, 1365, 73-25, 73-34, 73-27, 73-50, 73-51, 73-52, 73-55, 74-6, 74-22, 74-29, 79-30, 74-40, 74-42, 75-6, 75-12, 75-22, 75-33, 76-5, 76-14, 77-8, 77-9, 77-12, 77-14, 77-19, 77-22, 77-31, 78-6, 78-12, 78-21, 78-23, 78-31, 79-2, 79-3, 79-13, 79-14, 79-19, 79-20, 79-25, 79-37, 79-38, 79-41, 79-44, 79-52, 80-7, 80-34, 80-35, 80-38, 80-42, 80-61, 81-13, 81-24, 82-5, 82-24, 82-28, 82-36, 82-38 and 83-6.~~

**23.6 Effective Date of By-law:**

This By-law shall come into effect on the final passing thereof by the Council of the Corporation of the Township of Wilmot subject to compliance with the provisions of The Planning Act, R.S.O., 1980 and amendments thereto.

Read a first and second time in the Council Chambers of the Township of Wilmot this 13<sup>th</sup> day of June, 1983

Read a third time and finally passed in the Council Chambers of the Township of Wilmot this 13<sup>th</sup> day of June 1983.

OMB Approval January 17, 1984.