

TOWN OF CHESTERMERE

POLICY HANDBOOK

EFFECTIVE DATE: August 16 th 2010	SECTION: 300-600 POLICY: 311-611
APPROVED BY: TOWN COUNCIL	SUBJECT: Limited use to allow access and egress to residential property via Town of Chestermere property
REVISED DATE:	PAGE NO.: 1 of 2 REVIEW: July 1, 2016

PURPOSE AND INTENT:

To regulate access and egress to any residential property for reasons of construction or repair of residential properties including boat lifts and docks, where the access and egress to the residential property is made via Town of Chestermere property.

POLICY:

1. Residents wishing to do any repairs or construction on their property that will require them to access their property by crossing Town of Chestermere lands (including parks, green spaces, boat launch or other Town controlled lands) will have to obtain a permit to cross Town lands from the Public Works Department.
2. The resident shall sign a waiver of Liability and Release. At the time of application the resident shall establish with the Public Works Department a time for a pre and post inspection of the site where access was granted. The resident shall provide a sketch indicating any damaged areas and provide pictures or videos of the damaged areas and also provide pictures of the same areas once the project is completed.

POLICY HANDBOOK

3. The waiver of Liability and Release shall indicate the resident acknowledges they are responsible for any and all damages incurred from this access and the resident shall be responsible to repair and return the access lands to their original state.
4. A security deposit in an amount to be determined by Public Works Department shall be payable prior to approval of the permit and shall be paid by way of cheque only. If the Town is satisfied with the repairs done to the Town of Chestermere property the security deposit shall be returned. If the repairs are unsatisfactory the cost of the Town completing the repairs to a manner satisfactory to the Town will be paid from the security deposit.
5. The permit shall contain the dates for starting and ending the project as provided by the resident at time of permit application. If the completion date needs to be extended, it will be the responsibility of the resident to contact the Public Works Department and arrange the extension.
6. It is noted specifically that it shall be the responsibility of the resident to ensure that all gates that provide access are locked at all times. Should the gates not be closed after access or egress and access is available to people who have not signed the Waiver of Liability and Release, all damages to the area shall be the responsibility of the resident who signed the waiver and/or holds the permit.
7. Should the resident be employing a contractor to undertake this work the resident acknowledges that the ultimate responsibility for damages will lie with the resident and the resident shall take whatever action they deem necessary to get payment back from their contractor if said contractor causes damages. The Town is not responsible for dealing with the contractor.
8. The resident is also responsible for ensuring any contractors employed to work on their property have a Town of Chestermere Business License.
9. The resident shall also contact Planning Department and obtain a separate Development Permit if required.