

BYLAW NO 2018 – 04

VILLAGE OF CANWOOD

A BYLAW TO PROVIDE FOR THE ABATEMENT OF NUISANCES

The Council of the Village of Canwood in the Province of Saskatchewan enacts as follows:

Short Title

1. This Bylaw may be cited as The Nuisance Abatement Bylaw.

Purpose

2. The purpose of this Bylaw is to provide for the abatement of nuisances, including property, activities, or things that adversely affect:

- a) the safety, health or welfare of people in the neighbourhood;
- b) people's use and enjoyment of their property; or
- c) the amenity of a neighbourhood.

Definitions

3. In this Bylaw:

- a) "*Accessory Building*" means a detached subordinate building, not used for human habitation, that is located on the same lot as the main building and wholly constructed of rigid materials such as wood, metal or glass;
- b) "Designated Officer" means an employee or agent of the Municipality appointed by Council to act as a municipal inspector for the purposes of this Bylaw;
- c) "Cannabis" means cannabis as defined by Cannabis Act (Canada)
- d) "Building" means a building within the meaning of *The Municipalities Act*;
- e) "*Dwelling Unit*" means living quarters that:
 - (i) are accessible from a private entrance, either outside the building or in a common area within the building;
 - (ii) are occupied or, if unoccupied, are reasonably fit for occupancy,
 - (iii) contain kitchen facilities within the unit, and
 - (iv) have toilet facilities that are not shared with the occupants of other dwelling units excluding any detached structure that is not an accessory building or structure that is attached to the exterior wall of a dwelling unit or the building containing the dwelling unit, such as balcony, deck, patio, porch, terrace or veranda.
- f) "Municipality" means the Village of Canwood;
- g) "Council" means the Council of the Village of Canwood;
- h) "junked vehicle" means any automobile, tractor, truck, trailer or other vehicle that
 - i) either:
 - (1) has no valid license plates attached to it; or
 - (2) is in a rusted, wrecked, partly wrecked, dismantled, partly dismantled, inoperative or abandoned condition; and
 - ii) is located on private land, but that:

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(1) is not within a structure erected in accordance with any Bylaw respecting the erection of buildings and structures in force within the Municipality; and
(2) does not form a part of a business enterprise lawfully being operated on that land;

- i) “nuisance” means a condition of property, or a thing, or an activity, that adversely affects or may adversely affect the amenity of the neighbourhood or the safety, health or welfare of people in the neighbourhood, or people’s use and enjoyment of their property.
- j) “occupant” means an occupant as defined in *The Municipalities Act*;
- k) “owner” means an owner as defined in *The Municipalities Act*;
- l) “property” means land or buildings or both;
- m) “structure” means anything erected or constructed, the use of which requires temporary or permanent location on, or support of, the soil, or attached to something having permanent location on the ground or soil; but not including pavements, curbs, walks or open-air surfaced areas.

Responsibility

4. Unless otherwise specified, the owner of a property, including land, buildings and structures, shall be responsible for carrying out the provisions of this Bylaw.

Nuisances Prohibited Generally

5. No person shall cause or permit a nuisance to occur on any property owned by that person.

Dilapidated Buildings

6. Notwithstanding the generality of Section 5, no person shall cause or permit a building or structure to deteriorate into a ruinous or dilapidated state such that the building or structure:

- a) is dangerous to the public health or safety;
- b) substantially depreciates the value of other land or improvements in the neighbourhood; or
- c) is substantially detrimental to the amenities of the neighbourhood.

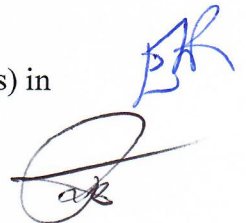
Unoccupied Buildings

7. Notwithstanding the generality of Section 5, no person shall cause or permit an unoccupied building to become damaged or to deteriorate into a state of disrepair such that the building is an imminent danger to public safety.

Overgrown Grass and Weeds

8. Notwithstanding the generality of Section 5, no owner or occupant of land shall cause or permit the land to be overgrown with grass or weeds.

