

THE CORPORATION OF THE TOWNSHIP OF WILMOT

BY-LAW NO. 84 -72

**BY-LAW CONCERNING THE REMOVAL OF
SNOW AND ICE FROM SIDEWALKS AND ROOFS.**

**THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF
THE TOWNSHIP OF WILMOT ENACTS AS FOLLOWS:**

1. For the purpose of this by-law:
 - (a) **“Highway” means a common and public highway and includes a street and a bridge forming part of the highway or on, over or across which a highway passes.**
 - (b) **“Travelled Roadway” means that portion of a highway which includes the pavement of the highway together with any curbs or gravel shoulders contiguous thereto,**
2. The owner or occupant of every occupied building, and the owner of every unoccupied building or vacant land in the Township of Wilmot shall, within twenty-four hours after a snow fall or rain, during the months of October, November, December, January, February, March, and April in each year, clear away and remove all snow and ice from the sidewalks in front on along side of, or at the rear of such building or vacant lands.
3. The owner or occupant of every occupied building, and the owner or occupant of every unoccupied building in the Township of Wilmot containing a roof which slopes towards a sidewalk on a highway in front of, along side of, or at the rear of such building so that the snow may fall from such roof, shall, before the hour of 9:00 o'clock in the forenoon and every day, except Sunday, during the months of October, November, December, January, February, March and April, in each year, remove the snow and ice from the roof of the premises so owned or occupied by him, or her, and every person while removing the same, shall take due and

proper care and precaution for the warning and safety of all persons using such sidewalk or highway.

4. Every person having the charge or care of an church, chapel, school, public hall or other public building, in the Township of Wilmot, shall be deemed to be an occupant thereof for the purpose of this by-law.
5. (a) Subject to subparagraph (b) hereof, no person shall place or cause to be placed any snow or ice on any public sidewalk or travelled roadway.

(b) Where there is no boulevard, no person shall deposit snow or ice in such a manner that it will obstruct drainage to any catchbasin, or obstruct access to any fire hydrant or in any way obstruct the normal passage of motor vehicles on the highway.
6. No person shall remove snow or ice in such a manner which would damage any sidewalk or curb within the Township of Wilmot.
7. Every person who contravenes any of the provisions of this by-law shall, upon conviction thereof, forfeit and pay a penalty not exceeding Two Thousand (\$2000,00) Dollars, exclusive of costs, for each such offence and every such penalty shall be recoverable under the Provincial Offences Act, R.S.O. 1980.
8. In addition to the foregoing penalty, the Township of Wilmot may give notice to the owner of the building or vacant land in question directing him to sidewalks and roof and to remove the snow or ice therefrom as required by this by-law within twenty-four hours;

provided however that if the owner so directed fails or neglects or refuses to comply with such notice, the Township may, at the expiration of the time set out in such notice, cause all the snow and/or ice to be removed and cleaned away from the said sidewalk or sidewalks and roof at the expense of such owner, provided further that the Township may recover the expenses incurred in such removal and cleaning away of snow or ice, for which there will be a minimum charge of one hour for labour and equipment, by commencing an action, or, in like manner as municipal taxes.

9. By-law No. 176 and any other By-law inconsistent with the provisions of this By-law are hereby repealed.

10. This by-law shall take effect on the date of its passage.

PASSED this 5 day of November, 1994.

Mayor

Clerk

I, Grant Swartzentruber, Clerk-Administrator of the Corporation of the Township of Wilmot certify this to be a true and accurate copy of By-Law No. 84-72 duly passed by the Council of the Corporation of the Township of Wilmot on the 5th day of November, 1984.

Clerk Administrator

TOWNSHIP OF WILMOT

BY-LAW 84 - 72

TITLE: BY-LAW CONCERNING THE REMOVAL OF
SNOW AND ICE FROM SIDEWALKS AND
ROOFS

<u>ITEM</u>	<u>COLUMN 1</u>	<u>COLUMN 2</u>	<u>COLUMN 3 (INCLUDING COSTS)</u>
1.	Failing to clear sidewalk (s) within 24 hours after a snowfall.	Section 2	\$23.00
2.	Failing to remove snow and/ or ice from roof sloping toward sidewalk before 9:00 o'clock a.m.	Section 3	\$23.00
3.	Removing snow from roof without due care for persons on sidewalk and highway.	Section 3	\$23.00
4.	Placing snow or ice on sidewalk (s) or travelled roadway.	Section 5 (a)	\$23.00
5.	Depositing snow or ice that will obstruct drainage, fire hydrant access or motor vehicle passage.	Section 5 (b)	\$23.00
6.	Damaging sidewalk or curb.	Section 6	\$23.00

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OF SNOW AND ICE FROM
SIDEWALKS AND ROOFS.

READ A FORST AND SECOND TIME

November 5, 1994

READ A THIRD TIME AND FINALLY
PASSED

November 5, 1984

HANEY, WHITE, OSTNER
ENGLISH, & LINTON
Barristers and Solicitors
Waterloo Ontario

ALO: ct
#000804