

The Corporation of the City of North Bay

By-Law No. 2019-85

**Being a By-law to Amend the City of North Bay Snow Deposit
By-law No. 31-96**

Whereas section 9 of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under that Act or any other Act;

And whereas section 10(1) of the *Municipal Act, 2001* provides that a single-tier municipality may provide any service or thing that the municipality considers necessary or desirable for the public;

And whereas section 10(2) of the *Municipal Act, 2001* provides that a single-tier municipality may pass by-laws respecting: in paragraph 5, social and environmental well-being of the municipality; in paragraph 6, health, safety and well-being of persons; in paragraph 7, services and things that the municipality is authorized to provide under section 10(1); in paragraph 8, protection of persons and property; and in paragraph 10, structures, including signs;

And whereas it is deemed expedient to regulate or prohibit depositing of snow on any highway or bridge within the limits of the City of North Bay;

And whereas Resolution No. 2019-396 was passed by Council at its Regular Meeting held on Tuesday October 8th, 2019 to authorize amendments to the Snow Deposit By-law No. 31-96;

Now therefore the Council of the Corporation of the City of North Bay hereby enacts as follows:

1. That Section 1 to the Snow Deposit By-law No. 31-96 is hereby amended by deleting Section 1 in its entirety and replacing it as follows:

“No person shall deposit or cause to be deposited any snow or ice upon any portion of any highway, sidewalk, or bridge located within the territorial limits of the Corporation of the City of North Bay.”

2. That Section 2 to the Snow Deposit By-law No. 31-96 is hereby amended by deleting Section 2 in its entirety and replacing it as follows

“No person shall move snow within the street allowance from one side of the roadway to the other side of the roadway, including hauling or pushing snow from one side of the roadway, ditch or boulevard to the other side of the roadway, ditch or boulevard.”

3. That Section 3 to the Snow Deposit By-law 31-96 is hereby amended by deleting Section 3 in its entirety and replacing it as follows:

“No person shall relocate snow within the street allowance in such a manner as to encroach on the portion of the street allowance intended for vehicular and pedestrian traffic, or that would result in the obstruction of normal visibility of the safe movement of vehicular and pedestrian traffic on the street allowance.”

4. That this By-law comes into effect upon being passed.

Read a First Time in Open Council this 22nd day of October, 2019.

Read a Second Time in Open Council this 22nd day of October, 2019.

Read a Third Time in Open Council and Enacted and Passed this 22nd day of October, 2019.

Mayor Allan McDonald

City Clerk Karen McIsaac