

By-Law 375

A By-Law to appoint auditors for the Corporation of the Village of Sutton for the year 1931

Whereas it is necessary to appoint auditors for the Village of Sutton for the year 1931.

Be it therefore enacted by the Corporation of the Village of Sutton as follows:

W. H. P. 1. That *G. Whitney* and *N. Robertson* be and are hereby appointed auditors for the Village of Sutton for the year 1931.

W. H. P. 2. That each auditor shall receive fro the due performance of his duty the sum of *Thirty Dollars*

Passed in open Council this 12th. day of Jany. 1931

W. Holburn

Reeve

M. Shumway Clerk

By-Law Number 377

C.P.H.

A By-Law for counter^{signing}ing of certain cheques of
the Municipality of Sutton.

Whereas it is deemed expedient to have certain cheques *paid out*
by the Municipality countersigned by the Reeve or Clerk.

There^{fore} be it enacted as follows:

C.P.H.

- 1. That all cheques which are not covered on the order sheet (with the exception of debentures coupons) shall be countersigned by the Reeve or Clerk.

Passed in open council this day 16th day of February 1931.

W. Stulborce

Reeve

M. J. Lemayne

Clerk

By-Law 378

Y.P.B.
A By-Law for disqualifying of electors not paying
Taxes.

Whereas it is deemed expedient to pass a By-Law under
section 397 subsection 8 of the Municipal Act 1927
disqualifying electors whose taxes on land are unpaid
on the day fixed for Nomination at the annual election.

Therefore be, and it is hereby enacted:

- Y.P.B.
1. That electors whose taxes on land are unpaid on the day
fixed for nomination at the annual election are
disqualified from voting.

Passed in open Council this 16th day of February 1931.

W. Halborn

Reeve

M. S. Lewis Clerk

Repealed by #405

MUNICIPAL BORROWING BY-LAW
ORDINARY EXPENDITURE—ONTARIO }

BY-LAW No. 379

TO AUTHORIZE THE BORROWING OF MONEY TO MEET CURRENT
ORDINARY EXPENDITURE FOR THE YEAR.

WHEREAS it is deemed necessary by the Council of the Corporation of
the Village of Sutton to borrow the
sum of *Eight Thousand* dollars to meet the current
ordinary expenditure of the Corporation and the sums required to be raised in the
current year for High and Public School ^{and general} purposes until the taxes are collected.

W.H.P.

AND WHEREAS the amount heretofore borrowed by the Corporation and
outstanding (if any) for the purposes aforesaid and the amount hereby authorized
to be borrowed do not exceed the amount which may be lawfully borrowed under
Section 319 of ~~Chapter 192 of the Revised Statutes of Ontario~~ the Consolidated Muni-
cipal Act, 1922, being 12-13 George V., Chapter 72 (Ontario) and Amending Acts.

W.H.P.

BE IT THEREFORE ENACTED as a By-law by the said Council as follows:

1. That the Head and the Treasurer of the said Corporation be and they are hereby authorized to
borrow from The Bank of Nova Scotia on the note of the Corporation, or by way of overdraft, or other-
wise, the sum of *Eight Thousand* dollars (\$ *8,000.00*)
until such time as the taxes levied, or to be levied, shall be collected and applied to repay such advance.

W.H.P.

2. That the said sum may be borrowed in one amount or in such sums from time to time as may
be found expedient and at such rate of interest as may be agreed on between the Head and the Treasurer
and the Bank.

W.H.P.

3. That the Head and the Treasurer may draw, make and deliver promissory notes, bills or other
securities and documents as may be agreed on, to secure the sum or sums borrowed from time to time
under this By-law.

W.H.P.

4. That the Head and the Treasurer may enter into an agreement with the said Bank, sealed with
the corporate seal and signed on behalf of the said Corporation by the Head and the Treasurer, providing
for the borrowing of the said sum by the said Corporation, and the repayment of the same on or before
the last business day of the current year, together with all other terms relating to such borrowing and
repayment as the said Head and Treasurer may deem necessary.

W.H.P.

PASSED by the said Council this Third day of April
in the year of our Lord, 1931

M. Lemoyne
Clerk

L. S.

{ Mayor, Warden
or Reeve, as the
case may be }

W. Halbar

By-Law 380

Repealed ○

A by-Law to regulate and License Miniature Golf Courses .
Whereas it is deemed necessary and expedient to regulate
and License Miniature Golf Courses in the Municipality.

and Whereas R.S.O. Chapter 233 Section 429 Sub.Sec.2
Provision is made enabling Villages to License and
regulate places of amusement.

