

**MUNICIPALITY OF THE TOWNSHIP OF GILLIES
BY-LAW NO. 558**

Being a by-law to prohibit the obstruction of highways within the jurisdiction of the Municipality of the Township of Gillies.

WHEREAS the Municipal Act, S.O. 2001 c.25 subsection 11.1 provides that a single tier municipality may pass by-laws respecting matters within the therein identified spheres of jurisdiction which include “Highways, including parking and traffic on highways”;

AND WHEREAS subsection 9(3) of the Act describes the scope of by-law making powers respecting matters within a sphere of jurisdiction as including the power to “regulate or prohibit respecting the matter” and the authority to “provide for a system of licences and permits”;

AND WHEREAS the Council of the Township of Gillies deems it necessary prohibit the obstruction of highways within the jurisdiction of the Municipality of the Township of Gillies:

NOW THEREFORE the Council of the Township of Gillies hereby enacts as follows:

1. Definitions

In this by-law:

- 1.1 “highway” means a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles.

2. Prohibition of the Obstruction of Highways

- 2.1 No person shall obstruct, encumber, damage or diminish the quality or safety of any highway under the jurisdiction of the Municipality of the Township of Gillies by depositing or placing thereon, or causing to be deposited or placed thereon, any matter or thing whatsoever including without limiting the generality of the foregoing, any snow, dirt, earth, wood, ashes, glass, nails, rubbish or garbage.
- 2.2 This prohibition shall not apply to the obstruction, encumbrance, damage or diminishing of a highway if such is necessary for the construction or maintenance of such highway or to the construction or repair of any public utility lines or equipment by any persons duly authorized to perform such construction, maintenance or repair or to construction work being carried on upon land adjacent to such highway provided that such resulting obstruction, encumbrance, damage or diminishing is done in accordance with the prior authorization of, and directions given by, an officer or officers of the Municipality.

3. Enforcement

Every person who contravenes any of the provisions of this by-law is guilty of an offence and is liable to a fine or penalty as provided for in the Provincial Offences Act.

This by-law shall come into force and effect as the date of this date of its adoption.

READ A FIRST AND SECOND TIME ON THE 13TH DAY OF OCTOBER, 2005 AND A THIRD TIME AND FINALLY PASSED THIS 27TH DAY OF OCTOBER, 2005

REEVE

CLERK