

COUNCIL REPORT

Meeting Date: August 16, 2021
Department: Engineering and Public Works
Report No.: EPW-2021-22
Submitted by: Jake Straus, C.E.T. – Manager of Public Works
Approved by: Fred Tranquilli, Chief Administrative Officer/Clerk
SUBJECT: **Municipal Right of Way By-law**

RECOMMENDATION: THAT: Council receive report EPW-2021-22 for information; and THAT: By-law # 45-21 be given first, second and final reading.

STRATEGIC PLAN ALIGNMENT:

This matter is in accord with the following strategic priorities:

The Community Wellbeing for residents of all ages will have access to community amenities and activities that are accessible and support active lifestyles with this by-law in effect and as the Municipality continues to accommodate growth, Strathroy-Caradoc will manage a range of needs by optimizing municipal resources.

BACKGROUND:

The Municipal Right of Way By-law regulates highways within the municipality.

The by-law is intended to provide a framework within which to control the Right of Way using generally accepted engineering and best practices commonly adopted in other municipalities.

COMMENTS:

The Municipality will have open communication with residents or users of the Municipal Right of Way when or if there is a conflict. Municipal staff will use best efforts to mitigate conflicts and use the by-law as the enforcement mechanism.

The Right of Way By-law will permit the Municipality to operate in an effective manner without having to rely on judgement-based decisions. Residents who obstruct or fail to comply with the Right of Way By-law will be charged and requested to correct the breach. Failure to act on the deficiency will result

in municipal staff mobilizing and carrying out the duties in accordance with our Fees and Charges By-law.

The Right of Way By-law will allow the Municipality to address safety concerns related to encroachment of plantings, objects and non-approved infrastructure placed within the boulevards. The Municipality will restore deficiencies with topsoil and seed.

CONSULTATION:

The by-law was reviewed in consultation with the following staff:

- Manager of Public Works
- Director of Building and Planning
- By-law Enforcement Officer
- Administrative Assistant to the CAO

FINANCIAL IMPLICATIONS:

N/A

ATTACHMENTS:

None.