

BY-LAW NO. 36 - 04

OF THE

CORPORATION OF THE CITY OF CAMBRIDGE

Being a by-law of the Corporation of the City of Cambridge to receive adequate and suitable heat for rented dwelling accommodation within the City of Cambridge and to repeal By-law 34-93.

WHEREAS the Municipal Act, 2001, S.O. 2001, c.25, S.130 provides that a municipality may regulate matters not specifically provided for by this Act or any other Act for purposes related to health, safety and well-being of the inhabitants of the municipality.

AND WHEREAS the Council of the Corporation of the City of Cambridge deems it necessary and desirable to enact a by-law adopting regulations to ensure the provision and maintenance of adequate heat and suitable heat for rented dwelling accommodation;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF CAMBRIDGE enacts as follows:

1. THAT every building or part of a building within the City of Cambridge which is rented or leased as a dwelling or living accommodation and which, as between the tenant or lessee and the landlord is normally heated by or at the expense of the landlord shall be provided with adequate and suitable heat by or at the expense of the landlord; and for the purpose of this by-law adequate and suitable heat means that the minimum temperature of the air in the accommodation which is available to the tenant or lessee is 21° Celsius or the equivalent Fahrenheit temperature (69.8°).
2. THAT the By-law Enforcement Officer, Medical Officer of Health or any person acting under his direction or instructions, upon the written request of any tenant or lessee, may enter, inspect and examine at any time the premises in which the dwelling or living accommodation of such tenant or lessee is located, for the purpose of determining whether adequate and suitable heat is being provided for such dwelling or living accommodation; and any person in charge of such premises for the time being, shall render such aid to the By-law Enforcement Officer, Medical Officer of Health or person acting under his direction or instructions as may be necessary to make such an inspection or examination.
3. No person shall obstruct, hinder, delay or prevent the By-law Enforcement Officer, Medical Officer of Health, or any person acting under his directions or instructions in the exercise of any power conferred or the performance of any duty imposed by this by-law.
4. THAT any person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act.

BY-LAW REPEAL

5. THAT City of Cambridge By-law No. 34-93 is hereby repealed.

READ A FIRST, SECOND AND THIRD TIME

ENACTED AND PASSED, THIS 9TH DAY OF FEBRUARY, A.D., 2004

"Doug Craig"

MAYOR

"David Calder"

CLERK