

**By-law 2016-170**

**A By-law of the City of Greater Sudbury to Amend By-law 2015-265  
being a By-law of the City of Greater Sudbury for the Licensing,  
Regulating and Governing of Camp Grounds  
in the City of Greater Sudbury**

**Whereas** the Council of the City of Greater Sudbury deems it desirable to amend By-law 2015-265 being a By-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Camp Grounds in the City of Greater Sudbury in order to provide for certain additional fees;

**Now therefore the Council of the City of Greater Sudbury hereby enacts as follows:**

Enact Subsections 15(3) and 15(4)

1. By-law 2015-265 being a By-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Camp Grounds in the City of Greater Sudbury is hereby amended by enacting the following subsections 15(3) and 15(4) immediately after subsection 15(2) and before section 16:

“15(3) Where a Licensee fails to renew the License by the expiry date of the License, the Licensee may be permitted to renew the License provided the Licensee:

- (a) submits the application for renewal within ninety (90) days after the expiry date in the License;
- (b) is otherwise entitled to a renewal under this By-law; and
- (c) pays a late renewal administrative fee, in an amount determined in accordance with the User Fee By-law, in addition to the renewal fee otherwise payable.

(4) Where a Licensee fails to renew the License within ninety (90) days of the expiry date, the Licensee shall no longer be entitled to renew the License and shall be required to apply for a new License, subject to the payment of such fees as may be required for a new application.”

Enact Subsection 23(4)

2. By-law 2015-265 being a By-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Camp Grounds in the City of Greater Sudbury is hereby further

amended by enacting the following subsection 23(4) immediately after subsection 23(3) and before section 24:

“23(4) The provisions of this section 23 shall be subject to subsections 15(3) and 15(4).”

Replace Subsection 32(1) and Part of Subsection 32(2)

3. By-law 2015-265 being a By-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Camp Grounds in the City of Greater Sudbury is hereby further amended by repealing subsection 32(1) and the first sentence of subsection 32(2) and enacting the following subsection 32(1) and first sentence of subsection 32(2) in its place and stead:

“32.-(1) Any Person entitled under this By-law to request a hearing before the Hearing Committee may apply in writing to the License Issuer for a hearing within thirty (30) days of the effective date of service of the Notice of the decision of the License Issuer that the hearing relates to and shall submit with such application, an administrative fee in an amount determined in accordance with the User Fee By-law.

(2) On receipt of a request for a hearing, the License Issuer shall review the request to determine if the request is timely, is based on grounds provided for in this By-law and that the administrative fee in an amount determined in accordance with the User Fee By-law has been paid.”

Enact Section 54.1

4. By-law 2015-265 being a By-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Camp Grounds in the City of Greater Sudbury is hereby further amended by enacting the following section 54.1 immediately after section 54 and before section 55:

“Attendance Fee

“54.1-(1) An enforcement attendance fee in an amount determined in accordance with the User Fee By-law shall be payable on a time spent basis:

- (a) for the second and each subsequent inspection conducted by a Municipal Law Enforcement Officer to ascertain compliance with a notice, direction or order pursuant to this By-law, which is conducted after the specified date for compliance; and
- (b) in the event that a Municipal Law Enforcement Officer attends any remediation directed by or conducted by the City, pursuant to this By-law

as a result of a failure to comply with an order made pursuant to this By-law.

- (2) Any fee under subsection 54.1(1) shall be payable:
- (a) in accordance with the provisions of the User Fee By-law; and
  - (b) in addition to any fine levied upon conviction of an offence under this By-law, and whether or not there is a charge laid, and whether or not any charge laid leads to a conviction.”

Transition

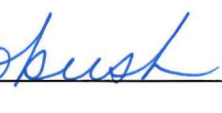
5. Where a part of a by-law is repealed by this By-law, the repeal does not:
- (a) affect the previous operation of the part of the by-law so repealed;
  - (b) affect any right, privilege, obligation or liability acquired, accrued, accruing, or incurred under the part of the by-law so repealed; or
  - (c) affect any offence committed against any part of the by-law so repealed or any penalty or forfeiture or punishment incurred in respect thereof; or affect any investigation, legal proceeding or remedy in respect of such privilege, obligation, liability, penalty, forfeiture or punishment.

Effective

6. This By-law shall come into full force and effect upon passage.

**Read and Passed in Open Council** this 9th day of August, 2016

  
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Mayor

  
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Deputy  
Clerk