Therefore be it enacted by the Municipal Corporation of
the Village of Sutton as follows:

- W.H.P. 1. That all places of amusement including miniature Golf
Courses shall pay an annual fee of Twenty Dollars.
- W.H.P. 2. That all such above places shall be conducted in an orderly
manner.
- W.H.P. 3. That the License Fee shall be paid to the Village by
the manager or owner of such above mentioned Miniature
Golf Course or places of amusement within seven days
of notification of such fee, and failure to do so will
enable the Corporation to proceed under the summary
convictions Act, to collect such fee, and a fine of
not exceeding Fifty Dollars.
- W.H.P. 4. That such above mentioned License may be cancelled at
any time with^{out} reason being given by the Corporation to
the Licensee.
- W.H.P. 5. That all By-Laws or parts of By-Laws inconsistent
with this by-Law be and are hereby repealed.

Passed in open Council this 5th. Day of June 1831

W. H. P.

Reeve

M. J. ...

Clerk

By-Law ~~382~~ 381

A. By-Law to amend By-Law 289.

Whereas it is deemed expedient to amend By-Law 289 Prohibiting the parking of Automobiles in certain areas of the Municipality.

29B

Therefore be it enacted by the Municipality of the Corporation of ~~the-Municipality-~~ Sutton as follows: That By-Law 289 be amended by adding the following to clause No.1 of By-Law 289" and also all parking of Automobiles is prohibited on the Town Line (known also as Dalton Street) From the Lake shore Road south to the Right of Way of the Metropolitan Railway.

29B

Passed in open Council this 17th day of June 1931 .

W. Stalborne

Reeve

*Rescinded
Aug 18/37*

M. J. ...
Clerk

By-Law Number 382

A By-Law to provide for levying and Collecting County, School, Debenture, and General Rates for the Village of Sutton for the year 1931.

Be it therefore enacted by the Municipal Council of the Village of Sutton, that the following rates be levied and Collected upon all the rateable property within the said Village for the year 1931.

SMU

SMU
SMU
SMU
SMU
SMU

SMU
SMU
SMU

County Rate	8.6	Mills on the Dollar	
School rate	8.6	Mills on the Dollar	280
Fire Appliance	2	Mills on the Dollar	
Public Libbary	23	Mills on the Dollar	
St.Paving	.5	Mills on the Dollar	
St.Lights	3	Mills on the Dollar	
General Village rate	7	Mills on the Dollar	
Poll Tax	four	Dollars	

11. That the rates imposed by this By-Law shall be paid to the Treasurer of this Corporation in Bankable funds on or before the 15th. Day of December 1931 by the Collector in so far as the law will enable him to do so.

SMU

5% to be added to all taxes not paid before the 10th day of December, 1931

Passed in open Council this 4th day of September 1931.

W. Halboore
Reeve
M. J. Lemay
Clerk

A By-Law to Regulate and control the erection of buildings and additions to buildings in the Municipality of the Village of Sutton.

Whereas it is deemed expedient to Control and Regulate the construction of buildings in the Municipality of Sutton.

Therefore be it enacted as follows:

1. That hereafter no building shall be erected within the limits

J.F.B.

of the Municipality of the Village of Sutton for all the year occupation as a dwelling house (except summer cottages which are subject to section two hereof) that does not conform to the following requirements: That is to say:

J.F.B.

(1) Every such building shall be provided with a foundation, the footing or lowest course of which shall be at least four feet below the finished grade or ground line, the foundation to rest upon firm solid ground and not upon filled in material or soil containing an admixture of organic matter, and all such foundations shall be made of stone or concrete.

J.F.B.

(2) The outer walls of all such buildings shall be made of stone bricks concrete or frame, and if of frame sheeted with clapboards or tongued ^{and} grooved with inch boards and shingled, and the outer walls covered with at least two coats of paint, or sheeted with one inch boards strapped with one inch furring at 16 inches from centre to centre and plastered or rough cast or covered with stucco, or sheeted with inch boards and veneered with four and one half inches of brick, or one and one half inches of concrete, or six inches of stone, properly secured to the woodwork. Veneering shall not rest or be supported by wood lintels or beams, and all such buildings shall be equipped ~~shall be~~ with one or more chimneys, made of bricks, stones or concrete, and shall be build from the ground up, or otherwise safely supported from the foundation. All such buildings shall be equipped in building the walls and roof with usual and sufficient beams joists, rafters and supports.

J.F.B.

(3) No such dwellings shall be of less size than will cover an area of 300 square feet.

J.F.B.

