

MUNICIPALITY OF THE DISTRICT OF ARGYLE

BY-LAW #14

GRAVEL PITS

1. This By-Law shall apply to all areas of the Municipality.
2. No person shall make a gravel pit or excavation or be the owner of a property (if the gravel pit or excavation was made by him or with his consent) unless they restore the same to a condition no more unsightly than before the gravel pit or excavation was made. The Municipality by the hand of its Clerk shall give notice to restore to such person or owner of such property which has been excavated or used as a gravel pit and require such person or owner to restore the gravel pit or excavation to a condition no more unsightly than before the gravel pit or excavation was made and the said person or owner so notified shall be given thirty (30) days from the date of the notice in order to restore the condition of the gravel pit or excavation.
3. In the event of the failure of the person so notified to comply with the requirements of such notice within thirty (30) days after service, any person authorized by the Council may enter upon the said property without writ, warrant, or other legal process and remedy the condition which the Council has required to be remedied and the actual cost of so doing may be recovered as a debt from the person so served by action brought by the Clerk in the name of the Municipality in any court of competent jurisdiction, provided that the Originating Notice be issued within sixty (60) days after the cost is incurred.
4. Further, no person shall make a gravel pit within a distance of five hundred (500') feet from a highway maintained by the Department of Highways for the Province of Nova Scotia without receiving written authorization from the Municipal Clerk.
5. After notice has been served under the Section 2 if proceedings are not taken under Section 3, the owner, occupier or other persona who aids, assists, permits or causes a condition referred to in this By-Law, or who fails to comply with the terms of the said notice, shall be liable on summary conviction to a penalty of not less than Twenty-Five Dollars (\$25.00) or not more than Two Hundred and Fifty Dollars (\$250.00) and in default of payment of imprisonment for a term of not more than thirty (30) days.

| Chief Administrative Officer's Annotation for Official By-Law Book | |
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| Date of First Reading | |
| Date of Advertisement of Notice of Intent to Consider | |
| Date of Second Reading | |
| Date of Advertisement of Passage of By-Law | |
| Date of Mailing to Minister a Certified Copy of By-Law | |
| Effective Date of By-Law | |
| I certify that this Gravel Pits By-Law #14 was adopted by Council and published as indicated above. | |
| _____ | _____ |
| Warden | Date |
| _____ | _____ |
| Chief Administrative Officer | Date |