RURAL MUNICIPALITY OF MARIPOSA

NO. 350

BYLAW NO. 2-2019

A BYLAW TO PREVENT AND CONTROL CLUBROOT

The Council of the Rural Municipality of Mariposa No. 350 in the Province of Saskatchewan enacts as follows:

Short title

1. This Bylaw may be referenced as the "Clubroot Bylaw"

PART I
PURPOSE AND DEFINITION

Purpose and scope

2. The purpose of this Bylaw is to:
    a) Establish the requirements for clubroot reporting and notification

3. *The Pest Control Act* authorizes municipalities and officers to act in relation to clubroot.
    a) Section 4 of *The Pest Control Act* states that *"every person shall take measures to destroy, control and prevent the spread of all pests on any land or other premises owned, occupied or controlled by him"*

Definitions

4. In this Bylaw:
    a) "Officer" means an officer within the meaning of *The Pest Control Act;*
    b) Owner and occupant are as defined in *The Municipalities Act*
    c) "Municipality" means the Rural Municipality of Mariposa No. 350;

PART II
CLUBROOT REPORTING AND NOTIFICATION

5. Every owner(s) and/or occupant(s) of any land in the Municipality shall notify the Municipality in which the land is located of the presence of clubroot, within 30 business days of becoming aware of the same.

6. Notification of the presence of clubroot shall be in writing in Form "A", attached to and forming part of this Bylaw. Completed Form A should be returned to the office of the Rural Municipality of Mariposa No. 350.

7. Where the officer believes that a person has contravened any provision of this Bylaw, a Bylaw Violation Notice may be served either personally or by mailing or leaving same at the last known address.

8. The Bylaw Violation Notice shall be in Schedule "1", attached to and forming part of this Bylaw.

9. The Bylaw Violation Notice shall be deemed to have been served:

   a) on the expiration of 24 hours after it is posted, if the notice is mailed;
   b) on the day of actual delivery, if the notice is served personally; or
   c) on the business day following the transmission, if given by facsimile.

10. In lieu of prosecution, the person who has contravened the provisions of this Bylaw may pay a fine in the amount of $1000.00 which shall be indicated on the Bylaw Violation Notice.

Part III
COMING INTO FORCE

11. This bylaw shall come into effect on the day of its final passing.

Mayor / Reeve
_____

[SEAL]

Clerk / Administrator
_____

Read a third time and adopted
This _____ day of _____

Schedule 1 to Bylaw No. 2-2019

BYLAW VIOLATION NOTICE

R.M. of Mariposa No. 350
BYLAW VIOLATION NOTICE

Name:
Address:

This official notice is issued for alleged breach of the following bylaw:

Bylaw No. 2-2019

Section #:

Offence:

Voluntary Payment:

DETAILS OF ALLEGED BREACH OF VIOLATION

Date and time of violation:

Location of violation:

PENALTY

Take notice that you may remit a voluntary payment to the Municipality in the amount stipulated above to avoid prosecution for this offence.
Payment may be made in person at the municipal office or by mail to the R.M. of Mariposa No. 350, Box 228, Kerrobert, SK. S0L 1R0.

If the voluntary payment indicated above is not received by [_____*date]*, a summons requiring your appearance in provincial court will be issued.

Issued this _____, 20___ by _____ *PCO.*

_____
Signature of Officer

DRAFT