

BYLAW NO. 08-2011

A BYLAW TO PROHIBIT OBSTRUCTIONS ADJACENT  
TO CERTAIN ROAD ALLOWANCES

The Council of the Rural Municipality of Pense No. 160, in the Province of Saskatchewan, enacts as follows:

1. For the purpose of this bylaw the expression:
  - a) “municipality” means the Rural Municipality of Pense No. 160 of Saskatchewan;
  - b) “road” means any road allowance within the municipality other than:
    - i. a private road; or
    - ii. a provincial highway; or
    - iii. a road or highway within the following hamlets,  
to wit:  
Hamlet of Keystown  
Hamlet of Stony Beach, both in the  
Province of Saskatchewan.
  - c) “obstruction” means any type of object that has the potential to trap snow and cause blockage on municipal roads.
  - d) a barbwire fence in not considered an obstruction.
2. No person shall permit an obstruction (planting of trees/shrubs, placing of stone, earth/gravel, portable structures, solid fences or other objects) to be placed/erected on private property within:
  - a) Ninety (90) metres/Three hundred (300) feet from the intersection of the centre lines of any municipal roads;
  - b) Forty-six (46) metres/One hundred and fifty (150) feet from the centre line of any municipal road.
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 stated in such order and the provisions of Section 364 of *The Municipalities Act*, shall apply, mutatis mutandis, if the owner fails to comply with the order.
4. For the purposes of fence lines:
  - a) Barbwire fence lines (not obstructions) may be constructed anywhere on private land, as long as it is on private owner boundaries.
  - b) Solid fence lines (obstructions) must conform to the setbacks listed in Section 2. a) and b).
  - c) No person shall hereafter construct a fence on any municipal right of ways.
5. Any person who contravenes the provisions of Section 2 and 4 hereof, is guilty of an offence and liable on summary conviction to the penalties imposed in the general penalty bylaw of the municipality.
6. Bylaw No. 09-02 is hereby repealed.

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Reeve

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Administrator