

THE CORPORATION OF THE TOWN OF WHITBY

BY-LAW NO. 5869-06

BEING A BY-LAW TO AMEND BY-LAW NO. 4394-99 – THE FENCING BY-LAW

WHEREAS, Section 11 of the Municipal Act, 2001, chapter 25, as amended, provides that a municipality may pass by-laws respecting fences;

AND WHEREAS the Council of the Corporation of the Town of Whitby has passed By-law No. 4394-99 to, among other things, prescribe the height and description of lawful fences;

AND WHEREAS, the Council of the Corporation of the Town of Whitby considers it desirable to amend By-law No. 4394-99 as it relates to the recognition of a hedge as a fence;


NOW THEREFORE, the Council of the Corporation of the Town of Whitby enacts as follows:

1. Section 1(d) of By-law No. 4394-99 is repealed and the following substituted:
 - (d) "fence" means any structure constructed of posts, boards, palings, rails, wire, masonry or other similar materials or any combination thereof used to define a property boundary or to enclose or partially enclose any outdoor area.
2. Section 1(f) of By-law No. 4394-99 is repealed.
3. This by-law shall come into force and take effect on the date of its final passing.

BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 23RD DAY OF OCTOBER, A.D., 2006.



Paul Jones, Clerk



Marcel L. Brunelle, Mayor