

TOWN OF HARTLAND

BY-LAW

C-1

STREETS AND SIDEWALKS

ENACTED BY MOTION OF COUNCIL
OF THE TOWN OF HARTLAND THIS
15TH DAY OF FEBRUARY A.D. 1951

SIGNED H.J. Aiton, Mayor

SIGNED G.R. Goodwin, Clerk



TOWN OF HARTLANDBY-LAWC-1STREETS AND SIDEWALKS

A By-Law relating to the Streets and Sidewalks.

BE IT ENACTED : by the Town Council of the Town of Hartland as follows:

1. No person shall acquire, widen, alter, extend, amend or close any of the streets, lanes and alleys existing or hereafter found existing without the authority of the Council.
2. No street, lane or alley shall be opened or laid out until a plan showing upon an accurate scale the location, width and boundaries or side lines shall have been prepared, approved by the Council and filed with the Clerk.
3. When, by resolution, the Council decides to acquire, open up or widen streets, passing through private property, the title of the lands required shall be vested in the Town and no Town monies shall be expended thereon until such title is so vested.
4. Every new street shall have a width of sixty-six (66) feet, twenty (20) metres, if practicable and shall be named by the Council.
5. All sidewalks, bridges, platforms and approaches from a public street, over a public ditch or gutter, and connecting with private property, must be constructed of such material and in such a manner to the approval of the Street Commissioner, subject to appeal of the Street Committee.
6. No person shall erect a house, porch, platform, verandah, balcony, fence or railing or other structure that projects over or encroaches on public street, sidewalk or land. Any such construction may be removed at the expense of the owner or lessee of the property, after forty-eight (48) hours notice in writing given by the Street Commissioner to such owner or lessee.
7. No person shall dig into nor tear up any streets, sidewalks or other public land, except on the Town's service and under the direction of a Town Official, without permission, in writing of the Commissioner or the authority of the Council. No permit will be granted until the applicant deposits Five Dollars (\$5.00) with the Treasurer. This deposit will be refunded on production of a certificate from the Commissioner that the provisions of the By-Law and the terms of the permit have been complied with.

8. No person shall permit any drain, ditch, sewer, or other hole or excavation, made by him or his agents, in any of the streets, sidewalks or other public places, or land adjacent thereto, to remain open longer than necessary, and when open, a suitable fence or railing shall be erected around it, sufficiently high and strong with sufficient lights from dusk to daylight, to prevent accidents and injuries.
9. Excavations on public property must be performed in a workmanlike manner and closed uniformly with the street immediately after the work completed, to the satisfaction of the Street Commissioner.
10. Every person excavating within three (3) feet, one (1) metre of a sidewalk or road will erect a fence as provided in Section 9.
11. No person shall encumber any street or sidewalk with any property whatsoever, unless such be properly protected and in course of removal of merchandise on display, occupying not more than two (2) feet, 0.5 metres on the inner side, provided, a person erecting or repairing a building may receive from the Commissioner, permission to enclose not more than one-third of the streetway adjoining the property and not extending further than the breadth of the building. Each permit shall state the space and time allowed for such occupation. The person obtaining the permit, at his own expense, shall maintain a guard and sufficient lights as provided by Section 9. He shall erect and maintain a temporary sidewalk three (3) feet, one (1) metre in width along the fence; he shall not perform thereon any work that may be offensive or annoying. He shall remove all materials and rubbish.
12. No person shall remove buildings along public streets or lands without permission of the Commissioner, who shall prescribe a time limit for the move, which must not interfere with traffic.
13. When a name of a violator of provisions in Sections 11 and 12 cannot be ascertained, the Commissioner will sell the obstruction, after notice, the proceeds of the sale will be deposited to the credit of the Town, with the Treasurer. If unsaleable, he shall remove at the expense of the Town.
14. Every person conveying firewood or other material through the Town, must keep it from scattering along the streets.
15. No snow or ice shall be put or thrown on public property without permission of the Commissioner, and instructions for its disposal.
16. No person shall allow water to drip from the roof of a building under his control, upon a sidewalk, but must provide means approved by the Commissioner for its disposal.

17. No person shall fill up or obstruct any public drain, gutter or water course, or the natural drainage of any public or private property; when conveying loads across the pavement or sidewalks, all persons shall exercise care to protect the pavement or sidewalk.
18. Any person who injures a curbing, pavement or sidewalk while crossing with a load, shall repair the same to the satisfaction of the Commissioner.
19. No gate or door that swings over, nor hatch that opens onto, a public way, shall be allowed to remain open when not in immediate use. If it be used after dusk, a good and sufficient light must be placed there.
20. No premises shall have an awning projecting over a public way unless it be securely fastened to a building and wholly supported thereby, not less than seven (7) feet, two (2) metres, from the ground and not to interfere with traffic.
21. No person shall set out or plant any trees on or along any of the streets or other public places unless with the consent of the Town Council and their approval of the number, quality and location of the trees.
22. Without approval of the Town Council, no person shall remove, destroy, deface or injure any trees now planted upon the streets or other public grounds.
23. Without authority no person shall post nor affix any bill, poster, notice or advertisement on any telegraph, telephone or light pole, public building or other public property.
24. No person shall use barbed wire for construction fences near public ways.
25. No person shall distribute nor scatter handbills, dodgers or other advertising material, nor throw, sweep or scatter waste or rubbish of any kind in the streets, or place it where the wind may carry it to the street.
26. No person shall place or leave glass, hoops, wire, kitchen slops and other offal or offensive matter in or near the public ways.
27. Every person having charge of, or occupying, a building within five (5) feet, one point five (1.5) metres of the public way, with a roof sloping towards the public way, shall keep the roof clear of ice; when removing the ice and snow, due care must be taken to prevent accidents or injuries to persons and property.
28. No person shall raise any case, bale or box from the sidewalk to the second or higher storey of a building or lower such to the sidewalk, (except in case of fire) without pro-

viding for the safety of persons and property below.

29. No person shall blast nor use dynamite or other explosive unless at all times maintaining a proper and sufficient protection to prevent debris being thrown by the force of the explosion, to the peril of persons and property.
30. No person shall play games in the street, or hang banners or signs over a street, without the permission of the Town Council.
31. No person shall loiter near any place after being ordered to disperse by a peace officer.
32. No person shall spit or expectorate in a public place.
33. No assemblage of persons shall obstruct a public street or sidewalk within the Town to the inconvenience of pedestrians or the annoyance of nearby places or business or residence.
34. No person shall beat a drum, play a musical instrument, or make any unusual sounds when requested not to do so by the Town Marshal, owing to illness in the neighbourhood or other reasons.
35. No person shall deface or remove any sign board or name sign, written or printed notice, lawfully posted.
36. Any person who violates any provision of this By-Law shall be liable to a penalty not exceeding Forty Dollars to be collected with costs in a court of competent jurisdiction; provided however, that if such penalty be set by statutory authority, that penalty shall prevail.
37. For the purpose of this By-Law, "public place" shall mean such streets, sidewalks, lanes, alleys and squares and thoroughfares as now or may become open to the public traffic.