

BY-LAW 319-A

**A BY-LAW TO AMEND A BY-LAW RELATING TO HIGHWAYS, SIDEWALKS,
PARKS
PUBLIC PARKING LOTS AND PUBLIC SPACES
IN THE TOWN OF OROMOCTO**

BE IT ENACTED by the Mayor
and Councilors of the Town of
Oromocto as follows:

1. By-Law 319, "A By-Law Relating to Highways, Sidewalks, Parks, Public Parking Lots and Public Spaces in the Town of Oromocto" is amended by adding section (i) under Section 1 as follows:
 1. (i) "Loitering" means to be dilatory, to stand idly around, to linger, to lie or wander about, to remain, abide, or tarry in a public place with no apparent reason.
2. By-Law 319, "A By-Law Relating to Highways, Sidewalks, Parks, Public Parking Lots and Public Spaces in the Town of Oromocto" is further amended by changing the title "Pedestrian Obstruction" to "Pedestrian Obstruction and Loitering"
3. By-Law 319, "A By-Law Relating to Highways, Sidewalks, Parks, Public Parking Lots and Public Spaces in the Town of Oromocto" is further amended by deleting Section 19 and replacing it with the following:
 19. No person(s) shall stand or play in or upon, use or occupy any public street, sidewalk, trail, square, way or passage so as to obstruct, hinder or impede the free passage of the public thereon. Such an action is deemed to be loitering and such person(s) may be dispersed by an order of the Police Officer or charged under the authority of Section **91.1(1)** of the **Municipalities Act**.
4. By-Law 319 "A By-Law Relating to Highways, Sidewalks, Parks, Public Parking Lots and Public Spaces in the Town of Oromocto" is further amended by deleting Section 26 and replacing it with the following:
 26. Any person who fails to comply with any provision of this By-Law, unless otherwise provided in the By-Law, is guilty of an offence and is voluntarily liable to, or upon summary conviction is liable to, a fine of \$70 (seventy dollars) for a first offence; a fine of \$100 (one hundred dollars) for a second offence; and a fine of \$150 (one hundred and fifty dollars) or greater, to a maximum of \$250 (two hundred and fifty dollars) for a third and subsequent offence; and in default of payment is subject to imprisonment in accordance with a Category B Offence under the **Provincial Offences Procedure Act**.

READ FIRST TIME: 22 February 2001

READ SECOND TIME: 22 February 2001

**READ THIRD TIME
AND ENACTED:** 15 March 2001

ADMINISTRATOR/CLERK

MAYOR