

THE CORPORATION OF THE TOWNSHIP OF SCUGOG

BY-LAW NUMBER 106-05

BEING A BY-LAW TO REGULATE THE REMOVAL OF
SNOW AND ICE FROM SIDEWALKS IN THE TOWNSHIP
OF SCUGOG.

WHEREAS Section 9 of the *Municipal Act, 2001, S.O. 2001, c.25*, confers broad authority on municipalities to enable them to govern their affairs as they consider appropriate;

AND WHEREAS Section 11 of the *Municipal Act, 2001, S.O. 2001, c.25* provides jurisdiction to Municipalities to pass By-Laws in respect of Highways;

AND WHEREAS it is deemed advisable and expedient to provide for the clearing away and removal of snow and ice from sidewalks, by the occupants or owners of land and premises adjacent thereto;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF SCUGOG Enacts As Follows:

DEFINITIONS

Section 1

In this By-Law:

Municipality, means the Corporation of the Township of Scugog.

Municipal Law Enforcement Officer, means a Municipal Law Enforcement Officer appointed to enforce the By-Laws of the Township of Scugog;

Owner, with respect to premises, means the registered Owner of the land on which the premises is situated, and includes a trustee acting on behalf of the registered Owner, the estate of the registered Owner and a Person with a leasehold interest in the land;

Person, means any individual, firm, society, association, partnership or corporation.

GENERAL PROVISIONS

Section 1

- 2.1 Every owner and occupant of any building or vacant land within the boundaries of the Municipality shall clear away and remove or cause to be cleared away and removed any snow or ice from such sidewalks on the highway in front of, along side or at the rear of such building or vacant land within twenty-four (24) hours after the accumulation of such snow or ice.
- 2.2 The Municipality may clear away and remove snow or ice from the sidewalk, on a highway in front of, along side or at the rear of any occupied or unoccupied building or vacant land if the owner or occupant fails to do so within the aforementioned twenty-four (24) hours, and the expense of doing so shall be added to the tax roll and collected in the same manner as taxes.

ADMINISTRATION AND ENFORCEMENT

Section 3

- 3.1 This By-Law shall be administered and enforced by the Municipal Law Enforcement Officer.

PENALTIES

Section 4

- 4.1 Every Person who contravenes any provision of this By-Law is guilty of an offence and upon conviction is liable to a fine or penalty for each offence, exclusive of costs as prescribed by the Provincial Offences Act, R.S.O. 1990.

REPEAL OF BY-LAWS

Section 5

- 5.1 That By-Law Number 109-02 is hereby repealed.

SEVERABILITY

Section 6

- 6.1 Notwithstanding that any part, section or sections of this By-Law may be found by any court of law to be invalid in whole or in part, the validity of other sections, paragraphs, clauses or portions of any of them contained in this By-law shall not be affected thereby and are considered to be valid and enforceable.

DATE EFFECTIVE

Section 7

7.1 This By-Law shall come into full force and effect on the day of passing.

Read a First, Second and Third time and finally passed this 14th day of November, 2005.

(Signed) Marilyn Pearce
MAYOR, Marilyn Pearce

(Signed) Kim Coates
CLERK, Kim Coates