

THE CORPORATION OF THE VILLAGE OF MONTROSE

BYLAW #729

A BYLAW TO AMEND ZONING BYLAW #670

WHEREAS Division 7 of Part 26 of the Local Government Act authorizes Council to regulate the use of land,

BE IT THEREFORE RESOLVED that the Council of the Village of Montrose in open meeting assembled, enacts as follows:

SHORT TITLE

1. (1) This Bylaw may be cited as the "ZONING AMENDMENT BYLAW (Electric Fences) 2016."

AMENDMENT

2. (1) Zoning Bylaw #670 is hereby amended by deleting the following sections:

305. Screening and Fences

(3) Electric fences are prohibited in all zones, and barbed wire shall not be used in a residential zone, or on any portion of a fence which is less than 2 m from the adjacent ground level in any other zone.

(4) For the purposes of the setback requirements in Sections 402.5, 403.7, 404.7, 405.5, 407.3, 408.4 and 409.4, a fence shall not be deemed to be a structure.

- (2) Zoning Bylaw #670 is hereby amended by adding the following sections:

103. Definitions

"Electric Fence" means a fence that acts as a barrier using electric shock, and/or has electric current passing through it.

305. Screening and Fences

(3) Electric Fences may be used within the Village, subject to the following regulations:

- a) Must be installed and located at least one (1) metre in from all exterior and interior property lines,
- b) All Electric Fence Controllers and Chargers must meet current CSA requirements,
- c) Must not conduct current in excess of 10,000 volts
- d) Must provide for a proper grounding system,
- e) Must be maintained and checked periodically with an appropriate multi-meter to ensure system is working as intended / properly,
- f) Use of Electric Fence System must be identified with appropriate signage, and
- g) It is the duty of the person installing and using the electric fence system to ensure that all regulations regarding their use are being followed.

(4) Barbed wire shall not be used in a residential zone, or on any portion of a fence which is less than 2 m from the adjacent ground level in any other zone.

- (5) For the purposes of the setback requirements in Sections 402.5, 403.7, 404.7, 405.5, 407.3, 408.4 and 409.4, a fence shall not be deemed to be a structure.

ENACTMENT

- 3. (1) If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.
- (2) This Bylaw shall come into full force and effect on the adoption thereof.

READ A FIRST TIME	this 4 th day of April, 2016
READ A SECOND TIME	this 4 th day of April, 2016
PUBLIC HEARING HELD	this 18 th day of April, 2016
READ A THIRD TIME	this 18 th day of April, 2016
RECONSIDERED AND FINALLY ADOPTED	this 18 th day of April, 2016

Mayor

Corporate Officer

Certified a true copy of Bylaw #729, as adopted

Corporate Officer