(4) The inner sides of all such outer walls shall be lathed and plastered or covered with plaster board, properly cemented, with an air space of at least three and three quarter inches left between the inner and outer sides of the outer walls.

J.F.B.

(5) All roofs shall be covered with wooden, slate, metal, felt or other good shingles, and no tar or other paper shall be used for the outer covering of such roofs or walls.

J.F.B.

(6) No such buildings shall be erected within the said limits, the total cost of which apart from the land is less than $1000 \frac{00}{xx}$

J.F.B.

2. Buildings erected and to be used as summer homes only shall be subject to the foregoing regulations except that they may be erected without other foundations than good and sufficient posts planted to a depth of at least three feet and to a solid earth foundation, and need not be lathed or plastered or otherwise covered on the inner sides or outer walls, but no such summer cottage shall be erected that would cost (apart from the expense of the land) less than $500 \frac{00}{xx}$ dollars.

J.F.B.

(3). The repairing of a building for any purpose whatever within the said limits shall be considered as reerection thereof and shall be subject to the provisions of the said By-Law, if the cost of such repairs shall be one ~~third~~ of the whole value of the building.

J.F.B.

(4). No building shall be erected for any purpose whatever within the said limits until the owner of the land upon which the same is to be erected or his agent shall have ~~first~~ submitted plans and specifications therefor to the Council of the said Municipality or to the Building Inspector, and the approval of such plans and specifications by Council or Inspector obtained and a permit issued by it or him before the erection of such building be proceeded with or be lawful.

By-Law No.

A By-Law to provide for the early closing of Shops
in the Village of Sutton.

Whereas onder chapter 229 R.S.O. section 84 authority is given
Municipalities to pass By /law for the early closing of shops,

Therefore be it hereby enacted by the Municipal Council of the
Village of Sutton as follows:

is
da
932.

own
by-
munic-
s approva
Forest H

at,
hall
ry.

By-law 383 contd

5(5) In special cases the inspector may permit such deviation

C. R. McKeown, H.C.
Chairman.
A. B. Ingram
Vice-Chairman.
J. A. Ellis
Commissioner.
H. C. Small
Secretary.



Parliament Buildings
Toronto, Canada
June 13th, 1932.

Dear Sir: Re Village of Sutton Building Restriction
By-law 383.

I have the honour to acknowledge the receipt of your letter of the 10th inst. which has been considered by the Board.

So far as the facts appear to the Board, your By-law 383 does not appear to amend or affect any By-law approved by this Board under section 398 of "The Municipal Act", and therefore would not require the Board's approval as mentioned in re Domestic Storage Company and Forest Hill Village (Ontario Reports, 1932, page 350).

I have the honour to be,
Your obedient servant,

H. C. Small

Secretary.

M. O. Tremayne, Esq.,
Village Clerk,
SUTTON, Ont.

M. O. Tremayne
Clerk

By-law 383 Contd

By-law §(5) In special cases the inspector may permit such deviation from

C. R. McKeown, H.C.
Chairman.
A. B. Ingram,
Vice-Chairman.
J. A. Ellis,
Commissioner.
H. C. Small,
Secretary.



Parliament Buildings
Toronto, Canada

June 8th, 1932.

Dear Sir: Re Village of Sutton Building Restriction By-law 383.

I have the honour to acknowledge the receipt of your letter of yesterday and enclosure, which have been under consideration, and in reply, by direction of the Board to advise you that the Board, as at present advised, is of the opinion that section 398 (2b) would not apply to this By-law, and therefore the Board has not jurisdiction to approve same.

I have the honour to be,
Your obedient servant,

H. C. Small
ms
Secretary.

M. O. Tremayne, Esq.,
Village Clerk,
SUTTON, Ont.

May 1932 Ont Law Reports - Court of appeal
April 1932 Re Domestic Storage & Forwarding Co and Village of Forest Hill

M. O. Tremayne
Clerk

HFB. §(5) In special cases the inspector may permit such deviation from this By-Law as he may deem proper and safe construction under the circumstances.

HFB. (6) Every permit shall expire if active work is not commenced within a period of three months from the date of its issue, or if active work if once begun is discontinued for a period of three months but when a permit has so expired it may be renewed within a reasonable length of time after expiry, at the discretion of the inspector, provided the proposed work is found to comply with the provisions of this By-Law or any amendment thereto.

HFB. (7) Every permit shall be subject to revocation should the inspector ascertain that the work being carried out under such permit is being done in a manner that does not reasonably comply in every respect with the requirements of this By-Law, or if, in the opinion of the said inspector, satisfactory progress is not being made. The revocation of a permit shall be in writing and shall be served on the owner or his agent, or in their absence, on any person doing any of the work.

