

CITY OF MELFORT
BYLAW NO. 2013-02

**A BYLAW TO PROVIDE FOR THE REMOVING AND CLEARING OF SNOW, ICE, DIRT
AND OTHER OBSTRUCTIONS FROM THE SIDEWALKS AND PRIVATE PROPERTY
WITHIN CERTAIN SPECIFIED AREAS OF THE CITY**

The Council of the City of Melfort, in the Province of Saskatchewan, enacts as follows:

1. For the purpose of this Bylaw, the words "occupant" and "owner" shall have the meaning given thereto by *The Cities Act*.
2. The Owner and/or the Occupant of every building, lot or parcel of land situated in the area specified in Schedule "A" attached and forming a part of this Bylaw, shall remove down to the hard compacted portion of the surface of the sidewalk all snow, ice, dirt and other obstructions from the sidewalks in front of and about the premises.
3. Sidewalks shall be cleared, as specified in Section 2 above, on business days within 24 hours of a snowfall.
4. A person cleaning a sidewalk or boulevard within the area designated by Schedule "A" is permitted to place snow or ice in the gutter.
5. Except as allowed in Section 4, no person shall deposit or permit, employ or direct any other person to deposit on or in any street or lane within city limits any snow, ice, dirt or other obstruction that has been removed from private property.

Penalties

6. Every person who contravenes any provision of this Bylaw, or fails to comply therewith, or with any notice or order given hereunder, shall be guilty of an offence and liable to a penalty of \$50.00 per offence or incident.
7. (1) Any person convicted of a breach of this Bylaw shall forfeit and pay at the discretion of the Provincial Magistrate or Justice of the Peace having jurisdiction in the City of Melfort the penalties as provided in the Bylaw, and upon default of payment thereof the person convicted may be committed to jail, the guard room of the Royal Canadian Mounted Police, or to a public lockup for any time determined by the provincial Magistrate or Justice of the Peace, not exceeding thirty (30) days, unless the penalty and the costs of committal and conveyance of the person convicted to jail, guard room or lockup, are sooner paid.
 - (2) (a) A violator of this Bylaw, upon being served with a notice or order, may voluntarily pay the penalty prescribed in Section 6 of this Bylaw at the Office of the City Treasurer at City Hall, Melfort, Saskatchewan.
 - (b) Where the Treasurer receives voluntary payment of the prescribed amount, the person receiving the notice of violation shall not be liable to prosecution of the alleged contravention.

- (c) Nothing in this section shall be construed to prevent any person from exercising his right to defend a charge of contravention of this Bylaw.
- (3) (a) Where a person fails to do anything required by this Bylaw, the City of Melfort may, in default of its being done by that person, do the thing at the expense of the person in default, and the City may recover the expenses of doing so with costs by adding the expenses to, and thereby they form part of, the taxes on the land on which or with respect to which the work was done.
- (b) Any persons against whom remedial action is taken pursuant to subsection 3(a) shall also be liable to prosecution for contravention of the Bylaw.

Enactment

- 8. This Bylaw shall come into force and take effect on the date of the final passing thereof.
- 9. Bylaw No. 2007-26 is hereby repealed.

Mayor

City Clerk

INTRODUCED AND READ a first time this 11th day of February, 2013.

READ A SECOND TIME this 11th day of February, 2013.

READ A THIRD TIME AND PASSED this 11th day of February, 2013.

S E A L

CERTIFIED a true copy of Bylaw No. 2013-02 adopted by resolution of Council on the 11th day of February, 2013.

City Clerk

CITY OF MELFORT

SCHEDULE “A”

FORMING PART OF BYLAW NO. 2013-02

<u>STREET</u>	<u>FROM</u>	<u>TO</u>	<u>SIDE</u>
Main Street	Saskatchewan Avenue	McDonald Avenue	Both
Saskatchewan Ave. W.	Main Street	Manitoba Street	North
100 Block Burrows Ave. E.	Main Street	Alberta Street	Both
100 Block Burrows Ave. W.	Main Street	Manitoba Street	Both
100 Block MacLeod Ave. E.	Main Street	Alberta Street	Both (Residences Exempt)
100 Block MacLeod Ave. W.	Main Street	Manitoba Street	Both
100 Block Crawford Ave. E.	Main Street	Alberta Street	Both (Residences Exempt)
100 Block Crawford Ave. W.	Main Street	Manitoba Street	Both
100 Block Stovel Ave. E.	Main Street	Alberta Street	Both (Residences Exempt)
100 Block Stovel Ave. W.	Main Street	Manitoba Street	South (Residences Exempt)
100 Block Bemister Ave. E.	Main Street	Alberta Street	Both (Residences Exempt)
100 Block Bemister Ave. W.	Main Street	Manitoba Street	Both (Residences Exempt)