



TOWN OF MANNING, ALBERTA

BYLAW #875-20

SNOW REMOVAL BYLAW

A By-law of the Town of Manning, in the Province of Alberta to regulate and abate control of sidewalk snow removal pursuant to the provisions of the Municipal Government Act, Chapter M26, Revised Statutes of Alberta 2006.

WHEREAS Section 7 (a), (c) of the Municipal Government Act, Revised Statutes of Alberta 2000, Chapter M-26 as amended (hereinafter referred to as the "Act") allows a Council to pass a bylaw respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS the Municipal Council of the Town of Manning deems it necessary and expedient to enact a bylaw to control and regulate the removal of snow and ice from sidewalks, and awnings, canopies and marquees projecting over any sidewalk, and run off from roof and other drains onto sidewalks;

NOW THEREFORE PURSUANT to the provisions of the Municipal Government Act, Chapter M26, the Council of the Town of Manning, Alberta, in regular session duly assembled, enacts as follows:

SEVERABILITY

If any provision of this by-law is declared invalid because of any word, phrase, clause, sentence, paragraph or section of this by-law or any documents which form part of the by-law or an application thereof to any person or circumstance is declared invalid, the remaining provisions shall not be affected thereby, but shall remain in force.

SECTION 1 - SHORT TITLE:

- 1.1 This Bylaw may be cited as the "Snow Removal Bylaw"

SECTION 2 - DEFINITIONS:

- 2.1 "Bylaw Enforcement Officer" means a person appointed by the Town of Manning pursuant to Section 555 of the Municipal Government Act, and also a member of the Royal Canadian Mounted Police.
- 2.2 "Commercial Property" is property defined as commercial in the Land Use Bylaw.
- 2.3 "Council" means the Municipal Council of the Town of Manning.
- 2.4 "Occupant" means any person who occupies or has possession of or use of any land or building within the Town.
- 2.5 "Owner" means any person who has legal title to a property or who possesses property under a purchase agreement or has the control or management of a property.
- 2.6 "Person" means any individual person and includes any association or body corporation, or company or partnership.
- 2.7 "Residential Property" means property defined as residential in the Land Use Bylaw.
- 2.8 "Roadway" means that part of the street intended for vehicular traffic.

- 2.9. "Sidewalk" means any paved or improved portion of a street intended for pedestrian traffic and situated on Town owned land.
- 2.10. "Street" means a public thoroughfare of the Town, including a sidewalk, which affords a means of access to the land abutting it, and includes a lane or alley.
- 2.11 "Town" means the Town of Manning

SECTION 3 - SNOW REMOVAL:

- 3.1 At all times the removal of snow from private property, up to and including approaches or driveways, shall be the responsibility of the property owner, business person and/or occupant.
- 3.2 Snow control in the Town of Manning is provided by Public Works and supplemented with private sector equipment if necessary. During snow emergencies and major storms, snow control services operate 24 hours a day, seven days a week.
- 3.3 Whenever snow or ice is deposited on a sidewalk adjacent to a parcel of land, the owner and/or occupant of the parcel shall remove the snow or ice from the sidewalk within:
- (a) Twenty-four (24) hours for commercial property or Commercial Areas (Sundays and Holidays excepted).
 - (b) Forty-eight (48) hours for residential property (Sundays and Holidays excepted).
- 3.4 In the event of a large accumulation of snow, the Town may, by means of signing twelve (12) hours in advance, order a street or lane to be cleared of vehicles to facilitate snow removal. Vehicle obstructing snow removal after such notice is given may be towed and impounded at the owner's risk and expense.
- 3.5 The owner and/or occupant of a property shall cause to be cleaned up any water from melting snow or ice from any awning, canopy marquee or roof drain and take all necessary measures to ensure that an icy or dangerous situation is not allowed to exist on a street or sidewalk.
- 3.6 No person, property owner and/or occupant shall deposit snow or ice upon, or within five meters of any fire hydrant.
- 3.7 At no time shall any property owner, business person and/or occupant allow snow from his/her property to be removed and deposited on Town property other than those areas, as determined by the Public Works Foreman, as snow dump areas. Town property includes streets, sidewalks, alleys, ditches, lanes and lots.
- 3.8 Sidewalks in the Town of Manning shall be kept free from snow, ice and dirt by the occupants of properties fronting or abutting thereon, and if any such occupant makes default in removing any snow, ice or dirt removable by him, any expenses incurred by the Town in so doing may be recovered by distress against the goods and chattels of the occupant, in the same manner as if such expenses were taxes levied pursuant to the Municipal Government Act as so recoverable.
- 3.9 At no time shall a property owner, business owner and/or occupant accumulate snow in such a manner that it will interfere with safe travel on Town streets, alleys, lanes or sidewalks.
- 3.10 In the event of a very large snowfall, snow may be piled on both sides of the street and the removal schedule will be at the discretion of the Public Works Foreman or designate. The Town will not be responsible for damage caused to (but not limited to) unmarked retaining walls and sprinkler systems. The Town

will not be responsible for damage done to rubber mats, curb grates and any other materials at the driveway curb that have not been removed for the winter.

SECTION 4 - PENALTIES

Failure to comply with this bylaw shall constitute a breach is guilty of an offence:

- 4.1 Where the Bylaw Officer finds that walks have not been adequately maintained, a written notice will be issued advising as to what action is required, and providing a period of not less than 24 hours to take action.
- 4.2 In the event that an owner or occupant of a parcel of land fails or neglects to clear away and remove snow and ice from a sidewalk within the specified period, the Town may be caused to have snow or ice to be removed from such sidewalks and afterwards a fine from Schedule "A" will be sent to the landowner and if said fine is not paid within 30 days of issue, then the fine will be applied to the tax roll of the parcel of land pursuant to Section 553(1)(g.1) of the Municipal Government Act.

SECTION 5 - ENFORCEMENT

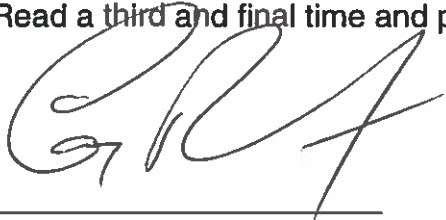
- 5.1 A Bylaw Enforcement Officer or CAO may, at his/her discretion, issue a written letter where there are reasonable and probable grounds to believe that an offence as occurred under this bylaw.

Read a first time this 26 day of FEBRUARY 2020.

Read a second time this 26 day of FEBRUARY 2020.

Given unanimous consent for third reading this 26 day of FEBRUARY 2020.

Read a third and final time and passed this 26 day of FEBRUARY 2020.



MAYOR



Chief Administrative Officer

SCHEDULE "A"

SIDEWALK SNOW REMOVAL BYLAW 875-20

OFFENCE	FINE
Failure to remove snow or ice from sidewalk within 24 hours – Commercial District	\$75.00
Failure to remove snow or ice from sidewalk within 48 hours – Residential District	\$75.00
Deposit snow or ice to impede storm sewer grate access	\$100.00
Deposit snow or ice to impede access to or operation of Fire Hydrant	\$200.00
Deposit snow or ice to obstruct crosswalk	\$100.00