

THE REGIONAL MUNICIPALITY OF DURHAM

BY-LAW NUMBER 108-89

**A BY-LAW TO CONTROL LITTERING OF AND INJURY TO REGIONAL ROADS
AND BRIDGES**

PASSED: April 19, 1989

Amended by:

By-law Number:

Date Passed:

217-90

November 14, 1990

17-93

February 17, 1993

(Office Consolidation)

July 11, 2007

BY-LAW NUMBER 108-89

OF

THE REGIONAL MUNICIPALITY OF DURHAM

being a by-law to control littering of and injury to Regional roads and bridges;

NOW, THEREFORE, BE IT ENACTED AND IT IS HEREBY ENACTED as a by-law of the Regional Municipality of Durham by the Council thereof as follows:

1. In this by-law, Regional road shall include any portion of the Regional road allowance and not only the travelled road surface.
2. In this by-law, person shall mean, but not be limited to, an individual, partnership, company, organization or corporation.
3. No person shall throw, place, deposit or sweep any dirt, mud, concrete, filth, glass, handbills, paper, ashes, garbage, offal, lawn rakings, cans, animal carcasses or other rubbish or refuse on any Regional Road or bridge.
4. No person who owns or occupies land and/or premises shall permit any dirt, mud, concrete, filth, glass, handbills, paper, ashes, garbage, offal, lawn rakings, cans, animal carcasses or other rubbish or refuse to be blown, dropped or tracked from his/her land and/or premises onto any Regional road or bridge.
5. No person shall use or operate a vehicle on any Regional road or bridge in such condition, or in such manner as to permit dirt, earth, mud, concrete, rubbish or other material to be blown, dropped or tracked onto any Regional road or bridge. Where such material is blown, dropped or tracked onto any Regional road or bridge, the owner of the vehicle shall remove such material forthwith to the satisfaction of the Commissioner of Works. Failing such immediate action, the Commissioner of Works shall arrange for the removal and disposition of such material and all charges that may occur as a result thereof shall be paid by the owner of the vehicle upon demand being made by the Commissioner of Works.
6. Any person who injures and/or damages, or instructs any person to injure and/or damage any boulevard, ditch, culvert, curb and gutter, road surface or any part of any Regional road or any Regional bridge, shall be responsible for the cost of repairing or replacing same. The Commissioner of Works may arrange for the repair or replacement of the injury or damage and all charges that may occur as a result thereof shall be paid by the person so injuring Regional property, upon demand being made by the Commissioner of Works.

7. Any person who contravenes any of the provisions of this by-law is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*.

(By-law Numbers 217-90, 17-93)

8. This by-law takes effect on the day of its final passing.