

## RURAL MUNICIPALITY OF ELTON

### BY-LAW NO. 1462

#### **BEING A BY-LAW OF THE RURAL MUNICIPALITY OF ELTON TO ENSURE THE INSTALLATION, MAINTENANCE AND LEGIBILITY OF CIVIC ADDRESSING SIGNS WITHIN THE BOUNDARIES OF THE RURAL MUNICIPALITY OF ELTON.**

**WHEREAS** L.M. 1996 c. 58 – Chap. M225 Section 232(1)(b) & (e) states in part as follows;

232(1) A council may pass by-laws for municipal purposes respecting the following matters.

- (a) the safety, health, protection and well-being of people, and the safety and protection of property;
- (b) municipal roads, including naming the roads, posting the names on public or private property, and numbering lots and buildings along the roads;
- (c) Property adjacent to highways or municipal roads, whether the property is publicly or privately owned;

**AND WHEREAS** L.M 1996 c. 58-Chap. M225 Section 236(1)(b)(iii) states in part as follows;

236(1) Without limiting the generality of clause 232(1)(o) (enforcement of by-laws) a by-law passed under that clause may include provisions

- (b) remedying contravention of by-laws, including
  - (iii) providing that an amount owing under subclause (ii) may be collected in any manner in which a tax may be collected or enforced under this Act.

**NOW THEREFORE BE IT RESOLVED** that Council of the Rural Municipality of Elton, in open session duly assembled at the Council Chambers in Forrest Manitoba,

For properties within the Rural Municipality of Elton:

#### **RURAL**

##### COSTS

- 1) **THAT** the initial cost of installation of the post and number sign be the responsibility of the Rural Municipality of Elton;
- 2) **THAT** if a property owner requests a sign be placed on a non-designated site or abandoned farm site, the cost of the sign, post and installation shall be the responsibility of the property owner;
- 3) **THAT** where a number sign and/or post require **maintenance, repair and/or replacement**, the cost to maintain, repair and/or replace the number sign and post be the responsibility of the property owner;
- 4) **THAT** where maintenance, repair and/or replacement of a number sign and/or post be required, the property owner be invoiced for the costs of said maintenance, repair and/or replacement of the numbering sign and post. Failure to make payment by the due date specified on the invoice will result in an outstanding debt to the Rural Municipality of Elton and can be collected in the same manner as a tax may be collected or enforced under the Municipal Act.

- 5) **THAT** should the civic address sign or post be damaged by a municipal plow while plowing on municipal roads, the municipality will repair or replace the damaged item(s) and the cost shall be the responsibility of the municipality.

#### **INSTALLATION**

- 6) **THAT** Council of the Rural Municipality of Elton shall install the post and number sign in such a manner that the numbers be visible from the municipal or provincial road;
- 7) **THAT** the numbering system signs erected by the Rural Municipality of Elton be kept in a legible condition at all times;
- 8) **THAT** the blade of the sign be perpendicular to the ground;
- 9) **THAT** the number sign be placed so as not to interfere with normal municipal road maintenance operations;
- 10) **THAT** the property owner be responsible to keep the numbering system signs, once erected, free of obstructions (including snow drift) and in plain view at all times;
- 11) **THAT** number system signs and posts shall be the property of the Rural Municipality of Elton;
- 12) **THAT** the property owner be responsible to immediately notify the Rural Municipality of Elton if a number sign or post is damaged or missing;

#### **URBAN**

To provide for the numbering of houses along the highways and municipal roads of the Villages of Forrest, Douglas and Justice and for affixing the number of the houses, buildings, or other erections:

#### **COSTS**

- 13) **THAT** the cost of maintenance, repair and replacement of the house number be the responsibility of the property owner;
- 14) **THAT** any owner or occupant of a lot on which there is a building, house, or other erection requiring a number as aforesaid shall provide the same at his/her own expense and in the event of his/her failure to do so the Municipality may erect such number or numbers at the cost of the owner or occupant and collectible in the same manner as property tax may be collected or enforced under the Municipal Act.

#### **INSTALLATION**

- 15) **THAT** house numbers shall be installed by the homeowner in a location clearly visible from the municipal or provincial road;
- 16) **THAT** house numbers shall be affixed in conspicuous places and shall consist of a wooden or metal numbers and said numbers must not be less than three (3) inches in height.

#### **RURAL AND URBAN**

- 17) **THAT** the Municipality shall make and keep a record of the road names and numbers of the buildings, houses, or other erections and it shall be the duty of the municipal office to assign a number as aforesaid to each building, house or other erection now and in future development.

18) **THAT** no person shall injure, deface, pull down or destroy any such Village number or rural sign number and/or post.

19) **THAT** any person guilty of an infraction of the provisions of this bylaw shall upon summary conviction be liable to a fine of not more than \$500.00 and costs.

20) **THAT** By-Law No. 1042 be hereby repealed.

**DONE AND PASSED** by the Council of the Rural Municipality of Elton in session assembled on this 9<sup>th</sup> day of JULY AD 20 13.

RURAL MUNICIPALITY OF ELTON

James A Boyd  
Reeve

Kathleen Stottle  
Chief Administrative Officer

Given first reading this 11<sup>th</sup> day of JUNE, 2013.

Given second reading this 9<sup>th</sup> day of JULY, 2013.

Given third reading this 9<sup>th</sup> day of JULY, 2013.