

## Mackenzie County

<b>Title</b>	License Agreement for Undeveloped Road Allowance	<b>Policy No.</b>	<b>PW026</b>
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### **Purpose:**

To establish uses for undeveloped road allowances that are not needed for road or other purposes.

### **Policy Statement and Guidelines**

If an undeveloped road allowance is not needed for road or other purposes it may be licensed to an adjacent landowner.

1. Use of an undeveloped road allowance shall be established in the following order.
  - a) First priority shall be given to the landowner of the quarter section or subdivision of which the road allowance has been removed from and **ONLY** for the portion adjacent to the property as outlined in Schedule "A" attached.
  - b) Second priority shall be given to the landowner of the quarter section or subdivision directly West of the road allowance and **ONLY** for the portion adjacent to the property, as outlined in Schedule "A" attached.

All applications will be subject to consent of first and subsequent priorities for use of the undeveloped road allowance.

2. Mackenzie County shall put a caveat on the land owned by the person entering into a License Agreement to protect successor rights for both the landowner and Mackenzie County.
3. Mackenzie County may enter into a License Agreement with a landowner for the use of an undeveloped road allowance adjacent to his property provided:
  - a) The undeveloped road allowance is not closed for public use.
  - b) The undeveloped road allowance is not required for any municipal purposes as determined by Mackenzie County.
  - c) Texas gates or another type of security gate must be installed by the adjacent landowner if the undeveloped road allowance is to be used for raising livestock.

4. If a landowner is installing a texas gate or another type of security gate on an undeveloped road allowance:
  - i. The landowner is responsible for all costs, installation and maintenance of the texas gate or other type of security gate.
  - ii. The minimum dimensions of a texas gate must be twenty-four feet in width and six feet in length.
  - iii. If the landowner installs a security gate, it may be closed but must not be locked to allow public access.
  - iv. The landowner, or any successor to the lands involved, shall remove the texas gate or security gate either temporarily or permanently, at their expense, if the municipality requests that this be done for road improvement or any other purpose.
  
5. The County may, at its sole discretion, cancel the License Agreement at anytime with minimal notice should the road allowance be required for municipal purposes.

	<b>Date</b>	<b>Resolution Number</b>
<b>Approved</b>	07-May-02	02-344
<b>Amended</b>	03-Dec-02	02-882
<b>Amended</b>	11-Jan-11	11-01-045

*Policy No. PW 026*  
*Schedule A*  
*License Agreement*  
*for Undeveloped*  
*Road Allowance*