9. For the purposes of this section, “overgrown” means in excess of 6 inches (0.20 metres) in height.



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10. This section shall not apply to any growth which forms part of a natural garden that has been deliberately planted to produce ground cover, including one or more species of wildflowers, shrubs, perennials, grasses or combinations of them, whether native or non-native, consistent with a managed and natural landscape other than regularly mown grass.

Untidy and Unsightly Property

11. Notwithstanding the generality of Section 5, no person shall cause or permit any land or buildings to become untidy and unsightly.

Junked Vehicles

12. Notwithstanding the generality of Section 5, no person shall cause or permit any junked vehicle to be kept on any land owned by that person.

Open Excavations

13. Notwithstanding the generality of Section 5, no person shall cause or permit any basement, excavation, drain, ditch, watercourse, pond, surface water, swimming pool or other structure to exist in or on any private land or in or about any building or structure which is dangerous to the public safety or health.

Maintenance of Yards

14. Notwithstanding the generality of section 5, no person shall cause or permit on any property owned by that person:

- a) an infestation of rodents, vermin or insects;
- b) any dead or hazardous trees; or
- c) any sharp or dangerous objects.

15. Within the Municipal Boundaries no person shall:

- a) cultivate, propagate, dry or harvest cannabis, unless the cultivation, propagating, drying or harvesting occurs wholly within a dwelling unit or an accessory building;
- b) own or occupy property where cannabis is cultivated, propagated, dried or harvested, unless the cannabis is cultivated, propagated, or harvested wholly within a dwelling unit or an accessory building; or
- c) permit or allow cannabis to be cultivated, propagated, dried, or harvested on property, unless the cannabis is cultivated, propagated, or harvested wholly within a dwelling unit or an accessory building.

16. Every person who violates the provisions of Section 15 shall be guilty of an offense and shall be liable to a penalty of not less than One Thousand Dollars (\$1000.00) and not exceeding Ten Thousand Dollars (\$10,000.00) for each offense.

In addition to a penalty imposed for contravention of this Bylaw in accordance with Subsection 36 of this bylaw, the judge may order that the cannabis plant(s) be removed and destroyed.

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Any costs incurred by the Municipality relating to an order for the removal and the destruction of the cannabis, shall be a first lien on the property upon which the cannabis plant was removed.

Outdoor Storage of Materials

17. Any building materials, lumber, scrap metal, boxes or similar items stored in a yard shall be neatly stacked in piles and elevated off the ground so as not to constitute a nuisance or harborage for rodents, vermin and insects.

18. Materials referred to in Section 17 shall be elevated at least 0.15 metres off the ground and shall be stacked at least 1.0 metre from the property line.

Refrigerators and Freezers

19. Any refrigerator or freezer left in a yard shall first have its hinges, latches, lid, door or doors removed.

Fences

20. Fences shall be maintained in a safe and reasonable state of repair.

Enforcement of Bylaw

21. The administration and enforcement of this Bylaw is hereby delegated to the Administrator for the Village of Canwood.

22. The Administrator of Canwood is hereby authorized to further delegate the administration and enforcement of this Bylaw to the maintenance person.

Inspections

23. The inspection of property by the Municipality to determine if this Bylaw is being complied with is hereby authorized.

24. Inspections under this Bylaw shall be carried out in accordance with Section 362 of *The Municipalities Act*.

25. No person shall obstruct a Designated Officer who is authorized to conduct an inspection under Section 23, or a person who is assisting a Designated Officer.

Order to Remedy Contraventions

26. If a Designated Officer finds that a person is contravening this Bylaw, the Designated Officer may, by written order in Appendix “A” – Resolutions and Forms, require the owner or occupant of the property to which the contravention relates to remedy the contravention.

27. Orders given under this Bylaw shall comply with *Section 364 of The Municipalities Act*.



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28. Orders given under Bylaw shall be served in accordance with *Section 390(1)(a), (b) or (c)* of *The Municipalities Act*.

Registration of Notice of Order

29. If an order is issued pursuant to Section 24, the Municipality may, in accordance with *Section 364* of *The Municipalities Act*, give notice of the existence of the order by registering an interest against the title to the land that is the subject of the order.

