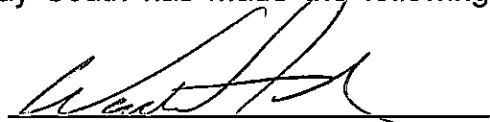


# ROAD RESERVATION REGULATIONS

## PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the Municipalities Act, 1999, chapter M-24, Section 414(2)(ff) the Town of Conception Bay South has made the following Regulations.



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WOODROW FRENCH  
MAYOR

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## REGULATIONS

### 1. TITLE

These regulations shall be known and cited as "Town of Conception Bay South Road Reservation Regulations".

### 2. INTERPRETATIONS

In these Regulations:

- (a) **"Regulations"** means the Town of Conception Bay South Road Reservation Regulations.
- (b) **"Road Reservation"** shall mean an area determined by Council that is reserved for a street, a future street or future street improvements.
- (c) **"Roadway"** shall mean the portion of a street that is improved, designed or ordinarily uses of vehicular traffic, but does not included the shoulder unless the shoulder is paved.
- (d) **"Street"** means any street, road or highway or any other way designed for the passage of vehicles and pedestrians that is accessible by fire department and other emergency vehicles.
- (e) **"Town"** shall mean the Town of Conception Bay South.

### 3. APPLICATION

These regulations shall apply within the boundaries of the Town.

#### **4. ROAD RESERVATION**

The minimum road reservation shall be 12.2 metres unless otherwise specified by Council.

#### **5. STREET WIDENING AND UPGRADING**

- (a) Where the development of a vacant property or a dwelling or commercial building is being demolished to facilitate development of a property located on a street that has less than the minimum road reservation, development of the property shall not proceed until:
  - (i) The road reservation is widened to a minimum of 6.1 metres measured from the centreline;
  - (ii) The roadway is widened and upgraded as directed by the Engineering and Public Works Department; and
  - (iii) Other works within the road reservation, as directed by the Engineering and Public Works Department, are completed.
- (b) The Department of Engineering and Public Works shall determine the amount and location of the land to be conveyed to the Town.
- (c) Street widening, upgrading and other works within the road reservation shall be completed to the satisfaction on the Engineering and Public Works Department.

#### **6. CONVEYANCE**

Prior to issuance of a building permit, land required by the Town to meet the minimum road reservation shall be surveyed and conveyed to the Town.

#### **7. BUILDING AND FENCES**

No person shall erect a fence, building, steps, erection or other object which projects into or over land in the road reservation.

## **8. PENALTIES**

Every person who is guilty of an offence under these Regulations or who actions in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:

- (a) Shall be liable to penalties as stipulated in accordance with section 420 of the *Municipalities Act, 1999*; or
- (b) Shall be subject to an order under section 404 (1) (i) of the *Municipalities Act, 1999*; or
- (c) Shall be subject to a violation notice issued under section 421.1 (1) of the *Municipalities Act, 1999*; or
- (d) Shall be issued a ticket under the Provincial Offences Act in accordance with section 421.2 of the *Municipalities Act, 1999*.

## **9. REPEAL OF PREVIOUS REGULATIONS AND AMENDMENTS**

All previous Town Road Reservation Regulations and amendments are repealed.

## **10. COMPLAINT WITH OTHER ACTS AND REGULATIONS**

Nothing in these Regulations serves to exempt any person from obtaining any license, permission, permit, authority or approval required by any other regulations or the Town or any statute or regulation of the Province of Newfoundland and Labrador, and in such cases where more than one regulations or statute applies the more restrictive regulation or statute shall apply.

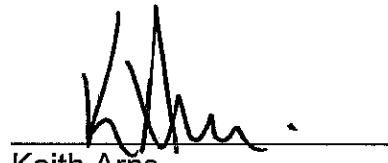
**11. EFFECTIVE DATE**

These Regulations shall come into force on the 20<sup>th</sup> day of January, 2010.

In witness whereof the Seal of the Town of Conception Bay South has been affixed hereto and these Regulations have been signed by the Mayor and the Chief Administrative Officer on behalf of Council on this 20th\_ day of January, 2010.



Woodrow French  
Mayor



Keith Arns  
Chief Administrative Officer