

**RURAL MUNICIPALITY OF KINISTINO No. 459**  
**BYLAW NO. 2016-05**

**A BYLAW TO ESTABLISH A HAYING POLICY.**

The Council of the Rural Municipality of Kinistino No. 459 in the Province of Saskatchewan, enacts as follows:

1. This bylaw shall be referred to as the Haying Bylaw.
2. For the purpose of this bylaw the expression:
  - a. “municipality” means the Rural Municipality of Kinistino No. 459.
  - b. “road” means a “public highway” as defined by *The Municipalities Act*.
3. Conditions for the salvage of hay from a road in the Municipality.
  - a. The adjacent landowner, or lessee in the case of rented land, has the first option to salvage hay along municipal roads. Other persons must receive permission from the adjacent landowner or lessee to salvage the hay on or before July 15<sup>th</sup> each year.
  - b. After July 15<sup>th</sup>, any person may cut and salvage hay without the permission of the adjacent landowner or lessee, provided the adjacent landowner or lessee has not begun salvage operations.
  - c. Normal median areas shall be divided equally between adjacent landowners or lessees and large median areas (near interchanges and weight scales) shall be leased by means of the tender process.
  - d. The right-of-way must be left in a neat appearance by the person salvaging the hay.
  - e. Bales of hay must be at least four (4) metres from the edge of the shoulder of the road.
  - f. All bales must be removed from the right-of-way within one (1) month of baling.
  - g. The Council reserves the privilege and right for its members, employees and/or agents to enter upon said right-of-way for the maintenance and/or reconstruction of said roadway or for other such purposes as may be deemed necessary, and at no compensation or reimbursement to the party salvaging the hay therefrom.
  - h. The Municipality assumes no liability for labourers, machinery or bales relating to the salvage of hay operations.
  - i. In order to minimize hazards to motorists, any bales not removed within one (1) month and/or placed within four (4) metres of the shoulder of the road may be removed by the Municipality and any bales so removed shall become the property of Municipality.
  - j. No person shall cut hay on any portion of a public highway located in this Municipality during the period from one-half (1/2) hour after sunset until one-half (1/2) hour before sunrise.
  - k. No person shall cut hay on any portion of a public highway located in this Municipality so as to obstruct the travelled portion of the public highway.
  - l. Notwithstanding subsection 3(a) the Municipality may conduct mowing operations in certain areas prior to July 15<sup>th</sup> as required for safety, aesthetic and weed control reasons, without notice to the adjacent landowners and/or lessees.
  - m. No person shall be permitted to salvage hay in areas containing prohibited or noxious weeds with the exception of haying by adjacent landowners or lessees for hay being consumed on property adjacent to salvage area.

4. Any person found guilty of an infraction of any of the provisions of this bylaw shall be liable on summary conviction to the penalties imposed by the general penalty bylaw of the municipality.

(S E A L)



*Dutton*

Reeve

*Shelley Delmea*

Administrator

Certified a true copy of Bylaw 2016-05, adopted by resolution of Council on the 11<sup>th</sup> day of February, 2016.



*Shelley Delmea*  
Administrator