

PROPERTY MAINTENANCE

Chapter 466 ENTRY ON ADJOINING LAND PERMISSION FOR OWNERS

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Article 1
INTERPRETATION

466.1.1 Owner - defined

“owner” means any person, firm or corporation having control over property to which this Chapter applies and includes the registered owner in fee simple of the property or any occupant of any building or structure located on such property.

Article 2
GENERAL PROVISIONS

466.2.1 Entry on adjoining land - authorization

Subject to the provisions of this Chapter, an owner may enter upon adjoining land, at any reasonable time, for the purpose of making repairs or alterations to any building, fence or other structures on the land of the owner or occupant.

Article 3
ENTRY PROVISIONS

466.3.1 Entry for repairs - alteration - limited

Entry upon adjoining lands shall be only to the extent necessary to effect repairs or alterations.

466.3.2 Owners - agents - employees - power of entry

The power of entry may be exercised by an employee or agent of the owner.

466.3.3 Owners - agents - employees - identification

Owners, agents and employees who exercise the power of entry upon adjoining land must display or on request, produce proper identification.

466.3.4 Entry into buildings - prohibited

For the purposes of this Chapter, entry upon adjoining lands does not authorize entry into a building.

466.3.5 Entry - reasonable notice

The owner shall provide reasonable notice of not less than 48 hours, taking into account extenuating circumstances, of the proposed entry, to the occupier of the adjoining land.

466.3.6 Adjoining land - condition

The owner shall, so far as is practicable, restore the adjoining land to its original condition and shall provide compensation for any damages caused by the entry or by anything done on the adjoining land.

**Article 4
ENFORCEMENT****466.4.1 Enforcement - private**

The enforcement of the provisions of this Chapter is the responsibility of the owner through civil means.

**Article 5
ENACTMENT****466.5.1 Effective date**

This Chapter shall come into full force and effect from and after the date of passing of the enabling by-law. By-law 69-2005, 24 May, 2005.