

CORPORATION OF THE TOWN OF NEWMARKET

BYLAW NUMBER 1996-38

A BYLAW TO PROVIDE FOR THE REMOVAL OF SNOW AND ICE FROM SIDEWALKS IN THE TOWN OF NEWMARKET.

BE IT ENACTED by the Municipal Council of the Corporation of the Town of Newmarket as follows:

WHEREAS the Municipal Act, R.S.O. 1990, c.M.45 authorizes Municipalities to pass bylaws to provide for the removal of snow from sidewalks:

NOW THEREFORE THE CORPORATION OF THE TOWN OF NEWMARKET ENACTS AS FOLLOWS:

1. In this bylaw:
 - (a) "highway" means any street or highway located within the geographical boundaries of the Town of Newmarket.
 - (b) "Town" means the Corporation of the Town of Newmarket.
 - (c) "sidewalk" means the portion of the road allowance, located between the paved portion of the street and the property line, so constructed for the purpose of transporting pedestrians, up to a maximum width of 2.4 metres, or the actual constructed width, whichever is the lesser.
2. The designated class to which this bylaw applies shall be all owners or occupants of lands or premises in the Town of Newmarket which front or abut on the side of any highway upon which there is a sidewalk.
3. The occupant of every parcel of land or premises which fronts or abuts any highway upon which there is a sidewalk, or in case there is no occupant, the owner or person or persons having control of such land or premises shall, within twenty four hours after any fall of snow, rain or hail shall have ceased, remove or cause to be removed entirely from the portion of the sidewalk opposite such land or premises snow and ice resulting from such fall of snow, rain or hail.
4. For greater certainty, the Provisions of section 3 shall extend

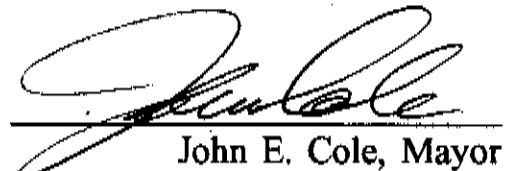
and apply to the occupant, owner, person or persons, as the case may be, of any parcel of land or premises situated at the intersection of two or more highways and to the portion of the sidewalk or sidewalks located on each highway forming the intersection or intersections abutting such parcel of land or premises.

5. No person shall deposit, or cause to be deposited, snow or ice upon a sidewalk or highway.
6. Every person who contravenes any provision of this bylaw is, upon conviction, guilty of an offence and is liable to a fine in the amount provided for by section 61 of the Provincial Offences Act, R.S.O. 1990. c. P.33, or any successor legislation in substitution therefor.

READ A FIRST AND SECOND TIME THIS 18th DAY OF
MARCH , 1996.

READ A THIRD TIME AND FINALLY PASSED THIS 18th DAY
OF MARCH , 1996.




John E. Cole, Mayor


Robert M. Prentice, Town Clerk