

The Corporation of the Township of Georgian Bluffs

By-law Number 2018-067

Being a By-law to adopt Policy REC-2018-01 – Rail Trail Fencing.

Whereas, Section 270 (1) 5. of the *Municipal Act, 2001*, as amended requires that municipalities shall adopt and maintain policies with respect to the manner in which the municipality will try to ensure that it is accountable to the public for its actions, and the manner in which the municipality will try to ensure that its actions are transparent to the public; and

Whereas, Section 20 of the *Line Fences Act*, establishes a municipality's responsibility for making necessary repairs to fences along the corridor if a farming business is carried out on the adjoining land, and that the property owner must make a request to the municipality to carry out these repairs; and

Whereas, the Council of the Corporation of the Township of Georgian Bluffs deems it advantageous to adopt a policy related to rail trail fencing, in order to assist with the prioritization of fence repairs along the trail corridor as well as provide property owners with a straightforward process for requesting these repairs;

Now Therefore, the Council of the Corporation of the Township of Georgian Bluffs enacts the following:

1. That Policy REC-2018-01 – Rail Trial Fencing, attached hereto as Schedule "A," is adopted.
2. That this by-law shall come into force and effect upon passing.

Read a first and second time this 11th day of July, 2018.

Read a third time and passed this 11th day of July, 2018.



Mayor – Alan Barfoot



Deputy Clerk – Brittany Drury



Township of Georgian Bluffs

Rail Trail Fencing Policy (REC-2018-01)

1. Purpose

To provide procedures for receiving requests from property owners adjacent to the Georgian Bluffs Rail Trail (former railway corridor), specifically to perform fencing repairs and to seek qualified fencing contractors to carry out these repairs.

2. Scope

This policy applies to the Georgian Bluffs Rail Trail and the Township's duty to carry out fencing repairs upon the request of adjacent property owners as required by Section 20 of the *Lines Fences Act*.

3. Requirements

- The Township of Georgian Bluffs Fencing Request Form will be made available on the Township's website as well as upon request at the Township Office and Shallow Lake & District Community Centre.
- The Township of Georgian Bluffs Fencing Request Form must be received by September 30th in the year preceding the next year's municipal budget
- Property adjacent to Georgian Bluffs Rail Trail must be a farming business. A Farm Business Registration Number or other proof may be requested by the Township.
- The Municipal Budget dictates the allocation to be approved for each year for applications received on a first-come basis.
- If fencing request is accepted the land owner will ensure safe access to property for the purpose of receiving quotes and carrying out the work.
- Fencing repairs will be carried out in accordance with the Township's Procurement Policy.

4. Standard Fence

- 9 wire page fence, 48" high (single strand of barbed wire above may be requested), applied to land owner's side of the fence
- Minimum 200 mm (8") diameter new cedar posts for end posts and brace posts, minimum length of 2.4 m (8') embedded approximately 1.2 m (4')

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- 127 mm to 150 mm (5" to 6") diameter new intermediate cedar posts, minimum length of 2.4 m (8') embedded approximately 1 m (3') and typically spaced 5 m (16.5') apart
 - Staples minimum 45 mm (1 ¾"), 4 mm diameter, galvanized
 - Brace style and placement to be determined by contractor

5. Corridor Crossing

- If the landowner has property on both sides of the trail corridor, one crossing access point will be accommodated per property. This includes the necessary brace panels with a minimum opening of 5.48 m (18'). All other costs, including the cost for an appropriate gate, are the responsibility of the property owner.
- An agreement must be in place for farming operations to have permission to use corridor crossings
- Land owners shall not travel down the corridor as this presents a hazard to users of the trail

6. Supporting Material

- *Line Fences Act R.S.O. 1990- Section 20*
- *Ministry of Municipal Affairs, A Guide to the Line Fences Act (2014)*
- Corporation of the Township of Georgian Bluffs By-Law Number 27-2002 (Prohibit certain activities and classes of motor vehicles from using the Georgian Bluffs Trail)

Issued: July 11, 2018

Repealed: N/A

Amended: N/A



Township of Georgian Bluffs Rail Trail Fencing Request Form

The Township of Georgian Bluffs Corporate Services, Building and Finance Committee will be prioritizing fence repairs along the former railway corridor for next year. This corridor starts north of Park Head and extends east from Bruce Road 10 through Shallow Lake before turning south in Ben Allen and eventually terminating on 29th Street on the Georgian Bluffs-Owen Sound boundary. By way of this notification the Committee will gain information in order to set priorities for next year's fence repairs. If your fence is in need of repairs or replacement and you wish to be considered complete this form and return (Attn: Operations Department) to one of the following:

Mail: Township of Georgian Bluffs 177964 Grey Road 18
R.R. #3 Owen Sound Ontario N4K 5N5

