

## THE CORPORATION OF THE TOWN OF BLIND RIVER

### BY-LAW NO. 14-63

Being a by-law to amend By-Law No. 1613 for the Corporation of the Town of Blind River which regulates traffic and control obstruction of highways and culverts and/or ditches within the Town of Blind River.

WHEREAS Council is empowered under Section 102 of the Ontario Municipal Act, R.S.O. 1990, as amended, to pass such by-laws and make such regulations for the health, safety, morality and welfare of the inhabitants of the municipality;

AND WHEREAS authority is granted under the Municipal Act, R.S.O. 1990, Section 210 for regulating traffic on the highways and the parking, standing or stopping of vehicles on highways or any part of a highway; and for the removal of snow and ice from sidewalks within the Town of Blind River;

AND WHEREAS authority is granted under Section 314, for prohibiting and regulating the obstructing, encumbering injury or fouling and the prohibiting of throwing, placing or depositing snow, dirt, filth, glass, handbills, paper, rubbish or refuse, or carcass or animals, on any highway or bridge and for prohibiting the obstruction of ditches or culverts upon highways.

NOW THEREFORE the Council of the Corporation of the Town of Blind River ENACTS as follows:

1. By-Law No. 1613 is hereby amended by the following:

**6.0 Delete:** Every person who contravenes any section of this By-Law is guilty of an offence and upon conviction is liable to a fine not to exceed \$5,000.00.

**Add:** Every person who contravenes any section of this By-Law who is witnessed by an Officer or proof is provided is guilty of an offence and upon conviction is liable to a fine not to exceed \$5,000.00.

**Add to:**

1.0(5) and includes the area between the lateral property lines thereof;

**Add:**

5.1 no Person shall throw, place, deposit or push snow across any highway within the Town of Blind River.

1.0(6)(i) "Occupant" means:

- (a) The tenant of the real property or part thereof whose consent shall extend only to the control of the real property of which he is a tenant and any parking spaces allotted to him under his lease or tenancy agreement;
- (b) the spouse of a tenant;
- (c) a Person or a municipality, or a local board thereof, having an interest in the property under an easement or right of way granted to or expropriated by the Person, municipality or local board whose consent shall extend only to the part of the property that is subject to the easement or right of way; and,
- (d) a Person Authorized in writing by an Occupant to act on the Occupant's behalf for requesting the enforcement of this By-law.

1.0(7)(i) "Owner" means:

- (a) the registered owner of the real property;
- (b) the spouse of the Person described in sub-subclause (a)
- (c) a Person Authorized by the Owner to act on the Owner's behalf for requesting the enforcement of this By-law.

1.0(8)(i) "Proof" means:

- (a) any evidence that establishes or helps to establish the truth, validity, quality, etc., of something.
- (b) anything serving as such evidence.
- (c) evidence having probative weight.



1.0(8)(ii) "Snow Removal Contractor" means:

Any Person who carries out, by means of a motorized vehicle, clearing and snow removal for the owner, occupant or person in charge of a private property of a residential, commercial, industrial or institutional nature.

2. This By-Law shall come into force and take effect immediately upon the passing thereof.

By-Law No. 14-63

Read a first, second and third time and passed in Open Council this 20<sup>th</sup> Day of October, 2014.

  
\_\_\_\_\_  
MAYOR  
  
\_\_\_\_\_  
CLERK

CERTIFICATION BY THE CLERK:

I, K. Scott, Clerk Administrator of the Corporation of the Town of Blind River, do hereby certify that the above is a true certified copy of By-Law No. 14-63 which was passed in Open Council on the 20<sup>th</sup> Day of October, 2014.

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K. SCOTT