

CITY OF OWEN SOUND

PART I – PROVINCIAL OFFENCES ACT

**By-law No. 2026-XXX:
Patio Permit By-law**

Item	COLUMN 1 Short Form Wording	COLUMN 2 Provision Creating or Defining Offence	COLUMN 3 Set Fine
1	Construct, erect, operate patio between Nov 1 – Apr 30	s. 36	\$500
2	Permit construction, erection, operation of patio between Nov 1-Apr 30	s. 36	\$500
3	Operator - Fail to carry required insurance	s. 37.b.	\$1,000
4	Operator - Fail to construct, erect, operate patio in accordance with patio agreement	s. 37.c.	\$500
5	Operator - Fail to obtain satisfactory inspection from CBO before operating patio	s. 37.d.	\$400
6	Operator - Fail to keep patio clean and in good repair	s. 37.e.	\$500
7	Operator - Fail to return public land to original condition after season	s. 37.f.	\$500
8	Operator – Fail to construct, erect, operate patio contiguous to frontage of Operator’s business	s. 37.g.	\$400

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9	Operator - Fail to clean and maintain public land under or adjacent to patio	s. 37.i.	\$500
10	Operator - Fail to report change in information	s. 39	\$400
11	Construct, erect, operate patio without a valid patio permit	s. 40.a.	\$1,000
12	Permit construction, erection, operation of patio without valid patio permit	s. 40.a.	\$1,000
13	Construct, erect, operate patio without an executed patio agreement	s. 40.b.	\$1,000
14	Permit construction, erection, operation of patio without executed patio agreement	s. 40.b.	\$1,000
15	Construct, erect, operate patio while patio permit suspended or revoked	s. 40.c.	\$1,000
16	Permit construction, erection, operation of patio while patio permit suspended or revoked	s. 40.c.	\$1,000
17	Construct, erect, operate patio in violation of design requirements	s. 40.d.	\$1,000

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18	Permit construction, erection, operation of patio in violation of design requirements	s. 40.d.	\$1,000
19	Construct, erect, operate patio in violation of conditions in permit or agreement	s. 48.e.	\$1,000
20	Permit construction, erection, operation of patio in violation of conditions in permit or agreement	s. 48.e.	\$1,000
21	Operator – Transfer or assign patio permit without consent	s. 41.a.	\$400
22	Operator – Alter patio design/layout contrary to conditions	s. 41.b.	\$1,000
23	Operator – Obtain patio permit using false or incorrect information	s. 41.c.	\$500
24	Prevent/hinder/obstruct lawful exercise of power under by-law	s. 45	\$500
25	Fail to identify self upon request	s. 46	\$500
26	Fail to comply with an order	s. 49	\$500

NOTE: the general penalty provision for the offences listed above is section 52 of the By-law, a certified copy of which has been filed.