

RURAL MUNICIPALITY OF BLAINE LAKE NO. 434

BYLAW NO 04-2025

A BYLAW FOR ENCROACHMENT OF ROADS

The Council of the Rural Municipality of Blaine Lake #434 in the Province of Saskatchewan enacts as follows:

1. This bylaw shall be referred to as the Encroachment of Roads Bylaw.
2. In this bylaw:
 - a. The "Act" shall mean *The Highways and Transportation Act, 1997*.
 - b. "Administrator" shall mean the administrator of the municipality;
 - c. "Council" shall mean the council of the municipality;
 - d. "Authority" shall mean the Rural Municipality of Blaine Lake No. 434; and
 - e. "Municipality" shall mean the Rural Municipality of Blaine Lake #434.
3. Farming the shoulder of a road and side slope to the base of the ditch, and the destruction of the grass thereon is strictly prohibited. This practice is not permitted on engineered, constructed and graded roads. An individual or a corporation causing damage or altering a municipal right of way, by an agricultural operation, will be responsible for all costs of remediation deemed necessary by the municipality.
4. Per section 34(2) of the Act, the owner who breaks, cuts, fills or otherwise alters or damages a public improvement will be liable for the damage caused and shall reimburse the authority having the management and control of the public improvement for the costs of repairing the public improvement. In addition, a fine under clause 8 will be charged.
5. Filling or dumping of sprayers on shoulder of road will not be permitted. Individual or corporation responsible will be liable for damages caused to the road plus a fine under clause 8.
6. No planting of crops is permitted on the shoulder of the road to the side slope of the ditch. Both individuals and corporations will have their crops mowed on the shoulder of the road to the side slope of the ditch. In addition, grass will need to be reseeded and this cost will be invoiced to the individual or the corporation responsible.
7. Both individuals and corporations will be responsible for the structural integrity of the road. If the road requires a rebuild and engineering costs, 75% of those costs will be the responsibility of the individual or the corporation held publicly responsible.
8. An offence in each division will be assessed as a separate offence. Fines will be assessed for each offence per roadway: (1) first offence of \$10,000, (2) second offence of \$20,000, (3) third offence of \$30,000 and (4) each continuing offence after the third offence, is \$50,000 each.
9. Bylaw 01-2025 is hereby repealed.



Reeve

Administrator

Read a third time and adopted
This 15th day of April, 2025

Administrator