

**THE CORPORATION OF THE TOWNSHIP OF ST. JOSEPH**

**BY-LAW 2016 - 13**

**A By-law to Appoint a Weed Inspector for The Township of St. Joseph under the Weed Control Act.**

WHEREAS the *Municipal Act*, 2001, S.O. 2001, c.25, as amended, provides that a municipality may provide any service or thing that the municipality considers necessary or desirable for the public; and

WHEREAS Section 28 (2) of the *Municipal Act* provides that a local municipality has jurisdiction over all road allowances located in the municipality that were made by the Crown surveyors, and all road allowances, highways, streets and lanes shown on a registered plan of subdivision; and

WHEREAS Section 128 of the *Municipal Act*, 2001, as amended, provides that a local municipality may prohibit and regulate with respect to public nuisances; and

WHEREAS Section 6 (1) of the *Weed Control Act* provides that the Council of every upper tier and single tier municipality shall, by by-law, appoint one or more persons as area Weed Inspectors to enforce this Act in the area within the Council's jurisdiction and fix their remuneration or other compensation; and


WHEREAS Section 445 of the *Municipal Act* provides that if a municipality is satisfied that a contravention of a by-law of the municipality passed under this Act has occurred, the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to do work to correct the contravention;

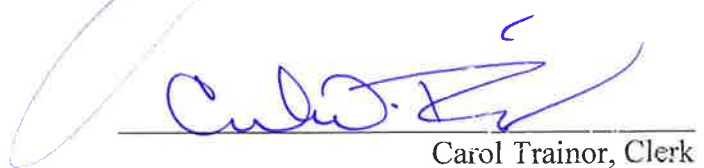
**NOW THEREFORE BE IT RESOLVED THAT** The Council of The Township of St. Joseph does hereby enact the following:

1. That Michael Nadjiwon be hereby appointed as Weed Inspector to carry out the provisions of the *Weed Control Act* within The Township of St. Joseph.
2. That the remuneration of the Weed Inspector and terms of said appointment shall set according to the Township's salary grid and as provided in the Offer of Employment signed by both parties.
3. That if the expenses of the municipality, including fees related to the damage to property are not paid within thirty (30) days, the outstanding expenses may be given priority lien status and collected the same as taxes in accordance with Section 1 (2.1) of the *Municipal Act*, 2001 S.O. 2001 c.25.

4. That this appointment shall remain in place until terminated by either party, in writing, giving a minimum of two weeks' notice to the other.
5. That if a court or tribunal of competent jurisdiction declares any portion of this by-law to be illegal or unenforceable, that portion of this by-law will be considered to be severed from the balance of the by-law, which will continue to operate in full force.
6. That any by-law or portion thereof previously approved by Council which conflicts with this By-law shall be hereby repealed.
7. That this By-law shall take effect on the day of passing.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME and finally passed in open Council this Seventeenth day of February, 2016.

  
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Jody Wildman, Mayor

  
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Carol Trainor, Clerk