Appeal of Order to Remedy

30. A person may appeal an order made pursuant to Section 24 in accordance with *Section 365* of *The Municipalities Act*.

Municipality Remediating Contraventions

31. The Municipality may, in accordance with *Section 366* of *The Municipalities Act*, take whatever actions or measures are necessary to remedy a contravention of this Bylaw.

32. In an emergency, the Municipality may take whatever actions or measures are necessary to eliminate the emergency in accordance with the provisions of *Section 367* of *The Municipalities Act*.

Recovery of Unpaid Expenses and Costs

33. Any unpaid expenses and costs incurred by the Municipality in remediating a contravention of this Bylaw may be recovered either:

- a) by civil action for debt in a court of competent jurisdiction in accordance with *Section 368* of *The Municipalities Act*; or
- b) by adding the amount to the taxes on the property on which the work is done in accordance with *Section 369* of *The Municipalities Act*.

Offences and Penalties

34. No person shall:

- a) fail to comply with an order made pursuant to this Bylaw;
- b) obstruct or interfere with any Designated Officer or any other person acting under the authority of this Bylaw; or
- c) fail to comply with any other provision of this Bylaw.

35. A Designated Officer who has reason to believe that a person has contravened any provision of this Bylaw may serve on that person from Appendix “A” – Resolutions and Forms, Notice of Violation which shall indicate that the Municipality will accept voluntary payment in the sum of one hundred dollars (\$100.00) to be paid to the Municipality within thirty (30) days.



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36. Where the Municipality receives voluntary payment of the amount prescribed under Section 35 within the time specified, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.

37. Payment of any Notice of Violation does not exempt the person from enforcement of an order pursuant to Section 24 of this Bylaw.


38. Every person who contravenes any provision of Section 34 is guilty of an offence and liable on summary conviction:

- a) in the case of an individual, to a fine of not more than \$10,000.00;
- b) in the case of a corporation, to a fine of not more than \$25,000.00; and
- c) in the case of a continuing offence, to a maximum daily fine of not more than \$2,500.00 per day.


Coming Into Force

39. This bylaw shall come into force and take effect on the date of the final approval of Council.

40. Bylaw No. 2/09 is hereby repealed.



Robert Thompson
Mayor



Erin Robertson
Administrator

Read a third time and adopted this 15th day of October, 2018.




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Appendix “A” – Resolutions and Forms

Appointing a Designated Officer Resolution

That the Designated Officer to whom responsibility is assigned to administer and enforce the Nuisance Abatement Bylaw for the Village of Canwood shall be the Administrator for the Village of Canwood.

Building/Structural Nuisance Resolution

That the Council hereby declares the *[type of structure]* located on *[legal description of property]*, the civic address of the property being *[civic address, if applicable]* to be a nuisance under Section ____ of Bylaw 2018 – 04, the Nuisance Abatement Bylaw, for the following reason(s):

[the same reasons that will be stated within the order];

That the Designated Officer is hereby authorized to issue an order to the *[owner(s)/occupant(s)]* of the said property *[along with any other person(s) who should be notified, in the opinion of the Council]* requiring *[them / him / her]* to undertake the following work:

[the same actions as will be specified in the order];

said work to be completed on or before the ____ day of _____, 20__;

And that if the work noted above is not completed by the date noted above, the municipality is authorized to take whatever steps are necessary to complete the work and recover the costs.

Untidy / Unsightly Premises Resolution

That the Council hereby declares the *[land / building(s)]* located on *[legal description of property]*, the civic address of the property being *[civic address, if applicable]* to be a nuisance under Section ____ of Bylaw No. 2018 – 04 the *Nuisance Abatement Bylaw*, for the following reason(s):

[the same reasons that will be stated within the order];

That the Designated Officer is hereby authorized to issue an order to the *[owner(s)/occupant(s)]* of the said property *[along with any other person(s) who should be notified, in the opinion of the Council]* requiring *[them / him / her]* to undertake the following work:

[the same actions as will be specified in the order];

said work to be completed on or before the ____ day of _____, 20__;

And that if the work noted above is not completed by the date noted above, the municipality is authorized to take whatever steps are necessary to complete the work and recover the costs.



