

CORPORATION OF THE TOWN OF BLIND RIVER

BY-LAW NO. 1613

Being a by-law to regulate traffic and control obstruction of highways and culverts and/or ditches within the Town of Blind River.

WHEREAS Municipal Council is empowered under Section 102 of the Ontario Municipal Act, R.S.O. 1990, Chapter M45, as amended, to pass such by-laws and make such regulations for the health, safety, morality and welfare of the inhabitants of the municipality; and

WHEREAS authority is granted under the Municipal Act, R.S.O. 1990, Chapter M45, Section 210 paragraph 123 for regulating traffic on the highways and the parking, standing or stopping of vehicles on highways or any part of a highway; and Section 210 paragraph 63 for the removal of snow and ice from sidewalks within the Town of Blind River; and

WHEREAS authority is granted under Section 314, paragraphs 1, 5, 6 for prohibiting and regulating the obstructing, encumbering injury or fouling and the prohibiting of throwing, placing or depositing dirt, filth, glass, handbills, paper, rubbish or refuse, or carcass of animals, on any highway or bridge and for prohibiting the obstruction of ditches or culverts upon highways.

NOW THEREFORE BE IT ENACTED as a by-law of the Corporation of the Town of Blind River as follows:

1.0 DEFINITIONS:

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|-----------------------|---|
| (1) Clerk             | means the Clerk-Administrator of the Town of Blind River,   |
| (2) Corporation       | means the Corporation of the Town of Blind River,   |
| (3) Council           | means the Council of the Corporation of the Town of Blind River,  |
| (4) Driver            | means every person who drives or is in actual physical control of a vehicle,  |
| (5) Highway           | includes a common and public highway, street, avenue, road, place, crescent, parkway, driveway, square, lane, bridge, viaduct or trestle designated and intended for or used by the general public for the passage of vehicles, |
| (6) Motorized Vehicle | means an automobile, truck, motorcycle, motor assisted bicycle, motorized snow vehicle, and any other vehicle propelled or driven otherwise than by muscular power,   |

- (7) Officer means a constable, peace officer of the Town, special constable or other person duly authorized to regulate or direct traffic within the Town,
- (8) Person means any person and includes a corporation and the heirs, executors, administrators or other legal representatives of a person for whom the context can apply according to law,
- (9) Town means the Corporation of the Town of Blind River,
- (10) Vehicle includes motor vehicle, trailer, traction engine, farm tractor, road-building machine and any vehicle drawn, propelled or driven by any kind of power including muscular power but not including the cars of electric or steam railways running only upon rails.
- 2.1 No person shall park or stand a vehicle on any highway within the Town of Blind River in such a manner as to interfere with the movement of traffic or when snow clearing, removal and street cleaning operations are in effect.
- 2.2 A police officer, By-Law Enforcement Officer or an officer appointed for carrying out the provisions of this by-law, upon discovery of any vehicle parked or standing in contravention of this by-law may cause it to be moved or taken to and placed or stored in a suitable place and all costs and charges for removing, care and storage thereof, if any, are a lien upon the vehicle, which may be enforced in the manner provided by Section 52 of the Mechanics' Lien Act, R.S.O. 1980.
- 3.0 The following officers of the Corporation shall have the authority to enforce this By-Law:
- 3.1 By-Law Enforcement Officer,  
3.2 Foreman of Public Works or his Deputy,  
3.3 Clerk-Administrator of the Town of Blind River.
- 4.0 No person shall deposit snow, dirt, filth, glass, handbills, paper, rubbish, refuse or carcass of animals on any highway, bridge, or sidewalk within the Town of Blind River.

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- 5.0 No person shall throw, place or deposit any material that will obstruct the ditches or culverts of any highway within the Town of Blind River.
- 6.0 Every person who contravenes any section of this By-Law is guilty of an offence and upon conviction is liable to a fine not to exceed \$ 5,000.00.
- 7.0 That By-Laws 850 and 1042 as amended, are hereby repealed.
- 8.0 This By-Law shall come into force and take effect on the date of its passing by the Council of the Corporation of the Town of Blind River.

READ A FIRST, SECOND AND THIRD TIME, passed and signed this 16th day of November, 1993.

  
MAYOR

  
CLERK - ADMINISTRATOR