

# THE CORPORATION OF THE TOWNSHIP OF NORTH HIMSWORTH

## BY-LAW 96-611

### Being a by-law to regulate mail boxes

**WHEREAS** Section 314(1), the Municipal Act R.S.O. 1990, as amended, provides that Councils may pass by-laws for prohibiting or regulating the obstructing, encumbering, injuring or fouling of highways or bridges.

**WHEREAS** Section 314(3) of the Municipal Act, R.S.O. 1990, as amended, provides that Councils may pass by-laws for requiring the removal of door steps, porches, or other erections or things projecting into or over any highway to be removed by the owner or occupant of the land in connection with which they exist.

**WHEREAS** Section 326 of the Municipal Act, R.S.O. 1990, as amended, provides that Council may enforce the performance of things required to be done under by-laws and in default of its being done by the person directed or required to do it such matter or thing may be done at the person's expense.

**WHEREAS** that Council of the Corporation of the Township of North Himsforth deems it desirable to exercise its powers in respect to highways within its jurisdiction and to establish a policy in respect to mail boxes.

**NOW THEREFORE** the Council of the Corporation of the Township of North Himsforth enacts as follows:-

1. In this by-law

- a) "Council" means the Municipal Council of the Township of North Himsforth
- b) "Highway" means a highway as defined in the Highway Traffic Act
- c) "Mailbox" means any private box for the collection or delivery of mail or newsprint
- d) "Occupant" means any person or persons over the age of eighteen (18) in possession of property
- e) "Owner" means the person or persons shown on the current assessment roll as the owner of property

2. That the Council of the Corporation of the Township of North Himsforth will not assume any responsibility for any damage incurred to any mailbox adjacent to or in, along or upon any highway or any part thereof during maintenance or construction

operations of its Roads and Public Works Department.

3. That the Council of the Corporation of the Township of North Himsworth reserves the right to require that a landowner or occupant remove or relocate a mail box which is interfering with a maintenance or construction operation.
4. That in the event that a landowner or occupant does not comply within seven days of receiving notice from Council to remove or relocate a mail box, as directed, the mail box will be removed by the Roads and Public Works Department at the owner's expense and the Corporation may recover the expense incurred in like manner as municipal taxes.

READ a first time this 20<sup>th</sup> day of February, 1996.

READ a second time this 20<sup>th</sup> day of February, 1996.

READ a third time and finally passed this 20<sup>th</sup> day of February, 1996.

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REEVE, Dave McClatchie

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CLERK, Virginia Onley