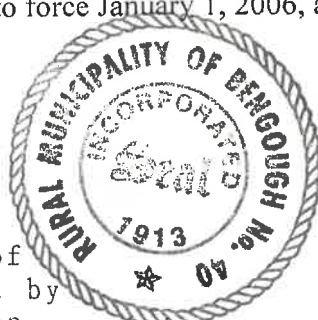


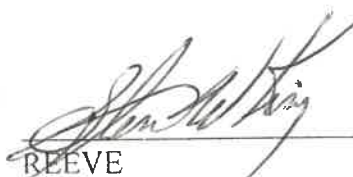
A BYLAW TO PROVIDE FOR THE ENFORCEMENT OF THE BYLAWS OF THE MUNICIPALITY PURSUANT TO SECTION 8(2) OF THE MUNICIPALITIES ACT.

The Council of the Rural Municipality of Bengough No. 40, in the Province of Saskatchewan, enacts as follows:

1. This bylaw shall be known as and referred to as "The General Penalty Bylaw of the Municipality".
2. Section 3 shall apply only to an infraction of a bylaw of the Municipality for which no other penalty is provided.
3. Subject to the provision of Section 2, any individual found guilty of an infraction of a bylaw of the municipality, passed by the authority of the Municipalities Act or any other Act, shall be liable to a penalty of not more than \$10,000.00 (Ten thousand dollars).
4. Subject to the provision of Section 2, any offence committed by a corporation found guilty of an infraction of a bylaw of the municipality, passed by the authority of the Municipalities Act or any other Act, shall be liable to a penalty of not more than \$25,000.00 (Twenty-five thousand dollars) or one year imprisonment of the directors of a corporation who directed, authorized, assented to, acquiesced in or participated in the commission of the offence, or both;
5. For each continuing offence, a daily maximum fine of \$100.00 (One hundred dollars), the total accumulation of which is not limited by the maximum fines set out in clause 3 and 4.
6. Any costs (fee, toll, rate or charge) association for the provision of imposition of clause 3, 4, and 5, or imprisonment shall be charged in addition to the penalties provided.
7. Individuals or corporations shall be subject to imprisonment for not more than one year for non-payment of clauses 3, 4, 5 and 6.
8. An individual or corporation who contravenes a bylaw with an established penalty and who pays such a penalty, shall not be prosecuted for the contravention of this bylaw.
9. Any ratepayer of the Municipality has the right to inspect bylaws of the Municipality to determine if one or all bylaws are being complied with.
10. If a bylaw has been determined to have been contravened by the Municipality, the Municipality shall take steps to insure its remedy as the situation so directs, including providing for moving, seizing, impounding, destroying, or otherwise dealing with or disposing of any type of real or personal property, including animals.
11. This bylaw shall come into force January 1, 2006, at which time Bylaw No. 183.98 is hereby repealed.



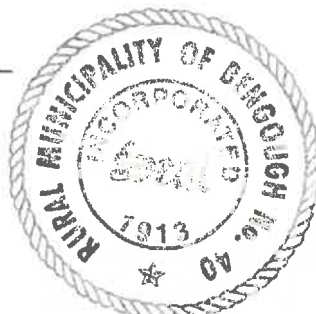
Certified a true copy of
Bylaw NO. 234.05 adopted by
resolution of Council on
the 10th day of November, 2005


REEVE


ADMINISTRATOR


REEVE


ADMINISTRATOR



SAMPLE ORDER

[Municipal Letterhead / Information]
Order to Remedy

NAME: _____
ADDRESS: _____

RE: [Legal address of property / Civic address of property]

NOTICE OF VIOLATION

TAKE NOTICE THAT in accordance with Section ____ of Bylaw No. _____ (the Nuisance Abatement Bylaw) the property described above has been inspected by the [Municipality Name] (the Municipality) on [date] ;

THAT as a result of the above inspection, the land is hereby declared a nuisance because:

- [state SPECIFIC reason(s) why the property is a nuisance]

AND THAT the records of the Municipality show that you are the owner / occupant [specify which] of the property described above.

ORDER TO REMEDY

Under authority provided by Section ____ of Bylaw No. _____ you are hereby ordered to remedy the above violation by:

- [state action required to remedy the contravention – be SPECIFIC and MEASURABLE]

The remedial action noted above is to be completed no later than [specify date – must be after deadline to appeal].

