

**BY-LAW NUMBER 92-16
OF THE
CORPORATION OF THE TOWNSHIP OF UXBRIDGE**

AMENDED BY
BY-LAW NO. 8001-063
2002-117

**BEING A BY-LAW TO REGULATE THE CROSSING OF CURBINGS,
SIDEWALKS OR PAVED BOULEVARDS BY VEHICLES DELIVERING
OR REMOVING MATERIALS FROM ABUTTING LANDS**

WHEREAS Councils of municipalities may pass by-laws for regulating the crossing of curbings pursuant to Section 314(2) of the Municipal Act, R.S.O. 1990, Chapter M.45;

NOW THEREFORE the Council of the Corporation of the Township of Uxbridge hereby enacts as follows:

In this by-law "Township" shall mean The Corporation of the Township of Uxbridge, and where used in the possessive, shall refer to works or facilities under the jurisdiction, ownership or control of the Township.

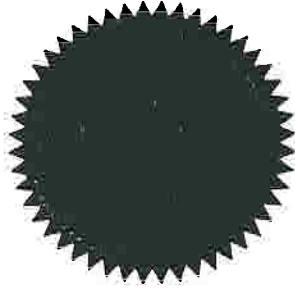
1. The owner of any lands, on which any structure is being erected, altered, repaired or demolished, and upon which material is delivered or from which material is removed, shall, where such lands abut a curbing, sidewalk or paved boulevard under the jurisdiction of the Township, take all reasonable precautions by means of properly constructed ramps or protective devices to prevent any damage to any such curbing, sidewalk or paved boulevard under the jurisdiction of the Township, take all reasonable precautions by means of properly constructed ramps or protective devices to prevent any damage to any such curbing, sidewalk or paved boulevard and shall, as far as possible, use such established ramps, curb-cuts and crossings as are available. Without limiting the generality of the foregoing, no vehicle with tracks or lugs shall be permitted to cross any such curbing, sidewalk or paved boulevard or use any ramp or curb-cut or cross any sidewalk unless proper protections have been constructed or placed.
2. The owner of any lands to which paragraph 1 applies shall not be entitled to the issuance of a permit for the erection, alteration, repair or demolition of any structure on the said lands, unless and until he, or his authorized agent, deposits with the Township an amount calculated by multiplying \$25.00 for each metre of frontage, or frontage and flankage, where applicable, abutting on such curbing, sidewalk or paved boulevard, except as detailed in Clause 4 of this by-law, and such monies shall be held as a deposit to be applied against the cost of repairing any damage to the Township curbing, sidewalk or paved boulevard, or to any Township service or facility located therein or thereon, where such damage results from the movement of any vehicle, machine, device or person over the foregoing in connection with any operation or activity described in paragraph 1. Likewise the said deposit shall be applied against the cost of effecting any clean-up required pursuant to paragraph 3 hereof.
3. The owner or occupier of the lands shall take all necessary steps to prevent building material, waste or soil from being spilled or tracked onto the public streets by vehicles going to or coming from the lands during the course of any building erection, alteration, repair or demolition. The owner or occupier shall be responsible to the Township for the cost of removing such building material, waste or soil from any sidewalk, boulevard or road under the jurisdiction of the Township and such cost may be deducted from the deposit held by the Township.
4. The Works and Roads Department shall be responsible for the calculation and collection of all the deposits of money prior to the issuances of a permit for buildings to be erected, altered, repaired or demolished.


The following exceptions, to the \$25.00 per metre of the limit of the lot abutting directly on a curbing, sidewalk or paved boulevard, are permitted:

- (a) in the event the work, including site preparations, is located more than 100 m from the street line, the deposit shall be based on twice the width of the entrance driveway with a minimum length being 25 m;
 - (b) where the work is located within an existing permanent fenced enclosure and the only vehicle access to the site is through a controlled gate, the deposit shall be based on twice the width of the entrance gate with a minimum length being 25 m;
 - (c) in the event of an addition to an existing building, the deposit shall be based on one-half of the perimeter of the building areas of such addition with a minimum length being 25 m;
 - (d) in the event of a corner property or a property with more than one street line, the deposit shall be based on the sum of the lengths of the street lines divided by the number of street lines with a minimum length being 25 m.
5. Upon completion of the erection, alteration, repair or demolition of the building and upon application by the owner or his representative, the Township Works Department shall make an inspection, determine the cost of making any necessary repairs to the Township curbing, sidewalk or paved boulevard, or Township service or facility located therein or thereon, damaged or despoiled as described in paragraphs 1, 2 and 3 and following the completion of such repairs or clean-up, the said Department shall process a final accounting with the person who lodged the deposit based on the actual cost of repair.
 6. In the event that the deposit referred to in paragraph 2 is insufficient to cover the actual cost of effecting necessary repairs or clean-up, the owner of the lands in respect of which the deposit is required, shall be liable to the Township for any such deficiency.
 7. Where any monies paid under deposit remain unclaimed for a period of six years, the municipal Treasurer may cause to be published a notice containing a list of such unclaimed monies, including the name of the depositor, and stating that all persons having any claim to any of such monies are required to prove their claims within ninety days from the publication of such notice, and following the expiration of the said ninety day period, the Treasurer may transfer any such monies which have not been claimed to the general funds of the township free of any claims whatsoever.
 8. This by-law shall not apply to applications for the issuance of a permit involving one or more of the following:
 - (a) any minor alterations or repairs to a building which does not include an excavation or a wet process such as masonry, concrete or plaster;
 - (b) attached or detached garages and carports for houses;
 - (c) tool sheds and additions to houses without a basement or cellar where such tool shed or addition does not exceed thirty square metres in area;
 - (d) porches, sun decks and steps for houses;
 - (e) any advertising pole sign or fascia sign.

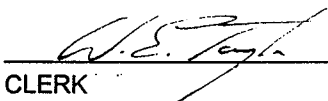
9. This by-law shall be known as the Roadway Restoration By-law.
10. This by-law does not apply to any subdivision development which is subject to a Subdivision Agreement within the Township until such time as all curbs and gutters and sidewalks required by the development agreement are constructed.

READ a FIRST, SECOND and THIRD time and finally passed this 10th day of February, 1992.





MAYOR



CLERK

BY-LAW NUMBER 2001-063

**OF
THE CORPORATION OF THE TOWNSHIP OF UXBRIDGE**

**BEING A BY-LAW TO AMEND BY-LAW NO. 92-16,
BEING A BY-LAW TO REGULATE THE CROSSING OF
CURBINGS, SIDEWALKS OR PAVED BOULEVARDS
BY VEHICLES DELIVERING OR REMOVING
MATERIALS FROM ABUTTING LANDS WITH
RESPECT TO DAMAGE DEPOSITS FOR ENTRANCE
PERMITS**

**NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE
TOWNSHIP OF UXBRIDGE HEREBY ENACTS A BY-LAW AS FOLLOWS:**

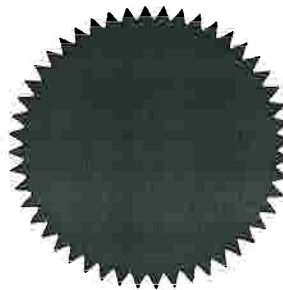
- 1. THAT Section 2 be amended by deleting the following words in the 3rd line of Section 2:**

'by multiplying \$25.00 for each metre of frontage, or frontage and flankage, where applicable, abutting on such curbing, sidewalk or paved boulevard, except as detailed in Clause 4 of this bylaw,'

and by substituting therefor the following words in the 3rd line of Section 2:

'by the Director of Public Works in the form of a damage deposit. The said damage deposit will be held for one (1) year. At such time an extension may be requested. If an extension is not requested, then the bond is forfeited to the Township of Uxbridge.'

**READ a FIRST, SECOND and THIRD time and finally passed this 11th day of June,
2001.**




MAYOR


CLERK

BY-LAW NUMBER 2002-117

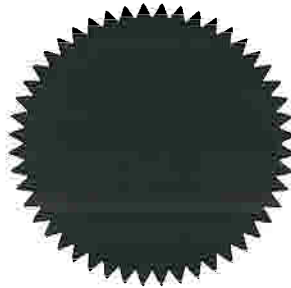
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VEHICLES DELIVERING OR REMOVING MATERIALS
FROM ABUTTING LANDS WITH RESPECT TO DAMAGE
DEPOSITS FOR ENTRANCE PERMITS

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE
TOWNSHIP OF UXBRIDGE HEREBY ENACTS A BY-LAW AS FOLLOWS:

1. THAT Section 2 be amended by deleting the following "\$25.00" in the 4th line of Section 2 and substituting therefor "\$100.00" in the 4th line of Section 2.

READ a FIRST, SECOND and THIRD time and finally passed this 23rd day of
September, 2002.




GERRI LYNN O'CONNOR
MAYOR


WALTER E. TAYLOR
CLERK