After the revocation of a permit all work shall at once cease upon the building or structure.

HFB. 8. The inspector or any of his ^{shall} assistants may have the right to visit, enter, and inspect from time to time and at all reasonable hours (a) each building or structure which may be in course of erection, alteration, reconstruction or being wrecked, or (b) any building or structure which he has reason to believe is in a dangerous or defective condition in regard to its construction, or through damage through fire or accident, or (c) any building or structure which he has reason to believe is being used for a purpose for which it is not suited on account of its construction.

HFB. 9. It shall be the duty of the building inspector to institute proceedings against any person who violates provisions of this By-Law or who interferes with or prevents the said inspector in the proper discharge of his duties under this By-Law.

HFB. 10. On conviction ~~such~~ such person shall, at the discretion of the convicting Magistrate, forfeit and pay a penalty not exceeding (exclusive of costs) a sum of 100 ⁰⁰/_{xx} dollars for each offence. In addition the convicting Magistrate may order the offender to carry out the requirements of this By-Law within a time to be limited by the order. In default of the ~~defender~~ carrying out such order the said Magistrate may order the ~~inspector~~ inspector, or any other person, to forthwith enter upon the premises where the said breach has taken place and demolish or remove at the expense of the offender the said structure or the part thereof erected contrary to the provisions of this By-Law. The expense thereof with costs shall be recovered by action or distress, in case of nonpayment, similarly to Municipal Taxes.

HFB. 11. The conviction of an offender upon a breach of any of the provisions of this By-Law shall not operate as a bar to a prosecution against the same offender upon any subsequent breach of the same or any other provisions of this By-Law. The presiding Magistrate may convict any offender repeatedly for repeated breaches of this By-Law and may at his discretion impose upon each conviction any of the penalties provided for by this By-Law.

Passed in open Council this 22 day of September 1931

W. Halbur

Reeve

M. Schumacher

Clerk

By-Law Number 384

A By-Law to Authorize the Reeve and Clerk to sign and seal with the Corporate seal a certain lease from the Corporation to Mr. Stephen Sellers.

Cal
Whereas The Corporation of the Village of Sutton and Mr. Stephen Sellers have entered into an agreement concerning certain lands under the control of the Corporation.

Cal
And Whereas a lease was prepared and read over at a meeting of the Sutton council in the presence of the lessee both of which were agreeable thereto.

Cal
Be it therefore enacted by the Municipal Council of the Corporation of the Village of Sutton that the Reeve and Clerk be authorized to sign the same lease and seal the same with the Corporate Seal.

Passed in open Council this 5th. day of December 1931

W. H. Dugley
acting Reeve

M. L. Lumsden Clerk

By-Law Number

386

J.F.B.

A By-Law to authorize the Reeve and Clerk to sign and seal with the Corporate seal the plan of the Corporation as prepared and drafted by Speight and Van Nostrand surveyors.

J.F.B.

Whereas Speight and VanNostrand Land Surveyors under instructions from the Corporation of the Village of Sutton have completed a map marking thereon all Lots, Blocks and Streets.

J.F.B.

There be it enacted by the Corporation of the Village of Sutton that such Map or plan shall be signed according to Law by the Reeve and Clerk and that the Corporate seal be attached thereto.

Passed in open Council this 15th day of December 1931

W. H. Kellum Reeve

M. W. Schenck Clerk

Repealed

By-Law Number 387

ls Mum
A By-Law to authorized the cancelling and destruction of certain Coupons, and debenture forms which are signed but not sold or issued.

Whereas under By-Law 303 passed on the 7th. day of May 1923 certain debentures were issued by the Corp. of the Village of Sutton,

and Whereas Coupons No. 1 in respect of Debentures

Number 10, 12, 14, and 20 and debenture forms Nos. 8, 32 and 34 provided for under By-Law 303 have been signed but not sold or issued to any party or Corporation.

and Whereas it is deemed expedient to destroy the above Coupons and Debenture forms above named which are Coupons No. 1 in respect of Debentures Numbers 10, 12, 14 and 20 and debenture forms Numbers 8, 32, and 34 issued under By-Law 303.

ls Mum
Be it therefore enacted by the Municipal Council of the Corporation of the Village of Sutton, that the above named Coupons and debenture forms shall be cancelled and destroyed by the *Clerk and Reeve* and a declaration taken by them that the same has been accomplished.

Passed in open Council this *15^{th.}* day of December 1931

W. Halbarce Reeve

M. Lemore Clerk