



MUNICIPAL DISTRICT OF PEACE NO. 135

PREPARED BY: Barbara Johnson REVISED BY: Margaret McClarty	ADOPTED BY: COUNCIL	NUMBER: PW-26
TITLE: Fence Replacement Policy	DATE: February 12, 2019 REVISED: July 22, 2024	

PURPOSE OF THIS POLICY: To provide guidance to MD staff or Councilors when negotiating for the removal and/or replacement of a fence as a result of MD construction projects.

POLICY STATEMENT:

The Municipal District of Peace No. 135 believes in standardizing the compensation paid to affected landowners for the removal and/or replacement of private fencing that is impacted by municipal road construction, re-construction, brushing or drainage projects.

1. The MD will only replace existing fences. If no fence exists, or a lower quality fence with evidence of it not being maintained or used exists, the MD will not be obligated to construct a new fence. If the MD removes a non-functioning fence that is not being maintained or used, no compensation will be made to the landowner.
2. If the MD is replacing an existing fence that is of a standard that will contain livestock, the fence will be constructed to at least an equal standard as the fence being replaced. The current standard would consist of a 3-wire fence (double strand barbed wire) with 4" x 6' treated posts placed at approximately 16 feet apart. If the landowner wants the fence to be of a higher standard, he would be responsible for the additional cost.
3. In the event that the landowner wishes to remove the fence himself and not replace it, the MD will pay the landowner at the rate set in the current Fees and Charges Bylaw.
4. If the landowner wishes to re-install the fence himself, the MD will provide compensation at the rate set in the current Fees and Charges Bylaw. The fence must be installed within one year and prior to the MD making payment for the fence.
5. If the MD assists the landowner in moving a fence or removes an existing fence and gives the salvage materials to the landowner, no compensation will be paid.
6. All fences are to be photographed prior to their removal.
7. Where a fence has been placed on MD road allowance and it is not reasonable for MD crews to work around the fence, the owners of the fence will be asked to remove the fence prior to work commencing. The MD will not pay for the replacement of fences that were located on MD road allowances unless Council determines that special circumstances warrant compensation for the fence replacement.