

THE CORPORATION OF THE TOWNSHIP OF STONE MILLS

BY-LAW NO. 244-2004-PW

**A BY-LAW TO REGULATE AND REQUIRE THE REMOVAL OF ITEMS
OBSTRUCTING, ENCUMBERING, DAMAGING OR SAFETY OF PUBLIC
TRAVEL**

WHEREAS, Section 27 of the Municipal Act 2001, as amended, provides authority for the Council of a Municipality to pass by-laws in respect of a highway under its jurisdiction;

AND WHEREAS, the Township of Stone Mills has authority to require the removal of items obstructing, encumbering, damaging or causing safety hazards for public travel on Municipal Roads and Bridges by the person by whom the same are or were placed or deposited;

AND WHEREAS, the Township of Stone Mills is authorized to recover its expenses from a person who has been directed by the by-law to do something and is in default of it being done which has resulted in the Township of Stone Mills completing the matter or thing;

AND WHEREAS, the Council of the Township of Stone Mills deems it necessary and expedient to pass a by-law regulating and requiring the removal of items obstructing, encumbering, damaging or causing safety hazards for public travel on Municipal Roads and Bridges:

NOW THEREFORE, the Council of the Township of Stone Mills enacts as follows:

1) Definitions:

For the purpose of the By-law,

“road” means the road allowance and includes the surface, grassed area, boulevard, ditch, berm, gutter and any other structure constructed thereon by or with the Municipality’s approval;

“bridge” means a public bridge and includes a bridge forming part of a highway or on, over or across which a highway passes;

“boulevard” means that part of a road which lies between the traveled portion of the road and the property line and save and except any municipal sidewalk;

“Municipal” means the Corporation of the Township of Stone Mills;

“person” means and includes any person, firm or corporation;

2) Regulations:

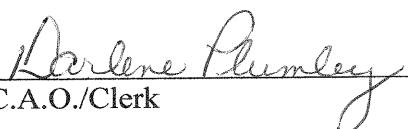
Any person who places or deposits anything calculated to obstruct, interfere or endanger the safety of public travel on any Municipal Road or Bridge shall be required to remove the items placed or deposited. If this person is in default of this removal being done, the matter can be done at the person’s expense by the Municipality and the Municipality may recover its expenses;


3) Penalties:

Any person violating any of the provisions of the By-law shall be guilty of an offence and liable to a fine upon conviction pursuant to the Provincial Offences Act;

4) This By-law shall come into force and take effect on the date of its passing;

Read a first, second and third time and finally passed this 19th day of April , 2004.


C.A.O./Clerk


REEVE