

BYLAW NO. 69-4

A. bylaw of the Rural Municipality of Brock No. 64 of Saskatchewan.

RELATING TO THE PLANTING OF TREES OR SHRUBS OR THE PLACING OF STONE PILES AND OTHER OBJECTS ADJACENT TO CERTAIN HIGHWAYS.

The municipal council of the Rural Municipality of Brock No. 64, in the Province of Saskatchewan, enacts as follows:

- 1) For the purpose of this bylaw the expression:
 - (a) "municipality" means the Rural Municipality of Brock No. 64, of Saskatchewan;
 - (b) "road" means any road allowance within the municipality other than:
 - (i) a private road; or
 - (ii) a provincial highway.
- 2) No person shall hereafter plant trees or shrubs or place stone, earth or gravel piles, portable structures, machinery or other objects on private property:
 - (a) within one hundred and fifty feet from the centre line of any road; or
 - (b) within three hundred feet from the intersection of two or more roads.
- 3) The council may, by order, direct the owner of any private property upon which a tree or shrub has been planted, or a stone, earth or gravel pile, portable structure, machinery or other object has been placed in contravention of the provisions 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 184 of the Rural Municipality Act, shall apply mutatis mutandis, 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) 1) 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, or stone, earth and gravel piles, portable structures, machinery or other objects placed on private property:
 - (a) within one hundred and fifty feet from the centre line of any road; or
 - (b) within three hundred feet from the intersection of two or more roads.
 2) Every resolution passed under subsection 1) hereof 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 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 and fifty feet, but more than seventy-five feet, from the centre line of a road at a place other than an intersection of roads.
- 7) Any agent or servant of the municipality appointed by the council to carry out the provisions of sections 4 or 5 hereof shall have power for that purpose to enter upon the private property involved.
- 8) Any person who obstructs or interferes with an agent or servant of the municipality while engaged in carrying out the provisions of sections 4 or 5 hereof shall be liable on summary conviction to the penalties prescribed by section 407 of The Rural Municipality Act.
- 9) 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.
- 10) Bylaw no. 56-1, passed in council on the 9th day of October, 1956, is hereby repealed in its entirety.

* _____
Reeve.

(S E A L)

* _____
Secretary-Treasurer.

Certified a true copy of the bylaw adopted by resolution of the Council on the 10th day of December, 1969.

* _____
Reeve

(S E A L)

* _____
Secretary Treasurer.



Sec. 191, Pars. 73 & 74, R.M. Act.