



Incorporated

R.M. of Frenchman Butte No. 501

POLICY TITLE Fence Replacement Policy		ADOPTED BY Council Resolution 2018-01-24-022	POLICY NO. 300-08
ORIGIN/AUTHORITY RM Council	JURISDICTION RM of Frenchman Butte No. 501	Amended: December 18, 2024 Rescinded:	Resolution No. 2024-12-18-006 Resolution No.

1.0 PURPOSE:

The purpose of this policy is for the R.M. of Frenchman Butte No. 501 Council to create Policy for the replacement of fence removed due to road construction and/or brushing of road allowances.

2.0 DEFINITIONS:

- 2.3 **CAO:** Means the Chief Administrative Officer of the R.M. of Frenchman Butte No. 501.
- 2.4 **Council:** Means Council for the R.M. of Frenchman Butte No. 501.
- 2.5 **Municipality:** Shall mean the R.M. of Frenchman Butte No 501.
- 2.6 **Landowner:** Shall mean the person or persons whose name the property is titled.

3.0 SCOPE:

To establish policy by which fence removed for the purposes of construction and/or brushing is replaced.

4.0 POLICY:

This policy establishes the compensation rates for landowners to replace an existing fence after the R.M. of Frenchman Butte No. 501 road construction or brushing project is completed.

5.0 SPECIFIC REQUIREMENTS

- 5.3 The municipality shall be responsible for the replacement of fence removed for the purposes of road construction and/or brushing of road allowances.
- 5.4 The fence shall be same type of fence as the one removed. (barbwire, electric, and page wire, etc.).
- 5.5 If the landowner wishes to add additional wires, posts or larger posts beyond those found on the existing fence, the landowner is responsible for the additional labour and materials costs.



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6.0 ELIGIBILITY FOR FENCE REPLACEMENT:

6.1 Condition of Existing Fence:

- 6.1.1 The municipality will only replace fences that are deemed to be *in good condition* at the time of removal.
- 6.1.2 A fence is considered to be in good condition if it is structurally sound, upright, and serving its intended purpose of enclosure or boundary marking.

6.2 Fences in Poor Condition:

- 6.2.1 If the existing fence is determined to be in poor condition (e.g., heavily damaged, partially collapsed, or no longer functional), the municipality will not cover the cost of full replacement.
- 6.2.2 The landowner will have the option to cost-share the replacement with the municipality if they wish to install a new fence.
- 6.2.3 The cost-sharing arrangement (Schedule A) will cover materials and labor proportionate to the agreed-upon split, with details to be outlined in a signed agreement prior to the start of construction.

6.3 Assessment Procedure:

- 6.3.1 Prior to removal, the municipality will document the condition of the fence through photographs and a written assessment to determine its eligibility for replacement.

7.0 RESPONSIBILITY/INTERPRETATION/REPEALING:

- 7.1 All Appendices attached to this policy may be amended from time to time based on operational need.
- 7.2 This policy shall be administered and interpreted by the CAO; however, this policy cannot be amended without Council approval.
- 7.3 This policy repeals and rescinds all previous policies and resolutions that have been passed by the Council with respect to the application of all parts of this policy and the terms and conditions contained herein.
- 7.4 This policy shall come into force and take effect on December 18, 2024, and shall continue in full force and effect until repealed or amended by subsequent resolution of Council.



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SCHEDULE A

FENCE REPLACEMENT COST-SHARING AGREEMENT

Between:

The Rural Municipality of Frenchman Butte No. 501 ("The RM")

And:

[Landowner's Name(s)] ("The Landowner")

Purpose:

This agreement outlines the terms and conditions for cost-sharing the replacement of a fence deemed ineligible for full replacement by the RM under Policy #300-08.

TERMS AND CONDITIONS

1.0 Assessment of Fence Condition:

- 1.1. The RM has determined that the existing fence located at [legal land description] is in poor condition and does not qualify for full replacement under Policy #300-08.
- 1.2. A written assessment, including photographic evidence, was provided to the landowner on [date].

2.0 Agreement to Replace Fence:

- 2.1. The landowner wishes to proceed with the replacement of the fence through a cost-sharing arrangement with the RM.

3.0 Cost-Sharing Proportion:

- 3.1. The RM agrees to cover [percentage]% of the replacement cost.
- 3.2. The landowner agrees to cover [percentage]% of the replacement cost.

4.0 Scope of Replacement Work:

- 4.1. The replacement will be for a [describe the type of fence, e.g., three-wire barbed wire fence] of similar specifications.
- 4.2. Any additional materials or upgrades (e.g., additional wires, larger posts) requested by the landowner will be fully funded by the landowner.

5.0 Estimated Costs:

- 5.1. Total estimated cost of replacement: \$[amount].
- 5.2. RM's contribution: \$[amount].
- 5.3. Landowner's contribution: \$[amount].



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6.0 Payment Terms:

- 6.1. The landowner agrees to pay their portion of the replacement cost in full before construction begins OR within [number] days of receiving the invoice.
- 6.2. Payments shall be made payable to the Rural Municipality of Frenchman Butte No. 501.

7.0 Timelines:

- 7.1. The RM will commence fence replacement work on [start date] and will aim to complete it by [end date], weather permitting.

8.0 Salvage and Disposal:

- 8.1. Any salvageable materials from the existing fence will be staged on the landowner's property for their disposal or reuse.

9.0 Termination Clause:

- 9.1. Either party may terminate this agreement by providing written notice no less than 30 days before the start of construction.

SIGNATURES:

By signing below, both parties agree to the terms of this Cost-Sharing Agreement.

The RM:

Name: _____
 Title: _____
 Signature: _____
 Date: _____

The Landowner(s):

Name(s): _____
 Signature(s): _____
 Date: _____