

**CANADA
PROVINCE OF QUEBEC
MRC LA VALLÉE-DE-LA-GATINEAU
MUNICIPALITY TOWNSHIP OF LOW**

BY-LAW NUMBER 05-2020

**BY-LAWS CONCERNING PUBLIC SAFETY AND THE MAINTENANCE OF
PRIVATE ROADS**

Whereas there are several private roads on the territory of the Municipality of Canton de Low;

Whereas the Municipality thus wishes to offer the owners of buildings located on a private road, a public security service;

Whereas the Municipality wishes, however, to establish minimum maintenance conditions for private roads to provide a public security service on this type of road;

Whereas a notice of motion and filing of this by-law was duly given at the regular meeting of July 6, 2020;

PROPOSED by councilor Luc Thivierge
SUPPORTED by Councilor Maureen Rice

The council of the Municipality of Canton de Low, by this by-law, orders and rules as follows:

ARTICLE 1

The preamble to these regulations is an integral part thereof.

ARTICLE 2

The purpose of this regulation is to determine the minimum conditions for the maintenance and construction of private roads to ensure an efficient response time of the public security service on private roads. The main objectives of this regulation are to:

1. Promote informed decision-making, following established rules and procedures
2. Avoid any ambiguity about providing a public security service on private roads

ARTICLE 3 – ROADS TARGETED

The Municipality provides a public security service on private roads provided that the maintenance, of the said private road, meets the following criteria:

1. Have a gravel running surface with a width of at least 6 meters
2. Be clear of all obstructions over a width of 8 meters.
3. Be clear of all obstructions to a height of 5 meters.
4. In the case of a cul-de-sac, have a roundabout large and wide enough to allow the turn of a truck with its equipment or, a place to be able to make a turn in three (3) points. (T). In this case, if the three (3) point turn is made on land or private entrances, the municipality disclaims all responsibility for any damage incurred.
5. The running surface must be gravel at least offering good compaction.
6. In winter, the path must be clear (minimum of 4 meters) and the abrasive must be spread in sufficient quantity.

In the event that the running surface is not gravel or that no abrasive is spread in winter, the fire safety service reserves the right to a non-intervention. This is in order to protect its equipment and the health and safety of its emergency responders.

ARTICLE 4 - RESPONSIBILITIES OF THE OWNER

At all times, the owners remain responsible for the maintenance of their driveways and culverts, even if it was installed by the Municipality. The owners are also responsible for the maintenance of the Private roads.

The municipality disclaims any liability caused by its equipment to all private roads or entrance doors.

ARTICLE 5 - DIMENSIONS AND COMPACTION

1. The driveway to a residential property must have a minimum width of six meters (6 m) and must have a compaction capable of supporting the weight of heavy vehicles.
2. The culvert must have a minimum diameter of 450 (mm).

ARTICLE 6 - DECISION OF THE MUNICIPALITY

After receiving a recommendation from the management of the fire department, the municipal inspector or the foreman of public works, the council accepts, with or without conditions, to send

a warning for private roads that will not be maintained. adequately informing as well as the intervention deadlines could not be respected.

ARTICLE 7 - NON-RESPONSIBILITIES OF THE MUNICIPALITY

Under no circumstances can the Municipality be held responsible for any damage caused directly or indirectly by the Municipality's public security equipment or employees.

ARTICLE 8 - REPEAL

This by-law replaces and repeals all by-laws, policies and procedures relating to public safety on private roads.

ARTICLE 9 - INTERPRETATION

The masculine is used in these regulations without discrimination and includes the feminine in order to avoid a too heavy text.

The French version of these rules prevails over the English version as regards its interpretation.

ARTICLE 10 - ENTRY INTO FORCE

These regulations will come into force in accordance with the law.

Marie Joannisse
Director General

Carole Robert
Mayor

Notice of motion: July 6, 2020
Deposit of the regulation: July 6, 2020
Adoption of the by-law: October 5, 2020