



WABUSH

TOWN OF WABUSH

Public Building Parking Lot Bylaw

Pursuant to the powers vested in it by virtue of section 8(1)(j) the *Towns and Local Service District Act*, SNL 2023 Chapter T-6.2 and all other powers it enables, the Town Council of Wabush in regular session convened on the 19 day of June 2025 hereby passes and enacts the following bylaw for the required cleanup and maintenance of public building parking lot areas.

This By-law may be cited as the Town of Wabush Public Building Parking Lots.

Interpretations: In this By-law unless the context otherwise requires:

- a) "Act" means the *Towns and Local Service District Act*, SNL 2023 Chapter T-6.2, as amended.
- b) "Council" means the Town Council of the Town of Wabush, constituted under the provisions of the Act.
- c) "Enforcement Authority" means Council or its authorized administrator.
- d) "Owner" means the legal entity having title to a property.
- e) "Town" means the Town Council of the Town of Wabush
- f) "Unsafe/Uncleared Property" refers to privately owned, publicly used, property that has not been cleared of snow and ice or has not been maintained from a maintenance perspective (ie pavement dilapidated and potholes in areas where the public has to walk) and is unsafe for public access.

This bylaw shall apply within the boundaries of the Town.

Privately owned buildings which are being used by the public to access required necessities (i.e. banks, post office, government offices, etc.,) it is the owner's responsibility for snow clearing, clearing of ice buildup and maintenance repairs (ie holes in pavement) in such areas, which include entrances/exit as well as parking areas.

The Owner(s) of such public places shall ensure public safety and promote accessibility.

For safety reasons, property owners shall ensure entrances and exits are kept clear of snow and ice and required repairs to dilapidated areas of pavement are completed which is crucial in allowing free access and egress, particularly in instances of emergencies.

For safety reasons, public parking lots shall be maintained in good condition and repair, as outline in the House of Assembly's Occupancy and Maintenance Regulations. This includes ensuring the parking lots are free from damage and debris.

An Owner shall not have an Unsafe/Uncleared Property.

If it is determined that a property falls within the definition of an Unsafe/Uncleared Property, the Town Manager or Town Clerk is empowered or authorized to order the Owner or have the property cleared of snow and ice pursuant to section 285 of the Act.

Such order shall be made by a notice signed by the Town Manager/Town Clerk and served upon the owner and shall provide a timeline for cleanup of the snow, ice, debris or maintenance. Once an order has been issued, and the specified cleanup timeline has expired, there will be a follow up inspection of the property conducted by the bylaw enforcement officer.

If sufficient cleanup/maintenance of the property has not taken place after the deadline has lapsed, a violation as provided for under Section 287 of the Act may be issued.

Enforcement and prosecution under this bylaw may be undertaken by any Police Officer or by any other Person so authorized by the Enforcement Authority.

It shall be the duty of the Municipal Enforcement Officer, or any person assigned by the Council to:

- i) enforce this bylaw;
- ii) report the name and address of any person observed or reliably reported to have violated any of the provisions of this bylaw; and,
- iii) report the time and nature of the violation of the bylaw and any circumstances being relevant to the violation.

Pursuant to Section 285 (1) of the Act, the Enforcement Authority may serve upon the Owner, an Order advising the nature of the violation and required action to conform to the standards as set out in this By-law.

The Owner, or any Person served a order or violation notice shall carry out the directions of the Enforcement Authority at the cost of the Owner, or Person within the time specified. The Enforcement Authority must provide the CAO/Town Manager a duplicate of each notice of violation or order.

Right of Entry

Pursuant to Section 51 of the *Urban and Rural Planning Act, 2000*, and sections 172 and 280 of the Act Council or its duly authorized agent have the authority to enter a property for the purposes of inspection or to carry out work as required under this By-law.

Failure to Comply

a) Pursuant to Section 285 (5) of the Act, where a Person who has been served with an order does not comply with the order or part of an order, Council may take the action it considers necessary to carry out the terms of the order.

b) Council may delegate to an official or employee of Council power to issue orders under this section.

Penalties

a) Pursuant to section 289(3) of the Act, each day upon which the same offence is committed or continued is a separate offence.

b) Every person who is guilty of an offence under these Bylaws or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:


- I. shall be liable to penalties as stipulated in accordance with Section 290 of the Act.
- II. shall be subject to an order under section 285(5) of the Act;
- III. shall be subject to a violation notice issued under section 287(1) of the Act; and/or,
- IV. shall be issued a ticket under the *Provincial Offences Act* in accordance with section 288 of the Act.

This Bylaw may be enforced by the Municipal Enforcement Officer, or any person appointed by Council.


In witness whereof the seal of the Town of Wabush has been affixed herewith, and the Mayor and the Town Clerk have signed this By-law on behalf of the Wabush Town Council, this 19 day of June 2025.



Ron Barron, Mayor



Witness



Tiffanee Rideout – Town Clerk