

BY-LAW # 253-A.1
To amend By-Law # 253 concerning:
ACCESS ROADS TO BE KEPT CLEAR

WHEREAS, Notice of Motion has been duly given at a previous Council Meeting held on February 1st 2016 in accordance with the provisions of Municipal Code;

WHEREAS Council has the right to enact by-laws for peace, order and fair governance;

WHEREAS Council has the right to enact by-laws to define permitted use on public properties;

WHEREAS the regulation concerning access roads to be kept clear requires more precision and it is in the interest of the municipality and its citizens that this regulation be amended;

WHEREAS this by-law must be enforced to prevent obstructions in access ways throughout the municipality;

WHEREAS it is necessary to clarify the permitted use and installation of docks in public access ways;

THEREFORE Motion Cr. Holmes to amend By-law #253 *Concerning Access Roads to be Kept Clear*;

By-Law Objective

- Ensure clear access for fire trucks;
- Ensure access for emergency vehicles and boat launch for situations when accidents occur on the water;
- Provide access to the river to all property owners within the municipality;
- Protection of our river banks;

SECTION 1 – DEFINITIONS

In the present by-law, unless the context otherwise specifies, the following expressions shall mean:

- 1.1 **Authorized Representative:** Building Inspector & By-Law Enforcement Officer.
- 1.2 **By-Law:** The by-law in force in the Municipality of Bristol at the time of the infraction.
- 1.3 **Municipality:** Municipality of Bristol.
- 1.4 **Owner:** someone who has legal title or right to something;

- 1.5 **Prohibited:** that has been forbidden; banned.
- 1.6 **Public Property:** Streets, alleys, right of ways, parks, beaches, green spaces and other public places, or places the public has access to whether expressly or tacitly.
- 1.7 **Watercraft:** Boat, paddle boat, kayak, canoe, paddle board, surf board or other vessel that travels on water.

SECTION 2 – STORAGE

It is prohibited to store *watercraft*, boats, boat trailers, docks, chairs, bicycles and any other accessories, equipment and toys on any path leading to the Ottawa River directly from River Road and Strathcona Street. The installation of gazebos or screened gazebos is strictly prohibited.

Any item stored in the access ways will be removed without notice. The *owner* can request to retrieve their belongings following the payment of the infraction and the costs incurred for the removal of these items.

SECTION 3 – PARKING

It is prohibited to park any motor vehicles or trailers on any path leading to the Ottawa River directly from River Road and Strathcona Street;

Any vehicle parked in the access ways will be fined without notice.

SECTION 4 – DOCKS

- 4.1 The installation of a platform (dock) on piles or floating with a movable anchor is permitted provided that its area does not exceed 20m² and it does not occupy more than 1/10 of the width of the bed of the watercourse at that location.
- 4.2 The installation of docks is authorized in the access ways providing they are installed on the further East and/or West perimeter of the access way.
- 4.3 The authorized time frame is from May 1st to October 31st of each year.
- 4.4 Access ways that are the width of a walkway are authorized to have a dock on their full width.

4.5 The *municipality* has set a limit on the number of docks allowed per access way based on the available width of each access ways:

a) A maximum of one (1) dock per access way of **less than 6m** (20'- 0") listed as follows:

- Between 233 & 235 River Road
- Between 225 & 227 River Road
- Bay Avenue
- Fairview Avenue
- Norway Avenue
- Woodlawn Avenue
- Macoun Avenue
- Between 193 & 195 River Road

b) A maximum of two (2) docks per access way of **6m** (20'-0") or **more** listed as follows:

- Park Street
- Black Street
- Graham Street
- Russell Street
- Lothian Street
- Grant Street
- Attwood Avenue
- White Avenue
- Between Lot 10-32, Range 1
- Murray Hill Road
- Sawdust Trail Street
- Murray Park
- Between 211 & 215 River Road

4.6 Dock installation at 1 Park Street, (public beach) is *prohibited*.

4.7 Docks in access ways must remain accessible to the public. They are on municipal properties and intimidation towards other users will not be tolerated.

4.8 The maintenance, installation and removal of the docks are at the *owner's* expense.

4.9 The *municipality* retains the right to demand the removal of a dock that is considered dangerous by its condition or its installation.

4.10 Whoever contravenes any of these regulations shall be liable to a fine and the removal of their dock. The *owner* will be able to retrieve their dock following the payment of the infraction and the costs incurred for the removal of the dock.

SECTION 5 – ENFORCEMENT

- 5.1 The provisions of the present by-law will be enforced by an *authorized representative* or the By-Law Enforcement Officer appointed by Council.

SECTION 6 – FINES

- 6.1 Every person or legal entity who contravenes any provision of this *by-law* shall be liable to a fine of:

Section	Violation	\$ Amount Person (Maximum Amount)	\$ Amount Legal Entity (Maximum Amount)
Section 2	Storage	\$ 75 + Removal fees	\$ 150 + Removal fees
Section 3	Parking	\$ 75 + Adm. fees	\$ 75 + Adm. fees
Section 4	Docks	\$ 350 + Removal fees	\$ 700 + Removal fees

- 6.2 In the case of a subsequent conviction, the said fine shall be **doubled**.

SECTION 7 – COMING INTO FORCE


- 7.1 The provisions of the present *by-law* will come into force according to the Law.

Date of adoption of the by-law: June 6th 2016

Date of publication: June 23rd 2016



Mayor Brent Orr



Director General Christina Peck