

BYLAW NUMBER 111

A BYLAW RELATING TO LOITERING AND BEGGING

The Council of the Municipality of Minto hereby enacts as follows:

Section 91.1 of the Municipalities Act:

91.1 (1) No person shall loiter unless such person, when required to do so, justifies his reason for doing so.

Except as herein provided;

91.1 (2) No person shall beg or solicit from door to door or in a public place within the Village unless;

(a) they are authorized to solicit on behalf of a registered charitable organization, or

(b) they have obtained a proper permit from the Village Office.

91.1 (3) Every person who commits an offence under this section is liable on summary conviction to a fine not less than \$25.00 (twenty five dollars) and not exceeding \$50.00 (fifty dollars) and in default of payment is liable to imprisonment in accordance with subsection 3(3) of the Summary Convictions Act, 1977,c35,s.3.

BYLAW NUMBER 29, A BYLAW RELATING TO PUBLIC MORALS AND TO PREVENT NUISANCES IS HEREBY REPEALED.

READ FIRST TIME:

READ SECOND TIME:

READ THIRD TIME AND ENACTED:

MAYOR

CLERK

BY-LAW NUMBER 111 A AMENDMENT

A BY-LAW TO AMEND A BYLAW RELATING TO LOITERING AND BEGGING

1. Section 91.1 (1) is repealed and replaced with the following new section 91.1 (1):

91.1 (1) No person, whether upon foot or upon, in, or with a vehicle, shall loiter, park, assemble, congregate or stand, either alone or in a group or crowd of two or more:

(a) on any street,

(b) about, at, near, in or upon the entrance or approach to any church, school, hall, public building, any business premises or any place where business is ordinarily carried on,

(c) upon or in any business premises or any place where business is ordinarily carried on, or

(d) any other public place,

after having been requested by a peace officer to depart, disperse or move along the street or away from such place unless such person, when required to do so, justifies his reason for doing so.

Section 91.1 (3) is repealed and hereby replaced with the following new Section 91.1(3):

91.1(3) A person who violates this section commits an offence punishable under Part II of the Provincial Offences Procedure Act as a category B offence.

READ FIRST TIME: October 14, 2003

READ SECOND TIME: October 14, 2003

READ THIRD TIME AND ENACTED: October 28, 2003

MAYOR

CLERK

BY-LAW NUMBER 111B AMENDMENT

A BY-LAW TO AMEND A BYLAW RELATING TO LOITERING AND BEGGING
Section 91.1 (3) is repealed and hereby replaced with the
following new Section 91.1(3):

91.1 (3) Penalties:

- (a) Every person who violates any provision of this by-law is guilty of an offence.
- (b) Every person charged with an offence under any section of this by-law may, on or before the date a charge pertaining to the offence has been laid in Provincial Court, make a voluntary payment of fifty dollars (\$50.00).
- (c) If the voluntary payment set out in section 91.1(3)b has not been received on or before the date a charge pertaining to the offence has been laid in Provincial Court, the person charged with the offence may make a voluntary payment of seventy five dollars (\$75.00).
- (d) The voluntary payment set out in either section 91.1(3)b or 91.1(3)c shall be made payable to the Village of Minto as follows:

in person at 420 Pleasant Drive, Minto, in cash or by certified cheque or money order made payable to The Village of Minto;

Or

by mail to: The Village of Minto, 420 Pleasant Drive, Minto, N.B., E4B 2T3, "Attention Clerk Administrator", by certified cheque or money order only, payable to The Village of Minto;

at which time the ticket or ticket number shall be surrendered to the Village of Minto and such payment shall be deemed payment in full.

- (e) If the voluntary payment set out in either section 91.1(3)b or 91.1(3)c has not been received on or before the hearing scheduled for entering of a plea before the Provincial Court, the person charged with the offence is liable on summary conviction to a fine of not less than one hundred dollars (\$140.00) and not more than the

maximum fine (\$320.00) which may be imposed for commission of an offence punishable under Part II of the *Provincial Offences Procedure Act* as a Category B offence.

READ FIRST TIME:

READ SECOND TIME:

READ THIRD TIME AND ENACTED:

MAYOR

CLERK

BY-LAW NUMBER 111 C AMENDMENT

A BY-LAW TO AMEND BYLAW 111, AS WELL AS, 111A & B AMENDMENTS
RELATING TO LOITERING AND BEGGING

The Council of the Village of Minto, under authority vested in it by Section 186 of the Municipalities Act and Section 113 of the Motor Vehicle Act, enacts as follows:

1. The Title is hereby amended to read "A BY-LAW RELATING TO LOITERING, BEGGING AND TO PREVENT NUISANCES".
2. Enacts as follows:

NO person shall coast or slide on a sled, toboggan, wagon, skateboard or other device on a street in the Village.

READ FIRST TIME: October 11, 2011

READ SECOND TIME:

READ THIRD TIME AND ENACTED:

MAYOR

CLERK