

M.D. of Opportunity No 17
TRANSPORTATION POLICY

TITLE: **LEASING OF UNDEVELOPED ROAD ALLOWANCES**

EFFECTIVE DATE: **APRIL 1, 1996**

POLICY NUMBER: **T.15**

Purpose of Policy:

This policy is intended to provide for the leasing of municipally controlled undeveloped road allowances for purposes other than road construction or pipeline crossings.

Policy Statements

1. The M.D. will lease municipally controlled road allowances under the following circumstances:
 - a. the road allowance will not be required by the M.D. for the period of the lease.
 - b. the public interest will not be harmed by such a lease being approved.
 - c. the lessee is responsible for all costs and claims associated with the operation of the lease.
 - d. the lessee is responsible to reclaim the lease to its original or better condition by the time the lease expires.
2. The applicant for a lease must advertise his/her intent to lease the road allowance in a newspaper having general circulation in the municipality, or place posters in at least three (3) prominent public places in the vicinity of the lease and within the municipality. The advertisement or signage must indicate:
 - a. the applicant's name, address and phone number
 - b. that the applicant intends to lease the road allowance
 - c. the location of the lease (using legal land descriptions where possible)
 - d. that the reader has 30 days from the date contained in the ad or on the poster to appeal to the municipality
 - e. the name and address of the municipal office where an appeal can be sent.
4. The applicant must provide a copy of the newspaper ad or the poster (together with the locations where the poster was placed) to the municipality prior to the lease being approved.
5. Where no appeal is registered, the lease will be approved.
6. Where a road allowance under municipal control has marketable timber, the timber may be sold to the lessee at full market value for cash or logged by the municipality.
7. Lease rates are \$50.00 per half mile or portion thereof.

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APPROVED: APRIL 1, 1996