

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.


REGIONAL CHAIRMAN


ACTING REGIONAL CLERK