

THE CORPORATION OF THE TOWN OF SOUTH BRUCE PENINSULA

BY-LAW NUMBER 151-2008

A By-law to regulate and control the raking, piling or dumping of leaves on the travelled portion of any road in The Town of South Bruce Peninsula

WHEREAS the Municipal Act, 2001 S.O. 2001 c.25 s.8 provides that where the Town is granted authority under the Municipal Act, 2001 to pass a by-law, the Town has the capacity rights, power and privileges of a natural person.

AND WHEREAS the Municipal Act, 2001, S.O c.25 s.9 provides that Sections 8 and 11 of the Municipal Act, 2001 shall be interpreted broadly so as to confirm broad authority on the Town to enable it to govern its affairs as the Council considers appropriately, and to enhance the Town's ability to respond to Municipal issues.

AND WHEREAS the Municipal Act, 2001, S.O. 2001c. 25 s.11 (3) authorizes Municipalities to pass by-laws respecting highways including parking and traffic on highways.

AND WHEREAS the Council of The Corporation of the Town of South Bruce Peninsula feel it necessary to regulate raking, piling and dumping of leaves on the traveled portion of any road in the municipality.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF SOUTH BRUCE PENINSULA ENACTS AS FOLLOWS:

Section 1 Definitions

- (a) "Leaves" means the foliage from any and all forms of plants life.
- (b) "By-Law Enforcement Officer" means a person appointed by Council to enforce this By-Law.

Section 2 Disbursement of leaves

- (a) No person shall rake, blow, throw or pile leaves on any street, walkway or road in the Town of South Bruce Peninsula any time of the day or year.

Section 3 Enforcement

- (a) This by-law shall be enforced by the Municipal Law Enforcement Officer or such other officer as may be appointed by Council from time to time.
- (b) No person(s) shall interfere with an officer while performing their duty pursuant to this by-law.

Section 4 Penalty Section

Any person who contravenes the provisions of this By-Law is guilty of an offence and upon conviction is subject to the penalty set out in Section 61 of the Provincial Offences Act R.S.O Chapter P.33 as amended from time to time.

This by-law shall come into full force and effect on the date of passing.

READ A FIRST and SECOND time this 24th day of November 2008.

Gwen Gilbert MAYOR

Rhonda Cook CLERK

READ a THIRD time and FINALLY PASSED this 24th day of November 2008.

Gwen Gilbert MAYOR

Rhonda Cook CLERK

THE CORPORATION OF THE TOWN OF SOUTH BRUCE PENINSULA
SCHEDULE TO BY-LAW 151-2008

A By-law to Regulate and Control the Raking, Piling or
Dumping of leaves on the traveled portion of any Road in
The Town of South Bruce Peninsula

SET FINE SCHEDULE

ITEM	COLUMN # 1 Short form Wording	COLUMN #2 Offence Creating Provision for Defining Offence	COLUMN # 3 Set fine Including Costs
1.	Rake, blow, throw or piles leaves on any street	Section 2 (a)	\$155.00
2.	Interfere with officer while performing their duties pursuant to this by-law	Section 3 (b)	\$200.00

The penalty provision for the offences indicated above is Section 4 of by-law 151-2008. Certified copy, which has been filed.

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