



By-Law No. 2024-43

BEING A BY-LAW TO REGULATE THE ACCESS AND USE OF THE MUNICIPAL PARKS, MUNICIPAL BEACH, STRONGMAN PARK AND BALLFIELD OF THE CORPORATION OF THE TOWNSHIP OF DUBREUILVILLE

WHEREAS the Council of the Corporation of the Township of Dubreuilville deems it necessary to regulate the access and use of the Municipal Playground, Strongman Park, including the Ballfield, and the Municipal Beach; and

WHEREAS Section 11 (3) of the Municipal Act, 2001, S.O. 2001, c. 25 provides that a municipality may pass by-laws respecting matters within the sphere of jurisdiction, such as culture, parks, recreation, and heritage; and

WHEREAS Section 11 (2) of the Municipal Act, 2001, S.O. 2001, c. 25 provides that a municipality may pass by-laws respecting matters, such as health, safety and well-being of person, and economic, social, and environmental well-being of the municipality, including respecting climate change; and

AND WHEREAS the Council of the Corporation of the Township of Dubreuilville considers it appropriate to pass such a by-law to regulate and control the use of the Municipal Parks, Municipal Beach, Strongman Park and Ballfield;

NOW THEREFORE BE IT RESOLVED THAT the Council of the Corporation of the Township of Dubreuilville enacts as follows:

1. DEFINITIONS

“Beach” means any municipally owned/leased beach, and includes the beach house, and all walkways, playgrounds, water parks and any other built environment or feature associated with the beach;

“Boat/vessel” means any watercraft which is propelled on the water by any electric or manual means, including but not limited to kayaks, canoes, paddleboards, surfboards, windsurfing boards, electric powered motorboats, etc;

“No Wake Zone” means that boats must reduce to the slowest speed they can travel at while still maintaining the ability to steer and make forward progress;

“Director” means the Infrastructure Superintendent of the Township of Dubreuilville or authorized designates, unless otherwise specified;

“Domestic animal” means any animal that is owned, harbored or kept by a person;

“Facility” means any area, building or structure in a park and any recreation center and community building under the jurisdiction of the Infrastructure Department of the Township of Dubreuilville;

“Inflatable” means an inflatable object on which a person may sit or recline while floating in the water;

“Main Beach” means the beach area in Dubreuilville, including the sand area and all built structures between the pier and the water’s edge of Green Lake;

“Motorized vehicle” means an automobile, truck, motorcycle, all-terrain vehicle, snowmobile, off road vehicle, e-bike or any other vehicle propelled or driven by means other than muscular power, but does not include a wheelchair or device used to assist persons with disabilities or motorized vehicles operating pursuant to the approval of the Director;

“Municipality” means the Corporation of the Township of Dubreuilville or the geographic area of the Municipality of Dubreuilville as the context requires;

“Officer” means a person duly appointed by the Council of the Corporation of the Township of Dubreuilville as a Municipal Law Enforcement Officer;

“Park” means a playground, Strongman park, ballfield, beach, including but not limited to, the area of the water under the control or supervision of the Municipality, and all built structures and features contained within the parks, including but not limited to: washrooms, storage buildings, playground, pedestrian walkway or any other area owned, leased or used by the Municipality and devoted to active or passive recreation and includes any lane or walkway or public parking area leading thereto;

“Parking Lot” means municipally owned and/or operated parking lots;

“Permit” means an agreement between a person or group and the Municipality authorizing a use of or activity upon a park or facility as required under this by-law;

“Service animal” means an animal trained by a recognized school for service for a person with a disability. An animal is considered a service animal if it is readily apparent that the animal is used by a person for reasons relating to his or her disability, such as wearing a harness or vest;

“Smoke” or “smoking” or “vaping” includes holding lit tobacco or cannabis or related inhalation products in any form, including but not limited to: hookahs, waterpipes, pipes, e-cigarettes, or any other devices, or vaping of any substance;

“Swim Area” means the area designated and marked as a swim area;

“Waste” shall be used interchangeably with the words rubbish, litter, trash and garbage.

2. HOURS OF OPERATION

2.1 No person shall:

- a) remain in or enter into any Municipal beach, ballfield, Municipal Park or Strongman Park between the hours of 11:00 p.m. and 7:00 a.m., except as a participant or spectator of a function approved by the Director;
- b) remain in the Municipal beach, ballfield, Municipal Park or Strongman Park upon completion of an activity as a participant or spectator of any function between the hours of 11:00 p.m. and 7:00 a.m.; or
- c) enter any place where a sign prohibiting admittance or trespassing is displayed or where admission is otherwise prohibited or restricted.

3. ANIMALS

3.1 No person being the owner or having care and custody of a domestic animal shall permit such animal to run at large within the Municipal beach, Municipal Park, Strongman Park or Ballfield, except in a designated area.

3.2 No person being the owner or having care and custody of a domestic animal shall permit such animal to enter a designated area within the Municipal beach, Municipal Park, Strongman Park or Ballfield facility or any other area posted to prohibit same.

3.3 No person being the owner or having care and custody of a domestic animal shall allow it to disturb the enjoyment of any person, or to cause injury or damage to any person, other animals, or property. All excrement must be immediately disposed of appropriately.

4 SPORTS AND ACTIVITIES

4.1 No person shall use the Municipal Parks, Municipal Beach, Strongman Park or Ballfield on any day between the 1st day of November and the 1st day of April of any year.

4.2 Despite subsection 4.1, the Director may, at his or her discretion, amend the dates on which a sports field may be used, based on the ground conditions of the sports field.

4.3 Despite subsection 4.1, the Director may, at his or her discretion, restrict or permit access, at any time and to any one Municipal Park, Municipal Beach, Strongman Park and Ballfield, on the basis of weather conditions or the ground conditions of the sports field.

