

## BYLAW NO. 2016-137

### A BYLAW TO LICENSE THE EXCAVATION OF GRAVEL FROM GRAVEL PITS

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

1. This bylaw shall be referred to as the Gravel Licensing Bylaw.
2. In this 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" includes rock, stone, sand and other material in excess of 105 microns in diameter;
  - e. "Municipality" shall mean The Rural Municipality of Brock No. 64;
  - f. "Premise" includes any pit, site or location within the municipality in which gravel is naturally situated and from which gravel may be or is being 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 in the form shown in Schedule "A" attached hereto from the municipality.
4. Any contractor requiring a license under provision of this bylaw shall each year, make written application on Schedule "A" attached hereto, 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 from, an estimate of the amount of gravel to be excavated within the current year and paying in advance a fee of
  - a) \$0.156 per cubic metre or each cubic metre; or
  - b) \$0.119 per cubic yard for each cubic yard; or
  - c) \$0.084 per tonne for each tonne; or
  - d) \$0.078 per ton for each ton of gravel excavated from the premise.
5. 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 31<sup>st</sup> day of December of the year of issue.
6. 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 "B" attached hereto, to the Administrator of the municipality showing proof of the quantity of gravel, which maybe in the form of but not limited to crushing tickets or a surveyed volume estimate, in the agreed units of measurement, excavated from each premise and pay the prescribed fee as set out in Section 4 of the bylaw.

**BYLAW NO. 2016-137**

**A BYLAW TO  
LICENSE THE EXCAVATION OF GRAVEL FROM GRAVEL  
PITS**

- 7. 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.
- 8. 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.
- 9. Bylaw #2012-118 is hereby repealed.



*[Handwritten Signature]*  
 \_\_\_\_\_  
 Reeve

*[Handwritten Signature]*  
 \_\_\_\_\_  
 Administrator

Read a third time and adopted this 9<sup>th</sup> day of June, 2016.

Certified a true copy of Bylaw No. 2016-137 Adopted by resolution of the council on the 9<sup>th</sup> day of June, 2016.

*[Handwritten Signature]*  
 \_\_\_\_\_  
 Treena Heshka - Administrator

