

BY-LAW NO. 233

**A BY-LAW TO REGULATE AND GOVERN THE MOVING OF
BUILDINGS UPON OR OVER ANY OF THE PUBLIC STREETS
OF THE TOWN OF SACKVILLE**

Be it enacted by the Town Council of the Town of Sackville as follows:

1. Any person desirous of moving a building upon or over any of the public streets of the Town of Sackville shall make written application on the Town of Sackville form, for such privilege, five days in advance, addressed to the Town Clerk, and therein shall be stated the place from and the place to which it is proposed to move such building and the estimated number of days that the same will be upon such streets. An application for moving a building upon or over any of the public streets of the Town of Sackville shall be made to the Town Clerk in the form prescribed in Schedule "A" attached hereto, or in the said form as amended from time to time by resolution of Council.
2. Upon such application being approved by the Chief Administrative Officer or his/her designate and the Police, the Town Clerk shall issue a permit to such applicant to move such building over the street or streets in such application mentioned during the period estimated therein, which permit shall be considered the permission of the Chief Administrative Officer or his/her designate to remove such building. A permit to move such building over the street or streets shall be issued by the Town Clerk in the form prescribed in Schedule "B" attached hereto, or in the said form as amended from time to time by resolution of Council.
3. Upon such application being approved by the Chief Administrative Officer or his/her designate and the Police, and the permit being issued to such applicant to move such building over the street or streets in such application mentioned, notification shall be conveyed to all persons identified on a Distribution List prescribed in Schedule "C" attached hereto, or in the said form as amended from time to time by resolution of Council.
4. The person moving any building shall proceed as outlined under such approved permit issued by the Chief Administrative Officer or his/her designate or the Police. Upon receipt of the approved application, the applicant shall be responsible to pay to the Town Treasurer at the Town Office all associated costs as deemed necessary by the Chief Administrative Officer or his/her designate.
5. If any building, for the moving of which a permit has been granted as herein before provided, shall be or remain on any public street of the Town for a period exceeding twenty-four hours beyond the time mentioned in such permit, the applicant shall be subject to a fine of \$100.00 for each and every day, or part of any day, such building shall be upon such public street, unless in the opinion of the Chief Administrative Officer or his/her designate or the Police, reasonable effort is being made to move such building in accordance with the spirit and intention of such permit.

6. Any and all damage, injury, destruction or defacement done to the public streets or sidewalks or other public or private property within the Town, caused by the moving of any building under the provisions of the By-Law, shall be repaired in a thorough, complete and workman like manner by the Town of Sackville and at the expense of and the work shall be invoiced to the person or persons to whom the permit for moving such building has been granted.

7. Nothing in any of the five preceding sections shall be construed as giving any right or privilege of cutting any telegraph or electric light wires or removing any pole or poles belonging thereto, or the right to cross a railway track when moving said building or buildings, but the party applying for permission to move a building or buildings shall make arrangements with the company or companies in regard to said wires and poles and crossing said railway track.

8. Any person or persons violating any of the provisions of this By-Law is guilty of an offense punishable on Summary Conviction and liable to a fine or penalty of not less than \$200.00 and not more than \$1,000.00 and in default of payment is liable to imprisonment in accordance with subsection 31(3) of the Summary Convictions Act.

9. It is hereby agreed and understood that wherever in these presents the masculine gender is used it shall be deemed to be and shall be as the feminine gender or neuter genders if the context so requires; and the feminine gender shall be deemed to be and shall be at the masculine gender or neuter genders if the context so requires.

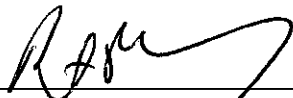
10. By-Law No. 159, A By-Law to Regulate and Govern the Moving of Buildings Upon or Over Any of The Public Streets of The Town of Sackville is hereby repealed.

11. This By-Law comes into force on the date of the final passing thereof.

Read a first time this 15th day of October, 2013.

Read a second time this 15th day of October, 2013.

Read a third time and done and passed Council this 12th day of November, 2013.



MAYOR



CLERK

**SCHEDULE "A"
APPLICATION FORM**

BY-LAW NO. 233

**A BY-LAW TO REGULATE AND GOVERN THE MOVING OF
BUILDINGS UPON OR OVER ANY OF THE PUBLIC STREETS
OF THE TOWN OF SACKVILLE**

Date: _____

Name: _____

Address: _____

Present location of building: _____

Future location of building: _____

Route building will travel (street names): _____

Estimated duration of time to move building: _____

Date and time of move: _____

This application is subject to and meets all requirements of By-Law No. 233 and the Municipal By-Law No. 211.

Chief Administrative Officer

Police

Director Engineering & Public Works

*Authorized by my hand on this ____ day
of _____, 20__ and sealed by the seal
of the Town of Sackville.*

Clerk

SCHEDULE "B"
BUILDING MOVING PERMIT

BY-LAW NO. 233

**A BY-LAW TO REGULATE AND GOVERN THE MOVING OF
BUILDINGS UPON OR OVER ANY OF THE PUBLIC STREETS
OF THE TOWN OF SACKVILLE**

An Application Form Schedule "A" having been received and approved by the Chief Administrative Officer or his/her designate and the Police, a permit is hereby issued to:

Name: _____

Address: _____

To move a building from _____

over the streets, _____

owned by the Town of Sackville at approximately _____

on _____, _____. Subject to all requirements of By-Law No. 233

*Authorized by my hand on this _____
day of _____, 20__ and sealed by the seal of
the Town of Sackville.*

Clerk

SCHEDULE "C"
BUILDING MOVING PERMIT

BY-LAW NO. 233

**A BY-LAW TO REGULATE AND GOVERN THE MOVING OF
BUILDINGS UPON OR OVER ANY OF THE PUBLIC STREETS
OF THE TOWN OF SACKVILLE**

DISTRIBUTION LIST

Town of Sackville Fire Chief or his/her designate

Ambulance New Brunswick Operations Manager or his/her designate

Regional 7/Tantramar Planning