



**THE CORPORATION OF THE CITY OF MISSISSAUGA
Obstructing Highways By-law 23-79**

(Amended by 499-81, 758-81, 178-84, 672-87, 62-92, 303-00, 57-04, 24-06)

WHEREAS pursuant to subsection 1 of section 460 of *The Municipal Act*, R.S.O. 1970, c. 284, as amended, council may pass by-laws for prohibiting or regulating the obstructing, encumbering, injuring or fouling of highways or bridges;

AND WHEREAS pursuant to subsection 5 of section 460 of *The Municipal Act*, R.S.O. 1970, c. 284, as amended, council may pass by-laws for prohibiting the throwing of rubbish on any highways or bridge;

AND WHEREAS pursuant to subsection to subsection 6 of section 460 of *The Municipal Act*, R.S.O 1970, c.284, as amended, council may pass by-laws to prohibit the obstruction of ditches and culverts;

AND WHEREAS pursuant to subsection 2 of section 460 of *The Municipal Act*, R.S.O. 1970, c. 284, as amended, council may pass by-laws to regulate the crossing of curbing and sidewalks and paved boulevards are repaired if damaged.

NOW THERE FORE the council of the Corporation of the City of Mississauga ENACTS as follows:

1. In this by-law,

“*construction*” means anything done in the erection, installation, extension or material alteration, demolition or repair of a building and includes the installation of building units fabricated or moved from elsewhere and the installation of swimming pools,

“*city*” means the Corporation of the City of Mississauga,

“*highway*” includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof. (178-84)

“*person*” includes a corporation and the heirs, executors, administrators or other legal representatives of a person to whom the context can apply according to law.

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2. (1) No person shall obstruct, encumber, injure or foul any city highway by any means whatsoever. (672-87, 57-04)
- (2) Without limiting the generality of subsection 1, the obstructing or fouling of a highway includes:(57-04)
 - i) the building or maintaining of a fence on a highway and,
 - ii) the depositing of snow or ice on highway.
- 2A. (1) Without limiting the generality of Section 2(1), the encumbering of a highway includes the placing, erecting or displaying of any election sign on or over a highway. (672-87)
- (2) No person other than a municipal employee acting under the authority of the Commissioner of Engineering and Works or a peace officer shall remove or dismantle any election sign placed on or over a highway. (672-87)
3. No person shall obstruct a ditch or culvert which is upon a city highway. (57-04)
4. No person shall throw, place or deposit dirt, filth, glass, handbills, paper or other rubbish or refuse or the carcass of any animal on any city highway.
5. REPEALED BY BY-LAW 24-06
6. REPEALED BY BY-LAW 24-06
7. REPEALED BY BY-LAW 24-06
8. Every person who contravenes any provision of this by-law is guilty of an offence. Pursuant to the provisions of the *Provincial Offences Act* R.S.O 1990, c.P. 33 upon conviction a person is liable to a fine of not more than \$5,000.00 exclusive of costs. (499-81, 62-92)
9. (a) By Law 67-23 and 1226 for the former Town of Streetsville and any other by-law regulating the crossing of curbing, sidewalk and paved boulevards, prohibiting the throwing of rubbish on any highway o bridge prohibiting the obstruction of ditches and culverts and prohibiting or regulating the obstructing, injury or fouling of highways and bridges passed by the former Town of Streetsville are hereby repealed,

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- (b) By-Law 70-55 for the former Village of Port Credit and any other by-law regulating the crossing of curbing, sidewalk and paved boulevards, prohibiting the throwing of rubbish on any highway or bridge prohibiting the obstruction of ditches and culverts and prohibiting or regulating the obstructing, injury or fouling of highways or bridges passed by the former Town of Port Credit are hereby repealed,
- (c) By-Law 6750 for the Town of Mississauga and any other by-law regulating the crossing of curbing, sidewalk and paved boulevards, prohibiting the obstruction of ditches and culverts and prohibiting or regulating the obstructing, injury or fouling of highways or bridges passed by the former Town of Mississauga are hereby repealed,
- (d) Any by-laws to regulate the crossing of curbing, sidewalks and boulevards, to prohibit the throwing of rubbish on any highway or bridge and to prohibit the obstruction of ditches and culverts passes by the Town of Oakville that was annexed by the city of Mississauga and more particularly described in *The Regional Municipality of Peel Act, 1973* are hereby repealed.

Enacted and passed this 15th day of January 1979

Signed by: Hazel McCallion, Mayor

Terence Julian, City Clerk