

TOWN OF BIRCH HILLS

BYLAW 12/13

A BYLAW TO CONTROL THE REMOVAL OF SNOW FROM PRIVATE PROPERTY

The Council of the Town of Birch Hills in the Province of Saskatchewan enacts as follows:

1. TITLE

This Bylaw shall be known and may be cited as the Snow Removal Bylaw.

2. PURPOSE

The purpose of this Bylaw is to regulate the removal and/or placement of snow on private property and to prohibit the placement of such snow on roadways, public drainage ditches and public property.

3. DEFINITIONS

Whenever in this bylaw, the following words or terms are used, they shall, unless the text otherwise provides, be held to have the following meanings:

- a) "Public Place" includes all or any part of a street as defined by the *Municipalities Act*, a park, a municipal reserve, environmental reserve, buffer strip, drainage ditch or other property of the Town of Birch Hills;
- b) "Sidewalk" which shall mean a sidewalk within the meaning of the *Municipalities Act*,
- c) "Street" means a street within the meaning of the *Municipalities Act*.

4. REGULATIONS

- a) No person shall push, blade, shovel, blow, place or deposit snow that has accumulated on private property onto any sidewalk, street or public place.
- b) No person shall push, blade, shovel, blow, place or deposit accumulated snow onto private property other than their own.
- c) The owner or occupier of property shall ensure that when clearing or removing snow or ice or other loose debris, that he or she shall refrain from causing injury or unduly interfering with any person lawfully using the sidewalk, street or public place and shall refrain from causing damage to the sidewalks, streets or public places.
- d) The owner or occupier of property shall ensure that snow disposal be undertaken in such a manner that it does not create a hazard or interfere with the use of streets, sidewalks or public places.
- e) If this bylaw is contravened the Town may, by written order, require the owner or occupant to remove the snow or ice or other accumulation from the street, sidewalk or public place, failing which the Town may take whatever actions or measures are necessary to remedy a contravention of the Bylaw, including removal of the accumulation and add to the tax roll any unpaid expenses and costs incurred by the Town of removing the accumulation.

5. ENFORCEMENT

- a) Proceedings to enforce this Bylaw shall be in accordance with the provisions of The Summary Offences Procedure Act, 1990 and amendments thereto.
- b) Any person found guilty of a breach of any of the provisions of this Bylaw shall be liable on summary conviction to the fines as stated below:
 - i) In the case of individual \$100.00 fine
 - ii) In the case of corporation or business \$500.00 fine
 - iii) In addition to any fines the cost of removing the snow from the public place or street will be added to the property taxes of the individual or corporation.

6. COMING INTO FORCE

This bylaw shall come into force and take effect on the date of the final passing thereof.

Mayor

Administrator

Read a third time and adopted
this 17th day of December, 2013.

Administrator

Certified a true copy of
Bylaw 12/13, this 17th day
of December, 2013.

Administrator