

The Corporation of the Municipality of South Huron

By-Law 3-2004 as amended

A By-Law that requires owners and occupants of buildings to remove ice and snow

Office Consolidation of By-Laws 3-2004 and 21-2010

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of the Council of the Municipality of South Huron

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## The Corporation of the Municipality of South Huron

### By-Law #3-2004

**“Being a by-law to require owners or occupants of buildings to remove snow and ice”**

**WHEREAS** the Municipal Act, R.S.O. 2001, Section 122 (1) provides that a local municipality may require the owners and occupants of buildings to remove snow and ice from the roofs of buildings and may regulate when and how the removal shall be undertaken; and under Section 122 (2) provides that a local municipality may enter at any reasonable time upon land to remove snow and ice, (a) from the roofs of unoccupied buildings; and (b) from private sidewalks between a highway, including a highway of an upper-tier municipality and the Province of Ontario, and the main entrance of a building; and under Section 122 (3) provides that a municipality may recover the costs under clause (2) (a) incurred by the municipality from the owners of the buildings by action or by adding the costs to the tax roll and collecting them in the same manner as taxes.

**NOW THEREFORE**, Council of the Corporation of the Municipality of South Huron enacts as follows:

1. That all owners or occupants of buildings fronting on Main Street in Exeter **from Gidley Street to Simcoe Street** are required to clear away and remove snow and ice from the sidewalks on Main Street.
2. That all owners or occupants of buildings fronting on Main Street in Exeter **from Gidley Street to Simcoe Street** shall remove snow or ice accumulations from roofs on such buildings if the accumulation of snow or ice overhangs the sidewalk along Main Street and could become a potential hazard to pedestrians.
3. That upon receipt of a complaint from the public, the Municipality shall notify the owner or occupant of a building fronting on Main Street in Exeter **from Gidley Street to Simcoe Street** and require removal of snow or ice accumulations within a twenty-four (24) hour period. Each notification shall be deemed to be a separate occurrence.
4. That if any owner or occupant fails to remove such snow or ice as required under Section 1, 2, and 3 of this by-law, the Municipality may enter at any reasonable time upon such land to remove snow and ice from the roofs of buildings and from the sidewalks that they front, and the cost of doing so shall be recovered from the owners of the buildings by action or by adding the costs to the tax roll and collecting them in the same manner as taxes.

5. That every person who contravenes any provision of this By-Law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act, R.S.O. 1990, c. P33.
6. That this by-law repeals and replaces By-law #41-1981 of the former Town of Exeter and takes effect upon the date of final passing.