

RURAL MUNICIPALITY OF LAKE LENORE #399

BYLAW # 2/2016

A BYLAW TO LICENSE THE EXCAVATION OF GRAVEL FROM GRAVEL PITS

The Council of the Rural Municipality of Lake Lenore #399 in the Province of Saskatchewan enacts as follows:

1. This bylaw shall be referred to as the Gravel Licensing Bylaw.
2. In this bylaw:
 - a. "Administrator" shall mean the administrator of the municipality;
 - b. "Contractor" includes any person, firm or corporation, including those persons, firms or corporations engaged by the crown but does not include the crown;
 - c. "Council" shall mean the council of the municipality;
 - d. "Gravel" includes rock, stone, sand and other material in excess of 105 microns (0.004 inches) in diameter;
 - e. "Municipality" shall mean the Rural Municipality of Lake Lenore #399;
 - f. "Premise" includes any pit, site or location within the municipality in which gravel is naturally situated and from which gravel may be or is being extracted.
3. No contractor shall operate or offer for hire any machine, tractor, truck or other appliance used in excavation of gravel from any premise within the municipality without having first obtained a license to do so from the municipality.
4. Any contractor requiring a license under provision of this bylaw shall each year make written application, using the form shown in Schedule "A" attached hereto, to the administrator of the municipality, and no later than January 15 in the year following, pay a fee of:
 - a. \$0.160 per cubic meter for each cubic meter of gravel; or
 - b. \$0.122 per cubic yard for each cubic yard of gravel; or
 - c. \$0.086 per cubic tonne for each cubic tonne of gravel; or
 - d. \$0.080 per ton for each ton of gravelexcavated from the premise in the permit year.
5. Subject to the right of Council to suspend or revoke the same as provided by *The Municipalities Act*, every license shall remain in force or in effect until and including the 31st day of December of the year of issue.
6. On or before January 15 of the year following the permit year, the contractor shall make a return under oath, in the form shown in Schedule "B" attached hereto, to the administrator of the municipality showing the quantity of gravel, in the units of measurement as indicated in Schedule "A", excavated from each premise and pay the prescribed fee as set out in Section 4 of this bylaw.
7. The municipality shall refund to the contractor any fees collected under this bylaw for estimated quantities of gravel not extracted from the premise and for which the license fee has been paid.

8. Any person found guilty of an infraction of any of the provisions of this bylaw shall be liable on summary conviction to the penalties imposed in subsection 381(3) of *The Municipalities Act*.
9. Bylaw #3/2014 is hereby repealed.
10. This bylaw shall come into force on the 1st day of January, 2016.

[SEAL]

Reeve, Jean Kernaleguen

Administrator, Jolynne Gallays

Read a third time and adopted

this ____ day of _____

Administrator

RURAL MUNICIPALITY OF LAKE LENORE #399

BYLAW # 2/2016

SCHEDULE "A"

CONTRACTOR

Contractor: _____

Title: _____

Contact: _____

Address: _____

Phone: () _____

Cell: () _____

APPLICANT/OWNER

Applicant: _____

Title: _____

Contact: _____

Address: _____

Phone: () _____

Cell: () _____

(information is same as contractor)

Legal Description of Gravel Pit

Quarter Section	Section	Township	Range	Meridian

Estimated Product to Remove

Quantity	Fee	Subtotal	GST (5%)	Total
_____	\$0.160 per cubic meter	_____	_____	_____
_____	\$0.122 per cubic yard	_____	_____	_____
_____	\$0.086 per cubic tonne	_____	_____	_____
_____	\$0.080 per ton	_____	_____	_____

This application made on this _____ day of _____, 20_____.

I understand that I must abide by all conditions of Bylaw #2/2016.

signature of Contractor

RURAL MUNICIPALITY OF LAKE LENORE #399

BYLAW # 2/2016

SCHEDULE "B"

I, _____ of _____ in the Province of Saskatchewan, do solemnly declare that:

1. During the year 20____, I excavated:

Quantity	Fee	Subtotal	GST (5%)	Total
_____	\$0.160 per cubic meter	_____	_____	_____
_____	\$0.122 per cubic yard	_____	_____	_____
_____	\$0.086 per cubic tonne	_____	_____	_____
_____	\$0.080 per ton	_____	_____	_____

from the gravel pit located on _____ - _____ - _____ - _____ - W2.
(land location)

2. I make this solemn declaration, conscientiously believing it to be true and knowing it is of the same force and effect as if made under oath and by virtue of *The Canada Evidence Act*.

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

Contractor

A Commissioner for Oaths for the Province of Saskatchewan.
My commission expires _____