

The Town of Hay River
Northwest Territories



Bylaw No. 2422
Snow Removal Bylaw

BY-LAW NO. 2422
MUNICIPAL CORPORATION OF THE TOWN OF HAY RIVER

A BY-LAW of the Municipal Corporation of the Town of Hay River in the Northwest Territories, for the regulation and control of snow removal.

PURSUANT TO Sections 70(1)(i) and 72 of the Cities, Towns and Villages Act, S.N.W.T., 2003, c. 22.

WHEREAS the Council of the Municipal Corporation of the Town of Hay River deems it desirable to provide for the regulation and control of snow removal.

NOW, THEREFORE the Council of the Town of Hay River, in regular session duly assembled, hereby enacts as follows:

SHORT TITLE

1. This By-law may be cited as the "Snow Removal Bylaw":

PURPOSE

2. The purpose of this By-law is for the regulation and control of snow removal within the Town.

DEFINITIONS

3. In this By-law, unless the context otherwise requires:

"Obstruct" means to willfully hinder, delay, restrict, interfere, obstruct, prevent, molest, harass, provide false or misleading information, or fails to immediately follow lawful direction from an Officer.

"Officer" means any Bylaw Officer or another person appointed by the Town to enforce bylaws.

"Pedestrian" means a person standing or walking or a foot passenger.

"Person" shall include a corporation, partnership or firm.

"Sidewalk" shall mean that part of a Street primarily intended for use of pedestrians.

"Street" shall include every road, roadway, crescent, cul-de-sac, avenue, boulevard, sidewalk, thoroughfare, bridge and highway within the Town.

"SAO" means the Senior Administrative Officer or Town Manager appointed by Council, or his or her designate;

"Town" shall mean the Town of Hay River.

4. The headings in this by-law are for reference purposes only.

SNOW REMOVAL

Application

5. Within a period of Twenty-Four (24) hours after the end of a rainfall or snowfall that has left the streets covered with snow or ice, the owner or occupier of every premises with any portion of the premises abutting a Town sidewalk, shall remove the snow or ice and take reasonable measures to make the portion of the public sidewalk safe for pedestrians.
6. When an Officer considers that an owner, occupier or person of responsibility has failed to meet the requirement of this section, the owner, occupier or person of responsibility shall be advised that failing immediate improvement of the sidewalk condition, will result in the Town undertaking the necessary work to improve the sidewalk condition and the owner, occupier or person of responsibility will be charged to cover the cost of such work by the Town.
7. In the event of non-payment, the charge will be applied to the abutting property as a special assessment to be recovered in like manner as and with other taxes.
8. No person shall cause any injury to any sidewalk in the Town by striking, picking or cutting the same with any shovel, pick, crowbar or other metal instrument either attached or not to machinery, whether such person is engaged in removing snow or ice from such sidewalk or not.
9. On or before the first day of May in each year, the owner, occupier or person of responsibility of every premises in the Town, shall remove dirt, sand and gravel that has accumulated on any portion of the premises abutting a Town sidewalk during the winter as a result of the sidewalk sanding operations and shall leave the sidewalk at the front thereof in a clean condition.
10. No owners, occupiers or persons of responsibility shall place any snow or ice removed from their premises on the streets, sidewalks or any other public places without explicit authorization by the SAO. If the Town removes unauthorized deposits, the expense incurred shall be chargeable to the person responsible, which shall be in addition to any fine or penalty imposed.
11. No owners, occupiers or persons of responsibility shall place any snow or ice removed from their premises on private property without consent of the owner, occupier or person of responsibility for that property.
12. No person shall obstruct an officer in the performance of the Officer's lawful duties.

Enforcement

13. Every Person who violates a provision of this Bylaw commits an offence and is liable on summary conviction to:

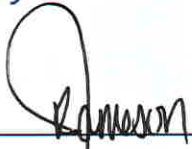
- a. A fine in the maximum amount of one thousand dollars (\$1,000.00); or
- b. A voluntary fine pursuant to the provisions of section 8 of the Northwest Territories Summary of Convictions Act, issued in respect to an offence in the amount specified in Schedule "A" attached hereto and forming part of this bylaw.

14. Where an offence is committed on more than one (1) day, it shall be deemed to be a separate offence for each day on which the offence is committed or continued.

Repeals


15. Bylaw 406 (March 1971) as amended is hereby repealed

READ A FIRST TIME THIS 11th day of *January*, 2021.



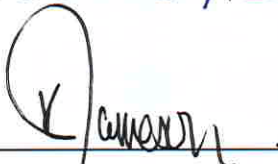
Mayor

READ A SECOND TIME THIS 11th day of *January*, 2021.



Mayor

READ A THIRD AND FINAL TIME THIS 25th day of *January*, 2021.



Mayor

CERTIFIED that this by-law has been made in accordance with the requirements of the Cities, Towns and Villages Act S.N.W.T., c.22, s. 70 and the by-laws of the Municipal Corporation of the Town of Hay River on this 25th day of *January*, 2021.



Senior Administrative Officer

Schedule "A"

Schedule of Fines

OFFENCE	SECTION	1ST OFFENCE	2ND OFFENCE	3RD OFFENCE
Fail to clear snow and/or ice within 24 hours	5	\$100.00	\$200.00	\$300.00
No person shall cause injury or damage to sidewalk	8	\$150.00	\$250.00	\$350.00
Fail to remove dirt, sand and gravel from sidewalk	9	\$100.00	\$200.00	\$300.00
No person shall place snow/ice onto street/sidewalk	10	\$175.00	\$275.00	\$375.00
No person shall place snow/ice onto private property	11	\$175.00	\$275.00	\$375.00
No person shall obstruct an officer	12	\$500.00	\$750.00	COURT