Fax: 519-372-1620

Email: office@georgianbluffs.on.ca

Applications must be received by 4 p.m. on September 30th

Registered Land Owner's Name:

Mailing Address:

Phone No:

Email:

Describe Fence Condition:

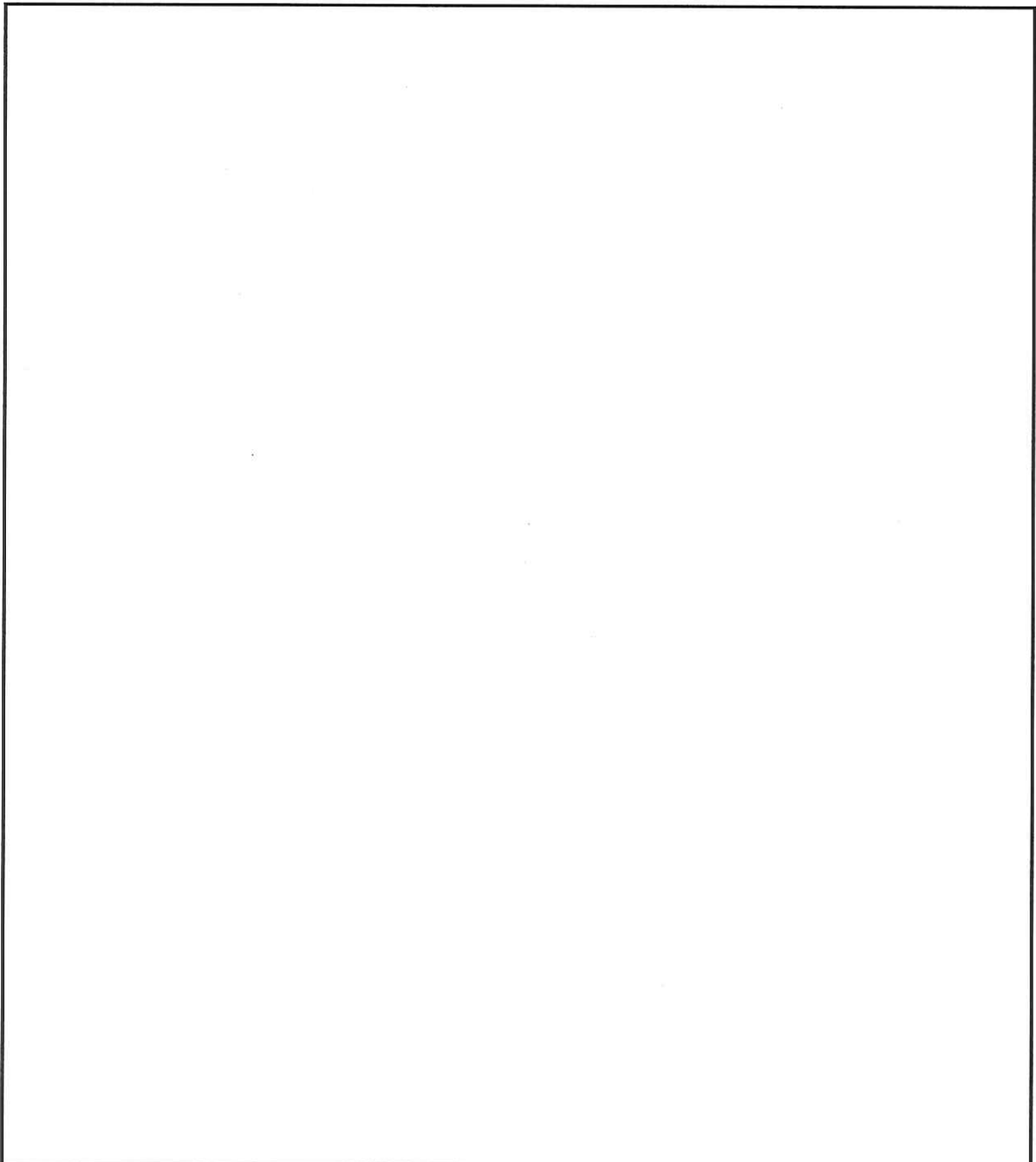
Is there a corridor crossing? Yes No

If yes, do you own property on both sides of the corridor Yes No

*Note: Corridor crossing only permitted if land on both sides is the same property owner.
An agreement will have to be established to permit use of a corridor crossings.*

Complete a sketch that includes as much of the following information as possible:

- Lot & Concession
- Property/farm boundaries
- Location of trail corridor
- Length of fence to be repaired
- Possible obstructions (i.e. trees, utility poles, wetland, etc.)

A large, empty rectangular box with a black border, intended for a hand-drawn sketch. The box is currently blank.

Provide any more information you feel is important including photos: