The Corporation of the City of Peterborough

By-Law Number 16-055

Being a By-law to prohibit the feeding of waterfowl on City owned land located within the municipal drinking water, Intake Protection Zone as indicated by signage posted on such lands

Whereas Policy L-1(3) of the Trent Source Protection Plan requires that the municipality pass a by-law prohibiting the feeding of waterfowl at municipally owned lands within the Intake Protection Zone 1 and 2;

And Whereas Section 11 of the Municipal Act, 2001, S.O. 2001 c.25, as amended, provides that every Council may pass by-laws and make regulations for the health, safety and welfare of inhabitants of the municipality in matters not specifically provided for by the said Act as may be deemed expedient and are not contrary to the law;

And Whereas the Council of the City of Peterborough deems it necessary and expedient to pass a by-law to prohibit feeding waterfowl at municipally owned lands located within the Intake Protection Zone 1 and 2;

Now Therefore, The Corporation of the City of Peterborough by the Council thereof hereby enacts as follows:

1. Definitions

   In this by-law,

   a) Person – means individual, firm, corporation, association or partnership.

   b) City – means The Corporation of the City of Peterborough.

   c) City Property – means property under the jurisdiction or control of:

      i. the City of Peterborough and includes land covered with water; and

      ii. the Peterborough Utilities Commission or Peterborough Utilities Services Inc. and includes land covered with water.

   d) Waterfowl – means a bird that lives on or about the water and includes but is not limited to geese, ducks, gulls and swans.

   e) Posted – means where a sign has been established indicating that no person shall feed Waterfowl.

2. Feeding of Waterfowl

   No Person shall feed Waterfowl on Posted City Property unless he or she has been authorized to do so by the City.

3. Penalties

   Every Person who contravenes any provision of this by-law is guilty of an offence and upon conviction thereof is liable for a penalty or fine for each offence as prescribed by the Provincial Offenses Act, R.S.O 1990, as amended or any successor legislation thereto.
4. **Enforcement**

This by-law may be enforced by:

a) employees of:

   (i) the Peterborough Utilities Commission; or
   (ii) Peterborough Utilities Services Inc.;

b) City by-law enforcement officers; or
c) any duly appointed peace officer.

5. **Short Title**

This by-law may be referred to as the Waterfowl By-law.

6. **Effective Date**

This by-law shall come into force and effect upon the date of passing.

By-law read a first, second and third time this 6th day of June, 2016.

(Sgd.) Daryl Bennett, Mayor

(Sgd.) John Kennedy, City Clerk