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Excavation Nuisance Resolution

That the Council hereby declares the [basement/excavation/ditch/watercourse/pond/surface water/swimming pool/other structure] located on [legal description of property], the civic address of the property being [civic address, if applicable] to be a nuisance under Section ____ of Bylaw No. 2018 – 04 the Nuisance Abatement Bylaw, for the following reason(s):

[the same reasons that will be stated within the order];

That the Designated Officer is hereby authorized to issue an order to the [owner(s)/occupant(s)] of the said property [along with any other person(s) who should be notified, in the opinion of the Council] requiring [them/him/her] to undertake the following work:

[the same actions as will be specified in the order];

said work to be completed on or before the ____ day of _____, 20__;

And that if the work noted above is not completed by the date noted above, the municipality is authorized to take whatever steps are necessary to complete the work and recover the costs.

Derelict/Junked Vehicle Nuisance Resolution

That the Council hereby declares the [vehicle / trailer] described as follows:

[describe the vehicle or trailer in the same manner as in the order]

Located on [legal description of property], the civic address of the property being [civic address, if applicable] to be a nuisance under Section ____ of Bylaw No. 2018 – 04 the Nuisance Abatement Bylaw, for the following reason(s):

[the same reasons that will be stated within the order];

That the Designated Officer is hereby authorized to issue an order to the [owner(s)/occupant(s)] of the said property [along with any other person(s) who should be notified, in the opinion of the Council] requiring [them / him / her] to undertake the following action(s):

[the same actions as will be specified in the order];

said remedial action(s) to be undertaken on or before the ____ day of _____, 20__;

And that if the remedial action(s) noted above is/are not undertaken by the date noted above, the municipality is authorized to take whatever steps are necessary to undertake the remedial action(s) and recover the costs.



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Remedial Action by the Municipality Resolution

That the municipality shall proceed to complete the work specified in an “Order to Remedy” issued to *[person’s name]* on *[date of order]* relative to a nuisance condition on *[legal and civic address or property]*.

NOTE: With the exception of emergency situations, the municipality may not proceed to complete the remedial action unless the appeal period has expired, or unless there has been a determination as the result of an appeal being filed.

Recovering Costs Resolution

That the costs incurred by the Municipality to complete the work specified in an “Order to Remedy” issued to *[person’s name]* on *[date of order]* relative to a nuisance condition on *[legal & civic address of property]*, specifically *[amount, in words and figures]*, said amount remaining unpaid, be added to and thereby form part of the property taxes of the previously described property.

NOTE: The above resolution presumes the municipality will send an invoice to the person as a first attempt to recover costs. If this is not part of the municipality’s cost recovery process, it should delete the phrase “said amount remaining unpaid”.

Emergency Action Taken Resolution

That the Council hereby declares the *[building/other structure]* located on *[legal description of property]*, the civic address of the property being *[civic address, if applicable]* to *[select one of the following]* “be an imminent danger to public safety” or “pose a risk of causing serious harm to other property” for the following reason(s):

[the same conditions which constitute a public hazard as are described in the order]; and

That the following actions be taken immediately to eliminate the danger:

[the same actions as will be specified in the order]; and

That the Administrator notify the owner of the said property by registered mail of the action taken by the municipality respecting the said property; and

That the owner be notified the Municipality intends to recover from the owner all costs associated with eliminating the danger on the said property; and

That the owner be invited to appear before Council at a meeting to be held on *[time, date and location of meeting]* to make representations if he or she disputes the need for the action(s) or the intent to recover costs.



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Notice of Violation Resolution

That the Municipality has reason to believe that *[name of owner or occupant]* has violated Section ___ of Bylaw No. 2018 – 04; and

That the Municipality intends to prosecute *[name of owner or occupant]* with respect to this violation and hereby instructs the Administrator to serve a notice of violation on *[name of owner or occupant]*; and

That on or after *[the day after deadline for making voluntary payment]*, the Administrator shall take steps to issue a summons to *[name of owner or occupant]* except and unless if the voluntary payment is paid to the Municipality.

