



2021 Division Road North  
Kingsville, Ontario N9Y 2Y9  
Phone: (519) 733-2305  
www.kingsville.ca

**NOTICE OF PUBLIC MEETING:  
RIGHT OF ACCESS FOR MAINTENANCE BY-LAW**

**PURPOSE OF BY-LAW:** The Town of Kingsville is in the process of reviewing the potential implementation of a Right-of-Access By-law under Section 132 of the Municipal Act which reads as follows:

*132. (1) A local municipality may authorize the owner or occupant of land to enter adjoining land, at any reasonable time, for the purpose of making repairs or alterations to any building, fence or other structures on the land of the owner or occupant but only to the extent necessary to carry out the repairs or alterations. 2001, c. 25, s. 132 (1).*

**Conditions**

*(2) The following apply to a power of entry under a by-law under this section:*

- 1. The power of entry may be exercised by an employee or agent of the owner or occupant of land.*
- 2. A person exercising the power of entry must display or, on request, produce proper identification.*
- 3. Nothing in a by-law under this section authorizes entry into a building.*
- 4. The owner or occupant shall provide reasonable notice of the proposed entry to the occupier of the adjoining land.*
- 5. The owner or occupant of land shall, in so far as is practicable, restore the adjoining land to its original condition and shall provide compensation for any damages caused by the entry or by anything done on the adjoining land. 2001, c. 25, s. 132 (2).*

Consideration of the proposed by-law is the result of a Council motion (501-2016) "*Council direct Administration to prepare a report as to what options are available to the Town to ensure that property owners are able to access their property to perform maintenance and/or repairs when structures or fences are prohibiting them from doing so, and as well, options for height restrictions and setbacks where fences or structures will block neighbouring windows or doors.*"

Residents, property owners, business owners and all interested citizens are invited to attend the Public Meeting to learn how the proposed by-law affects them, to ask questions and express concerns to Council. The draft by-law consists of several pages of text and as such is **NOT** attached to this notice but will be available on the Town's website or at the Town office upon request for review. The proposed amendment applies to all lands within the corporation limits of the Town of Kingsville.

**A PUBLIC MEETING OF COUNCIL will be held on:**

**WHEN:** MONDAY, JANUARY 9, 2017  
**WHERE:** Town of Kingsville Municipal Building (Council Chambers)  
**TIME:** 7:00 p.m.

Your comments on these matters are important. If you have comments on this proposed by-law, they may be forwarded by phone, email, or mail to the attention of: **Robert Brown**, Manager of Planning & Development Services, Town of Kingsville, 2021 Division Road North, Town of Kingsville, ON N9Y 2Y9. Comments and opinions submitted on these matters, including your name and address, may become part of the public record and may be viewed by the general public and may be published in a planning report or reproduced in a Council agenda and/or minutes.

**ADDITIONAL INFORMATION** relating to this matter is available for review at the Kingsville Municipal Office during regular office hours.

**DATED AT  
THE TOWN OF KINGSVILLE  
on NOVEMBER 30, 2016.**

**Robert Brown, H. Ba., MCIP, RPP  
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Email: rbrown@kingsville.ca**