

BYLAW NO. 02-08

A BYLAW OF THE RURAL MUNICIPALITY OF FRENCHMAN BUTTE NO. 501, OF SASKATCHEWAN, RELATING TO THE PLANTING OF BRUSH, TREES OR SHRUBS OR THE PLACING OF STONES, EARTH OR GRAVEL PILES, PORTABLE STRUCTURES, MACHINERY OR OTHER OBJECTS ADJACENT TO CERTAIN HIGHWAYS, PURSUANT TO SECTION 206 OF THE RURAL MUNICIPALITY ACT, 1989.

The Council of the Rural Municipality of Frenchman Butte No. 501, in the Province of Saskatchewan, enacts as follows:

1. For the purpose of this bylaw the expression:
 - (a) "municipality" means the Rural Municipality of Frenchman Butte No. 501 of Saskatchewan.
 - (b) "road" means any road allowance within the municipality other than:
 - (i) a private road
 - (ii) a provincial highway; or
 - (iii) a road or highway within the following hamlets:
Frenchman Butte
Onion Lake
2. No person shall hereafter plant brush, trees or shrubs or place stones, earth or gravel piles, portable structures, machinery or other objects on private property;
 - (a) within one hundred feet from the centre line of any road; or
 - (b) within three hundred feet from the intersection of the centre lines of any municipal roads
3. The Council may, by order, direct the owner of any private property upon which brush, trees or shrubs have been planted, stones, earth or gravel piles, portable structures, machinery or other objects have been placed in contravention of Section 2 hereof, to remove the same within a time to be stated in such order.
4. Where an owner of private property to whom an order for removal has been directed under the provisions of Section 3 hereof, fails to comply with the order within the time as therein specified, the provisions of Section 173 of the Rural Municipality Act, 1989 shall apply and the council may, by resolution, direct that such removal be carried out at the owner's expense by the agents or servants of the municipality, and the municipality may recover the expense of such removal by action or in like manner as municipal taxes are recoverable.
5. (i) Subject to Section 6 hereof, the council may from time to time, by resolution, provide for the removal at the expense of the municipality, of any brush, trees or shrubs growing on private property, stones, earth or gravel piles, portable structures, machinery or other objects placed on private property;
 - (a) Within one hundred feet from the centre line of any road; or
 - (b) Within three hundred feet from the intersection of the centre lines of any municipal roads



(ii) Every resolution, passed under Subsection 1 shall designate the private property to which it relates.

6. Nothing in Section 5 hereof shall 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;

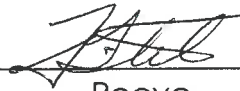
(a) are used as a shelter belt; and

(b) are situated within one hundred feet, but more than eighty-two feet, from the centre line of a road at a location other than an intersection.

7. Any agent or servant of the municipality appointed by the council to carry out the provisions of Section 4 or 5 hereof shall have the power for that purpose to enter upon the private property involved.

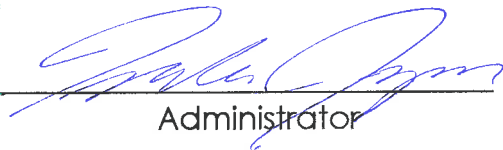
8. Any person who contravenes the provisions of Section 2 hereof is guilty of an offence and liable on summary conviction to the penalties imposed in the general penalty bylaw of the municipality.

9. Bylaw's No. 13 and No. 29 are hereby rescinded.



Reeve

(SEAL)



Administrator

Certified a true copy of Bylaw No. 02-08 adopted by resolution of council on the 18th day of April, 2002.



Reeve

(SEAL)



Administrator

