

## **BY-LAW NO. 7**

### **MUNICIPAL PROPERTY**

1. Unless it is otherwise provided and subject to the direction and control of the Council and Warden, the Clerk shall have the general custody and control of the municipal property and of property subject to the management of the Municipal Council.
2. This By-law shall apply to any land or building owned by the Municipality or to any airport, landing field or landing strip entirely within the Municipality; but shall apply to any airport operated by Her Majesty in Right of Canada.
3. No person shall trespass in or upon land or buildings owned by the Municipality, except as hereinafter provided.
4. No person shall leave a vehicle, whether attended or unattended, in or upon property owned by the Municipality, except as hereinafter provided.
5. No person shall leave any animal or animals, whether attended or unattended, in or upon lands or buildings owned by the Municipality.
6. The Municipal Council shall make Regulations from time to time for the hours of use of lands or buildings owned by the Municipality and shall display the said Regulations along with all other Regulations as may from time to time be made in relation to the use of said lands or buildings in prominent places in the areas to which the said Regulations shall apply.
7. Any Police Officer, on discovering a motor vehicle, either attended or unattended, in or upon lands or buildings owned by the Municipality, not being there in accordance with the provisions of this By-law or Regulations made under this By-law, shall cause the motor vehicle to be removed and retained in a suitable place and the cost of such removal and retention shall be at the expense of the owner thereof.
8. Any Police Officer, on discovering any animal or animals, whether attended or unattended, in or upon lands or buildings owned by the Municipality, shall cause the owner or person in charge of such animal or animals to remove the same, and upon the failure or refusal to do so, the Police Officer may cause the animal or animals to be impounded in accordance with the By-laws of the Municipality.

9. Any person who:
  - a. Destroys or damages or causes to be destroyed or damaged any property owned by or under the care of the Municipality;
  - b. Removes or causes to be removed any soil, gravel, trees, sand or stones from land of or under the care of the Municipality or;
  - c. Deposits or causes to be deposited any soil, stones, sand, gravel, garbage, filth, refuse, or other material on lands owned by or under the care of the Municipality; shall be liable for a penalty under this By-law.
  
10. (1) Any person who:
  10. (1)(a) Causes an obstruction in any public place, way or street; or
  10. (1)(b) Places or causes to be placed on buildings or fence in such manner that it projects into or over any public place, way or street; shall, upon notice being served upon him, or posted on the property, remove the encroaching building or fence.
  10. (2) Where a person fails to remove an encroaching building or fence under the provisions of Subsection (1) the Clerk may order it removed at the expense of the owner in default, and where the person in default does not pay the expenses on demand, the Municipality may recover such expenses by an action in its name for debt in any Court of competent jurisdiction.
  
11. (1) Any person who uses a field abutting on a public place, way or street for the purpose of grazing or pasturing horses, cattle, sheep, swine or other animals likely to stray from the field shall erect or maintain a fence along the boundary line between the field and the public place, way or street sufficient to prevent the animals from straying from or breaking out of the field.
11. (2) A frontage fence required by this Section which has been approved by a duly appointed fence viewer shall be sufficient for the purposes of this Section.
11. (3) The provisions of this Section shall not affect the duty to maintain such fence.
  
12. No person shall drive or ride any horse, cow, sheep, swine or other animal:
  - a. On any sidewalk; or

b. In any public way or place which is not a highway, where the passage or excrement of such animal would be likely to cause annoyance to persons using the sidewalks or public way or place.

13. (1) Any person who violates any provision of this By-law or any Regulation pursuant to Section 6 shall be guilty of an offence and liable to a penalty not exceeding One Hundred Dollars (\$100.00) and in default of payment to imprisonment for a period not exceeding two (2) months, and in addition, at the Court's discretion, be ordered to make restitution of any damage done.

