

**CONSOLIDATED COPY**

**September 14, 2023**

**CITY OF MEADOW LAKE**

**SNOW REMOVAL BYLAW**

**BYLAW NO. 07/2022**

with amendments up to and including Bylaw No. 09/2023 passed September 11, 2023.

by City Council.

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**NOTE:**

**All persons making use of this consolidation are reminded that this document has no legal status, that the amendments have been embodied for convenience of reference, and that the original bylaws should be consulted for all purposes of interpretation and application of the law. Red highlighted entries indicate the most recent amendments to the bylaw.**

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**CITY OF MEADOW LAKE  
BYLAW NO. 07/2022  
SNOW REMOVAL BYLAW**

A BYLAW OF THE CITY OF MEADOW LAKE TO REGULATE THE CLEARING OF SNOW, ICE AND DEBRIS FROM PRIVATE PROPERTY, PUBLIC SIDEWALKS, AND ROADWAYS.

WHEREAS Section 8 of *The Cities Act* grants a city the power to pass any bylaw for city purposes that it considered expedient for matters including those respecting the safety, health and welfare of people traveling and the management of streets and roads;

NOW THEREFORE the Council of the City of Meadow Lake, in the Province of Saskatchewan, in open meeting hereby enacts as follows:

PART I - INTRODUCTION

1. **Title**  
This Bylaw shall be known and may be cited as the Snow Removal Bylaw.
2. **Purpose**  
The purpose of this Bylaw is to establish the responsibilities of the City and residents for snow removal, to facilitate the safe passage of pedestrians and motorists, and to prevent damage to public property. The snow removal procedures of the City are further detailed in the City's Snow Removal Policy.
3. **Definitions**  
Whenever in this bylaw, the following words or terms are used, they shall, unless the text otherwise provides, be held to have the following meanings:
  - a) "Adjacent" means next to or alongside.
  - b) "City" means the City of Meadow Lake.
  - c) "City Manager" means the person appointed as the City Manager and Chief Administrative Officer for the City of Meadow Lake and includes any duly authorized representative or designate of such person.
  - d) "Debris" includes glass, loose dirt, mud or organic material likely to interfere with pedestrian traffic;
  - e) "Designated Official" means a person designated by the City Manager or Council to inspect and enforce bylaws pursuant to *The Cities Act* or the Bylaw Enforcement Officer Bylaw, or a peace officer.
  - f) "Occupant" means any person inhabiting or occupying a building of any use, whether residential or commercial.
  - g) "Owner" means a person who has any right, title, estate, or interest in a property.
  - h) "Public Works Manager" means the person appointed as the Public Works Manager for the City of Meadow Lake and includes any duly authorized representative or designate of such person.
  - i) "Municipal Property" means a park, municipal reserve, buffer strip, environmental reserve, utility parcel, drainage ditch, or other parcel of land maintained by the municipality.
  - j) "Roadway" means that part of a street adapted to the use of or ordinarily used by vehicles;

- k) "Sidewalk" means the public pathways, paved or otherwise, **intended primarily for use by the general public for pedestrian traffic, including those along streets and walking paths.**
- l) "Street" means a street as defined in *The Cities Act*.

## PART II - REGULATIONS

### 4. **Snow Removal Generally**

- a) No person shall place any snow, ice, dirt or other **debris or obstruction** shoveled, swept or cleaned from private property onto any street, sidewalk, or municipal property.
- b) No person shall move snow, ice, **dirt**, or other **debris or obstruction** onto any neighboring private property.
- c) Each owner and occupant of property shall ensure that when clearing or removing snow or ice or other loose debris, they shall refrain from causing injury or unduly interfering with any person lawfully using the sidewalk, street or municipal property and shall refrain from causing damage to the sidewalks, streets, or municipal property.
- d) Each owner and occupant of property shall ensure that snow disposal be undertaken in such a manner that it does not create a hazard or interfere with the use of streets, sidewalks or municipal property.
- e) No person shall deposit, store or stockpile snow on private property in a manner which is deemed by the Designated Official to be unsafe for motorists or pedestrians, including stockpiling snow within a sight triangle at intersections.

