

RESORT VILLAGE OF THODE

BYLAW # 6/10

PROHIBIT ACCESS TO IRRIGATION WATER BYLAW

A BYLAW of the Resort Village of Thode in the Province of Saskatchewan, to prohibit individuals from operating private pumping systems for irrigation purposes.

The Council of the Resort Village of Thode enacts as follows:

1. (a) No person or occupant shall access raw water from Blackstrap Lake for the purpose of irrigating land within the municipality.
(b) No person or occupant shall enter into an agreement with the Saskatchewan Watershed Authority to access water from Blackstrap Lake for the purpose of irrigating land within the municipality.
2. Where the Bylaw Enforcement Officer believes that a person has contravened any provision of this Bylaw, he may serve upon such person a Bylaw Violation Notice as provided by this section either personally or by mailing or leaving same at his last known address and such service shall be adequate for the purpose of this Bylaw.
3. Such notice shall be deemed to have been served:
 - a) on the expiration of twenty-four 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.
4. A Bylaw Violation Notice shall be in such form as determined in Schedule A and shall state the section of the Bylaw, which was contravened, and the amount, which is provided in this Bylaw that will be accepted by the Municipality in lieu of prosecution.
5. Upon production of a Bylaw Violation Notice issued pursuant to this section within fourteen (14) days from the issue thereof, together with the payment of the fee as provided for in this Bylaw to the Administrator of the Municipality, the person to whom the ticket was issued shall not be liable for prosecution for the contravention in respect of which the ticket was issued.
6. Notwithstanding the provisions of this section, a person to whom a Bylaw Violation Notice has been issued pursuant to this section may exercise his right to defend any charge of committing a contravention of any of the provisions of this Bylaw.
7. Any person who is guilty of a violation of any provision of this bylaw shall be liable on summary conviction to a fine of \$150.00 for the first offense, \$250.00 for the second offense and to a maximum of \$2,000.00 for a third or subsequent violation within six (6) months of previous violations.
8. This bylaw shall come into force and take effect on the day of the final passing thereof.

Read a third time and adopted this
_____ day of _____, 2010.

Certified a true copy of Bylaw #6/10

Mayor Alan Thomarat

Administrator Jessie Williams

Administrator Jessie Williams

