

Rural Municipality of Eldon No. 471

BYLAW No. 6/2014

A BYLAW TO PROVIDE FOR THE SETTING OF FEES FOR SERVICE

WHEREAS in accordance with *The Municipalities Act*, the council may, by bylaw, set fees in connection with any services provided by the municipality and provide for enforcing the terms and conditions and the payment of the fees by discontinuing service until the terms and conditions have been complied with or the fee has been paid;

NOW THEREFORE, the Council of the Rural Municipality of Eldon No. 471 enacts as follows:

1. Short Title

This Bylaw may be cited as *The Fee for Service Bylaw*.

2. Interpretation

In this Bylaw:

- a) “administrator” means the administrator for the Rural Municipality of Eldon No. 471 appointed pursuant to *The Municipalities Act*.
- b) “approach approval” means a written authorization, issued by the administrator, subsequent to approval by resolution of council, permitting the construction of an approach to a public highway under the jurisdiction of the municipality.
- c) “approach/proximity approval” means a written authorization, issued by the administrator, subsequent to approval by resolution of council, permitting the construction of an approach to a public highway under the jurisdiction of the municipality and permitting the drilling of an oil or gas well within 100 meters of a public highway under the jurisdiction of the municipality.
- d) “council” means the council of the Rural Municipality of Eldon No. 471.
- e) “crossing location” means the location where a pipe line crosses any public highway under the jurisdiction of the municipality.
- f) “municipality” means The Rural Municipality of Eldon No. 471.
- g) “proximity approval” means written authorization, issued by the administrator, subsequent to approval by resolution of council, permitting the drilling of an oil or gas well within 100 meters of a public highway under the jurisdiction of the municipality.
- h) “public highway” means every public highway, other than a provincial highway which is under the direction, control and management of the municipality pursuant to *The Municipalities Act*.
- i) “standard pipe line crossing agreement” refers to a standard form of agreement authorizing the installation of a pipe line across a public highway in accordance with certain terms and conditions as specified in the agreement.

3. The fee for the provision of service being the issuance of an Approach Approval shall be \$150.00 per location with the said fee payable to the municipality.

4. The fee for the provision of service being the issuance of an Proximity Approval shall be \$150.00 per location with the said fee payable to the municipality.

5. The fee for the provision of service being the issuance of an Approach/Proximity Approval shall be \$150.00 per location with the said fee payable to the municipality.

6. The fee for the provision of service being the issuance of a Standard Pipe Line Crossing Agreement shall be \$150.00 per agreement with the said fee payable to the municipality.

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7. All fees payable to the municipality for the provision of service pursuant to the provisions of this Bylaw shall be due on the date the service was requested.
8. Any person requesting service(s) pursuant to the provisions of the Bylaw shall flag/stake out location of proposed approach and must indicate the flag/stake locations on the completed diagram or survey plan submitted with the request.
9. Any person failing to flag/stake the location of the proposed approach shall forfeit the application fees and shall be required to resubmit their request accompanied with the appropriate fees.
10. Any person who fails to pay fees pursuant to the provisions of this Bylaw shall not be entitled to any further service until such time that all fees payable to the municipality have been paid in full.
11. Bylaw No. 4/2014 is hereby repealed.

Reeve

(S E A L)

Administrator