



THE CORPORATION OF THE UNITED TOWNSHIPS OF HEAD, CLARA & MARIA

BY-LAW NUMBER 2014 - 17

BEING a by-law to regulate the use of park lands within and to regulate parking on lands owned by the Corporation of the United Townships of Head, Clara & Maria.

WHEREAS under the *Municipal Act*, S.O. 2001, c. 25, Section 8, a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Act;

AND WHEREAS section 11 (3) of the Act provides for the passing of By-laws for matters within the spheres of jurisdiction which include:

- Highways, including parking and traffic on highways.
- Culture, parks, recreation and heritage.
- Structures, including fences and signs. and
- Parking, except on highways.

AND WHEREAS pursuant to the provisions of Section 425 (1) of the *Municipal Act*, Council of all municipalities may pass a By-Law providing that a person who contravenes any By-Law of the Council passed under the authority of the *Municipal Act* is guilty of an offence;

AND WHEREAS Council deems it appropriate to pass a by-law to control the use of public lands which the Corporation owns, to regulate such use and protect said lands and to regulate parking;

NOW THEREFORE the Council of the Corporation of the United Townships of Head, Clara & Maria does enact as follows:

1. DEFINITIONS

- a. "camping" is to be defined as the setting up of and/or use of equipment, tents, trailers, recreational or other vehicles, or any other material which could be used for temporary sleeping accommodations;
- b. "overnight" is defined as the hours between 23:00 h and 8:00 h;
- c. "Highway" includes a common and public highway, driveway etc. for or used by the general public for the passage area between the lateral property lines thereof.

2. OVERNIGHT CAMPING

- a. **THAT** no overnight camping be permitted at Old Mackey Park, LaCroix Park, the public boat launches at Stonecliffe, Deux Rivieres and Mackey or the municipal grounds surrounding the Township Hall and office in Stonecliffe;
- b. **THAT** all recreational vehicles and/or camping equipment be removed from boat launch sites between 23:00 h and 8:00 h;
- c. **THAT** on a case by case basis, the stopping of the travelling public for health and safety purposes on an overnight basis might be allowed;

3. PARKS AND ANIMALS

- a. **THAT** dogs are not permitted at Old Mackey Park during public events unless on a leash and under the control of their owners at all times;
- b. **THAT** at all other times, pets are allowed so long as they remain under the care and control of their owners at all times;
- c. **THAT** all dog owners practise responsible pet ownership and monitor their animals at all times to ensure that their behaviour is not detracting from the enjoyment of others and remove them when they are;
- d. **THAT** pet owners practise responsible pet ownership including but not limited to poop and scoop habits while on municipal property.

4. **BOAT LAUNCHES**

- a. **THAT** boats shall not be parked overnight at the municipal launch facilities at Mackey, Stonecliffe or Deux Rivieres or during the day for any period of over 1 hour.
- b. **THAT** no overnight vehicle parking be allowed at the Stonecliffe boat launch. Any vehicles left overnight may be towed at the owner's expense.
- c. **THAT** in order to allow and encourage use of our waterways and access to camps along the river that vehicles and trailers be permitted to park at the Mackey and Deux Rivieres boat launches overnight. Vehicles which have not been parked in a responsible manner allowing full access to the launch for others may be towed at the owner's expense.
- d. **THAT** all recreational vehicles and/or camping equipment be removed from boat launch sites between 23:00 h and 8:00 h except in emergency situations;

5. **FIRE**

- a. **THAT** no campfires of any type are allowed at Old Mackey Park, any municipal boat launch or other municipal property except on an emergency basis.

6. **SNOWPLOW TURNAROUNDS**

- a. **THAT** no parking is permitted at any time of the day or night in designated municipal snowplow turn-arounds from November 15 – April 1 of each year;
- b. **THAT** vehicles parked in the snowplow turn-arounds may be towed at the owner's expense.
- c. **THAT** no person shall park a vehicle on any part of the highway in such a manner as to interfere with municipal services, such as snow plowing or the removal of ice or snow.
- d. **THAT** from November 15th to April 1st, no person shall park a vehicle except a vehicle used for emergency purposes, on any part of a road or highway at any time of the day or night to allow for snow plowing and /or snow removal operations. Snow plowing and/or snow removal operations are implemented when three inches (3") or more of snow has fallen or when snow banks must be reduced and vehicles parked on any part of a road or highway during the above-mentioned months will be towed at the owner's expense.

7. **VEHICLES SUBJECT TO REMOVAL WHEN ILLEGALLY PARKED**

- a. In addition to any other penalties provided by this By-Law, upon discovery of a vehicle parked, stopped or standing on any highway in contravention of any provisions of this By-Law, or apparently abandoned on any municipal or public property, any Provincial Offences Officer may cause such vehicle to be moved or taken to and placed or stored in a suitable place and all costs and charge, for removing the vehicle and storage thereof, if any, are a lien upon the vehicle being released and may be enforced in the manner provided by the *Repair and Storage Liens Act*.

8. **SIGNS - ERECTION OF SIGNS, ETC.**

- a. The United Townships of Head, Clara and Maria's Road Superintendent is hereby authorized and directed to erect and maintain such signs, markings, barricades and other structures, plant and equipment as are required to give effect to this By-Law and as are required to regulate, direct, warn or guide pedestrians and vehicular traffic for the safety and convenience of the public.

9. **DEFACING SIGNS AND TRAFFIC SIGNALS**

- a. No person shall move, remove, deface or in any way interfere with any sign or marking placed, erected or maintained under this By-Law.

10. **PENALTIES**

- a. Any fine imposed or offence created by this By-Law is subject to the provisions of Part II of the Provincial Offences Act, R.S.O., 1990, c.P.33, as amended.

11. OFFENCES

- a. Every person who contravenes any of the provisions of this By-Law is guilty of an offence and on conviction is liable to a fine as provided for in the *Provincial Offences Act*.

12. **THAT** the municipal By-Law Enforcement Officer be authorized to enforce this by-law.

13. SEVERABILITY

- a. If any part of this By-Law shall be declared void such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this By-Law.

14. CONFLICT

- a. In the event of conflict between this By-Law and any other By-Law passed prior to the effective date of this By-Law, the provision of this By-Law shall take precedence.

15. **THAT** this by-law comes into effect upon it's passing;

16. **THAT** by-law # 99-10 and by-law #168 are hereby repealed.

READ a 1st and 2nd time this 26th day of September 2014.

READ a 3rd time short and finally passed this 11th day of September, 2015.

JIM GIBSON, MAYOR

MELINDA REITH, CLERK