
Weed Inspection

Policy No.: 6060
Department: All Departments
Authority: Agricultural Service Board
Current Approved Date:

Policy Statement:

Lamont County shall perform weed control on municipal and private land to prevent the spread of weeds.

Purpose: To comply with the Weed Control Act regulated by Alberta Agriculture and Food

Policy Resolution: 89-41, 94-41, 02-300, ASB05-31, ASB07-205, ASB17-023

Procedure:

- 1) All weed inspection within the boundaries of Lamont County will be organized and implemented by the Agricultural Fieldman's Office.**
- 2) Inspection will consist of the following:**
 - a. Follow up of the previous year's notices and monitor for the present year**
 - b. To investigate weed complaints from the general public,**
 - c. Conduct field inspections and serve appropriate notices as per the Weed Control Act.**
- 3) All Weed Inspector's records are to be managed by the AG Manager program.**
- 4) Monthly weed inspection and control reports shall be available for ASB meetings.**

- 5) **Weed Inspector(s) and Pesticide Applicator(s) designated as Inspectors as per the Weed Control Act. Pesticide Applicator designated only for the purpose of weed enforcement.**
- 6) **Agricultural Service Board and County Manager to be notified of Weed Enforcement.**
- 7) **Issuance of Weed Notices is at the discretion of the Agricultural Fieldman.**
- 8) **Agricultural Fieldman be responsible to issue extensions to a Notice issued if extenuating circumstances have prevented a landowner or occupant from carrying out the terms of the notice.**
- 9) **The landowner or occupant will be provided with an opportunity to appeal the Weed Control Notice within 10 days from receipt of the Notice.**

APPEAL OF A WEED NOTICE

- 1) **A person who;**
 - a. **Has an interest in Land as an Landowner, and**
 - b. **Considers himself or herself aggrieved by the Weed Notice may appeal to the Board by filing a notice of appeal.**
- 2) **A notice of appeal shall be in writing and will set out;**
 - a. **The name and address of the appellant,**
 - b. **A copy of the notice in respect of which the appeal is being taken,**
 - c. **Legal description of the land effected, and**
 - d. **The grounds for appeal.**
- 3) **A notice of appeal shall be accompanied by cash or a certified cheque in the amount of \$100.00 which shall be refunded to the appellant if the appeal is successful.**
- 4) **A notice of appeal shall be delivered personally or sent by registered to the County Manager within 10 days or within the time specified in the notice, whichever is less. Failure to appeal within time line shall result in automatic forfeit of the right to appeal.**
- 5) **Within 15 days from the day or receipt of appeal, the committee shall hear and determine the appeal and the committee may confirm, rescind or vary the notice that was issued.**
- 6) **The committee shall meet and explain the appeal scheduled Agricultural Service Board Meeting or Council Meeting, whichever is less.**
- 7) **Secretary of ASB committee shall on determination of the appeal, send a copy of the decision together with the written reasons, if any, to the appellant by registered mail**

Weed Enforcement

- 1) If a weed notice is not complied with, weed control shall be undertaken.**
- 2) If weed control is undertaken, all expenses incurred will be invoiced to the landowner of the property. Payment is requested within thirty (30) days of issuance of notice.**
- 3) If payment is not received within thirty (30) days, Lamont County shall cause the amount owing to be placed on the tax roll as an additional tax against the land and it shall be collected in the same manner as taxes.**

Scheduled Review Date: March 2019

Lamont County

Weed Appeal Committee

Terms of Reference

1. Committee Designation:

Lamont County Weed Appeal Committee

2. Committee Members

The Lamont County Weed Appeal Committee shall be comprised of:

- One Lamont County Councilor(ASB Chairman)
- Two members at large(voting members)
- Administration Support (secretary) ASB Clerk

3. Committee Objective, Scope of Activities, and Duties:

The Lamont County Weed Appeal Committee shall:

- be called upon when an appeal is filed
- be independent and have a neutral opinion
- not be involved in the issuing of notices
- exclude themselves if a personal conflict of interest is apparent

4. A \$100.00 deposit is to be submitted with the appeal
If a successful appeal decision is rendered, \$250.00 shall be refunded

5. Time Period Necessary for the Committee to Carry Out its Purpose:

The Committee will meet when called upon and will provide the appellant with a decision within 15 days of appeal.

6. Committee Administrative and Financial Support:

- Lamont County shall provide appropriate administrative and financial support.
 - The County office shall provide meeting space.
 - Committee members shall be reimbursed for their expenses as per the applicable Honorariums and Related Expense Reimbursement Policy.
 - Committee is to be appointed yearly by Lamont County
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