

# By-Law No. 2018-113

*A by-law of the City of Ottawa to amend By-law No. 2013-416 respecting lighting and various minor amendments, and By-law 2008-1 respecting graffiti*

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**Enacted On:** 2018-04-11

**OttWatch Bylaw Reference:** <http://ottwatch.ca/bylaws/2018-113>

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BY-LAW NO. 2018 – 113

A by-law of the City of Ottawa to amend By-law No. 2013-416 respecting lighting and various minor amendments, and By-law No. 2008-1 respecting graffiti.

The Council of the City of Ottawa enacts as follows:

1. Section 1 of By-law No. 2013-416 entitled “A by-law of the City of Ottawa to provide for standards under which properties are maintained”, as amended, is amended by:
  - (a) repealing the definition of “graffiti”;
  - (b) adding the following definition:  
“neighbouring property” means a property that is next to, very near or within close proximity to another property.
2. The definition of “yard” in Section 1 of the said By-law No. 2013-416 is amended by inserting the words “, including but not limited to a porch, balcony or patio” immediately following the words “in connection with the building” where they occur.
3. Section 6(12) of the said By-law No. 2013-416 is amended by repealing the words “abutting residential properties” and substituting the words “neighbouring residential properties unless the lighting is required for public health and safety.” therefor.
4. Section 22(4) of the said By-law No. 2013-416 is amended by adding the words “and turned on” immediately following “shall be maintained in operable condition”.
5. Section 36(7) of the said By-law No. 2013-416 is amended by adding the word “unit” immediately before “dwellings”.
6. Section 36(9) of the said By-law No. 2013-416 is amended by adding the words “and turned on” immediately following “shall be maintained in good working order”.
7. Section 40(11) of the said By-law No. 2013-416 is amended by repealing the words “abutting residential properties” and substituting the words “neighbouring residential properties unless the lighting is required for public health and safety.” therefor.
8. Section 63 of the said By-law No. 2013-416 is amended by repealing subsection (6) and substituting the following subsection:
  - (6) Each restroom shall be provided with toilet paper, soap and individual towels or others means of drying.
9. Section 65 of the said By-law No. 2013-416 is amended by adding the following subsections immediately following subsection (2):

- (3) Whenever walls or other portions of structures are facing and located less than 91 cm (3ft) from a window, such a window shall not be,
  - (a) deemed to face directly to the outside; and
  - (b) included as contributing to the required minimum window area of the room.
- (4) Whenever window wells are used, only the part of the window, which is above a forty-five (45) degree line projected downwards from the top of the window well, shall be used in calculating the required light transmitting area.

10. Section 66 of the said By-law No. 2013-416 is amended by adding the following subsection immediately following subsection (6):

- (7) All systems of mechanical ventilation or air conditioning shall be maintained in good working order and turned on.

11. Sections 10(2), 17(4), 44(2), 51(4), 74(2), 78(4), 84(2) and 88(4) of the said By-law No. 2013-416 are amended by repealing the words “, including graffiti,” where they occur.

12. Section 5 of By-law No. 2008-1 entitled “A by-law of the City of Ottawa to prohibit the placement of graffiti on property and to require property be kept free of graffiti”, as amended, is repealed and the following substituted therefor:

- 5. (1) No owner of property shall fail to maintain such property free of graffiti.
- (2) Where graffiti is removed pursuant to subsection (1), such removal shall restore the surface as nearly as possible to its original condition, including colour.

ENACTED AND PASSED this 11<sup>th</sup> day of April, 2018.

CITY CLERK

MAYOR

BY-LAW NO. 2018 – 113

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Enacted by City Council at its meeting of April 11, 2018.

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By-law & Regulatory Services  
KW/CIH

COUNCIL AUTHORITY:  
City Council September 13, 2017  
Agenda Item 3. (CPSC Report 25)