

THE RURAL MUNICIPALITY OF WOODLANDS

BY-LAW NO. 2509/05

BEING A BY-LAW TO PROVIDE FOR THE CARE AND MAINTENANCE OF PROPERTY ADJACENT TO MUNICIPAL ROADS IN THE LOCAL URBAN DISTRICT OF WARREN.

WHEREAS Section 232(1) of "The Municipal Act", S.M. 1996, c. 58 – Cap. M225, provides as follows:

"232(1) A council may pass by-laws for municipal purposes respecting the following matters:

- (f) property adjacent to highways or municipal roads, whether the property is publicly or privately owned;"

AND WHEREAS Council of the Rural Municipality of Woodlands deems it expedient to pass a By-law to establish regulations governing the care and maintenance of land adjacent to municipal roads in the Local Urban District of Warren;

NOW THEREFORE, the Rural Municipality of Woodlands in council assembled enacts as a by-law the following:

1. Every owner or occupant of land in the Local Urban District of Warren (hereinafter referred to as "LUD") shall maintain and care for the lands adjacent to municipal roads (hereinafter referred to as "adjacent land") that abut or flank the land that he or she owns or occupies.
2. The responsibility for maintaining the adjacent land includes the responsibility to ensure that grass and other ground vegetation does not exceed six (6) inches in length.
3. No person shall break, dig up, or remove or in any way injure or deface the trees, shrubs, plants or turf located on adjacent land.
4. No person shall throw or deposit any waste, refuse, or substance of any kind, upon any adjacent land.
5. No person shall install, place or deposit anything on adjacent land, which would obstruct or hinder traffic or street cleaning equipment or cause damage to the adjacent land.
6. Soil and well rotted lawn dressing may be deposited on adjacent land for removal to private property, but same shall not be allowed to remain longer than seven (7) days.
7. No person shall store, place or deposit on any adjacent land, any building materials whatever, without first obtaining permission from the Rural Municipality of Woodlands, and any person obtaining such permission shall be held responsible for any damage which may occur to any tree, shrub or plant, or to any lawn area.
8. No person shall display or distribute advertising matter of any kind on adjacent land without permission from the Rural Municipality of Woodlands.
9. No person shall use any adjacent land for business purposes, and no business of any kind shall be carried out except such as may from time to time be approved by the Rural Municipality of Woodlands.
10. No person shall cause a vehicle to be parked in such a manner as to encroach upon or damage a tree, shrub, plant or the turf on any adjacent land.
11. No person shall drive a motor vehicle on, across, or along any adjacent land at any place other than an authorized crossing unless permission to do so has been obtained from the Rural Municipality of Woodlands.

12. No person shall plant any tree, sapling, shrub or plant of any kind on any adjacent land without first obtaining the written permission of the Rural Municipality of Woodlands.
13. No person, whether licensed or otherwise, shall move any building along the right of way in such a way as to damage any tree, shrub, sapling, plant or turf on adjacent land.
14. Any person, or persons proposing to cross any newly sewn adjacent land for the purpose of delivery or removal of furniture, household goods, or other like chattels shall first place planks of sufficient width, length and strength over the adjacent land so that no damage be done to the area and all such materials shall be removed from area upon completion of delivery or removal.
15. No person shall make an excavation into the surface of any adjacent land without obtaining permission from the Rural Municipality of Woodlands.
16. If any person who is required under this by-law to maintain and care for adjacent land fails or neglects to comply, the Rural Municipality of Woodlands, after giving seven (7) days written notice, may cause such work to be done as is necessary to maintain and care for the adjacent land.
17. All costs for works performed as referred to in Section 16 shall become an amount owing to the Rural Municipality of Woodlands and may be collected in the same manner as a tax may be collected.

DONE AND PASSED in Woodlands, Manitoba this 24th day of May, 2005.



Don Walsh
Reeve



Beverley Wells, C.M.M.A.
Chief Administrative Officer

READ A FIRST TIME this 10th day of May, 2005
 READ A SECOND TIME this 24th day of May, 2005
 READ A THIRD TIME this 24th day of May, 2005