

CITY OF MELVILLE
BYLAW NO. 25/79

**A BYLAW OF THE CITY OF MELVILLE, IN THE PROVINCE OF SASKATCHEWAN,
COMPELLING PERSONS WITHIN SPECIFIED AREAS OF THE CITY TO REMOVE
AND CLEAR AWAY ALL SNOW, ICE, DIRT AND OTHER OBSTRUCTIONS FROM
THE SIDEWALK ADJOINING THE PREMISES OWNED OR OCCUPIED BY THEM**

The Council of the City of Melville enacts as follows:

1. All persons owning and/or occupying premises within the following areas of the City of Melville:
 - (a) On Second Avenue between King Street and Saskatchewan Street;
 - (b) On Third Avenue between King Street and Saskatchewan Street;
 - (c) On Fourth Avenue between the lanes in Block 16 and 22 and the lanes in Blocks 15 and 21, Plan T.286.
 - (d) Main Street between First Avenue and Fifth Avenue;
 - (e) Queen Street between Second Avenue and Fourth Avenue (East Side).
 - (f) Saskatchewan Street between Second Avenue and Third Avenue (East Side);

shall remove and clear away all snow, ice, dirt and other obstructions from the sidewalks adjoining the said premises owned or occupied by them:

- (i) in the case of snow, within 24 hours of any snowfall; and
- (ii) in the case of ice, within 24 hours of any formation and/or any accumulation thereof; and
- (iii) in the case of dirt and/or other obstructions within 24 hours or any other longer period of time permitted by the Melville City Engineer in writing.

2. If any person owning and/or occupying premises within the areas specified in Section 1 (a), (b), (c), (d), (e) or (f) of this bylaw fails or neglects to remove and clear away snow, ice, dirt and other obstructions from the sidewalks adjoining the said premises owned or occupied by him within the applicable time limits set forth in Section 1 (i), (ii) or (iii) hereof preceding, the Council of the City of Melville may authorize said removal and clearing away to be done by any other person at the expense of said owner and/or occupier of said premises and the City of Melville may recover the expense thereof with costs by action or in like manner as municipal taxes.
3.
 - (a) If it should be necessary for any snow, ice, dirt and other obstructions to be removed by the City of Melville under paragraph 2 and 4 hereof preceding, the cost of such removal at the expense of the owner and/or occupier of the said premises shall be \$5.00 for the first twenty-five (25) feet of abutting property or any part thereof and thereafter \$2.50 for each additional twelve and one-half (12 1/2) feet or part thereof. The rates shall be applied to the whole abutting frontage of the property even though the whole abutting footage may not have been cleared.
 - (b) The above rates shall not apply where no general public access exists on the flankage side of the properties.
4. Any person owning and/or occupying premises within any of the areas specified in Section 1 of this bylaw who fails to comply with the provisions of Section 2 of this bylaw shall be guilty of an offence punishable on Summary Conviction and in addition to the penalty prescribed by Section 2 of this Bylaw shall be subject to the penalty prescribed by Section 5 of this bylaw.
5. Any person convicted of a breach of the provisions of this bylaw shall forfeit and pay at the discretion of the convicting Judge of the Magistrate's Court or Justice of the Peace having jurisdiction in the City of Melville, a penalty not exceeding One Hundred Dollars (\$100.00) exclusive of costs and upon default of payment thereof, the person convicted may be committed to a gaol, the guardroom of the Royal Canadian Mounted Police or to a public lockup for any time determined by the said Judge of the Magistrate's Court or Justice of the Peace not exceeding thirty (30) days unless the penalty and costs, including the costs of committal and of the conveyance of the person convicted to the said gaol, guardroom or lockup are sooner paid.
6. Bylaw No. 20/68 of the City of Melville passed on the 23rd day of December A.D. 1968, and Bylaw No. 2/71 of the City of Melville passed on the 1st day of February A.D. 1971 are hereby repealed.

7. This Bylaw shall come into force on the 28th Day of December A.D. 1979.

INTRODUCED and **READ** a First time this 27th Day of December A.D. 1979.

READ ad Second time this 27th Day of December A.D. 1979.

READ a Third time by unanimous vote of all Council members present and **PASSED** this 27th Day of December A.D. 1979 and registered in the Bylaw Register of the City of Melville as Bylaw No. 25/79.

Mayor

City Clerk