

<b>R.M. OF CANWOOD NO. 494</b>			
Section:	Road System Policies	Policy No.	<b>7.05</b>
Subject:	<b>HAYING AND FARMING WITHIN ROAD ALLOWANCES</b>	Page:	Page 1 of 2
Issued by:	Council Resolution No. 22	Dated:	October 19, 2015

**1 POLICY**

- 1.1 This policy is developed to permit, with conditions, the mowing of road allowances for hay salvage and farming of road allowances for cropping purposes.

**2 PURPOSE**

- 2.1 The purpose of this policy is to remind ratepayers that haying and farming of road allowances is a common practice with mutual benefit to landowners and the municipality and to stipulate that no cultivation can take place beyond the bottom of the ditch as actual road slopes will be adversely affected.

**3 SCOPE**

- 3.1 This policy applies to all employees, councillors, contractors, landowners, and ratepayers.

**4 RESPONSIBILITY**

- 4.1 The Councillor is required to document where haying or cropping of road allowances does not meet the requirements of this policy.

**5 REFERENCES AND RELATED STATEMENTS OF POLICY & PROCEDURE**

Not applicable

**6 CONDITIONS FOR HAY SALVAGE**

- 6.1 Adjacent landowners or lessees have first choice. Other persons must contact the adjacent landowner or lessee to salvage hay prior to July 15<sup>th</sup> of each year.
- 6.2 After July 15<sup>th</sup> of each year, any person may salvage hay without the permission of the adjacent landowner or lessee provided the adjacent landowner or lessee has not begun salvage operations.
- 6.3 Normal median areas shall be divided equally between adjacent landowners or lessees, and large median areas (near interchanges and weigh scales) shall be leased by means of a tender process.
- 6.4 The right-of-way must be left in a neat appearance by the person salvaging the hay.
- 6.5 Bales must be at least eight (8) metres from the edge of the shoulder of the highway.
- 6.6 All bales must be removed from the right-of-way within one (1) month of baling.
- 6.7 In situations where the ditch becomes rutted because of wet conditions, it becomes the responsibility of the landowner performing the haying to level and remedy the ditch to its original state.
- 6.8 The Council reserves the privilege and right for its members, employees and/or agents to enter upon the said right-of-way for the maintenance and/or reconstruction of said roadway or for other purposes as may be deemed necessary and at no compensation or reimbursement to the party salvaging the hay therefrom.
- 6.9 The Municipality assumes no liability for labourers, machinery or bales relating to the salvage of hay operations.

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6.10 In order to minimize hazards to motorists, any bales not meeting the requirements of items (V) and (VI) above may be removed by the Municipality, and any bales so removed shall become the property of the Municipality.

6.11 No person shall cut hay on any portion of a public highway within the Municipality during the period from one-half (1/2) hour after sunset until one-half (1/2) hour before sunrise.

6.12 No person shall cut hay on any portion of a public highway in the Municipality so as to obstruct the travelled portion of the public highway.

6.13 Mowing may take place by the Municipality in certain areas prior to July 15 as required for safety and aesthetic reasons.

**7 CONDITIONS FOR FARMING ROAD ALLOWANCES**

7.1 Adjacent landowners or lessees have first choice.

7.2 Normal median areas shall be divided equally between adjacent landowners or lessees, and large median areas (near interchanges and weigh scales) shall be leased by means of a tender process.

7.3 The right-of-way must be left in a neat appearance by the person performing the farming/cropping.

7.4 In situations where the ditch becomes rutted because of wet conditions, it becomes the responsibility of the landowner performing the cropping to level and remedy the ditch to its original state.

7.5 The Council reserves the privilege and right for its members, employees and/or agents to enter upon the said right-of-way for the maintenance and/or reconstruction of said roadway or for other purposes as may be deemed necessary and at no compensation or reimbursement to the party farming the road allowance.

7.6 The Municipality assumes no liability for labourers, machinery or bales relating to the farming/cropping operations.

7.7 Mowing may take place by the Municipality in certain areas prior to July 15 as required for safety and aesthetic reasons.