

Rural Municipality of South Norfolk

DRAINAGE – LUD OF RATHWELL By-Law #2497/2010

BEING a By-Law of the Rural Municipality of South Norfolk for drainage and installing culverts or drainage structures in the Local Urban District of Rathwell.

WHEREAS The Municipal Act Section 232(1) states in part as follows:

A council may pass by-laws for municipal purposes respecting the following matters:

- e) private works on, over, along or under municipal roads;
- h) drains and drainage on private or public property;

AND WHEREAS The Municipal Act Section 232(2) states in part as follows:

Without limiting the generality of subsection (1), a council may in a by-law passed under this Division:

- a) regulate or prohibit;

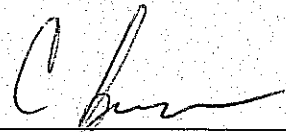
AND WHEREAS it is in the best interests of the Rural Municipality of South Norfolk to set requirements for drainage and for the installation of culverts or other drainage structures in the Local Urban District of Rathwell;

NOW THEREFORE BE IT AND IS HEREBY ENACTED as a By-Law of the Rural Municipality of South Norfolk as follows:

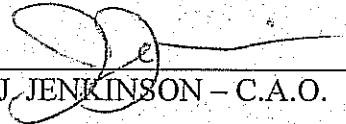
1. **THAT** no person shall perform any work, including but not limited to the installation or removal of culverts in a ditch, swale or any other drainage channel owned by the Rural Municipality of South Norfolk in the Local Urban District of Rathwell without the prior written authorization from the Council of the Rural Municipality of South Norfolk. In the event that installation or other requirements are not met the remedial costs will be the responsibility of the owner of the property who requested the work.
2. **THAT** all works will comply with the drainage plans for the Local Urban District of Rathwell by R. Leuzinger, C.E.T dated August 2010. The size of culvert will be a minimum of 18 inches to a maximum of 24 inches in diameter and will comply with the above noted drainage plans.
3. **THAT** when a new approach is required to access a property, the entire cost will be paid by the Local Urban District of Rathwell to a maximum culvert length or approach width of 30 feet. If the property owner requests a wider approach and culvert length the extra cost will be at their expense. If an access to the property has already been provided then the whole cost of the additional approach is at the expense of the property owner or developer.

4. **THAT** no person shall block or impede the flow of any culvert, drainage channel or any other drainage structure. This includes dumping snow, dirt, vegetation or any material capable of causing blockage.
5. **THAT** any material that is dumped in a channel or ditch must be removed by the responsible party/owner(s), or the Rural Municipality of South Norfolk will have it removed and forward the costs to the person responsible or property owner.
6. **THAT** any costs incurred in any of the above that relate to property owners will be billed to them accordingly, and in the event of non-payment, the Rural Municipality may collect in the same manner as a tax may be collected.

DONE AND PASSED by the Council of the Rural Municipality of South Norfolk at 215 Broadway Street, Treherne, Manitoba, in regular session assembled, this 18 day of Jan., A.D. 2010. *CS*



CRAIG SPENCER - REEVE



J. JENKINSON - C.A.O.

Read a first time this	<u>14</u>	day of	<u>Dec.</u>	A.D.	<u>2010</u>
Read a second time this	<u>14</u>	day of	<u>Dec.</u>	A.D.	<u>2010</u>
Read a third time this	<u>18</u>	day of	<u>Jan</u>	A.D.	<u>2010 2011 22</u>