

PUBLISHED BY AUTHORITY

Pursuant to the authority delegate by the Minister of Highways under Section 210 and 211 of The Highway Traffic Act, 1970 and Amendment thereto, the Town of Paradise has made the following Snow Clearing Regulations.

Mayor

Town Clerk

SNOW CLEARING REGULATIONS

1. Interpretations: In these Regulations unless the context otherwise requires:
 - (a) “Council” means the Town Council or the Town of Paradise
 - (b) “Town” means the Town of Paradise as defined by Order-in-Council dated the 13th day July A.D., 1971 or any amendments thereto; made or continued under provisions of The Municipalities Act, 1979.
 - (c) “Vehicle” means a device in, upon or by which a person or property may be transported or drawn upon a highway.
 - (d) “Highway” means the entire width between the boundary lines of a highway, road, street, avenue, thoroughfare, right-of-way, parkway, driveway, lane, alley, square, place, bridge culvert, viaduct, trestle, or causeway, whether it is publicly or privately owned and whether or not it is designed or intended for use by the public, if the whole or any part of it is used by the public, if the whole or any part of it is used by the public for the passage of vehicles and includes a trail on a frozen lake, river, or other body of water or watercourse when that trail is maintained or kept open at the expense of the province or a municipality.

2. During the period from the first day of December in each year to and including the thirty-first day of March in any succeeding year, both days inclusive, no

persons shall park an unattended vehicle or leave any portion thereof protruding upon any highway reservation within the Town:

- (a) Between the hours of 1:00 am and 8:00 am
 - (b) At any time during a snowfall and for twelve hours thereafter
3. Any unattended vehicle on any highway within the Town in contravention of these Regulations may be removed and impounded by the Council and the cost of such removal and impounding shall be recovered from the owner as a civic debt.
- (a) Any person who has a vehicle impounded under the provision of Regulation 3 shall be liable for an impounding fee in an amount to be set by a Motion of Council. All payment must be in the form of cash or certified cheque. Neither Council nor its authorized agent shall accept responsibility for damage caused to any vehicle under these Regulations.
 - (b) The Council may dispose of any vehicle impounded under Regulation 3 by Public Sale, if the vehicle is not claimed by its owner within thirty (30) days from the date of impounding.
4. During the period from the first day of December in each year to and including the thirty-first day of March in any succeeding year both days inclusive, no person shall shovel, plow, blow or cause to be shoveled, plowed or blown any residue snow from a driveway or parking lot unto any highway within the Municipal boundaries of the Town of Paradise.

First Offence	\$100.00
Second Offence	\$250.00
Additional Offences	\$500.00

5. Any person who is guilty of any offense under these Regulations or who acts in contravention of or fails to comply with any provisions thereof or neglects or refuses to do so, shall be liable on summary conviction to the penalty as prescribed in the Highway Traffic Act. R.S.N. 1970, C. 152 and Amendments thereto.
6. Enforcement of these Regulations may be taken summarily by a police constable, Municipal Enforcement Officer and/or Council employee specifically authorized and/or duly appointed agent representing Council.
7. These Regulations were adopted and passed by Council at a meeting held on the day of _____ and shall come into effect on the ____ of _____ and may be cited as the Town of Paradise Snow Clearing Regulations, 2007.