### 5. **Sidewalks**

- a) **To avoid a large accumulation of snow on the street, any snow removed off the sidewalk is to be placed on the owner's adjacent private property.**
- b) **Where there is no ability to remove snow onto private property, the City or any contractors hired by the City for this purpose, may push snow from the sidewalks into the street provided it does not create a hazard or interfere with the use of the roadway and is removed promptly thereafter.**
- c) **No owner or occupant shall have water drain from their property in a manner that creates ice buildup on a sidewalk such that the ice becomes a hazard to pedestrians.**
- d) **No person shall lay an extension cord across or otherwise obstruct a sidewalk.**
- e) **Where a sidewalk exists, each property Owner and Occupant is responsible for sidewalk snow removal adjacent to their property to the standards indicated by the City...**
  - i. **The owner or occupant of a property adjacent to a sidewalk, shall clear or remove, or cause to be cleared or removed, all snow, ice and/or other loose debris from any sidewalk adjacent their property within forty-eight (48) hours of the time when the snow, ice or other loose debris was formed or deposited thereon.**
  - ii. **Subsection 5(e) notwithstanding, the owner or occupant of a property adjacent to a sidewalk, in the areas listed in Appendix "D" of the City's Snow Removal Policy, are exempted from this requirement, but if they choose to voluntarily undertake snow removal of their adjacent sidewalk, they must abide by the**

sidewalk snow removal standards of Section 5 and may not interfere with City snow removal efforts.

- f) The City shall clear or remove or cause to be cleared or removed all snow or ice or other loose debris from any Priority 1 sidewalk as shown in Appendix D of the Snow Removal Policy within twenty-four (24) hours, and Priority 2 within forty-eight (48) hours, of the time when the snow, ice or other loose debris was formed or deposited thereon.
- g) With respect to properties adjacent to the asphalt walking path along Third Street East, the obligation of each owner and occupant set out in s. 5(e) hereof is subject to the City's Snow Removal Policy. If, and only if, the City assumes responsibility for sidewalk snow removal in this area pursuant to the City's Snow Removal Policy, the owner/occupant is not required to comply with the provisions of s. 5(e).
- h) No person using a power-driven device or manual device to clear or remove snow or ice or other loose debris from the sidewalk, shall cause injury to or unduly interfere with any person lawfully using the sidewalk, or cause damage to the sidewalk or curbs.
- i) Section 4(a) notwithstanding, any owner or occupant who has been required under Section 5 to do snow removal on their adjacent sidewalk, shall make every effort to clear or remove snow, ice or other loose debris from a sidewalk by causing it to be placed upon their own private property. If this is impractical, the person may place the snow or ice or other loose debris from the sidewalk in boulevard or roadway adjacent to the sidewalk but must do so in a manner that does not create a hazard or interfere with the use of the roadway or cover storm drains or cause difficulty for those parking on the road.

6. **Snow Dump**

- a) The City snow dump is under the control and direction of the Public Works Manager.
- b) No person shall deposit snow at the City snow dump without the prior consent of the Public Works Manager. Use of the snow dump may be denied where a person has not complied with this bylaw.
- c) No person shall deposit any material other than clean uncontaminated snow and ice at the snow dump.
- d) No person shall use the snow dump for any reason other than depositing snow and ice.

7. **Other Regulations**

- a) Any landscaping, trees, shrubs, plants, fencing, ornaments, flower beds or any other structure or material that is above the normal grade of the lot and is placed between the curb and the front lot line of the owner's property is placed at the owner's risk. The City will not be responsible for any damages to property within the municipal right-of way caused by the grading or pushing of snow during snow removal.
  - i. Where non-permanent items or fixtures such as ramps, yard ornaments, flower pots and such have been placed between the curb and the front lot line of the owner's property, they must be removed on or before October 1<sup>st</sup> each year and may not be placed or replaced until on or after April 1<sup>st</sup> of each year.
  - ii. The City recommends in all cases under 7(a) that property owners flag any permanent item or structure so they can be seen in the winter for snow removal purposes; provided, however, that the City is not liable for damage to any such items or structures whether or not they have been flagged.
- b) No person shall interfere with the City's snow removal equipment, including by driving through an active worksite where signage is in place.

## PART III – ENFORCEMENT AND PENALTIES

### 8. **Order to Remedy Contraventions**

- a) If a Designated Officer finds that a person is contravening this Bylaw, the Designated Officer may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention.
- b) Orders given under this Bylaw shall comply with Section 328 of *The Cities Act*.
- c) Orders given under this Bylaw shall be served in accordance with Section 357 of *The Cities Act*.
- d) A person may appeal an order made pursuant to this section in accordance with Section 329 of *The Cities Act*.

