1979

[The City of Toronto Act, 1979]

Ontario
CHAPTER 142

An Act respecting the
City of Toronto

Assented to December 20th, 1979

WHEREAS The Corporation of the City of Toronto, 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. For the purposes of a by-law of the Corporation passed under section 386a of The Municipal Act, “group home” as defined in subsection 1 of the said section 386a shall be deemed to include a “crisis care facility” and a “residential care facility” as defined in a by-law passed by the council of the Corporation under section 35 of The Planning Act.

2.—(1) Clause f of subsection 2 of section 6 of The City of Toronto Act, 1936, being chapter 84, as re-enacted by the Statutes of Ontario, 1975, chapter 116, section 5, is repealed and the following substituted therefor:

(f) for directing and ordering any occupant of a dwelling referred to in an order confirmed or modified under this section to pay his rent thereafter to the inspector to be deposited with the City Treasurer to be dealt with as hereinafter set out and for providing that the rent so deposited shall be applied by the corporation to reduce any amount entitled to be recovered by the corporation upon the exercise of any power conferred by this section upon the corporation or, in the event the order is complied with by the owner, that the rent deposited as aforesaid, shall be held until the order is so complied with, and for providing that such rent or any portion thereof remaining, less an administration fee not to exceed 10 per cent calculated upon the entire amount of the rent so deposited, shall be paid to the person entitled to receive it.
(2) Clause c of subsection 6 of the said section 6, as re-enacted by the Statutes of Ontario, 1970, chapter 168, section 1, is repealed and the following substituted therefor:

(c) shall have a lien for any amount expended by or on behalf of the corporation under the authority of this subsection and for an administration fee, not to exceed 10 per cent of such amount, together with interest thereon at a rate to be fixed in the manner provided in subsection 4 upon the dwelling in respect of which the amount was expended, and the certificate of the clerk of the municipality as to the total amount shall be final and such total amount shall be deemed to be municipal real property taxes and may be added to the collectors' roll to be collected in one year or to the proper collectors' rolls to be collected by instalments over a period of not more than five years and the total amount or each instalment may be collected in the same manner as real property taxes.


(14a) If the inspector is unable to locate or serve the owner or any other person on whom he desires to serve a notice or where it is ascertained that the owner or any such person is not within Ontario, the inspector may send or cause to be sent by prepaid registered mail a copy of such notice addressed to such owner or other persons at his or their last-known address and he may place a placard containing the terms of the notice in a conspicuous place on the property, and the sending of the copy of the notice and the placing of the placard shall be deemed to be sufficient service of the notice on the owner or other persons.

(4) Subsection 19 of the said section 6, as enacted by the Statutes of Ontario, 1960, chapter 170, section 3, is repealed.

3. — (1) In this section,

(a) "assisted housing program" means a program, designated by the Corporation, under federal, provincial
or municipal authority, designed to provide housing accommodation, by sale or lease, at a price or rental below the current market price or rental in the area in which the accommodation is located;

(b) "housing development" means any project or undertaking designed to provide housing accommodation and may include either rental or privately owned accommodation;

(c) "residential unit" means either rental or privately owned housing accommodation.

(2) Notwithstanding any general or special Act, the council of the Corporation may, by by-law, enter into an agreement with any person proposing to construct a housing development in the City of Toronto containing more than ten residential units, whereby the person agrees to make available under an assisted housing program for a period not exceeding fifty years such proportion of residential units in the development as is provided for from time to time in an assisted housing program.

(3) Any agreement entered into under subsection 2 may be registered against the land to which it applies and the Corporation is entitled to enforce the provisions thereof against the owner and, subject to The Registry Act and The Land Titles Act, any and all subsequent owners of the land.

4.--(1) In this section, "guard dog" means a male or female dog used or kept for the purpose of security or protection of persons or property or any class or classes thereof.

(2) By-laws may be passed by the council of the Corporation,

(a) providing for the licensing and registration of guard dogs within the City of Toronto or any defined area or areas thereof and for issuing, renewing and replacing such licences for such fee and for such period of time as the council may from time to time prescribe;

(b) requiring the owners or occupants of premises on which guard dogs are used to post signs and fence the premises in such manner as may be prescribed in the by-law;

(c) prescribing standards for the humane care, handling and keeping of guard dogs;
(d) providing for the issuance to owners, where a licence fee has been paid, of a guard dog identification tag in the form and of the kind prescribed by council and requiring that such tag be securely affixed to the guard dog with respect to which it was issued until the tag is renewed or replaced;

(e) defining "owner" in relation to guard dogs in such manner as the council may from time to time determine; and

(f) for prohibiting the using or keeping of guard dogs in violation of a by-law passed pursuant to this section.

5. The council of the Corporation is authorized to refund to Brownstone Homes an amount of $4,950 being the amount of an overpayment made by Brownstone Homes with respect to a payment as authorized by The Planning Act in lieu of the provision of park land in respect of the lands and premises known municipally as 39-45 Gloucester Street in the City of Toronto.

6. Section 18 of An Act respecting the City of Toronto, being chapter 119 of the Statutes of Ontario, 1911, as re-enacted by the Statutes of Ontario, 1958, chapter 160, section 3 and amended by the Statutes of Ontario, 1974, chapter 161, section 2, is repealed.

7. Section 1 of The City of Toronto Act, 1961-62, being chapter 171, as amended by the Statutes of Ontario, 1968, chapter 176, section 3, and 1970, chapter 168, section 2, is further amended by adding thereto the following subsections:

(6) This section applies to every building on land owned by Ontario Hydro and to every building on land owned by any commission, company or body to which The Public Utilities Act applies, notwithstanding that such land may be exempt from taxation under any general or special Act.

(7) For the purposes of subsection 6, land owned by a municipal corporation and used for the purposes of a commission to which The Public Utilities Act applies shall be deemed to be owned by the commission.
8. Notwithstanding the provisions of any general or special Act, the council of the Corporation may pass by-laws to provide for the charging of a separate pound fee in respect of any female dog in heat that is impounded while running at large contrary to any by-law of the Corporation passed under subsection 1 of section 7 of The Dog Licensing and Live Stock and Poultry Protection Act, as amended.

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