

1994

c Pr15 Ottawa (City of) Act, 1994 (No. 1)

Ontario

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CHAPTER Pr15

An Act respecting the City of Ottawa

Assented to June 23, 1994

Preamble	<p>The Corporation of the City of Ottawa, referred to in this Act as the Corporation, has applied for special legislation in respect of the protection of trees.</p> <p>It is appropriate to grant the application.</p> <p>Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:</p>	<p>3. A by-law passed under section 1 does not interfere with any rights or powers of Ontario Hydro, the Government of Ontario or The Regional Municipality of Ottawa-Carleton.</p> <p>4. If there is a conflict between a provision in a by-law passed under this Act and a by-law passed by the council of The Regional Municipality of Ottawa-Carleton under the <i>Trees Act</i>, the provision that is the most restrictive of the destruction of woodlots or trees prevails.</p>	<p>Saving</p> <p>Conflicts</p>
Protection of trees	<p>1. The council of the Corporation may pass by-laws for,</p> <p>(a) prohibiting the injuring or destruction of woodlots designated under the official plan of the City of Ottawa, except with the permission of the Corporation;</p> <p>(b) prohibiting the injuring or destruction of trees of a variety and size as specified in the by-law, except with the permission of the Corporation; and</p> <p>(c) delegating the authority for the granting of permits under this Act to a committee of the council of the Corporation or to an appointed official identified in the by-law.</p>	<p>5. (1) Every person who contravenes a by-law passed under section 1 is guilty of an offence and on conviction is liable,</p> <p>(a) on a first conviction to a fine of not more than \$10,000; and</p> <p>(b) on any subsequent conviction to a fine of not more than \$20,000.</p> <p>(2) If a conviction is entered under subsection (1), in addition to any other remedy or any penalty provided by law, the court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted.</p>	<p>Offence, penalty</p> <p>Court order</p>
Appeal	<p>2. An owner of land on which a woodlot or tree is situated who has been refused a permit under this Act may appeal the refusal to the Ontario Municipal Board within 30 days after the refusal.</p>	<p>6. This Act comes into force on the day it receives Royal Assent.</p> <p>7. The short title of this Act is the <i>City of Ottawa Act, 1994</i>.</p>	<p>Commencement</p> <p>Short title</p>