

THE RURAL MUNICIPALITY OF MORRIS

BY-LAW NO. 1498/96

BEING a By-law of the R. M. of Morris to regulate and control new and existing constructing, including the construction, erection, placement, alteration, repair, renovation, demolition, relocation, removal, occupancy or change in occupancy of any building, erection or structure or addition to a building, erection or structure.

WHEREAS "THE BUILDINGS AND MOBILE HOMES ACT" C.C.S.M. Cap. B93, Section 4 provides as follows:

"Notwithstanding anything to the contrary in any other Act or the Legislature, each municipality unless excluded under clause 2(2)(c) shall adopt and enforce any building construction code or building construction standard adopted established or prescribed under section 3 of the province or the municipality or the part of the province in which the municipality is situated, and may make such by-laws as are necessary for those purposes."

AND WHEREAS pursuant to section 3, a code has been adopted, established and prescribed for the province;

AND WHEREAS the Rural Municipality of Morris desires to adopt the code and enact a by-law to provide for the administration and enforcement of the code;

NOW THEREFORE, the Council of the Rural Municipality of Morris, in open meeting duly assembled, enacts as follows:

1. That the Rural Municipality of Morris does now hereby adopt the building construction code and building construction standards contained in The Manitoba Building Code, which may be approved and adopted by the Province of Manitoba, from time to time, under clause 3(1) of The Buildings and Mobile Homes Act.
2. That this by-law applies to the whole of the Rural Municipality of Morris.
3. This By-law applies to new and existing construction, including the construction, erection, placement, alteration, repair, renovation, demolition, relocation, removal, occupancy or change in occupancy of any building, erection or structure or addition to a building, erection or structure.
4. Every owner shall obtain all permits, acceptances and approvals required in connection with the proposed work prior to commencing the work to which they relate.
5. An application for a building permit and/or development permit shall be made in writing and shall be signed by the owner thereof and shall contain a declaration by the owner or his duly authorized agent that the information contained in such application is true.
6. An application for a building permit and/or development permit shall set forth fully the particulars of the location, breadth, height, etc. as may be required by the R. M. of Morris for the building to be erected, altered or relocated and the estimated value of such new building or alteration when completed.
7. Every owner or his duly authorized agent shall be responsible to ensure that all aspects, regulations, requirements of the Manitoba Building Code, this by-law, any development plan, The Public Health Act, The Morris Planning Scheme and The Planning Act are adhered to and complied with.

8. Building permits and/or development permits are mandatory and no excavation shall be made nor shall any construction be undertaken nor any building or structures relocated unless and until a permit has first been had and obtained from the Municipality.
9. Every owner or his duly authorized agent shall be responsible to provide any additional material or information which may be required by the R. M. of Morris at the time of making application for a building permit and/or development permit.
10. Every owner is responsible for the cost of repair of any damage to public property or works located thereon that may occur as a result of the undertaking of work for which a permit was required by this by-law.
11. Every contractor or constructor shall ensure that all construction safety requirements of the Code are complied with.
12. Every Owner, or his duly authorized agent, of a site from which a building or structure is to be removed or demolished shall:
 - (a) notify the gas, electric, telephone and water and sewer service companies or utilities to shut off and/or remove their service.
 - (b) upon completion of the removal and demolition, put the site in a safe and sanitary condition to the satisfaction of the authority having jurisdiction.
13. Permit fees shall be made payable to the Municipality and deposited with the Secretary-Treasurer prior to the issue of the permit.
14. That no sub-surface drainage system shall be connected to the existing sewer system of the Municipality.
15. Any person who contravenes or disobeys or refuses or neglects to obey any provision of the Code or this By-law for which no other penalty is herein provided, is guilty of an offense and liable, on summary conviction, to a fine not exceeding five thousand (\$5,000.00) dollars for each day that the offense continues.

DONE AND PASSED in open Council duly assembled this 11th day of December , A.D. 1996.



Reeve



Secretary-Treasurer.

Read a first time this 13th day of November , 1996
Read a second time this 11th day of December , 1996
Read a third time this 11th day of December , 1996