

## **400-26 FENCES**

The municipality will be responsible for paying the cost of the labour for the removal and replacement of a comparable fence where needed for the purpose of road building. The municipality shall be responsible for posts 3-4 inches x 6 feet placed at a minimum of 25 feet apart and the replacement of existing gates. The owner shall be responsible for the cost of all wire and for costs relating to any difference in post size, placement, wire or gates and associated labour.

### **400-26.1 TEMPORARY FENCES FOR CATTLE CONTAINMENT DURING ROAD CONSTRUCTION (Res.3-09)**

Adjacent landowners to road construction projects shall be encouraged/requested to move cattle to another holding area during construction. In the event that moving the cattle is not possible, then the following shall apply:

- The municipality shall install an electric fence whenever possible.
- If an electric fence is not conducive to the situation, then the municipality may erect a two wire fence with the land owner being responsible for the cost of wire.
- The municipality shall be responsible for the removal of all temporary fencing as soon as possible upon completion of the construction with exception of reclamation areas as addressed in policy 400-26.2. (Res.3-09)

### **400-26.2 TEMPORARY FENCES FOR RECLAMATION AREAS (Res.3-09)**

Temporary fences may be required from time to time to re-establish grassed areas damaged or removed through the road construction process. In this instance the municipality shall be responsible for the installation and removal of the fence in lieu of the area being out of commission to the owner for a longer period of time. The installation shall consist of a two wire fence round the perimeter of the reclamation area and the removal of the fence once the grass is established. (Res.3-09)

## **400-27 RIGHT OF WAY PURCHASES**

The municipality shall pay for road right of ways on AG. land at the one time rate of 1.75 times the fair value assessment with a minimum of \$50.00 and the municipality shall be responsible for the reclamation of the areas purchased.

The municipality shall pay for road right of ways on commercial land at the one time rate of \$932.00 per acre with a minimum of \$50.00 and the municipality shall be responsible for the reclamation of the areas purchased.

**400-27.1.1 COMPENSATION FOR CROP DAMAGE**

Compensation for crop damage and loss on right of ways purchased for road construction is to be paid at a one time rate of \$450.00 per acre for all crops including hay.

Compensation for pasture loss shall be paid at a one time rate of \$100.00 per acre.

*Formally Policy 400-27.1 which was repealed and replaced with Policy 400-27.1.1, by Resolution 103-22 at the Regular Council Meeting held on April 12, 2022.*

**400-27.2 COMPENSATION FOR SUMMER FALLOW**

Compensation for summer fallow shall be a one time payment of \$50.00 per acre on right of way areas designated for road construction if summer fallowing practices were actually performed.

**400-27.3 COMPENSATION FOR AREAS DISTURBED OUT OF RIGHT OF WAY**

Compensation for areas disturbed and reclaimed in the process of road construction outside the purchase right of way shall be paid at a one time rate of \$100 per acre.

**400-27.4 COMPENSATION FOR ACCESS TO WATER SUPPLY**

Compensation for the access to water for the purpose of road construction shall be paid at a rate of \$20.00 per load with a minimum of \$200.00.

**400-28 BORROW PITS**

The municipality shall pay for borrow pits used for road construction at the rate of \$1.50 per cubic yard of clay excavated and placed on the road with a minimum of \$50.00 and the municipality shall be responsible for the reclamation of the areas purchased. *(Resolution 78-16).*

**400-29 APPROACH DEVELOPMENT**

Council adopted the following road approach policy for the purpose of expediting the approval process and accommodating the industry:

- applications for approaches must be submitted in writing to the R.M.

- office;
- there must be an appropriate site distance;
- the approach must be constructed at a right angle to the road;
- the approach onto all developed roads must have a minimum 20 foot top, and 3 to 1 slopes;
- a culvert must be installed where necessary;
- any approach entering onto a gravel road must be graveled at the time of construction.

Permission for the approaches may be granted between council meetings with consultation with the respective Councillor, Reeve and Administrator.

#### **400-30 ROAD DEVELOPMENT POLICY**

Council adopted the following road allowance development policy for the purpose of expediting the approval process and accommodating the oil and gas industry:

All applications for development of road allowances must be submitted in writing to the R.M. office. The oil and gas companies making application shall be responsible for:

- the building, maintenance and graveled of the road being developed and shall remain responsible as long as the industry is the primary user of said road.
- negotiating with the land owners for fence removal and right of ways, and any damage to utility cables or pipelines located in the road allowance which may occur during construction or maintenance;
- constructing the road to a minimum standard of 24 foot top and 3 to 1 slopes, these standards also apply to the approaches.
- all drainage;
- Texas gates/cattle guards on rangeland in compliance with municipal Texas Gate policy;
- ensuring that written permission from the Municipality has been issued prior to commencing construction;
- Permission for the industry development of road allowances may be granted between council meetings with consultation with the respective Councillor, Reeve and administrator.