

THE CORPORTION OF THE TOWNSHIP OF CHAPPLE
BY-LAW NO. 1476

Being a By-Law to regulate the installation of entrances on Township Roads

WHEREAS the Township of Chapple wishes to pass by-laws to:

- a) Permit and regulate the size and mode of construction of culverts and bridges that cross any drain or water course situated on a highway under jurisdiction of the Municipality; and
- b) Prohibit the obstruction of any drain or water course;

AND WHEREAS the Municipality may pass by-laws imposing fees or charges on any class of persons, for services or activities provided or done.

NOW THEREFORE the Council of the Township of Chapple enacts as follows:

1. That an "entrance way" for the purpose of this by-law is any driveway, laneway, private road, entrance, bridge or other structure or facility constructed or used as a means of access to a maintained Township Road and includes the tiling and covering or filling in or a roadside ditch for the purpose of improving a lawn or frontage.
2. That no person shall construct an entrance way without first submitting a completed Application for Entrance Permit, attached hereto as Schedule "A" and forming part of this by-law, and obtaining an approved Entrance from the Township of Chapple as executed by the Public Works Superintendent and the applicant.
3.
 - a) Schedule "B" attached hereto and forming part of this by-law and setting out the fees or charges for an Application for Entrance Permit and for setting out the amount of deposit required before approval is granted for a temporary entrance permit.
 - b) Schedule "B" Application for Entrance Permit Fees or Charges may cause to change from time to time and authorization to make changes shall be by way of Council resolution.
4. That the size, quality, type, design and construction of drainage structure to be placed shall be determined and approved by the Public Works Superintendent for the Township of Chapple. Corrugated iron or plastic pipe culverts shall be of new material, minimum opening to be determined by the Public Works Superintendent and minimum length to be 8 meters.
5. That the location of the entrance way must be approved by the Public Works Superintendent for the Township of Chapple to ensure maximum safety, free flow of traffic and to minimize the possibility of interference with the road or drainage problem and avoid the creation or aggravation of any maintenance problem.
6. That the construction of all entrance ways, structures or facilities for access to a Township Road shall be carried out to the specifications of the Township of Chapple under the direction of the Public Works Superintendent for the Township of Chapple unless otherwise authorized in writing on the Permit issued by the Public Works Superintendent.

In all cases where the construction is carried out by the Township of Chapple, the entire cost of the work shall be paid by the applicant to the Township of Chapple. Following completion of the construction, the actual cost shall be determined within a reasonable time and the balance owing invoiced.

The municipality will provide (1) one load of gravel (maximum of 15 cu yds granular gravel).

7. That where a culvert in excess of 15 meters in length is required, the owner shall be required to construct as many catch basins, inlet and outlet structures as may be necessary in the opinion of the Public Works Superintendent to facilitate drainage from or alongside the road.
8. That no person shall apply an asphalt or other hard surface to that portion of an entrance way on the road allowance of a Township Road except under a permit issued by the Public Works Superintendent. No Concrete surfaces are permitted on the road allowance as part of any entrance way.
9. That the Township of Chapple shall maintain and replace, from time to time as deemed necessary by the Public Works Superintendent for the Township of Chapple all culverts installed under the provision of this By-Law.
10. The maintenance of the driving surfaces of all entrance ways shall be the responsibility of The owner. A minimum of six (6) inches of granular material shall be placed as a driving Surface on all entrance ways excepting, subject to a permit of approval, a bituminous surface may be applied. A minimum thickness of twelve (12") inches of granular material shall be placed over all entrance culverts.
11. If the owner neglects or refuses to comply with any of the provisions of this By-Law, the Township of Chapple shall remove the facility and install a proper entrance way and any expense incurred in so doing shall be recovered from the owner by appropriate action.
12. That the construction of entrances and placements of culverts shall only occur during the months of May to November of each year.
13. That every person who contravenes the provision of this By-Law is guilty of an offence and on summary conviction, is liable to a fine of not less than \$50.00 and not more than \$500.00 exclusive of costs.
14. This By-Law shall come into full force and effect on the date of passing and Bylaw 1080 shall be rescinded.

READ A FIRST, SECOND, AND THIRD TIME AND FINALLY PASSED THIS 28th DAY OF MARCH, 2014.

Reeve

CAO/Clerk-Treasurer

APPLICATION FOR ENTRANCE PERMIT
Corporation of the Township of Chapple
P.O. Box 4, 54 Barwick Road
Barwick, Ontario P0W 1A0

Name of Applicant: _____

Address: _____ Phone No. : _____

Registered Owner of Property: _____

Address: _____ Phone No.: _____

Fee of \$50.00 is enclosed Yes No

Purpose:

Application to:

Construct an unpaved entrance Change the design of an existing entrance

Use an existing entrance for purposes other than original, present or norm use
(example - change from residential to commercial)

Construct a temporary entrance or use part of the right-of -way of a municipal
road allowance as a means of temporary access to and from a property

Legal Description: _____

Details:

Road Affected: _____ Side of road property Located: _____

Required for: _____ Number of Entrances: _____

Material Purpose for Use: _____ Entrance Width (meter) _____

Pipe or Culvert length _____ Size of Culvert (mm): _____

Point of entrance visibility to traffic (feet): From the right From the left

Will drainage be affected? Yes No

If Yes, how?

Is Permit Temporary? Yes No

If Yes, Expiry Date.

Deposit of \$250.00 is required before approval is granted for a temporary entrance permit. Deposit shall be returned after inspection of temporary entrance removal and cleaned up to the satisfaction of the Road Superintendent.

INDEMNITY

As applicant of this Application for Entrance Permit, I acknowledge responsibility for all expenses for construction or for an extension and that work shall not commence prior to the issuance of a permit by the Township and in accordance with specifications set out in By-Law No. 1476 and Schedule of Specifications attached hereto and forming part of this Application and that I have read and received a copy of said By-Law and Schedule of Specifications.

In consideration of any Permit being issued in respect of this Application, I/we, the Applicant herein, of ourselves, heirs, executors, administrators, successors and assigns hereby agree to observe, keep and perform and be subject to the regulations and considerations of the said Permit and to indemnify and save harmless, the Corporation of the Township of Chapple, and any officer, appointed or otherwise or any employee, their heirs, executors, successors and assigns from all loss, costs, charges, damages, expenses, claims and demands whatsoever to which the Corporation, it's officers or employees may be put or of anything done or omitted to be done in the construction, maintenance, alteration or operation of the works authorized herein.

Signature of Applicant: _____ Date: _____

Received by: _____ Date: _____

For Office Use

Reviewed by:

Application Approved: Yes ___ No ___ If No, Why?

Special Conditions (If any)

Municipal Representative: _____ Date: _____

**SCHEDULE "B"
to By-law 1476**

Application for Entrance Permit Fees or Charges

- | | | |
|----|---|----------|
| 1. | Application for Permanent Entrance - Permit Fee | \$ 50.00 |
| 2. | Application for Temporary Entrance - Permit Fee | \$ 50.00 |
| 3. | Application for Culvert Extension – Permit Fee | \$ 25.00 |
| 4. | Deposit required for Temporary Entrance | \$250.00 |

Deposit shall be returned after inspection of temporary entrance removal and cleaned up to the satisfaction of the Road Superintendent.