### 9. **City Remedying Contravention**

- a) The City may, in accordance with Section 330 of *The Cities Act*, take whatever actions or measures are necessary to remedy a contravention of this Bylaw.
- b) In an emergency, the City may take whatever actions or measures are necessary to eliminate the emergency in accordance with the provisions of Section 331 of *The Cities Act*.
- c) Any unpaid costs and expenses incurred by the City in remedying a contravention of this bylaw may be recovered by either:
  - i. Civil action for debt in a court of competent jurisdiction in accordance with Section 322 of *The Cities Act*; or
  - ii. Adding the amount to the taxes on the property on which the work is done in accordance with Section 333 of *The Cities Act*.

### 10. **Penalties**

- a) Any person who contravenes any of the provisions of this Bylaw or fails to comply with an order given under this Bylaw is guilty of an offence and liable to the penalties as listed in Schedule A attached to this Bylaw.
- b) Any person found guilty of an infraction of this Bylaw, or any part thereof, for which no penalty is prescribed in Schedule A shall be liable on summary conviction to the penalties prescribed by the General Penalty Bylaw of the City.

### 11. **Summons**

- a) Where any person has committed or is alleged to have committed a contravention of this bylaw, the Designated Official may serve on such person a Summons which shall detail the contravention, fine amount and method of payment.
- b) If voluntary payment of the amount specified on the Summons is made to City Hall within 30 calendar days of the date of the Summons, the person alleged to have committed the offence shall not be liable to prosecution for the offence indicated.
- c) Where the City receives voluntary payment of the amount prescribed under Schedule A within the time specified, the person receiving the Summons shall not be liable to prosecution for the alleged contravention.
- d) Voluntary payment of a Summons shall not exempt that person from compliance with the requirements of this Bylaw.
- e) Nothing in this section shall be construed to prevent any person from exercising his or her right to defend a charge of contravention of any provision of this Bylaw.

## PART IV- GENERAL

12. If any section, subsection, sentence, clause, phrase or other portion of this bylaw is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the Court shall not affect the validity of the remaining portions.

13. Bylaw 9/2021 is hereby repealed.

14. This bylaw shall come into force on the date of final passage.

Introduced and read a first time this 26<sup>th</sup> day of September, 2022.

Amended and read a second time this 11<sup>th</sup> day of October, 2022.

Read a third time and adopted as amended this 11<sup>th</sup> day of October, 2022.

## SCHEDULE A – PENALTIES

Section	Offence	Penalty	
		1 <sup>st</sup> Offence	Subsequent Offences
4(a)	Clearing snow, ice or other debris onto municipal property. <i>*plus costs to restore to previous condition</i>	\$150.00	\$250.00
4(c)	Causing damage to municipal property through snow removal. <i>*plus costs to restore to previous condition</i>	\$150.00	\$250.00
4(d)	Creating a hazard or interfering with the use of municipal property through snow removal. <i>*plus costs to remove the hazard</i>	\$150.00	\$250.00
4(e)	Stockpiling snow in a manner deemed to be hazardous to motorists or pedestrians. <i>*plus costs to remove the hazard</i>	\$150.00	\$250.00
5(c)	Having hazardous ice buildup on a sidewalk due to property drainage. <i>*plus costs to remove the hazard</i>	\$150.00	\$250.00
5(d)	Laying an extension cord across a sidewalk.	\$20.00	\$20.00
5(e)	<b>Failure to clear and remove snow from a sidewalk.</b> <i>*plus costs to enforce an issued Order to Remedy</i>	\$25.00	\$50.00
6(b)	Use of the City snow dump without prior authorization of the City.	\$150.00	\$250.00
6(c)	Leaving material other than clean snow or ice at City snow dump site. <i>*plus costs to restore to previous condition</i>	\$150.00	\$250.00
6(d)	Using the snow dump for non-permitted uses.	\$150.00	\$250.00
7(a)(i)	Failure to remove non-permanent fixture placed between curb and property line.	\$50	\$100
7(b)	Interfering with snow removal equipment.	\$150.00	\$150.00