

Placement of Objects Adjacent to Roads Bylaw

RURAL MUNICIPALITY OF PONASS LAKE NO. 367

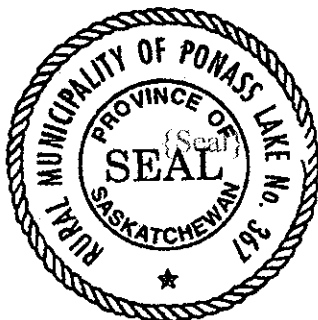
BYLAW NO. 7/13

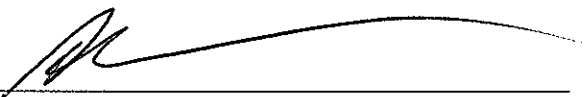
A BYLAW RELATING TO THE PLANTING OF BRUSH, TREES OR SHRUBS OR THE PLACING OF STONE, EARTH OR GRAVEL PILES, PORTABLE STRUCTURES, MACHINERY OR OTHER OBJECTS ADJACENT TO MUNICIPAL ROADS

The council for the Rural Municipality of Ponass Lake No. 367 in the Province of Saskatchewan enacts as follows:

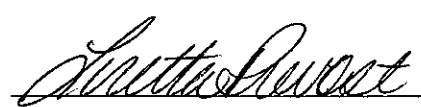
1. This Bylaw shall be referred to as The Placement of Objects Adjacent to Roads Bylaw.
2. In this Bylaw:
 - a) "Designated Officer" means an employee or agent of the Municipality appointed by Council to act as a municipal inspector for the purposes of this Bylaw;
 - b) "Municipality" means the Rural Municipality of Ponass Lake No. 367;
 - c) "Council" means the Council of the Rural Municipality of Ponass Lake No. 367;
 - f) "occupant" means an occupant as defined in *The Municipalities Act*;
 - g) "owner" means an owner as defined in *The Municipalities Act*;
 - h) "road" means any road allowance in the municipality other than:
 - i) a private road; or
 - ii) a provincial highway; or
 - iii) roads within the Hamlets of St. Front or Nora
 - iv) a road within the Rose Valley Subdivision
3. No person shall hereafter plant brush, trees or shrubs or place stone, earth or gravel piles, portable structures, machinery or other objects on private property:
 - a) within 45.72 meters (150 feet) from the centre line of any road; or
 - b) within 91.44 meters (300 feet) from the intersection of two or more roads.
4. Section 3 shall not apply with respect to brush, trees or shrubs planted more than five (5) years prior to the passing of this bylaw, where such brush, trees or shrubs:
 - a) Are used as a shelterbelt; and
 - b) Are situated within 45.72 meters (150 feet), but more than 22.86 meters (75 feet) from the centre line of a road at a place other than an intersection of roads.
5. The administration and enforcement of this bylaw is hereby delegated to the Administrator for the Rural Municipality of Ponass Lake No. 367.
6. The Administrator of the Rural Municipality of Ponass Lake No. 367 is hereby authorized to further delegate the administration and enforcement of this bylaw to the designated officer.
7. The inspection of property by the Municipality to determine if this bylaw is being complied with is hereby authorized.
8. Inspections under this Bylaw shall be carried out in accordance with section 362 of *The Municipalities Act*.
9. No person shall obstruct a Designated Officer who is authorized to conduct an inspection under this section, or a person who is assisting a Designated Officer.

10. If a Designated Officer finds that a person is contravening this bylaw, the Designated Officer may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention.
11. Orders given under this bylaw shall comply with section 364 of *The Municipalities Act*.
12. Orders given under this bylaw shall be served in accordance with section 390 of *The Municipalities Act*.
13. If an order is issued pursuant to section 10, the Municipality may, in accordance with section 364 of *The Municipalities Act*, give notice of the existence of the order by registering an interest against the title to the land that is the subject of the order.
14. A person may appeal an order made pursuant to section 10 in accordance with section 365 of *The Municipalities Act*.
15. The Municipality may, in accordance with section 366 of *The Municipalities Act*, take whatever actions or measures are necessary to remedy a contravention of this bylaw.
16. In an emergency, the Municipality may take whatever actions or measures are necessary to eliminate the emergency in accordance with the provisions of section 367 of *The Municipalities Act*.
17. Any unpaid expenses and costs incurred by the Municipality in remedying a contravention of this bylaw may be recovered either:
 - a) by civil action for debt in a court of competent jurisdiction in accordance with section 368 of *The Municipalities Act*; or
 - b) by adding the amount to the taxes on the property on which the work is done in accordance with section 369 of *The Municipalities Act*.
18. No person shall:
 - a) fail to comply with an order made pursuant to this bylaw;
 - b) obstruct or interfere with any Designated Officer or any other person acting under the authority of this bylaw; or
 - c) fail to comply with any other provision of this bylaw.
19. Bylaw No. 4, 1968 is hereby repealed
20. This bylaw shall come into force on the day of its final passing.



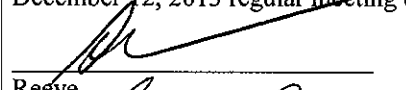


Reeve




Administrator

Certified a true copy of Bylaw No. 7/13
adopted by resolution of Council at the
December 12, 2013 regular meeting of Council.



Reeve



Administrator

