

THE CORPORATION TOWN OF MATTAWA

COMMITTEE: BY-LAW DEPARTMENT

CHAIRPERSON: COUNCILLOR L. MICK

DEPT. HEAD: WAYNE P. BELTER

TITLE: SNOW AND ICE REMOVAL BY-LAW

X Draft By-Law Item Policy Recommendation

Mayor D. Backer and Members of Council:

The existing Depositing of Snow or Ice By-Law 92-14 as amended has been in use for 16 years.

As a housekeeping exercise the By-Law has been updated reflecting the powers of the municipality to pass By-Laws and enforcing their provisions as provided under the new Municipal Act, R.S.O., 2001.

The intent and wording of the former Depositing of Snow or Ice By-Law has been kept in tact and the fines and penalties have been kept the same as By-Law 89-36 prescribed.

Recommendation:

That the Town of Mattawa adopts By-Law 08-20 for the Removal of Snow and Ice passed under the Municipal Act, R.S.O. 2001.

Respectfully submitted

Councillor L. Mick

THE CORPORATION OF THE TOWN OF MATTAWA

BY-LAW NO. 08-20

BEING a by-law to prohibit the depositing of snow or ice on any Highway or bridge or street allowance in the Town of Mattawa.

WHEREAS Section 122(1) of the Municipal Act R.S.O. 2001 authorizes municipalities to prohibit the deposit of snow or ice on any Highway or bridge within the limits of a municipality.

AND WHEREAS By-law 89-36 is redundant.

THEREFORE the Council of the Town of Mattawa enacts as follows:

1. No person shall deposit or cause to be deposited any snow or ice upon any portion of any highway or bridge located within the Town of Mattawa.
2. No person shall move snow within the street allowance from one side of the cleared portion of the street allowance intended for vehicular and pedestrian traffic to the other side of the street allowance.
3. No person shall relocate snow within the street allowance in such a manner as to encroach on the cleared portion or the street allowance intended for vehicular or pedestrian traffic, or that would result in the obstruction of the normal visibility of the safe movement of vehicular and pedestrian traffic on the street allowance.
4. This by-law shall apply to the whole of the Corporation of the Town of Mattawa.
5. Any person convicted of any breach of this by-law shall pay a minimum fine of \$50.00 and any subsequent offence not exceeding \$200.00, exclusive of costs and all such penalties shall be recoverable under the Ontario Provincial Offences Act.
6. By-law 89-36 is hereby repealed.

READ, PASSED AND ADOPTED THIS 22nd DAY OF September, 2008



Mayor



Clerk



**THE CORPORATION OF THE TOWN OF MATTAWA – SET FINES
PART 1 – PROVINCIAL OFFENCES ACT**

SNOW AND ICE REMOVAL BY-LAW NO. 08-20

| ITEM | COLUMN 1 Short Form Wording | COLUMN 2 Offence Creating Provision Or Defining Offence | COLUMN 3 Set Fine |
|------|---|---|----------------------|
| 1. | Deposit/cause to deposit snow/ice on any highway/ Bridge within the Town of Mattawa. | 1 | \$55.00 |
| 2. | Unlawfully move snow from one side of street Allowance to the other side. | 2 | \$55.00 |
| 3. | Unlawfully relocate snow from a street in such A manner as to obstruct pedestrian/vehicular traffic. | 3 | \$105.00 |

The penalty provisions for the offences indicated above is section 5 of By-Law No 08-20, a certified copy of which has been filed and s. 61 of the Provincial Offences Act, R.S.O. 1990, c. P. 33".