

1974

## c 149 The City of Niagara Falls Act, 1974

Ontario

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## CHAPTER 149

**An Act respecting  
the City of Niagara Falls***Assented to May 9th, 1974*

**W**HEREAS The Corporation of the City of Niagara Falls, 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; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *c* of section 6 of *The Greater Niagara Transit Commission Act, 1960-61*, being chapter 112, is repealed and the following substituted therefor: s. 6 (c),  
re-enacted

(c) subject to *The Highway Traffic Act* and *The Public Vehicles Act*, and in so far as the Legislative authority of the Legislature extends to confer such power, to transport and convey passengers throughout, and to and from, and outside Ontario, whether by chartered trip or otherwise. R.S.O. 1970,  
cc. 202, 392

2.--(1) The council of the Corporation may pass by-laws for establishing any part or parts of Queen Street between the west limit of Ontario Avenue and the east limit of Chrysler Avenue and any part or parts of St. Clair Avenue between the north limit of Huron Street and the south limit of Park Street solely or principally as pedestrian promenades for such period or periods between the 15th day of June and the 15th day of September in any year, as the council may determine, and for prohibiting the use thereof by vehicles or any class thereof except to such extent and for such period or periods as may be specified and for permitting the use and obstruction thereof by such persons and in such manner and to such extent as the said council may consider desirable. Pedestrian  
promenades  
authorized

(2) Section 466 of *The Municipal Act* applies to any by-law enacted pursuant to subsection 1 or 3. Application  
of R.S.O. 1970,  
c. 284, s. 466

## By-laws

(3) The council of the Corporation with respect to any pedestrian promenade established under subsection 1 may pass by-laws,

- (a) prohibiting or regulating and licensing the hawking, peddling or selling of any goods, wares, merchandise or food thereon;
- (b) prohibiting or regulating and licensing the use of any public address systems, sound equipment, loud speakers or similar devices thereon or on lands adjacent thereto;
- (c) prohibiting or regulating and licensing any display, exhibition or advertising thereon;
- (d) providing for the issue of licences with respect to any of the foregoing uses, including the authorization of the issue of licences by such official or officials of the Corporation as may be named in the by-law and for prescribing the fees for such licences.

Effect on  
licences  
issued by  
Corporation

(4) Where a by-law has been passed by the council of the Corporation prohibiting any of the uses set forth in clause *a*, *b* or *c* of subsection 3, the council may in the same or by separate by-law provide that any licence issued by the Corporation respecting any such use shall not be effective to permit such use on any pedestrian promenade established under this section.

Lands  
vested in  
Corporation

**3.** The lands described in the Schedule hereto are hereby vested in the Corporation in fee simple clear of and free from all right, title and interest other than that of the Corporation.

Commence-  
ment

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

## Short title

**5.** This Act may be cited as *The City of Niagara Falls Act, 1974*.

## SCHEDULE

ALL AND SINGULAR those certain parcels or tracts of land and premises situate, lying and being in the City of Niagara Falls, in The Regional Municipality of Niagara, formerly in the Township of Willoughby, in the County of Welland and being composed of:

*Firstly:*

Lots Nos. 31 to 39 inclusive, 46 to 60 inclusive, 73 to 78 inclusive, 97 to 103 inclusive, 121, 140, 143 to 149 inclusive, 167 to 171 inclusive, 178 to 201 inclusive, 208 to 215 inclusive, 222 to 245 inclusive and 274 to 280 inclusive, all according to the Alexander Park Plan of subdivision registered in the Registry Office for the Registry Division of the County of Welland as Plan No. 4 for the Township of Willoughby and now known as Plan No. 337.

*Secondly:*

Lots Nos. 151 to 180 inclusive and Lot No. 340, all according to the Waverly Heights Plan of subdivision registered in the Registry Office for the Registry Division of the County of Welland as Plan No. 5 for the Township of Willoughby and now known as Plan No. 338.

