

RURAL MUNICIPALITY OF ORKNEY No. 244

BYLAW No. 2/2025

A BYLAW TO PROHIBIT THE LEAVING OF RIDGES ON MUNICIPAL ROADS

A Bylaw of the Rural Municipality of Orkney No. 244 in the Province of Saskatchewan to create a bylaw for the charging of fees for services and products.

1. Short Title

This Bylaw may be cited as the “Snow Removal Bylaw”.

Whereas, the Council of the Rural Municipality of Orkney No. 244 considers it desirable and expedient to establish rules prohibiting the leaving of ridges on municipal roads due to moving snow and other materials across municipal roadways in a manner that leaves ridges of material across the road and piles within the municipal rights-of-way and therefore; causes damage to municipal equipment and the roadway resulting in increased costs to the municipality;

Now therefore, the Council of the Rural Municipality of Orkney No. 244 in the province of Saskatchewan enacts as follows:

2. DEFINITIONS

For the purpose of this bylaw, the following terms and words shall have the following meanings:

- a) “administrator” shall mean the administrator of the municipality;
- b) “contractor” shall mean an individual, company, corporation or agent thereof
- c) “council” shall mean the council of the Rural Municipality of Orkney No. 244;
- d) “designated officer” shall mean the Commissionaire of South Saskatchewan, the Administrator, Royal Canadian Mounted Police, Sheriff or any other person appointed to enforce municipal bylaws;
- e) “road” shall mean a highway, municipal road, municipal right of way, parkway, driveway, square, or place designated and intended for or used by the general public for the passage of vehicles, but does not include any area, whether privately or publicly owned, that is primarily intended to be used for the parking of vehicles and the necessary passageways on that area
- f) “municipality” shall mean the Rural Municipality of Orkney No. 244;
- g) “person” shall mean the titled owner, assessed owner, taxable owner, renter, occupant of land or residence or any individual or company or corporation, or agent thereof
- h) “ridge” shall mean a stock pile or uneven patch on the road made of snow, ice or other material made from pushing snow or other materials across a municipal roadway

3. Application

This bylaw shall apply to any person that pushes and or places material across a municipal road or roadway including by either completing the work themselves or contracting a third party to have the work completed on their behalf, in a manner which leaves lumps of material or ridges, either in part or in whole, on or across a municipal roadway or allowance which results in the creation of a road hazard.

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4. Exceptions

For those properties located within High-Density Country Residential, Modular Home Residence, Hamlet and Lakeshore Development areas they will be allowed to stockpile snow with-in the municipal right-of-way that affronts or is alongside their property with a provision for consideration of culvert locations.

5. Infractions

Any person that either completes the work or contracts a third party to have the work completed in a manner that leaves ridges of material, in part or in a whole, across a municipal roadway or road allowance which results in the creation of a road hazard, will be directed to correct the infraction by having the material and or ridging corrected so that the roadway and or allowance is brought back to level driving surface within fourteen (14) calendar days from the date the notification was sent.

6. Failure to Correct Infraction

IN the event that an order issued pursuant to section 6 of this bylaw is not complied with within the specified time frame, the Municipality may take whatever actions or measures are necessary to remedy the contravention.

The municipality may add any costs incurred in eliminating an infraction to the tax roll of any property in the Municipality in respect to which the person who caused the infraction is the assessed person. Current custom work rates shall apply.

No person shall:

- i) Fail to comply with this bylaw
- ii) obstruct or interfere with a Designated Officer or any other person acting under the authority of this bylaw; or
- iii) fail to comply with any other provision of this bylaw

7. Enforcement

A Designated Officer who has reason to believe that a person has contravened any provision of this bylaw may serve on that person two verbal warnings (which may be documented) then a Notice of Violation, should the violation not be corrected the designated officer shall issue another Notice of Violation in which shall indicate that the Municipality will accept a voluntary payment within thirty (30) days to be paid to the Municipality.

The Notice of Violation shall indicate a voluntary payment of \$500.00 per incident.

Where the Municipality receives voluntary payment of the prescribed amount within the specified time frame, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.

Payment of the Notice of Violation does not exempt the person from enforcement of an order pursuant to this Bylaw.

8. Offence

Every person who contravenes any provision of this bylaw is guilty of an offence and liable upon summary conviction in accordance to the general penalty bylaw.

9. Coming Into Force


This Bylaw shall come into force upon its third reading of Council.



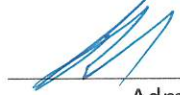
Read a third time and adopted
this 15th day of January, 2025



Administrator



~~Reeve – Randy Trost~~ Deputy Reeve, Kristine Proagsh



Administrator – Bridgette Rushkewich