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Notice of Violations Forms

Order to Remedy

Building / Structural Nuisance

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

NOTICE OF VIOLATION

TAKE NOTICE THAT in accordance with Section ____ of Bylaw No. 2018 – 4 the *Nuisance Abatement Bylaw* the property described above has been inspected by the Village of Canwood on *[date ;*

THAT as a result of the above inspection, the building/structure described as *[describe the building or structure, location on the property, etc]* on the land described above is hereby declared a nuisance because:

[state SPECIFIC reason(s) why the property is a nuisance]

AND THAT the records of the Municipality show that you are the owner/occupant *[specify which]* of the property described above.

ORDER TO REMEDY

Under authority provided by Section ____ of Bylaw No. 2018 – 4 you are hereby ordered to remedy the above violation on or before *[specify date by when work should be completed]* by: *[state action required to remedy the contravention – be SPECIFIC and MEASURABLE]*

The remedial action noted above is to be completed no later than *[specify date – must be after deadline to appeal]*.

RIGHT TO APPEAL

TAKE NOTICE THAT you are provided the right to appeal this Order; and THAT the appeal may be filed with The Administrator, Village of Canwood, Box 172, Canwood, SK S0J 0K0, no later than *[time and date– must be at least 15 days after the date of the order]*

FAILURE TO COMPLY WITH THE ORDER

TAKE NOTICE THAT if you fail to remedy this contravention by the date set forth above or fail to file an appeal as stated above, the Municipality will proceed to undertake action to remedy the contravention; and THAT all costs, less any amount received by the Municipality from selling or otherwise disposing of property may be added to, and thereby forms part of, the taxes on the property.

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20 ____.

Designated Officer



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Order to Remedy Untidy/Unsightly Premises

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

NOTICE OF VIOLATION

TAKE NOTICE THAT in accordance with Section ____ of Bylaw No. 2018 – 04 the *Nuisance Abatement Bylaw* the property described above has been inspected by the Village of Canwood on *[date]* ;

THAT as a result of the above inspection, the land is hereby declared a nuisance because:
[state SPECIFIC reason(s) why the property is a nuisance]

AND THAT the records of the Municipality show that you are the owner/occupant *[specify which]* of the property described above.

ORDER TO REMEDY

Under authority provided by Section ____ of Bylaw No. 2018 – 04 you are hereby ordered to remedy the above violation by:

[state action required to remedy the contravention – be SPECIFIC and MEASURABLE]

The remedial action noted above is to be completed no later than *[specify date – must be after deadline to appeal]*.

RIGHT TO APPEAL

TAKE NOTICE THAT you are provided the right to appeal this Order; and THAT the appeal may be filed with Administrator, Village of Canwood, Box 172, Canwood, SK S0J 0K0, no later than *[time and date– must be at least 15 days after the date of the order]*

FAILURE TO COMPLY WITH THE ORDER

TAKE NOTICE THAT if you fail to remedy this contravention by the date set forth above or fail to file an appeal as stated above, the Municipality will proceed to undertake action to remedy the contravention; and

THAT all costs, less any amount received by the Municipality from selling or otherwise disposing of property may be added to, and thereby forms part of, the taxes on the property.

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20____

Designated Officer



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Order to Remedy Excavation Nuisance

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

NOTICE OF VIOLATION

TAKE NOTICE THAT in accordance with Section ____ of Bylaw No. 2018 – 04 the Nuisance Abatement Bylaw the property described above has been inspected by the Village of Canwood on *[date]* ;

THAT as a result of the above inspection, the land is hereby declared a nuisance because:

[state SPECIFIC reason(s) why the property is a nuisance]

AND THAT the records of the Municipality show that you are the owner/occupant *[specify which]* of the property described above.

ORDER TO REMEDY

Under authority provided by Section ____ of Bylaw No. 2018 – 04 you are hereby ordered to remedy the above violation by:

[state action required to remedy the contravention – be SPECIFIC and MEASURABLE]

The remedial action noted above is to be completed no later than *[specify date – must be after deadline to appeal]*.

