

CORPORATION OF THE TOWNSHIP OF WESTMEATH

BY-LAW NUMBER 86-23

A BY-LAW PROHIBITING THE OBSTRUCTING, ENCUMBERING, AND INJURING OR FOULING OF HIGHWAYS, AND PROHIBITING THE THROWING, PLACING OR DEPOSITING OF DIRT, FILTH, GLASS, HANDBILLS, OR OTHER RUBBISH AND REFUSE OR THE CARCASS OF ANY ANIMAL ON ANY HIGHWAY OR BRIDGE.

WHEREAS Section 315, sub-section 1, of the Municipal Act, R.S.O. 1980, chapter 302, authorizes a municipality to pass a by-law prohibiting or regulating the obstructing, encumbering, injuring or fouling of highways or bridges;

AND WHEREAS the Municipal Council of the Corporation of the Township of Westmeath deems it advisable to enact a by-law pursuant to the said section;

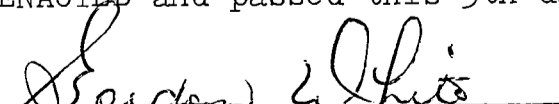
AND WHEREAS sub-section 5 of section 315 of the Municipal Act further authorizes a municipality to pass by-laws prohibiting the throwing, placing or depositing of dirt, filth, glass, handbills, paper or other rubbish or refuse or the carcass of any animal on any highway or bridge;


AND WHEREAS Section 325 of the Municipal Act, R.S.O. 1980 chapter 302, provides that where a Council has authority to direct or regulate by by-law, or otherwise, that any matter or thing be done, the Council may by the same by-law direct that, in default of its being done by the person directed or required to do it such matter or thing shall be done at his expense and the Corporation may recover the expense incurred in doing it by action, or the same may be recovered in like manner as in municipal taxes.

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CORPORATION OF THE TOWNSHIP OF WESTMEATH ENACTS AS FOLLOWS:

1. No person, firm or corporation shall either place or deposit any dirt, filth, glass, handbills, paper, waste material, garbage, or other refuse or rubbish or the carcass of any animal on any highway or bridge within the Township of Westmeath unless the same is deposited in a receptacle placed upon the highway by the municipal authorities, or unless the same is placed in containers for the purpose of being taken away.
2. No person, firm or corporation shall obstruct or encumber any highway or bridge in the Township of Westmeath by placing thereon any waste material, snow, or other refuse or rubbish, and anyone doing so shall immediately remove the same at the request of the road superintendent.
3. Any person who contravenes any terms of this by-law shall pay a fine not less than THREE HUNDRED DOLLARS (\$ 300.00) and not more than ONE THOUSAND DOLLARS (\$ 1,000.00), exclusive of costs, and all penalties shall be recoverable under the Provincial Offences Act.
4. When a person refuses to remove an obstruction or an encumbrance from any highway or bridge when requested to do so by the road superintendent then such removal may be made at the instance of the Corporation and the costs of such removal and the expenses incurred by the Corporation in doing it may be recovered by action taken by the Corporation, or such costs or expenses may be recovered by the Corporation in like manner as municipal taxes.

ENACTED and passed this 5th day of November, 1986 :

  
Reeve

  
Clerk

CORPORATION OF THE TOWNSHIP OF WESTMEATH

BY-LAW 86-23,  
as amended

: TITLE: Prohibit the fouling of  
Highways with Refuse

ITEM	COLUMN 1	COLUMN 2	COLUMN 3
1.	Causing rubbish or other refuse to be placed upon a highway	Section 1	\$103.75
2.	Obstructing any highway with waste material or other refuse	Section 2	\$103.75

NOTE: The penalty provision for the offences indicated above are is Section 3 of By-Law 86-23, as amended by By-Law 87-10. A certified copy of both by-laws have been filed.