

Encroachment on Public Lands By-law 0057-2004

When making additions to your property, it is important to stay within your property's limit and not extend onto public property. Encroaching on City property can interfere with lot drainage, City maintenance and natural green space and limit the use and enjoyment of that public property by other members of the public.

By-law 0057-2004 defines encroachment as “any type of vegetation, man-made object or item of personal property of a person which exists wholly upon, or extends from a person's premises onto, public lands and shall include any aerial, surface or subsurface encroachments.”

In essence, By-law 0057-2004 prohibits residents from building onto, or altering public lands as a result of construction projects on their property.

Key points: Encroachment on Public Lands By-law 0057-2004

- Encroachment agreements can be reached with the City if a property owner applies to, and is accepted for a permit by the City, along with payment of the non-refundable application fee.
- The City has the right to revoke an encroachment agreement.
- An encroachment can be removed by the City following a notification to the property owner that an encroachment has been identified.
- If found guilty of encroachment, you may be required to remove the encroachment and are liable to be fined by the City.