

# **PROPERTY MAINTENANCE**

## **Chapter 687**

### **SNOW AND ICE**

#### **Removal from roofs and sidewalks**

##### **Article 1**

##### **DUTY OF OWNER**

- 687.1.1 Roof - removal of snow - within 24 hours
- 687.1.2 Sidewalk - removal of snow - within 24 hours

##### **Article 2**

##### **REMOVAL BY CITY**

- 687.2.1 Default - of owner
- 687.2.2 Default - unoccupied building
- 687.2.3 Default - sidewalk
- 687.2.4 Expense - recoverable as municipal taxes

##### **Article 3**

##### **PEDESTRIAN TRAFFIC - IMPEDING**

- 687.3.1 Placing - snow - ice - on sidewalk
- 687.3.2 Exception - ordinary operations - snow removal

##### **Article 4**

##### **ENFORCEMENT**

- 687.4.1 Fine - for contravention

---

WHEREAS Sections 687.2.2 and 687.2.3 provide a time limit for clearance within twenty-four hours after the cessation of a snowfall;

AND WHEREAS *it is hereby set forth as policy that no action shall be taken by the Director of Enforcement under Sections 687.2.2 and 687.2.3 hereof if the failure to comply is a first time occurrence for the particular snow season and that the offender shall be given an additional twenty-four hours to that prescribed in the said Sections within which the snow must be removed.*

### **Article 1 DUTY OF OWNER**

#### **687.1.1 Roof - removal of snow - within 24 hours**

Every owner or occupant of a building on premises adjoining a highway in the City shall, if the roof of such building slopes towards such highway so that snow and ice may fall from such roof thereon, clear away and remove the snow and ice from such roof within twenty-four hours after the cessation of a snowfall, and every person, while clearing away and removing such snow and ice, shall take reasonable care to keep passersby and any other affected persons safe therefrom.

#### **687.1.2 Sidewalk - removal of snow - within 24 hours**

Every owner or occupant of a building on premises adjoining a highway in the City shall clear away and remove the snow and ice from the sidewalks on such highway in front of, alongside or at the rear of such building within twenty-four hours after the cessation of a snowfall. By-law 87-171, 17 August, 1987.

### **Article 2 REMOVAL BY CITY**

#### **687.2.1 Default - of owner**

In default of removal of snow and ice as provided in Sections 687.1.1 and 687.1.2, the Director of Enforcement is authorized to procure the clearing and removal of same at the expense of the owner and the cost of so doing shall be recovered in like manner as municipal taxes pursuant to the provisions of the *Municipal Act, 2001*.

#### **687.2.2 Default - unoccupied building**

If the roof of an unoccupied building on premises adjoining a highway in the City slopes towards such highway so that snow and ice may fall from such roof thereon and such snow and ice are not cleared away and removed therefrom within twenty-four hours after the cessation of a snowfall, such snow and ice may be cleared away and removed or caused to be cleared away and removed at the expense of the owner of such building and the Director of Enforcement is authorized to procure the same to be done.

**687.2.3 Default - sidewalk**

If snow and ice are not cleared away and removed from the sidewalks on any highway in front of, alongside or at the rear of an unoccupied building or vacant land in the City within twenty-four hours after the cessation of a snow-fall, such snow and ice may be cleared away and removed at the expense of the owner of such unoccupied building or vacant land and the Director of Enforcement is authorized to procure the same to be done. By-law 87-171, 17 August, 1987; By-law 97-140, 15 September, 1997; By-law 2001-233, 10 December, 2001.

**687.2.4 Expense - recoverable as municipal taxes**

The expense incurred in clearing away and removing snow and ice, as is provided in Sections 687.2.2 and 687.2.3, shall be recovered from the owner in like manner as municipal taxes pursuant to the provisions of the *Municipal Act, 2001*.

**Article 3****PEDESTRIAN TRAFFIC - IMPEDING****687.3.1 Placing - snow - ice - on sidewalk**

No person shall move or place any snow or ice onto any sidewalk in the City so as to impede pedestrian traffic thereon. By-law 87-171, 17 August, 1987.

**687.3.2 Exception - ordinary operations - snow removal**

Nothing in Section 687.3.1 affects the ordinary operations of the Community Services Department. By-law 87-171, 17 August, 1987; By-law 2001-224, 26 November, 2001.

**Article 4****ENFORCEMENT****687.4.1 Fine - for contravention**

Every person who contravenes any provision of this Chapter shall be 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 87-171, 17 August, 1987; By-law 2007-166, 17 September, 2007.