



### Landowner No-Spray Zone/Haying Option Agreement \*

If a landowner within the M.D. of Wainwright does not want the Municipal right-of-way's adjacent to property they own sprayed as part of the regular vegetation management program, they must complete a No Spray Agreement (Schedule A.S.B.1) on an annual basis. Agreements are due no later than May 1<sup>st</sup>, and will be honored for a period of one year only. Accepted applicants will receive a letter confirming their participation in the program. The M.D. of Wainwright shall retain the right to refuse to enter into this agreement with any landowner. Under the terms of the agreement, the landowner will indemnify and hold harmless the Council of the M.D. of Wainwright, its agents and/or employees from and against all actions, suits, claims and demands arising from this Agreement.

There are two options which a landowner may complete an agreement for:

**Option 1 – No Spray Zone**

Landowners are responsible for managing the vegetation within the Municipal right-of-way on the lands specified in their agreement in a manner alternative to herbicide use. Zero maintenance is not an option and landowners must meet the following responsibilities:

- The landowner agrees that they are to control all brush species under 2m in height, and Prohibited Noxious, and Noxious weeds identified in the *Alberta Weed Control Act* within the Municipal right-of-way in an effective and timely manner.
- If the above responsibility is not met within five (5) working days of the issuance of a weed notice, the Municipality has the right to void the agreement, with the right-of-way returning to the regular Vegetation Management Program.
- M.D. of Wainwright roadsides shall not be used as the non-pesticide buffer zone required for organic farming operations.
- No spray zones will be observed by Municipal Weed Inspectors and every effort will be made to honour the Agreement. In the event that Municipal Weed Inspectors unintentionally apply herbicides in a no spray zone, the M.D. of Wainwright will not be liable for any damages under any circumstances.

**Option 2 – Delayed Spraying for Haying**

Landowners wishing to cut Municipal right-of-ways for the purpose of haying may enter into this agreement so that herbicide application is delayed on the specified land. Haying must be completed no later than July 15<sup>th</sup> annually, at which time the right-of-way will return to the Vegetation Management Program. The following responsibilities must be met:

- The landowner must remove bales from the Municipal right-of-way within 48hrs of baling.

- The M.D. of Wainwright retains the right to conduct herbicide applications within the right-of-way identified in the agreement if Prohibited Noxious or Noxious weeds are present unless the landowner also has a valid no spray agreement.
- The M.D. of Wainwright agrees to delay herbicide applications until after July 15<sup>th</sup> unless control work is required prior to that date.

NOTE: Alberta Transportation must be contacted for no-spray or haying permits on any primary or secondary highway right-of-ways.

Landowner Name: (Please Print) \_\_\_\_\_

Mailing Address: \_\_\_\_\_  
 \_\_\_\_\_

Telephone Number: \_\_\_\_\_ Alternate Number: \_\_\_\_\_

Legal Land Locations Requested

\_\_\_\_\_  
 \_\_\_\_\_

I, the undersigned, understand the Landowner No-Spray/Haying Option Agreement and agree to maintain the Municipal right-of-ways (ditches) adjacent to my property according to the conditions listed in the "Landowners Responsibilities". I also understand that if I do not meet the requirements listed in this agreement, I will not be issued a "No-Spray Zone/Haying Agreement" in subsequent years.

\_\_\_\_\_  
 Signature - Landowner

\_\_\_\_\_  
 Signature - Witness

\_\_\_\_\_  
 M.D. of Wainwright No. 61 Representative

\_\_\_\_\_  
 Date

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