

**THE CORPORATION OF THE TOWN OF GREATER NAPANEE
BY-LAW NO. 2026-0004**

**Being a By-Law Respecting the Registration of Group Homes in the Town of
Greater Napanee**

WHEREAS Section 163 of the *Municipal Act*, 2001, S.O.2001, c. 25, as amended, authorizes a municipality to pass a business licensing by-law for group homes, subject to the municipality having passed a by-law under Section 34 of the Planning Act that permits the establishment and use of group homes in the municipality.

NOW THEREFORE the Council of the Corporation of the Town of Greater Napanee enacts as follows:

PART 1 - DEFINITIONS

1.1 In this by-law:

- a. **"Clerk"** shall mean the Clerk for the Corporation of the Town of Greater Napanee or their designate.
- b. **"Group Home"** means a residence licensed or funded under a federal or provincial statute for the accommodation of three (3) to eight (8) persons, exclusive of staff, living under supervision in a single housekeeping unit and who, by reason of their emotional, mental, social or physical condition or legal status, require a group living arrangement for their well-being, and includes a transitional home.
- c. **"Person"** includes a natural individual and their heirs, executors, administrators or other legally appointed representatives, a corporation, partnership or other form of business association.
- d. **"Town"** means the Corporation of the Town of Greater Napanee.

PART 2 – LICENSING

- 2.1 Administration of this by-law shall be the responsibility of the Clerk who is hereby authorized to issue Licences to Group Homes in accordance with the provisions of this by-law.
- 2.2 No person shall operate, or permit to operate, a Group Home that is not licensed in accordance with this by-law.
- 2.3 Licensing of a Group Home shall be required on an annual basis, and an

application and payment of fees shall be submitted to the Clerk by January 31st of each year.

- 2.4 The annual fee for a Group Home Licence shall be \$50.00.
- 2.5 The Clerk is authorized to licence and to renew the licence of a Group Home upon receipt of an application duly completed in the form prescribed by the Clerk, with the payment of the fee as set out in the Town's Fees and Charges By-law, as amended.
- 2.6 The Clerk shall maintain a record respecting each Group Home in respect of which an application for licensing has been made including:
 - a) The name and contact information of each applicant for licensing;
 - b) The municipal address of the premises in which the Group Home operates or is proposed to operate;
 - c) The date on which the Group Home use commenced or is proposed to commence;
 - d) The date of application;
 - e) If applicable, the date of licensing; and
 - f) If applicable, the date of refusal for licensing and a brief summary of the reason(s) for refusal.
- 2.7 Licensing pursuant to this By-law neither confirms or relieves any Person from compliance with all applicable law, including but not limited to the Town's Zoning By-law 02-22, as amended.
- 2.8 This by-law applies to all lands and premises within the Town.
- 2.9 No person shall fail to comply with any provision or standard of this by-law.
- 2.10 References in this By-law to legislation, including regulations and municipal by-laws, shall include such legislation as amended, including successor legislation.

PART 3 – OFFENCES & ENFORCEMENT

- 3.1 Each Person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to:
 - a) Such fines and other penalties as provided for under the Provincial Offences Act, R.S.O. 1990, c.P-33, as amended, or
 - b) Suspension or revocation of a licence issued under this By-law; or
 - c) Both a) and b).
- 3.2 In addition to offences referred to in 3.1, every person is guilty of an offence under this by-law who:
 - a) Hinders or obstructs or attempts to hinder or obstruct any person exercising a power or performing a duty under this by-law;
 - b) Neglects or refuses to produce or provide any information or thing to any person acting pursuant to an order made under this By-Law; or

- c) Knowingly makes, participates in, assents to or acquiesces in the provision of false information in a statement, affidavit, application or other document prepared, submitted or filed under this by-Law.

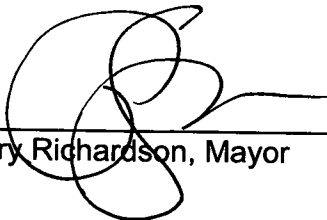
PART 4 - ENACTMENT

- 4.1 This by-law shall come into full force and effect on the date of its passing.

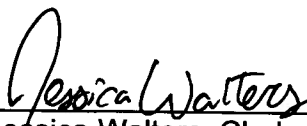
PART 5 – VALIDITY

- 5.1 If any section, clause or provision of this by-law is for any reason declared by a Court of competent jurisdiction to be invalid, the same shall not affect the validity of the by-law as a whole or any part thereof, other than the section, clause or provision so declared to be invalid and it is hereby declared to be the intention of Council that the remaining sections, clauses or provisions of the by-law shall remain in full force and effect until repealed, notwithstanding that one or more provisions of this by-law shall have been declared to be invalid.

Read a first and second time and finally passed this 13th day of January, 2026.



Terry Richardson, Mayor



Jessica Walters, Clerk

By signing this by-law on 14 JAN 26, I Mayor Richardson confirm that I will not exercise the power to veto this by-law and the by-law is deemed approved.

