

RURAL MUNICIPALITY OF MARRIOTT NO. 317

Municipal Infrastructure Damage Bylaw

BYLAW NO. 01-2026

A BYLAW RESPECTING DAMAGE TO MUNICIPAL ROADS, BRIDGES AND RIGHTS-OF-WAY

WHEREAS The Council of the Rural Municipality of Marriott No. 317, in the Province of Saskatchewan, deems it necessary to regulate and protect municipal roads, bridges, and rights-of-way;

AND WHEREAS Council is authorized pursuant to The Municipalities Act to pass bylaws for the safety, health and welfare of people and the protection of people and property;

NOW THEREFORE the Council of the Rural Municipality of Marriott No. 317 enacts as follows:

1. Title

This Bylaw may be cited as the “Road and Infrastructure Protection Bylaw.”

2. Definitions

In this Bylaw:

- “Municipality” means the Rural Municipality of [Name] No. [###].
- “Public Works Manager” means the person appointed by Council to oversee municipal infrastructure or their designate.
- “Road” means any municipal road, street, lane, or right-of-way under the direction, control, and management of the Municipality.
- “Bridge” includes culverts, structures, and any crossing forming part of a municipal road.
- “Person” includes an individual, corporation, partnership, or organization.
- “Damage” means any harm, alteration, destruction, or deterioration beyond normal wear and tear.

3. Prohibition

No person shall:

- a) Damage or cause damage to any Road, Bridge, or municipal right-of-way;
- b) Operate or permit the operation of any vehicle or equipment in a manner that causes damage;
- c) Deposit, place, or leave any material or obstruction that results in damage.

4. Responsibility for Damage

Any person who causes or permits damage to municipal infrastructure is:

- a) Liable for all costs incurred by the Municipality to repair, restore, or replace the damaged infrastructure; and
- b) Responsible whether the damage was caused directly or indirectly.

5. Inspection and Determination

The Public Works Manager may:

- a) Inspect any alleged damage;
- b) Determine the extent of damage;
- c) Determine the method and cost of repair.

The determination of the Public Works Manager is final unless appealed to Council.

6. Notice of Costs

Where damage has occurred, the Municipality may:

- a) Provide written notice to the responsible person outlining:
 - Nature of the damage
 - Cost of repair
 - Payment deadline
- b) Require payment within 30 days of the date of notice.

7. Recovery of Costs

If payment is not made:

- a) The Municipality may recover the costs by:
 - Civil action; or
 - Any other method permitted by law
- b) Where permitted under legislation, the Municipality may add the unpaid amount to the tax roll of the property of the responsible person.

8. Offence and Penalty

- a) Any person who contravenes this Bylaw is guilty of an offence.
- b) Upon summary conviction, the person is liable to a fine of:
 - Not less than \$500 and not more than \$10,000
- c) Each day the contravention continues constitutes a separate offence.

9. Order to Remedy

The Municipality may issue an order requiring the responsible person to:

- a) Repair the damage; or
- b) Take specified actions within a set time.

If the person fails to comply, the Municipality may complete the work and recover costs.

10. Agreements Not Limited

This Bylaw does not limit the Municipality's ability to:

- Enter into road use or haul agreements
- Recover costs through separate agreements or legal action

11. Severability

If any portion of this Bylaw is held invalid, the remaining portions remain in force.

12. Coming into Force

This Bylaw shall come into force on the day of its final passing.

Read a first time this ____ day of April, 2026
Read a second time this ____ day of April, 2026
Read a third time and passed this ____ day of April, 2026

Reeve

Administrator

Read a third time and adopted
this ____th day of _____, 2026.

Administrator