

**TOWN OF PEACE RIVER  
BYLAW NO. 1834**

**A BYLAW TO REGULATE AND CONTROL THE REMOVAL OF SNOW  
IN THE TOWN OF PEACE RIVER**

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**WHEREAS** the *Municipal Government Act* (RSA 2000 and amendments thereto) authorizes a municipality to pass bylaws respecting the safety, health and welfare of people and the protection of people and property and,

**WHEREAS** the Municipal Council of the Town of Peace River deems it necessary and expedient to enact a bylaw to control and regulate the removal of snow and ice from sidewalks, and awnings, canopies and marquees projecting over any sidewalk, and run off from roof or other drains onto sidewalks;

**NOW THEREFORE** the Municipal Council of the Town of Peace River enacts as follows:

**TITLE**

This bylaw may be cited as the “**Sidewalk Snow Removal Bylaw**”.

**DEFINITIONS**

1. In this bylaw:

- a) “Bylaw Enforcement officer” means a person appointed by the Town of Peace River pursuant to Section 555 of the *Municipal Government Act*, and also a member of the Royal Canadian Mounted Police.
- b) “Bylaw Violation Ticket” means a ticket on a form approved by the Town of Peace River with particulars of an offence.
- c) “Commercial Property” is property defined as commercial in the Land Use Bylaw,
- d) “Council” means the Municipal Council of the Town of Peace River,
- e) “Downtown Commercial Area” means generally, the area bounded as follows:
  - By 95<sup>th</sup> Avenue on the north
  - By the Peace River on the west
  - By 102 Avenue on the south
  - By 101<sup>st</sup> Street on the east
- f) “Holiday” means a “statutory holiday” as defined in the *Interpretation Act* (RSA 2000, as amended).
- g) “Occupant” means any person who occupies or has possession of or use of any land or building within the Town.
- h) “Owner” means any person who has legal title to a property or who possesses property under a purchase agreement or has the control or management of a property.
- i) “Person” means any individual person and includes any association or body corporate, or company or partnership.
- j) “Residential Property” means property defined as residential in the Land Use Bylaw.

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- k) "Roadway" means that part of the street intended for vehicular traffic.
  - l) "Sidewalk" means any paved or improved portion of a street intended for pedestrian traffic and situated on Town owned land.
  - m) "Specified Penalty" means a penalty for a contravention of this Bylaw, as set forth in Schedule "A", attached hereto and forming part of this Bylaw.
  - n) "Street" means a public thoroughfare of the Town, including a sidewalk, which affords a means of access to the land abutting it, and includes a lane.
  - o) "Town" means the Town of Peace River.
  - p) "Violation Ticket" means a ticket issued pursuant to Part II or III of the *Provincial Offences Procedures Act* (RSA 2000 as amended).

### **GENERAL PROVISIONS**

2. Whenever snow or ice is deposited on a sidewalk adjacent to a parcel of land, the owner and/or occupant of the parcel shall remove the snow or ice from the sidewalk within:

Twenty-four (24) hours for commercial property or in the Downtown Commercial Area (Sundays and Holidays excepted).

Forty-eight (48) hours for residential property (Sundays and Holidays excepted).

3. The owner and/or occupant of a property shall cause to be cleaned up any water from melting snow or ice from any awning, canopy, marquee or roof drain and take all necessary measures to ensure that an icy or dangerous situation is not allowed to exist on a street or sidewalk.
4. No person shall deposit snow or ice so as to impede any storm sewer grate access.
5. No person shall deposit snow or ice upon, or within five meters of, any fire hydrant.
6. In the Downtown Commercial Area, snow or ice removed from sidewalks may be placed at the curb line prior to ploughing of the street. Such piles shall not obstruct crosswalks or fire hydrants.
7. In the event of a large accumulation of snow, the Town may, by means of signing twelve (12) hours in advance, order a street or lane to be cleared of vehicles to facilitate snow removal. Vehicles obstructing snow removal after such notice is given may be towed and impounded at the owner's risk and expense.
8. In the event that an owner or occupant of a parcel of land fails or neglects to clear away and remove snow or ice from a sidewalk within the specified period, the Town may cause the snow or ice to be removed from such sidewalk and afterwards add the cost of the work performed (plus a 10% administration fee) to the tax roll of the said parcel of land pursuant to Section 553(1)(g.1) of the *Municipal Government Act*.

### **PENALTIES**

9. A person who contravenes any provision of this bylaw is guilty of an offence.

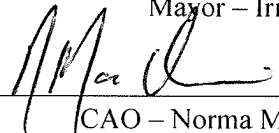
10. A Bylaw Enforcement Officer may, at his/her discretion, issue a Bylaw Violation Ticket where there are reasonable and probable grounds to believe that an offence has occurred under this bylaw.
11. A Bylaw Violation Ticket may be served either personally or by ordinary mail at the last known postal address or address listed on a business license.
12. In lieu of prosecution for the offence, a person to whom a Bylaw Violation Ticket has been issued may pay to the Town the penalty specified on the ticket.
13. Nothing in this bylaw prevents a Bylaw Enforcement Officer from issuing a Violation Ticket under Part II or III, *Provincial Offence Procedures Act* (RSA 2000 as amended).

**EFFECTIVE DATE**

14. This bylaw shall come into full force and effect upon third and final reading thereof.

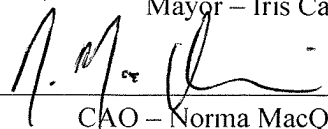
Read a first time this 20 day April 2009 )

  
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Mayor – Iris Callioux

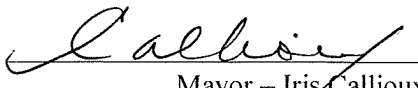
  
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CAO – Norma MacQuarrie

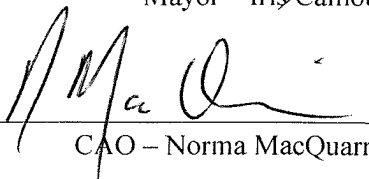
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Mayor – Iris Callioux

  
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CAO – Norma MacQuarrie

Read a third and final time this 25 day May 2009

  
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Mayor – Iris Callioux

  
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CAO – Norma MacQuarrie

SIDEWALK SNOW REMOVAL BYLAW (#1834)

SCHEDULE "A"

SPECIFIED PENALTIES

Fail to remove snow or ice from sidewalk within 24 hours, commercial district .....	\$75.00
Fail to remove snow or ice from sidewalk within 48 hours, residential district .....	\$75.00
Deposit snow or ice to impede storm sewer grate access .....	\$100.00
Deposit snow or ice to impede access to or operation of fire hydrant .....	\$200.00
Deposit snow or ice to obstruct crosswalk .....	\$100.00