RIGHT TO APPEAL

TAKE NOTICE THAT you are provided the right to appeal this Order; and

THAT the appeal may be filed with [state name and address] no later than [time and date – must be at least 15 days after the date of the order]

TAKE FURTHER NOTICE THAT a hearing to consider your appeal will be held as follows:

TIME / DATE: _____

PLACE: _____

- [if appeal hearings are pre-scheduled]

FAILURE TO COMPLY WITH THE ORDER

TAKE NOTICE THAT if you fail to remedy this contravention by the date set forth above or fail to file an appeal as stated above, the Municipality will proceed to undertake action to remedy the contravention; and

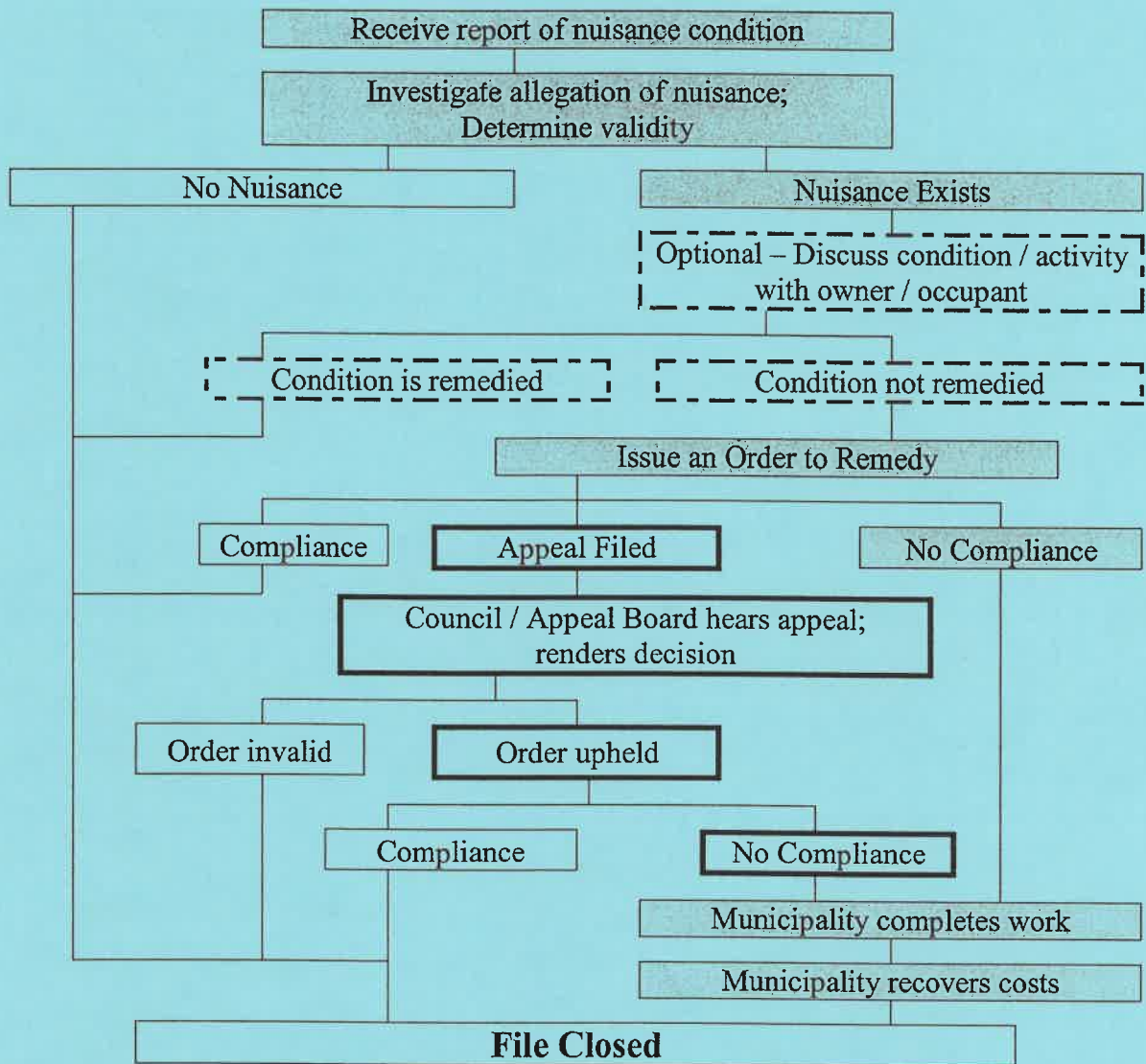
THAT all costs, less any amount received by the Municipality from selling or otherwise disposing of property may be added to, and thereby forms part of, the taxes on the property.

Dated at _____,
in the Province of Saskatchewan,
this _____ day of _____, 20____

Designated Officer

Administrative Process

Designated Officer with full authority



Council or Committee Input

