

THE TOWN OF SNOW LAKE
BY-LAW NUMBER 807/98

BEING A BY-LAW TO PROHIBIT THE THROWING, PLACING, DUMPING OR DEPOSITING OF SNOW ON OR UPON ANY STREET, PRIVATE OR PUBLIC PROPERTY WITHIN THE TOWN OF SNOW LAKE.

WHEREAS Section 232 of THE MUNICIPAL ACT provides that a by-law may be enacted for municipal purposes, including the safety and protection of people, property, roads, property adjacent to roads and highways and activities of people;

WHEREAS the Council of the Town of Snow Lake considers the throwing, placing, dumping or depositing of snow on or upon any street, private or public property to be a nuisance and obstruction and a danger;

NOW THEREFORE the Council of the Town of Snow Lake enacts as follows:

1. DEFINITIONS

- a) "Owner" includes, but is not limited to, the registered or beneficial owner of property, an occupant, lessee, tenant, mortgagee in possession, and the person in charge of property;
- b) "Person" includes, but is not limited to, an individual, a corporation, a club, an association, or an unincorporated business or body;
- c) "Property" includes, but is not limited to, any grounds, yard, vacant lot, driveway, sidewalk, walkway, land, building, attachment, mobile home, or premises;
- d) "Street" means, but is not limited to, any street, lane highway, road, roadway, bridge, boulevard, square, sidewalk, walkway, or thoroughfare of any nature ordinarily used for vehicular or pedestrian traffic, including the shoulder portion thereof;
- e) "Town" means the Town of Snow Lake.

2. PROHIBITION AGAINST DUMPING OF SNOW

No person, other than the Town, shall throw, move, dump, place, deposit or cause or direct any other person to throw, dump, place or deposit snow on any street, private property or public property within the Town, except on that person's property, or on any property designated by the Town for depositing of snow.

3. PROHIBITION AGAINST OWNER

No owner, other than the Town, shall permit or allow the throwing, moving, removing, dumping, placing or depositing of snow from the owner's property upon any street, private property or public property in the Town, except on any property designated by the Town for the depositing of snow.

4. IMMEDIATE REMOVAL

The owner, other than the Town, of any property in the Town from which any snow has been thrown, moved, removed, dumped, placed or deposited upon any street, private or public property, except for any property designated by the Town for the deposit of snow, shall forthwith remove the same.

5. Default

In default of any provision hereof, such thing required to be done to remedy the default may be done by or under the direction of the Town at the expense of such person or owner, or both, in default of any provision hereunder, and the Town may recover the expenses incurred in doing it by action or the same may be recovered in like manner as municipal taxes.

6. OFFENCE

Every person and/or owner who contravenes any provision of this by-law is guilty of an offence and, upon conviction, is liable to a fine of:

- a) \$100.00 on first offence;
- b) \$250.00 on each subsequent offence;

and costs. Each day that such an offence is committed, or permitted to continue, shall constitute a separate offence and may be punishable as such.

DONE AND PASSED in Council duly assembled in the Town of Snow Lake, in the Province of Manitoba, this 5th day of JANUARY, 1999.

TOWN OF SNOW LAKE

Benny L. Amiel
Mayor

Administrator

READ A FIRST TIME this 15th day of DECEMBER, AD 1998

READ A SECOND TIME this 5th day of JANUARY, AD 1999

READ A THIRD TIME this 5th day of JANUARY, AD 1999