RIGHT TO APPEAL

TAKE NOTICE THAT you are provided the right to appeal this Order; and THAT the appeal may be filed with Administrator, Village of Canwood, Box 172, Canwood, SK S0J 0K0, no later than *[time and date– must be at least 15 days after the date of the order]*

FAILURE TO COMPLY WITH THE ORDER

TAKE NOTICE THAT if you fail to remedy this contravention by the date set forth above or fail to file an appeal as stated above, the Municipality will proceed to undertake action to remedy the contravention; and

THAT all costs, less any amount received by the Municipality from selling or otherwise disposing of property may be added to, and thereby forms part of, the taxes on the property.

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20____

Designated Officer



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Order to Remedy Derelict / Junked Vehicles

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

NOTICE OF VIOLATION

TAKE NOTICE THAT in accordance with Section ____ of Bylaw No. 2018 – 04 the Nuisance Abatement Bylaw the property described above has been inspected by the Village of Canwood on *[date]* ;

THAT as a result of the above inspection, the vehicle / trailer described as:
[describe the vehicle or trailer – make, model, colour, serial number if obtained]
is hereby declared a nuisance because:

[state SPECIFIC reason(s) why the vehicle / trailer is a nuisance]

AND THAT the records of the Municipality show that you are the owner/occupant *[specify which]* of the property described above.

ORDER TO REMEDY

Under authority provided by Section ____ of Bylaw No. 2018 – 04 you are hereby ordered to remedy the above violation by:

[state action required to remedy the contravention – be SPECIFIC and MEASURABLE]

The remedial action noted above is to be completed no later than *[specify date – must be after deadline to appeal]*.

RIGHT TO APPEAL

TAKE NOTICE THAT you are provided the right to appeal this Order; and THAT the appeal may be filed with Administrator, Village of Canwood, Box 172, Canwood, SK S0J 0K0 no later than *[time and date – must be at least 15 days after the date of the order]*

FAILURE TO COMPLY WITH THE ORDER

TAKE NOTICE THAT if you fail to remedy this contravention by the date set forth above or fail to file an appeal as stated above, the Municipality will proceed to undertake action to remedy the contravention; and

THAT all costs, less any amount received by the Municipality from selling or otherwise disposing of property may be added to, and thereby forms part of, the taxes on the property.

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20____

Designated Officer



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Order to Remedy Unspecified Nuisance

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

NOTICE OF VIOLATION

TAKE NOTICE THAT in accordance with Section ____ of Bylaw No. 2018 – 04 the Nuisance Abatement Bylaw the property described above has been inspected by the Village of Canwood on *[date]* ;

THAT as a result of the above inspection, the land is hereby declared a nuisance because:
[state SPECIFIC reason(s) why the property is a nuisance]

AND THAT the records of the Municipality show that you are the owner / occupant *[specify which]* of the property described above.

ORDER TO REMEDY

Under authority provided by Section ____ of Bylaw No. 2018 – 04 you are hereby ordered to remedy the above violation by:

[state action required to remedy the contravention – be SPECIFIC and MEASURABLE]

The remedial action noted above is to be completed no later than *[specify date – must be after deadline to appeal]*.

RIGHT TO APPEAL

TAKE NOTICE THAT you are provided the right to appeal this Order; and THAT the appeal may be filed with Administrator, Village of Canwood, Box 172, Canwood, SK S0J 0K0, no later than *[time and date – must be at least 15 days after the date of the order]*

FAILURE TO COMPLY WITH THE ORDER

TAKE NOTICE THAT if you fail to remedy this contravention by the date set forth above or fail to file an appeal as stated above, the Municipality will proceed to undertake action to remedy the contravention; and

THAT all costs, less any amount received by the Municipality from selling or otherwise disposing of property may be added to, and thereby forms part of, the taxes on the property.

