

CORPORATION OF THE TOWN OF HAWKESBURY

By-Law No. 47-89

**A By-law regulating the use and care of
streets and sidewalks within the
Town of Hawkesbury.**

Section 210, paragraph 114 and section 315, paragraph 5 of the Municipal Act, R.S.O. 1980, chapter 302 and amendments thereto.

Whereas the Municipal Council of the Corporation of the Town of Hawkesbury deems it expedient that By-law No. 3059 and By-law No. 6-79 be further repealed and this By-law be substituted therefore.

Now therefore the Municipal Council of the Town of Hawkesbury enacts as follows:

1. By-law No. 3059 and No. 6-79 are hereby repealed and the following substituted therefore.
2. No person shall, unless otherwise authorized by the provisions of this or any other By-law of the Corporation,
 - a) deposit, drop, scatter, spill or throw any filth, earth, ashes, manure, garbage, paper, hand bill, dodger, advertisement, or any vegetable matter, stone, lime, sand, tin, wood, the carcass of any dead animal, fish or fowl, in or upon a street and sidewalk;
 - b) encumber or damage a street and sidewalk by animals, vehicles or other means;
 - c) permit or allow any paper, hand bill, dodger, advertisement or any container, whether made of plastic, cardboard or paper, to be blown from private property on to a street and sidewalk;
 - d) obstruct a drain, gutter or water course along or upon a street and sidewalk;
 - e) place a plank or other material in or over any gutter or ditch for the purpose of making a crossing except for a period of not more than 24 hours;
 - f) walk upon, ride, drive, or load an animal, or move, drive, run or propel a vehicle upon, over or across a newly constructed sidewalk or pavement before it has been opened for use by the public;
 - g) being the operator of a parking station, parking lot, used car lot, automobile service station, or mechanical car wash, permit or allow water used for washing or cleaning a motor vehicle, to escape upon, overflow, or run across or upon a street or sidewalk;
 - h) set fire to any shavings, papers, straw, leaves or any combustible matter on a street, or within 100' of any building providing however that this shall not apply to fires made by tinsmiths, plumbers, and other tradesmen engaged in a trade which requires the use of fire for melting lead or solder, or for boiling tar, pitch, or oil to be used in the construction or repair of a building or a structure or utility situated upon or under a street or sidewalk, but all such fires shall be in charge of a competent person and shall be made in a suitable furnace, burner or container of a portable nature protected in such a manner that no sparks or embers shall be emitted to endanger adjacent property;
 - i) carry fire on a street or sidewalk except in a covered container;

- j) throw, pile, or cause any cordwood, firewood, or construction material to be thrown or piled upon a street, except for the purpose of having it immediately delivered upon adjacent premises, nor shall any person saw or split any cordwood or firewood upon a street or sidewalk or being the owner of cordwood, firewood or construction material which has been thrown or piled on any street or sidewalk, permit it to remain thereon for a longer time than is necessary for its immediate removal to the premises adjacent thereto;
- k) place or expose, or cause any merchandise or articles of any kind, to be placed or exposed upon a street or sidewalk outside of a building so that the same shall project over any part of the street or sidewalk; provided that this subsection shall not prevent the use of part of a sidewalk for not more than 1 hour at any one time for the taking in, or delivery of merchandise or other articles, if sufficient space is left unencumbered for the use of pedestrians, and the merchandise or articles are removed therefrom without unnecessary delay, or prevent the Council from granting written permission to any person to construct platforms across drains, gutters, or water courses on any streets or sidewalk for facilitating the reception or delivery of merchandise or other articles, provided however, the Council may withdraw any permission so granted whenever it is shown that a nuisance has thereby been established;
- l) throw any missile, shoot with, or use, a bow and arrow, air gun, or catapult in, across, or from a street or sidewalk;
- m) sell, without approval of the Council by auction, any real or personal property on a street or sidewalk;
- n) operate or transport any power-driven saw in a street or sidewalk unless the blade thereof is guarded in such a way as to prevent injury to persons and damage to property;
- o) being the owner or occupier of land, allow any part of a tree, shrub, or sapling to extend over or upon any street or sidewalk, so as to interfere with, impede or endanger persons using the street or sidewalk;
- p) move, or cause to be moved a vehicle equipped with cleats, flanges, or tracks on its wheels, or rollers, or any of them, on or along the travelled portion of the roadway or the sidewalk, except by means of a float, trailer, or other similar device, providing that a vehicle is so equipped including a vehicle for the digging and backfilling of trenches, may be moved directly across the travelled portion of the roadway or the sidewalk, if a preventative mat has first been laid on the surface of the portion of the roadway or sidewalk to be crossed, provided however that this subsection shall not apply when a vehicle is operating with the written permission of the Municipal Engineer;
- q) spit on any sidewalk, pavement or in the passages of a stairway or entrance to any public building or any hall, building or place to which the public resort or in any public conveyance;
- r) remove a barricade or notice or enter upon or use a street or sidewalk temporarily closed;
- s) remove or move a barricade, sign or light placed around any excavation in a street or sidewalk;
- t) erect or maintain any gate or door so that the same shall open or swing outward over any part of a sidewalk or street;

- u) move or cause any building or structure to be moved into, along, or across a street without having first obtained a permit from the Corporation Engineer.
- v) obstruct pedestrians or traffic by standing, loitering, walking, anything obstructing, or marching in a group or near to each other upon the streets, highways, lanes, sidewalks, pavements or public places of the Town of Hawkesbury, and by refusing without sufficient excuse to move on when required so to do by any constable or police officer.
- w) affix posters, signs, advertising devices and notices on the poles of the Hawkesbury Hydro-Electric Power Commission and of Bell Canada Limited and on all trees on public or municipal property.
- x) place, deposit or pile any snow in location on Town or private property which will not exceed seven (7) feet in height or in the opinion of the Town Engineer or Chief of Police obstruct, block or impede traffic or vehicles sight lines;

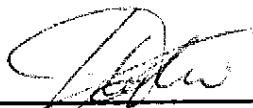
It shall be the responsibility of the owner of land where snow pile or mounds have been accumulated to remove at his own expense upon five (5) days' notice from the Town Engineer or Chief of Police, where the removal of snow piles or mounds is considered necessary by the said Town Engineer or Chief of Police.

In the event of emergency in the opinion of the Town Engineer and of the Chief of Police, such snow mounds or piles may be removed without notice and be placed on the owners abutting lands.

2. Every person who contravenes any provision of this By-law is guilty of an offence and on conviction is liable to a fine of not less than \$ 53.55 and not more than \$ 500.00.

Enacted this 26th day of June 1989.

Town Clerk



Mayor or Reeve

