

**SIDEWALK CLEANING BYLAW**

A BYLAW OF THE TOWN OF ECKVILLE IN THE PROVINCE OF ALBERTA TO ESTABLISH REGULATIONS FOR THE REMOVAL OF SNOW, ICE, DIRT, DEBRIS, OR OTHER MATERIALS FROM SIDEWALKS.

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**WHEREAS**, pursuant to the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta 2000 and amendments thereto, the Council may pass a bylaw to regulate the removal of snow, ice, dirt and debris from sidewalks.

**NOW THEREFORE**, the Council of the Town of Eckville, in the Province of Alberta, duly assembled hereby enacts as follows:

**(1) Definitions**

“HIGHWAY” means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestle way or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles and includes

- (i) a sidewalk, including a boulevard adjacent to the sidewalk,
  - (ii) if a ditch lies adjacent to and parallel with the roadway, the ditch, and
  - (iii) if a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be,
- but does not include a place declared by regulation not to be a highway;

“OWNER” means that person, firm or corporation registered on the tax roll of the Town of Eckville;

“OCCUPANT” means that person leasing, renting or occupying that property which is described on the tax roll of the Town of Eckville;

“PERSON” means firm, corporation, or individual;

“SIDEWALKS” shall mean any cement, asphalt, or other material walk along the frontage of the property or, where it is a corner site, that portion along the frontage and that portion along the side of the property;

- (2) All persons within the Town owning, controlling, or occupying property that adjoins any sidewalk shall remove or cause to be removed and cleared away all snow, ice, dirt, debris or other materials from that part of any sidewalk adapted to the use of pedestrians, such removal shall be completed within forty-eight (48) hours of the time when the snow, ice, dirt, debris or other material was formed or deposited thereon.
- (3) In default of any person complying with Section (1) above, and in addition to any other remedy available to the Town for non-compliance with this Bylaw, the Town may arrange to have the

sidewalk cleared and any cost thereof shall be paid to the Town upon demand and failing payment, Council may charge the costs against the land as taxes, and recover costs as such.

- (4) No person shall remove snow, ice, dirt, debris or other materials from any sidewalk by causing such material to be placed upon any other portion of the highway, other public place adjacent to such property, or onto private property other than their own.
- (6) No person shall place or allow to be placed upon any highway within the Town any snow, dirt, ice or other substance or obstructions from any place including a Town owned sidewalk, except in circumstances where private property does not feasibly allow it to be so deposited or placed as determined by Town Administration.
- (7) No person shall place or permit to be placed, any snow, ice, dirt, debris or other material removed from the highway or other public places within the Town, onto another highway or other public places within the Town, or onto private property other than their own.
- (8) Every occupant, and in case there is no occupant, the owner of every house, shop, building, church or chapel abutting on or erected within three (3) meters of any highway or public place shall, whenever snow or ice shall accumulate on the roof or eaves of such building to an extent that a danger is created to persons passing, cause the same to be removed at once, and every person while removing the same shall take due and proper care and precaution for the warning and safety of persons passing.
- (9) A person who has an awning extending from a portion of his premises over a sidewalk or highway or portion thereof shall keep the awning free from snow or ice.
- (10) If water drips from an awning upon a sidewalk or highway, the owner or occupier of the premises shall clean the sidewalk or highway portion thereof to prevent ice from forming thereon.
- (11) This Bylaw shall be in effect on the date of the final passing thereof.
- (12) This Bylaw rescinds Bylaw 474/83.

Read a first time this 23<sup>rd</sup> day of April, 2007.

Read a second time this 23<sup>rd</sup> day of April, 2007.

Read a third and final time this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

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Mayor

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Administrator