

PROPERTY MAINTENANCE

Chapter 645 ICE BOXES AND REFRIGERATORS

Article 1 INTERPRETATION

- 645.1.1 Person - defined
- 645.1.2 Container - defined
- 645.1.3 Refrigerator - defined
- 645.1.4 Within a dwelling - defined

Article 2 UNUSED - REFRIGERATOR CONTAINER

- 645.2.1 Locks - doors - to be removed

Article 3 ABANDONMENT

- 645.3.1 Exceptions - delivery - display - exhibit
- 645.3.2 Exceptions - within dwelling - other containers
- 645.3.3 Upon lands and premises of another

Article 4 ENFORCEMENT

- 645.4.1 Fine - for contravention
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**Article 1
INTERPRETATION**

645.1.1 Person - defined

“person” includes a firm or corporation;

645.1.2 Container - defined

“container” means a trunk, suitcase, cupboard, chest or box and, in this case, any fixture or appliance that has a box or chest therein;

645.1.3 Refrigerator - defined

“refrigerator” means an ice box, a freezer or a cooler;

645.1.4 Within a dwelling - defined

“within a dwelling” does not include within or on a porch or verandah, yard, curtilage or accessory building.

**Article 2
UNUSED - REFRIGERATOR CONTAINER**

645.2.1 Locks - doors - to be removed

No person shall leave, keep or permit upon any lands or in or upon any premises occupied by such person or under his/her control any refrigerator or container not then being used for the purpose for which it was manufactured or produced, without first removing all locks and doors therefrom and taking such other adequate precautionary measures as may be necessary to prevent any person from being trapped in such refrigerator or container or any part thereof.

**Article 3
ABANDONMENT**

645.3.1 Exceptions - delivery - display - exhibit

Section 645.2.1 of this Chapter shall not apply where a refrigerator or other container:

- (a) is being delivered by a manufacturer or dealer in such goods; or
 - (b) is being stored, or displayed for sale by a manufacturer of or dealer in such goods within a building partly or wholly occupied by or under the control of the said manufacturer or dealer;
- or

- (c) is being exhibited at an agricultural, horticultural, industrial or sporting exhibition or fair, when a supervisor, in the person of the exhibitor or a person acting as his/her or its duly authorized agent, are in attendance at the location of the said exhibit or, in the alternative, all doors on all refrigerators or other containers so exhibited are rendered incapable of being opened from the outside; provided that in all the exceptions under this Section and in addition to any specific requirement set out therein, adequate precautions are taken to prevent any person being trapped in such refrigerator or other container.

645.3.2 Exceptions - within dwelling - other containers

Section 645.2.1 does not apply:

- (a) to a refrigerator or container stored by the owner thereof within the dwelling in which he resides;
- (b) to a container which is a suitcase, chest or trunk if such container is securely locked or stored in a locked closet or storage area or other adequate precautionary measures are taken to prevent any person from being trapped therein.

645.3.3 Upon lands and premises of another

No person, persons or corporation shall dispose of or abandon upon any lands or premises of another in any place accessible to children any refrigerator or similar container unless all the locks and doors thereon have been first removed. By-law 87-178, 17 August, 1987.

**Article 4
ENFORCEMENT**

645.4.1 Fine - for contravention

Every person who contravenes any provision of this Chapter is guilty of an offence and is liable, upon conviction, to a fine not exceeding Five Thousand Dollars (\$5,000), exclusive of costs, for each offence, recoverable under the *Provincial Offences Act*. By-law 87-178, 17 August, 1987; By-law 2007-166, 17 September, 2007.