

# CITY OF PRINCE ALBERT

## BYLAW NO. 9 OF 1992



### Disclaimer:

This consolidation is not an Official Copy of the Bylaw. Amendments have been incorporated solely for research convenience purposes only. Original Bylaw and amendments are available from the City Clerk's Office and must be consulted for purposes of interpretation and application of the law.

**OFFICE CONSOLIDATION**

**CLEAN SIDEWALK BYLAW**

**BYLAW NO. 9 OF 1992**

**Including the Following Amendments:**

**AMENDMENTS**

**DATE PASSED**

Bylaw No. 36 of 1994

March 28, 1994

# CITY OF PRINCE ALBERT BYLAW NO. 9 OF 1992

*A Bylaw of The City of Prince Albert to Provide for the  
Clearing of Obstructions from Sidewalks*

WHEREAS Section 157(n) of The Urban Municipality Act, 1984 provides that Council may compel the removal of obstructions from certain sidewalks;

NOW THEREFORE THE COUNCIL OF THE CITY OF PRINCE ALBERT IN OPEN MEETING ASSEMBLED ENACTS AS FOLLOWS:

## SHORT TITLE

1. This Bylaw may be cited as the "Clean Sidewalk Bylaw."

## OFFENCE

2. (a) Every occupant of a building or a parcel of land within the area designated by Schedule "A" shall remove and clear away all snow, ice, dirt and other obstructions from the sidewalks adjoining the land owned or occupied by them to the removal standard described in Section 3 within 48 hours of accumulation.  
  
(b) Where there is multiple occupancy of a building, each occupant shall be responsible for removing the obstructions from the portion of the sidewalk adjacent to the portion of the building occupied by that person.

### REMOVAL STANDARDS

3. (a) Subject to Subsection (b), all snow, ice, dirt and other obstructions shall be removed and cleared away to the extent that no area of a sidewalk has greater than an 8-centimeter accumulation of the obstruction.
- (b) All snow, ice, dirt and other obstructions on sidewalks adjacent and parallel to Central Avenue shall be cleanly removed.

### OBSTRUCTION DEPOSITED IN GUTTER

4. Any person cleaning a sidewalk within the area designated by Schedule "A" is permitted to place the obstruction in the gutter. This section does not authorize any person to place an obstruction on the boulevard, or to put any material onto a sidewalk and then into the gutter.

### AUTHORITY TO CLEAN

5. Where the Director of Parks and Recreation is of the opinion that a violation of this Bylaw has occurred, that Director is hereby authorized to cause all obstructions to be cleanly removed from the sidewalk affected at the expense of the occupant, whether or not any prosecution for a violation of this Bylaw is undertaken. Such action does not relieve the occupant from liability for prosecution under this Bylaw.
- 5.1 (1) The expenses arising from the removal of obstructions pursuant to Section 5 shall be calculated pursuant to the Custom Work Order Policy and may be recovered in such manner as the Director of Parks and Recreation may deem advisable, with costs:
  - (a) by action against the occupant referred to in Section 2(a) in any court of competent jurisdiction;

- (b) from the occupant referred to in Section 2(a) in the same manner as municipal taxes; or
  - (c) by adding the expenses to, and thereby they form part of, the taxes on the land occupied by the occupant referred to in Section 2(a).
- (2) In this Bylaw, Custom Work Order Policy means the calculation by the Director of Parks and Recreation of the value of work performed by City forces which constitutes the standard charge for all such work performed and which reflects the actual cost to the City of labour, equipment, material used, all applicable taxes plus an administration fee equal to 15 percent of the cost or, if the work is performed on behalf of the City by a contractor, the amount charged for such work plus an administration fee equal to 15 percent of that amount.

*(36/1994, s.1)*

#### TERMS

- 6. All terms, expressions and words in this Bylaw shall, insofar as not inconsistent with this Bylaw, have the same meaning as in The Urban Municipality Act, 1984.
- 7. Bylaw No. 73 of 1981, as amended, is hereby repealed.

8. This Bylaw shall come into force and take effect on, from and after the final passing thereof.

INTRODUCED AND READ A FIRST TIME THIS 3<sup>RD</sup> DAY OF FEBRUARY, A.D. 1992.

READ A SECOND TIME THIS 3<sup>RD</sup> DAY OF FEBRUARY, A.D. 1992.

READ A THIRD TIME AND PASSED THIS 3<sup>RD</sup> DAY OF FEBRUARY, A.D. 1992.

“Gordon M. Kirkby”

MAYOR

“Terry Topping”

CITY CLERK

CITY OF PRINCE ALBERT  
SASKATCHEWAN

SCHEDULE 'A'

Where the heavy black line appears on a street, it indicates the center point of that street. This bylaw applies to the area encircled by the heavy black line.

