

Bylaw No. 171

The Summer Village of Sundance Beach

A BY-LAW OF THE SUMMER VILLAGE OF SUNDANCE BEACH RESPECTING UNSIGHTLY PREMISES

WHEREAS the Council of the Summer Village of Sundance Beach deems it desirable to enact a By-law to control unsightly premises within the boundaries of the Summer Village; and

WHEREAS section 7 (c) of the Municipal Government Act, Chapter M-261, S.A. 1994, and amendments thereto provides that a Council may pass by-laws regulating untidy and unsightly premises;

NOW THEREFORE, by the power conferred on it, the Council of the Summer Village of Sundance Beach, duly assembled, enacts as follows:

1. In this By-law, the Term:
 - (a) "owner" means the registered owner of the lands and premises for which an order or direction has been served, pursuant to the By-law and includes the occupant of such lands and premises.
 - (b) "Summer Village" means the Summer Village of Sundance Beach
 - (c) "Council" means the Council of the Summer Village of Sundance Beach
2. Owners of property in the Summer Village shall keep such property in a presentable condition which shall include the removal of litter as it accumulates, the cutting of grass and the control of noxious weeds or plants.
3. The Council shall have the authority to direct the owner of any property that is not in a presentable condition:
 - (a) to fence that property with a light six foot high board fence suitably painted, or
 - (b) to clear and improve that property as the Council may direct.
4. Any member of Council shall have the authority to order:
 - (a) that the owner of any property cut or remove grass, and any noxious weeds or plants from such property; and
 - (b) that the owner of any property remove litter or debris from such property.
5. If an order of the Council or member of Council is not complied with within fourteen (14) days after the service of this order, the Council shall have the right to direct any person to do the work required by the order and the cost of doing that work may be recovered from the owner of the property as a debt due to the Summer Village or such costs may be charged against the property as taxes due and owing.
6. An owner who considers himself aggrieved by an order or direction may, within ten (10) days of the date upon which the service of the order or direction was made, appeal from that order or direction to the Council by written notice personally delivered to the Municipal Administrator or sent by certified mail or fax to the Municipal Administrator.
7. If an owner considers himself aggrieved by the decision under Paragraph 6 above, he may, within ten (10) days of the date upon which service of the decision was made, appeal by originating a Notice of Motion to the Court of Queen's Bench.

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8. Any owner who fails to remove litter as it accumulates or fails to cut and control grass, and any noxious weeds and plants or fails to comply with a direction or order of Council upon summary conviction be liable to a fine of not less than \$100.00 or more than \$2,500.00 and in default of payment, judgement.
9. The Council may retain legal counsel to prosecute for offences under this By-law

By-Law No. 115 is hereby repealed.

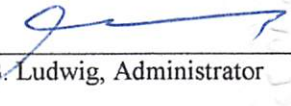
READ a first time this 12th day of August A.D., 1999

READ a second time this 16th day of September, A.D., 1999

READ a third time this 16th day of September, A.D., 1999



Doug Boswell, Mayor



John B. Ludwig, Administrator

