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c 117 The City of North York Act, 1980

Ontario

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CHAPTER 117

An Act respecting the City of North York

Assented to November 14th, 1980

WHEREAS The Corporation of the City of North York, ^{Preamble}
 herein called the Corporation, hereby applies for special
 legislation in respect of the matters hereinafter set forth; and
 whereas it is expedient to grant the application; Therefore, Her
 Majesty, by and with the advice and consent of the Legislative
 Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any general or special Act, the coun- ^{Authority}
 cil of the Corporation may pass by-laws, ^{to pass}
^{by-laws}

(a) for exempting the owners of any designated class of ^{1973, c. 84,}
 buildings in the municipality registered under *The Con-*
dominium Act, 1978, or any predecessor thereof, from ^{1977, c. 95}
 the provisions of any by-law passed under clause *a* of
 section 1 of *The City of North York Act, 1977*, respecting
 the removal of snow;

(b) for requiring the tenants of any residential premises in
 the municipality to permit the treatment of the premises
 they occupy by pest exterminators licensed under *The* ^{1973, c. 25}
Pesticides Act, 1973 whenever,

(i) such premises are infested by insects, rodents or
 other vermin and, in the opinion of the medical
 officer of health of the municipality, such treat-
 ment is necessary in the interests of public health,
 or,

(ii) in the opinion of the medical officer of health of
 the municipality, such treatment is necessary for
 the effective control of an infestation by insects,
 rodents or other vermin in the building of which
 the premises they occupy form part,

and for providing that in default thereof by such tenants,
 the medical officer of health of the municipality may

authorize such treatment in the place and stead of such tenants;

- (c) for prohibiting or regulating the use of barbed wire fencing in the municipality or in any defined area thereof;
- (d) for requiring any person who owns or harbours a dog to keep the dog leashed and under the care and control of some person unless the dog is on the lands of the person who owns or harbours it;
- (e) for prohibiting any person who owns or harbours a dog from permitting the dog to trespass on private property; and
- (f) for requiring any person who owns or harbours a dog to clean up and dispose of any excrement left by the dog on any property in the municipality and for excluding from the operation of the by-law such class or classes of physically handicapped persons as may be set out in the by-law.

Notice

(2) A by-law passed under clause *b* of subsection 1 shall provide that no person shall enter any residential premises for the purposes of treating any premises as authorized by that clause unless written notice has first been given to the tenant at least twenty-four hours before the time of entry, and the time of entry shall be during daylight hours and specified in the notice, but nothing in this subsection shall be construed to prohibit entry with the consent of the tenant at the time of entry.

Acting head
of council

2.—(1) The council of the Corporation may, by by-law, designate three additional members of council to act as head of council in the absence or incapacity of the mayor or acting mayor.

Idem

(2) In instances where both the mayor and acting mayor are absent from the municipality, or absent through illness, the member of the council so named in the order set forth in the by-law referred to in subsection 1 shall act as head of the council, and while so acting, shall have and shall exercise all the rights, powers and authority of the head of council.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. The short title of this Act is *The City of North York Act, 1980*.