The City of Windsor Act, 1978 (No. 1)

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CHAPTER 152

An Act respecting the City of Windsor

Assented to November 24th, 1978

WHEREAS The Corporation of the City of Windsor, 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. The council of the Corporation may pass by-laws for,

   (a) leasing or licensing the use, for parking purposes, of untravelled portions of highways under the jurisdiction of the council, except highways that are extensions or connecting links of the King’s Highway, within those portions of the municipality in which land may be used for residential purposes, to the owners or occupants of the adjoining property for such consideration and upon such terms and conditions as may be agreed; and

   (b) regulating and controlling the use for parking purposes of untravelled portions of highways under the jurisdiction of the council of the Corporation that are not extensions or connecting links of the King’s Highway, which are leased or in respect of which a licence is granted under clause a.

2.—(1) The council of the Corporation may pass by-laws for prohibiting or regulating archery ranges and the discharge of arrows from any class of bows.

     (2) For the purposes of subsection 1, the council of the Corporation may define classes of bows.

3. The council of the Corporation may pass by-laws,

     (a) for prohibiting,
i. the manufacture of any explosive within the municipality or any defined area thereof other than such kinds and quantities as may be prescribed in the by-law,

ii. the transporting, storing, keeping, having or using of any explosive in the municipality other than such kinds and quantities as may be prescribed in the by-law, and

iii. the transporting, storing, keeping, having or using of any explosive in the municipality without a licence; and

(b) for,

i. examining, licensing, regulating and governing persons who transport, store, keep, have or use any explosive in the municipality,

ii. prescribing the terms and conditions under which and the manner in which any explosive may be transported, stored, kept, had or used in the municipality,

iii. requiring permits to be obtained from the Building Commissioner of the Corporation for the storage and use of any explosive and for its transportation to, and handling and temporary storage at, the site of its proposed use, and

iv. revoking any licence or permit granted by the Corporation.

(6) Notwithstanding subsection 2, the council of the Corporation may by by-law appoint a Licence Commissioner who, upon receipt of an application in the prescribed form for a licence or renewal thereof, shall make or cause to be made all investigations required by law or by council relative to such application, and if the investigations disclose any reason to believe that the applicant is not of good character or that the carrying on of the said trade, calling, business or occupation will be likely to result in a breach of the law or be in any way adverse to the public interest, the Licence Commissioner shall recommend to the licensing
committee that it not issue or renew the licence, otherwise the Licence Commissioner may issue or renew the licence.

(2) The said section 2 is amended by adding thereto the following subsection:

(6a) The council of the Corporation may pass by-laws for, Licence fees

(a) fixing an annual fee for the issue or renewal of any licence, which fee shall be payable at the time of applying for the issue or renewal of the licence;

(b) allowing a reduction in the annual licence fee when it is intended that the licence shall remain in effect for less than one year; and

(c) establishing a schedule of penalties for the issue or renewal of a licence after the due date established by the by-law for the issue or renewal of the licence, which penalty shall be payable at the time of applying for the issue or renewal of the licence.

5. Part XXI of The Municipal Act applies, with necessary modifications, to a by-law passed under sections 2 and 3 of this Act.

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

7. The short title of this Act is The City of Windsor Act, 1978.