

BY-LAW NUMBER 243-00

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THE CORPORATION OF THE COUNTY OF BRANT

To require persons to clear snow from sidewalks

WHEREAS Section 210, paragraph 60 of the Municipal Act, R.S.O. 1990, authorizes the municipality to pass a by-law requiring owners or occupants of buildings to clear away and remove snow and ice from the sidewalks on the highways in front of, alongside and at the rear of said buildings;

AND WHEREAS Section 21, paragraph 62 of the Municipal Act, R.S.O. 1990 authorizes the municipality to pass a by-law for clearing away and removing snow and ice from sidewalks on any highway in front of, alongside or at the rear of any building or vacant lot at the owner's expense;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE COUNTY OF BRANT HEREBY ENACTS as follows:

DEFINITIONS

1. "Highway" means a common and public highway;

"Occupant" means the owner of the property or any person found in charge, care and control of a premises;

"Owner" means the person(s) shown by the records in the Land Registry or Land Titles office, to be the owner in fee simple of the property;

"Sidewalk" means the portion of the highway between the curb lines or lateral property lines of a roadway and the adjacent property line, specifically designed and constructed for the use of pedestrians.

REQUIREMENT TO CLEAR SIDEWALKS

2. Every occupant of a building and every owner of a vacant lot shall clear or cause to be cleared and removed, any accumulation of snow and ice, from the sidewalks on the highways in front of, alongside or at the rear of said building or vacant lot.

PENALTY

3. Any person who contravenes any section of this By-law is guilty of an offence and upon conviction is liable to any penalty imposed pursuant to the Provincial Offences Act.

AUTHORITY TO CLEAR SIDEWALK AT OWNER'S EXPENSE

4. Where the occupant of a building or the owner of a vacant lot fail to comply with the provisions of section 2, the municipality may clear away and remove any accumulation of snow or ice at the owner's expense and recover the expense in any manner including the manner provided in Section 326 of the Municipal Act, R.S.O, 1990.

REPEAL

5. That section 3 of By-law Number 96-45 of the former Corporation of the Township of Burford, is hereby repealed.
6. That sections 5.1 and 5.3 of the former Town of Paris By-law are repealed upon resolution of Council, following receipt of Provincial approval of set fines in respect to this by-law.
7. **THAT** this By-law comes into force and takes effect upon passage.

READ a first and second time, this 19th day of December, 2000.

READ a third time and finally passed in Council, this 19th day of December, 2000.

THE CORPORATION OF THE COUNTY OF BRANT

Mayor

Clerk