

THE CORPORATION OF THE MUNICIPALITY OF NEEBING

BY-LAW NUMBER 616-2002

Being a by-law prohibiting the obstructing of highways and bridges in the Municipality of Neebing.

WHEREAS 314(1) of Section 314 of the Municipal Act, R.S.O. 1990, c M45, as amended, provides that By-laws may be passed by the Councils of Municipalities prohibiting or regulating the obstructing, encumbering, injuring or fouling of highways, roads or bridges;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF NEEBING enacts as follows:

1. No person shall obstruct or encumber any portion of any highway or road (including the road allowance) or bridge in and under the jurisdiction of The Corporation of the Municipality of Neebing by depositing or placing thereon any matter or thing whatsoever, including, without restricting the generality of the foregoing, any snow, dirt, ashes, glass, nails, rubbish, garbage, wood, equipment or machinery.
2. This by-law shall not apply to the obstruction or encumbrance of any such highway, road or bridge if such obstruction or encumbrance is necessary and incidental to the construction or repair of such highway, road or bridge or to the construction or repair of any public utility lines or equipment by any persons duly authorized to perform such construction or repair or to the obstruction or encumbrance of any such highway, road or bridge necessary and incidental to construction work being carried on upon land adjacent to or on such highway, road or bridge, provided that such obstruction is duly authorized by the Road Authority, or if such obstruction or encumbrance is equipment or machinery being transported (or moved under its own power) to another location and is creating no damage whatsoever to the highways, roads or bridges.
3. Any person convicted of a breach of any of the provisions of this By-law shall forfeit and pay, at the discretion of the convicting Judge, a penalty not exceeding the sum of ONE THOUSAND (\$1,000.00) DOLLARS exclusive of costs, for each offence. A penalty and costs to be recoverable under the provisions of the Provincial Offences Act and amendments thereof.
4. This By-law shall come into force and take effect upon the final passing thereof and any by-laws inconsistent with this shall be deemed to be rescinded.

ENACTED AND PASSED this 2<sup>nd</sup> day of October, 2002, as witnessed by the Corporate Seal of the Municipality and the hands of its proper officers duly authorized in that behalf.'

THE CORPORATION OF THE  
MUNICIPALITY OF NEEBING

  
R. J. Reynolds  
Mayor

Kevin J. Smith  
Clerk

Read for a first time this 2<sup>nd</sup> day of October 2002.  
Read for a second time this 2<sup>nd</sup> day of October, 2002.  
Read for a third time and finally passed this 2<sup>nd</sup> day of October 2002.