

RURAL MUNICIPALITY OF NORTH BATTLEFORD NO. 437

BYLAW NO. 9-2025

A BYLAW TO PROVIDE FOR THE ABATEMENT OF NUISANCES

The council for the Rural Municipality of North Battleford No. 437 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) "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;
 - b) "building" means a building within the meaning of *The Municipalities Act*;
 - c) "Municipality" means the Rural Municipality of North Battleford No. 437;
 - d) "Council" means the Council of the Rural Municipality of North Battleford No. 437;
 - e) "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:
 - (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;
 - f) "nuisance" means a condition of property, or a thing, or an activity, that adversely affects or may adversely affect:
 - i) the safety, health or welfare of people in the neighbourhood;
 - ii) people's use and enjoyment of their property; or
 - iii) the amenity of a neighbourhoodand includes:

- i) a building in a ruinous or dilapidated state of repair;
- ii) an unoccupied building that is damaged and is an imminent danger to public safety;
- iii) land that is overgrown with grass and weeds;
- iv) untidy and unsightly property;
- v) junked vehicles; and
- vi) open excavations on property;
- g) "occupant" means an occupant as defined in *The Municipalities Act*;
- h) "owner" means an owner as defined in *The Municipalities Act*;
- i) "property" means land or buildings or both;
- j) "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 of this bylaw, "overgrown" means in excess of 0.20 metres in height.
10. Section 8 of this bylaw 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;
 - c) any sharp or dangerous objects; or
 - d) any inoperable or dismantled machinery, commercial construction equipment or farm equipment within a residential area.

Outdoor Storage of Materials

15. 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 harbourage for rodents, vermin and insects.
16. Materials referred to in section 15 shall be elevated at least 0.15 metres off the ground and shall be stacked at least 3.0 metres from the exterior walls of any building and at least 1.0 metre from the property line.

Refrigerators and Freezers

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

Fences

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

Inspections

19. The inspection of property by the Municipality to determine if this bylaw is being complied with is hereby authorized.
20. Inspections under this Bylaw shall be carried out in accordance with section 362 of *The Municipalities Act*.

21. No person shall obstruct a Designated Officer who is authorized to conduct an inspection under this section, or a person who is assisting a Designated Officer.

Order to Remedy Contraventions

22. If a Designated Officer finds that a person is contravening this bylaw, the Designated Officer may, by written order, require the owner or occupant of the property to which the contravention relates to remedy the contravention.
23. Orders given under this bylaw shall comply with section 364 of *The Municipalities Act*.

Registration of Notice of Order

24. If an order is issued pursuant to section 22, 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

25. A person may appeal an order made pursuant to section 22 in accordance with section 365 of *The Municipalities Act*.

Municipality Remedying Contraventions

26. 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.
27. 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

28. Any unpaid expenses and costs incurred by the Municipality in remedying a contravention of this bylaw may be recovered 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*. Expenses and costs incurred by the Municipality in remedying a contravention of this Bylaw shall not include penalties as per Section 30 of this bylaw.

Offences and Penalties

29. 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.
30. Any person found in contravention of this Bylaw shall be subject to the penalties provided in Schedule "A" as attached to and forming part of this Bylaw.
31. A designated Officer may issue a Summary Offence Ticket Information with a voluntary payment option for breach of any provision of this Bylaw.

32. Payment of any Summary Offence Ticket Information does not exempt the person from enforcement of any Order pursuant to the Section 21 of this Bylaw.
33. A Designated Officer may cancel any Summary Offence Ticket Information issued pursuant to this Bylaw, where in the option of the Designated Officer, the Summary Offence Ticket Information was issued in error.

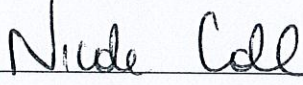
Coming Into Force

34. This bylaw shall come into force on the day of its final passing.
35. Bylaw 3-2025 is hereby repealed.





Reeve



Administrator

Certified a true copy of Bylaw No. 9-2025
adopted by resolution of Council on the 10 day of
September 2025



Administrator



SCHEDULE "B"
Bylaw 9-2025
Nuisance Abatement Bylaw
Summary Offence Ticket Information

1. Any person who is in violation of this bylaw, may be issued a Summary Offence Ticket Information with respect to a violation of any Section of this bylaw.
2. Any person, upon being served with a Summary Offence Ticket Information may voluntarily pay the penalty as identified in this schedule within the time specified on the Summary Offence Ticket Information at the Court of King's Bench.

Section and Subsection	Offence	First Offence	Second Offence	Subsequent Offence
5.	No person shall cuase or permit a nuisance to occur on any property owned by that person.	T4 - \$200	T4 - \$200	T4 - \$200
6.a	Dilapidated building is dangerous to the public health or safety.	T4 - \$200	T4 - \$200	T4 - \$200
6.b	Dilapidated building that substantially depreciates the value of other land or improvements in the neighborhood.	T4 - \$200	T4 - \$200	T4 - \$200
6.c	Dilapidated building that is substantially detrimental to the amentities of the neighborhood.	T4 - \$200	T4 - \$200	T4 - \$200
7.	Unoccupied building is an imminent dnager to public safety.	T4 - \$200	T4 - \$200	T4 - \$200
8.	No person shall permit land to be overgrown with grass, tree shoots or weeds.	T2 - \$100	T4 - \$400	T4 - \$200
11.	No person shall cause any land to or building to become untidy and unsightly.	T4 - \$200	T4 - \$200	T4 - \$200
12.	No junked vehicles.	T1 - \$50	T2 - \$100	T4 - \$200
13.	No open excavation(s).	T8 - \$500	T8 - \$500	T8 - \$500
14.a	Yards – no infestation of rodents, vermins or insects.	T2 - \$100	T2 - \$100	T2 - \$100
14.b	Yards – no dead or hazardous trees.	T2 - \$100	T2 - \$100	T2 - \$100
14.c	Yards – no sharp or dangerous objects.	T2 - \$100	T2 - \$100	T2 - \$100
14.d	Yards – no inoperatable or dismantled machinery or equipment in a residential area.	T4 - \$200	T4 - \$200	T4 - \$200
15.	Outdoor storage of materials	T4 - \$200	T4 - \$200	T4 - \$200
16.	Elevation of outdoor materials	T4 - \$200	T4 - \$200	T4 - \$200
17.	Refrigerator and freezers in yard	T2 - \$100	T2 - \$100	T2 - \$100
18.	Fences – maintained in a safe and reasonable state of repair.	T4 - \$200	T4 - \$200	T4 - \$200
21.	No person shall obstruct a Designated Officer or assistant who is authorized to conduct inspections.	T4 - \$200	T7 - \$400	T7 - \$400