



Lethbridge County Policy Handbook

EFFECTIVE: March 6, 2014

SECTION: 100 NO. 109 Page 1 of 2

APPROVED BY: County Council

SUBJECT: Licence of Undeveloped Road Allowances

REVISED DATE:

Lethbridge County Council recognizes that there are some benefits derived from agricultural pursuits on undeveloped road allowances.

Purpose:

The purpose of this policy is to establish a fair and consistent policy for the use and occupation of undeveloped road allowances in Lethbridge County pursuant to Licences of Occupation with adjacent landowners.

Policy:

1. Applications to obtain a Licence of Occupation for undeveloped road allowances for agricultural purposes can only come from adjacent landowners or those holding a beneficial interest in the adjacent land.
2. The road allowance shall not be an integral and active part of the Lethbridge County road network as determined by the Directors of Municipal Services and Community Services.
3. The issue of a Licence of Occupation for a road allowance shall not be permitted if the occupation and use of that undeveloped road allowance would restrict current public access for any purpose including recreational pursuits such as walking, fishing, swimming, skiing, hunting, and/or recreational vehicle use where applicable.
4. Any Licence of Occupation granted by the County will require the holder to allow access to Crown lands or licenses of occupation or privately held lands without road access. The use of the area shall not hinder access to Crown land or to property of other landowners.
5. Applications that propose to fence the road allowance will be acceptable only where public access is not an issue.
6. At the expiry of a road allowance Licence of Occupation, or earlier termination, the licensee is responsible for road allowance reclamation, at their expense, including the removal of fencing and/or Texas gates and site grading of road allowance to its pre-license state.



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7. A license holder may receive permission from the County to construct a locked gate providing that it does not hinder access to Crown land or to the property of other landowners pursuant to point 4 above, the license holder must make arrangements to allow access to Crown lands and other properties. A license will not be issued if it would result in a loss of access to Crown lands or licenses of occupation or privately held lands currently served by the road allowance.
 8. As required by the Traffic Safety Act, a License of Occupation made pursuant to this policy shall provide for termination by the County on 30 days notice.

The License of Occupation rate for a road will be based on the current market value of adjacent land as determined by the County Assessor.

License of Occupation of road allowances shall for a period of up to 5 years with the licensee having first option to renew, subject to:

- a) Any license not renewed within 60 days of the expiry date shall terminate and not be renewed.
- b) All licenses shall be subject to termination on 30 days' notice as required under the Traffic Safety Act.