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20____

Designated Officer



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Order to Take Emergency Action

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

DECLARATION OF IMMINENT DANGER

TAKE NOTICE THAT in with accordance with Section ____ of Bylaw No. 2018 – 04 the Nuisance Abatement Bylaw, on *[date]* the Village of Canwood has declared the building (or other structure or thing) *[identify if there is more than one building on the property]* located on the property described above to be *[choose one of the following]* “be an imminent danger to public safety” or “pose a risk of causing serious harm to other property” because of:

[list conditions constituting a public hazard – be SPECIFIC]

ORDER TO TAKE EMERGENCY ACTION

TAKE NOTICE THAT the records of the Municipality show that you are the owner/occupant *[choose one]* of the property described above;
AND THAT under authority provided by Section ____ of Bylaw No. 2018 – 04 you are hereby ordered to remedy the above condition by:

[state action required to remedy the condition – be SPECIFIC and MEASURABLE]

The emergency action noted above is to be completed no later than *[specify when]*.

FAILURE TO COMPLY WITH THE ORDER

TAKE NOTICE THAT if you fail to comply with this order, the Municipality will proceed to undertake the work;
AND THAT all costs, less any amount received by the Municipality from selling or otherwise disposing of property may be added to, and thereby forms part of, the taxes on the property.

APPEAL

TAKE NOTICE THAT you are invited to attend the meeting of the Council of the Village of Canwood to be held on *[state date, time and location of meeting]* to make representations with respect to the need for this action or the intent of charging the cost of the emergency action against the said property.

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20____

Designated Officer



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Notice of Emergency Action Taken

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

DECLARATION OF IMMINENT DANGER

TAKE NOTICE THAT in accordance with Section ____ of Bylaw No. 2018 – 04 the Nuisance Abatement Bylaw, on *[date]* the Village of Canwood has declared the building (or other structure or thing) *[identify if there is more than one building on the property]* located on the property described above to *[choose one of the following]* "be an imminent danger to public safety" or "pose a risk of causing serious harm to other property" because of:

[list conditions constituting a public hazard – be SPECIFIC]

ACTION TAKEN

TAKE NOTICE THAT the Municipality has taken the following action(s) *[choose one of the following]* "to abate the danger to public safety" or "to prevent serious harm to other property":

[state the action or actions that were taken to abate the emergency]

COSTS


TAKE NOTICE THAT the records of the Municipality show that you are the owner of the property described above;
AND THAT the municipality intends to recover from you the cost of the above action(s), specifically *[amount, in figures and words]*.

APPEAL

TAKE NOTICE THAT you are invited to attend the meeting of the Council of the Village of Canwood to be held on *[state date, time and location of meeting]* to make representations with respect to the need for this action or the intent of charging the cost of the emergency action against the said property.

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20____

Designated Officer

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NOTICE OF VIOLATION

NAME: _____

ADDRESS: _____

RE: *[Legal address of property / Civic address of property]*

NOTICE OF VIOLATION

TAKE NOTICE THAT the records of the Village of Canwood show that you are the owner/ occupant [*specify which*] of the property described above;
AND THAT the Municipality has reason to believe that on or about the ___ day of _____, 20___ [*date of offence*] you did or you did allow the following [*choose appropriate word – action/condition/etc.*]:

[describe the offence]

in contravention of Section ___ of Bylaw No, 2018 – 04 the Nuisance Abatement Bylaw to occur on the above described property.

PENALTY

TAKE NOTICE THAT Section 38 of Bylaw No.2/09 states that every person who contravenes a provision [or state specific Section number] of this Bylaw is guilty of an offence and is liable on summary conviction to the following penalty:

Every person who contravenes any provision of Section 38 is guilty of an offence and liable on summary conviction:

- a) in the case of an individual, to a fine of not more than \$10,000;
- b) in the case of a corporation, to a fine of not more than \$25,000; and
- c) in the case of a continuing offence, to a maximum daily fine of not more than \$2,500 per day.

VOLUNTARY PAYMENT

TAKE NOTICE THAT the Municipality will accept a voluntary payment in the amount of one hundred dollars (\$100.00);

AND THAT upon receipt of the above voluntary payment within 30 days of the date of this Notice of Violation, a person shall not be liable to prosecution for the alleged contravention.

SUMMONS

TAKE NOTICE THAT failure to remit the voluntary payment to the Village of Canwood within 30 days will result in the issuance of a Summons

Dated at _____, in the Province of Saskatchewan, this _____ day of _____, 20___

Designated Officer

