

**THE CORPORATION OF THE TOWN OF COCHRANE**

**BY-LAW NUMBER 530-2008**

BEING A BY-LAW TO IMPLEMENT A SIDEWALK ENCROACHMENT POLICY IN THE TOWN OF COCHRANE

**WHEREAS** the Corporation of the Town of Cochrane has developed a sidewalk encroachment policy for merchants wishing to display merchandise on municipal sidewalks;

**AND WHEREAS** the municipality deems it expedient to implement a permit system to effect such authorizations;

**NOW THEREFORE** the Corporation of the Town of Cochrane hereby enacts as follows:

1. **THAT** an Encroachment Policy for the Corporation of the Town of Cochrane be approved and attached hereto as Schedule "A".
2. **THAT** the application for a Sidewalk Encroachment be attached hereto as Schedule "B".
3. **THAT** the CAO or his designate be authorized to administer the policy.
4. **THAT** a person wishing to appeal a decision made by the CAO may do so in writing to the Mayor and Council.
5. **THAT** this by-law take effect on the date of final passing thereof.

**READ** a first and second time this 14<sup>th</sup> day of July, 2008.

---

**MAYOR**

---

**CLERK**

**READ** a third and final time this 14<sup>th</sup> day of July, 2008.

---

**MAYOR**

---

**CLERK**

**SCHEDULE "A"**  
**FORMING PART OF BY-LAW NUMBER 530-2008**

**THE CORPORATION OF THE TOWN OF COCHRANE**

**SIDEWALK ENCROACHMENT POLICY**

1. Merchants wishing to place merchandise on a public sidewalk adjacent to their property will make application to the Town of Cochrane, in writing.
2. The Town of Cochrane shall not be responsible for claims made by the public arising from the placement of such merchandise on a sidewalk, and as such will require to be named as an additional insured on the merchant's liability policy. Such copy will be provided to the Town of Cochrane prior to permission being granted and on an annual basis.
3. The Town of Cochrane reserves the right to cancel a Sidewalk Encroachment Permit without cause, upon providing written notice of such cancellation.
4. Merchants may apply to renew the Sidewalk Encroachment Permit after the 5-year period.
5. The area a merchant may be allowed to occupy will be calculated using the following formula: 50% of the width of a public sidewalk, to a maximum of 4 feet, and for the length, the area which directly abuts their property line, and to a maximum height of 4 feet.
6. The calculation for allowable space will be determined by the Director of Operations.
7. Merchandise is to be placed directly against the merchant's building, for public safety.
8. Use of boulevards and curbs are not covered under this policy.
9. No fee will be charged for granting of such permission.