THE REGIONAL MUNICIPALITY OF HALTON

BY-LAW NO. 109-00

A BY-LAW TO PROHIBIT RETAIL SALE ON REGIONAL ROADS

WHEREAS Section 23 of the Regional Municipalities Act R.S.O. 1990, c. R. 8, as amended, authorizes the establishment of the Regional Road system;

AND WHEREAS Regional Council has adopted By-law No. 48-93 to establish the Regional Road system which vests with Regional Council jurisdiction and control over the Regional Roads;

AND WHEREAS Subsection 23(4) and Section 33 of the Regional Municipalities Act, R.S.O. 1990, c. R. 8, as amended, allow for the adoption of a by-law by Regional Council to prohibit retail sale on Regional Roads;

AND WHEREAS Section 32 of the Regional Municipalities Act R.S.O. 1990, c. R. 8, as amended, confers on the Region the powers in respect of the roads in the Regional Road system that are authorized by the Municipal Act R.S.O. 1990, c. M. 45, as amended;

AND WHEREAS Section 314 of the Municipal Act R.S.O. 1990, c. M. 45, as amended, allows for the adoption of a by-law that prohibits or regulates the encumbering or fouling of roads.

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF HALTON HEREBY ENACTS AS FOLLOWS:

1. THAT in this by-law:
   (a) “Area Municipality” means the municipality or corporation of the City of Burlington, the Town of Oakville, the Town of Milton and the Town of Halton Hills as constituted by the Regional Municipality of Halton Act;

   (b) “Regional Road” means a road forming part of the regional road system established pursuant to Section 23 of the Regional Municipalities Act, R.S.O. 1990, c. R. 8, as amended.

2. THAT no person shall sale or offer for sale any goods, services or merchandise on any Regional Road.
3. THAT every person contravening the provisions of section 2 of this by-law is guilty of an offence and on conviction is liable to a fine of $500.00, exclusive of costs, for the first offence and $5,000.00, exclusive of costs, for each subsequent offence.

4. THAT the provisions of this by-law may be enforced:

(a) by a police officer;

(b) by a by-law enforcement officer duly appointed by the Council of any Area Municipality; or

(c) by any person appointed for the purpose by by-law of the Council of The Regional Municipality of Halton.

5. THAT this By-law comes into force and effect the day it is passed.

READ and PASSED this 9th day of August, 2000.

[Signatures]

REGIONAL CHAIRMAN

ACTING REGIONAL CLERK