

**The Corporation of the Township of Atikokan
By-law No. 37/04**

Being a by-law to establish a policy with respect to the cutting of a second curb access to private property from municipal streets within the Township of Atikokan.

WHEREAS *The Municipal Act, 2001, S.O. 2001, c.25, section 11(1)1* permits councils of single-tier municipalities to pass by-laws with respect to the use of highways, including parking and traffic on highways;

WHEREAS the Corporation of the Township of Atikokan has occasionally received requests for the cutting of second curbs access from municipal streets to private properties; and

WHEREAS Council deems it necessary to prescribe a policy which addresses this situation.

NOW THEREFORE the Council for the Corporation of the Township of Atikokan ENACTS AS FOLLOWS:

1. Applications for second cuts will be submitted to the Director of Public Works
2. The Director of Public Works will approve and recommend the second cut based on conflicts with existing and future utilities and from a safety and drainage perspective.
3. All labour, material and equipment necessary for cutting the second access shall be provided by The Corporation of the Township of Atikokan.
4. The actual cost of the work will be 100% recoverable from the property owner.
5. Prior to commencement of the construction under this by-law the property owner shall deposit with the Treasurer funds based on the estimate of the cost of the work as determined by the Township of Atikokan
6. Any unused portion of the deposit will be refunded to the property owner and any cost in excess of the estimate will be invoiced to the property owner.

And further that by-law #80-88 is hereby repealed.

READ a First, Second and Third time and finally passed this 16 day of
August, 2004.

__Dennis Brown_____
Mayor

__Warren Paulson_____
Clerk