

GRAVEL LICENSING BYLAW

RURAL MUNICIPALITY OF EYEBROW NO. 193

BYLAW NO 02-2016

A BYLAW TO LICENSE THE EXCAVATION OF

GRAVEL FROM GRAVEL PITS

The Council of the Rural Municipality of Eyebrow No. 193 in the Province of Saskatchewan enacts as follows:

1. This bylaw shall be referred to as the Gravel Licensing Bylaw.
2. In the bylaw:
 - a. "Administrator" shall mean the administrator of the municipality;
 - b. "Contractor" includes any person, firm or corporation, including those persons, firms or corporations engaged by the crown, but does not include the crown;
 - c. "Council" shall mean the council of the municipality;
 - d. "Gravel" included rock, stone, sand and other material in excess of 105 microns in diameter;
 - e. "Municipality" shall mean the Rural Municipality of Eyebrow No.193;
 - f. "Premise" includes any pit, site, or location within the municipality, in which gravel is naturally situated and from which gravel is excavated.
3. No contractor shall operate or offer for hire any machine, tractor, truck or other appliance used in excavation of gravel from any premise within the municipality without having first obtained a license to do so from the municipality in the form shown in Schedule "B" attached.
4. Any contractor requiring a license under provision of this bylaw shall each year, make written application to the Administrator of the municipality stating the name and address of the applicant, the location of each premise from which the gravel is to be excavated and an estimate of the amount of gravel to be excavated within the current year; and paying in advance a fee of:
 - a. 16.0 cents per cubic metre for each cubic metre; or
 - b. 12.2 cents per cubic yard for each cubic yard; or
 - c. 8.6 cents per tonne for each tonne; or
 - d. 8.0 cents per ton for each ton of gravel excavated from the premise.
5. Where the contractor estimated that the volume of gravel to be extracted will exceed 10,000 tonnes, the sum of, the contractor shall pay a pre-extraction fee of \$430.00 on the date the license is issued and the balance shall be payable on a monthly basis calculated on the amount of gravel excavated each month.
6. Subject to the right of the council to suspend or revoke the same as provided by *The Municipalities Act*, every license shall remain in force or in effect until and including the 31st day of December of the year of issue.
7. On or before December 31 of the year in which the license has been issued, the contractor shall make a return under oath, in the form shown in Schedule "A" attached thereto, to the Administrator of the municipality showing the quantity of gravel, in the agreed units of measurement, excavated from each premise and pay the prescribed fee as set out in Section 4 of this bylaw.
8. The municipality shall refund to the contractor any fees collected under this bylaw for estimated quantities of gravel not excavated from the premise and for which the license fee has been paid.
9. Any person found guilty of an infraction of any of the provisions of this bylaw shall be liable on summary conviction to the penalties imposed by the general penalty bylaw of the municipality.
10. Bylaw No. 03/2013 is hereby repealed

Reeve

(SEAL)

Administrator

*Certified to be a true copy of Bylaw #02-2016 adopted by
the Rural Municipality of Eyebrow No. 193
on this 10th day of February, 2016.*

Administrator

RURAL MUNICIPALITY OF EYEBROW NO. 193

SCHEDULE "A"

TO BYLAW NO. 02-2016

GRAVEL LICENSE FEE

I, _____ OF _____,

In the Province of Saskatchewan, do solemnly declare:

THAT, during the year _____, I excavated _____ from the gravel pit located
on the _____

and I make this solemn declaration, conscientiously believing it to be true and knowing it is of the same
force and effect as if made under oath and by virtue of *The Canada Evidence Act*.

Declared before me at the _____

Of _____, in the

Province of Saskatchewan, this _____

Day of _____, 20____.

(Contractor)

A Commissioner for Oaths in and for
Saskatchewan. My commission expires

_____.

SCHEDULE "B"
TO BYLAW NO. 02-2016

Amount enclosed: \$