

BYLAW NO. 424/2021
A BYLAW TO AMEND BYLAW NO. 374/2014 KNOWN
AS THE ZONING BYLAW

Pursuant to Section 46(3) of *The Planning and Development Act*, 2007, the Council of the Town of Balgonie, in the Province of Saskatchewan, enacts to amend Bylaw No. 374/2014 as follows:

A. Section 2 Definitions is amended by:

- i. Adding the following definition directly after the definition for Highway Commercial:

Highway, Provincial: A public highway or a proposed public highway that: (i) is the subject of a plan prepared by the Ministry of Highways and Infrastructure; or (ii) is prescribed as a provincial highway; and includes a weighing and inspection facility.

- ii. Adding the following definition directly after the definition for Highway, Provincial:

Highway, Public: A road allowance or a road, street or lane vested in the Crown in right of Saskatchewan or set aside for the purposes of the Crown in right of Saskatchewan pursuant to *The North-West Territories Act* or any Act, and includes anything erected on or in connection with the public highway.

- iii. Adding the following definition directly after the definition for Street:

Street, Local: A street providing direct access to abutting properties along its length and not intended to carry through traffic, other than to adjoining streets.

B. Section 4 General Regulations is amended by:

- i. Deleting Subsection 4.15-Fence and Hedge Heights in its entirety, and replacing it with:

4.15 Fence, Hedge Heights and Sight Triangles

4.15.1 Subject to traffic sight lines, the following height limitations shall apply to fences, walls, chain-link fences and hedges in all Residential Districts:

- a) No hedge, fence or other structure shall be erected past any property line.
- b) In a required front yard, to a height of more than 1 metre (3.28 feet) above grade level.
- c) In a required rear yard, to a height of more than 2 metres (6.56 feet) above grade level.

4.15.2 Screen fences shall be consistent with and complement the quality of building design and materials of the primary building.

4.15.3 No fence in a commercial or industrial zone shall exceed 2.4 metres (7.87 feet).

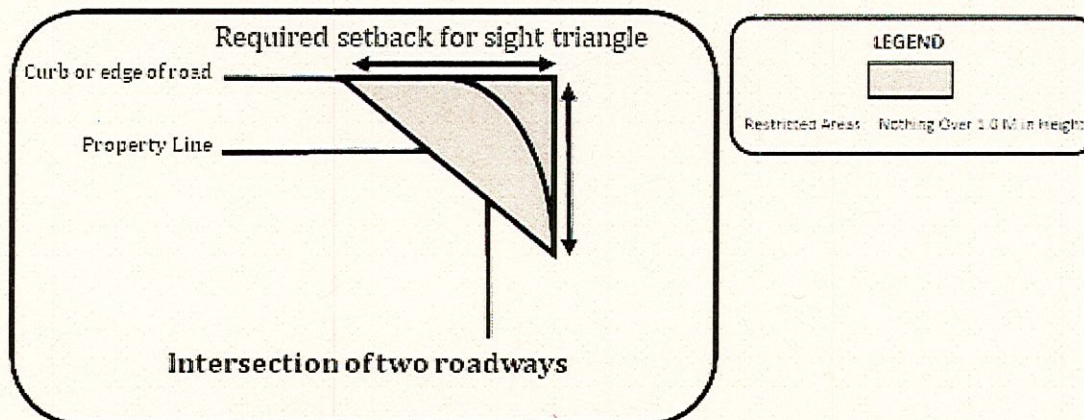
4.15.4 No barbed wire, or razor wire fences shall be allowed in any District.

4.15.5 In all zoning districts, no building, structure, earth pile, vegetation, etc. shall obstruct the view of pedestrians or drivers within a required sight line triangle as follows:

- a) Where a tree is located in a required sight triangle, the foliage and branches shall be trimmed to a height of 1.6 metres (5.25 feet) from ground level.
- b) Hedges, shrubs and fences shall not exceed 1.0 metre (3.28 feet) in height from ground level.
- c) If, in Council's opinion, an object or vegetation within a required sight triangle could obstruct the view of traffic, Council may require the landowner to remove, relocate or trim the obstruction at the landowner's expense.
- d) Signs, neighbourhood mailboxes, or other objects administered by the local, provincial, or federal government may be exempt from requirements, provided they do not pose a threat to public safety.

4.15.6 The sight triangle area shall be measured by connecting straight lines, which are measured from the intersection of the top of the curb adjacent to the two roadways to points established along these lines in accordance with the following distances, as shown in Figure A. Where a road does not have a curb, the edge of the road shall be used to measure the sight triangle.

**FIGURE A
INTERSECTION SIGHT TRIANGLE
DIAGRAM**



4.15.7 Unless greater distances are required by the Ministry of Highways and Infrastructure, a railway company, or as a result of topographical constraints, sight triangle setbacks shall be as follows:

- a) Provincial/public highways – 90 metres (295.27 feet).
- b) Municipal grid roads and/or railways – 46 metres (150.92 feet).
- c) Local streets – 10 metres (32.81 feet). Distance can be revised.

C. Deleting Subsection 4.20-Railway Crossings and Sight Distances in its entirety.

READ A FIRST TIME THIS 14TH DAY OF JUNE, 2021.

READ A SECOND TIME THIS 19TH DAY OF JULY, 2021.

READ A THIRD TIME AND PASSED THIS 19TH DAY OF JULY, 2021.



F. Hoekstra

Mayor

Karen Craige

Administrator