4.4 No person shall play golf, drive a golf ball, or use golf clubs or other like equipment within the Municipal Parks, Municipal Beach, Strongman Park or Ballfield.

4.5 No person shall possess or discharge a weapon or object capable of discharging an object that can cause bodily harm, injury or damage to property in or into the Municipal Parks, Municipal Beach, Strongman Park or Ballfield.

5. MOTORIZED VEHICLES

5.1 No person shall drive a motorized vehicle, including an ATV and dirt bike within the Municipal Parks, Municipal Beach, Strongman Park and Ballfield, except in areas designated for that purpose.

5.2 No person shall park a motorized vehicle, including an ATV and dirt bike in any Municipal Park, Municipal Beach, Strongman Park or Ballfield, except in areas authorized for parking purposes.

5.3 No person shall park a motorized vehicle, a ATV and dirt bike overnight in any Municipal Park, Municipal Beach, Strongman Park or Ballfield, except in parking lots designated for that purpose.

5.4 No person shall use any part of a Municipal Park, Municipal Beach, Strongman Park or Ballfield for the purpose of washing, cleaning, polishing, servicing or maintaining any motorized vehicle, ATV and dirt bike, except in the event of an emergency repair.

5.5 No person shall use a fueled powered motor on Green lake at any given time within the Municipal Beach.

5.6 A "No Wake" zone at any given time on Green lake.

6. GENERAL STANDARDS IMPLEMENTED AT THE MUNICIPAL PARKS, MUNICIPAL BEACH, STRONGMAN PARK AND BALLFIELD:

- a) No bicycles allowed at any time, otherwise in the designated areas.
- b) No glass objects at any time.
- c) No campfires at any time.
- d) Children under the age of eight (8) must be accompanied by a mature adult.
- e) No alcohol at any time.
- f) No fuel powered motors on Green lake, other than the exception of canoes, paddleboards, surfboards, windsurfing boards, paddleboats, kayaks or small electric powered motorboats.
- g) No domestic animals allowed at any time, unless leashed and in the designated areas.

7. THAT appropriate signs be posted to notify users that the Municipal Beach is unsupervised.

8. THAT appropriate signs be posted to notify the users that the Municipal Parks, Municipal Beach, Strongman Park and Ballfield are to be used at the user's own risk.

9. PENALTIES

- a) Any person who contravenes a designated provision of this By-law is guilty of an offence, and, when given a Penalty Notice, in accordance with the Administrative Monetary Penalty System (herein after, "AMPS (ADMINISTRATIVE MONETARY PENALTY SYSTEM) BY-LAW"), be liable to pay to the Township an administrative penalty as set out in the schedules attached to the AMPS By-law (as amended from time to time).

10. SCHEDULES

a) Provisions of this By-law that allow for financial penalties shall be updated and attached to the Schedules of the Administrative Penalties found in the AMPS By-law (as amended from time to time).

b) Schedule "A" is attached and forms part of this by-law.

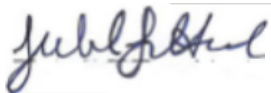
b) REPEAL OF BY-LAWS

a) That By-Law 2023-63 and is hereby repealed in its entirety.

c) EFFECTIVE DATE

a) That this By-Law shall come into force and take effect on the 11th day of September 2024.

READ a first, second and third time, and be finally passed this 11th day of September 2024.



DEPUTY MAYOR



CAO-CLERK

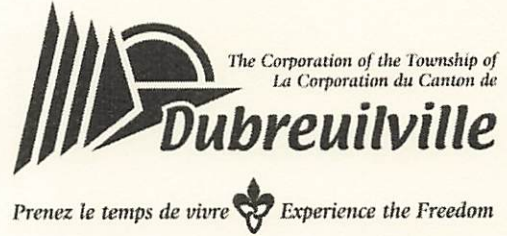
SCHEDULE "A"

**ACCESS AND USE OF THE MUNICIPAL PARKS, MUNICIPAL BEACH, STRONGMAN PARK, AND BALLFIELD BY-LAW
ADMINISTRATIVE PENALTY AMOUNT**

| Item | Column 1 | Column 2 | Column 3 |
|-------------|---|---|-----------------------|
| | Short Form Wording | Provision creating or defining offence | Penalty Amount |
| 1 | Entering any Municipal Parks or Municipal Beach or Ballfield between the hours of 11:00 p.m. – 7:00 a.m. | Section 2.1 | \$150 |
| 2 | No pets or animals are permitted in the non designated areas | Section 3 | \$75 |
| 3 | No person shall use the Municipal grounds on any day between the 1st day of November and the 1st day of April of any year | Section 4 | \$150 |
| 4 | No person shall drive a motorized vehicle within the Municipal Parks, Municipal Beach, or Ballfield | Section 5 | \$200 |
| 5 | No bicycles allowed at anytime | Section 6 a) | \$75 |
| 6 | No glass objects | Section 6 b) | \$100 |
| 7 | No campfires | Section 6 c) | \$85 |
| 8 | No alcohol or drugs | Section 6 e) | \$100 |
| 9 | No fuel powered motors on Green Lake | Section 6 f) | \$150 |

Schedule "A", ADMINISTRATIVE PENALTY, is considered part of this by-law. Administrative Penalty takes effect on the date of ORDER attached to this by-law.

COUNCIL RESOLUTION



Moved By: Helene
Seconded By: Krystel

DATE: September 11, 2024
Resolution No. 24-204

Whereas that By-Law No. 2024-43, being a By-Law to regulate the access and use of the municipal parks, municipal beach, Strongman Park and ballfield of the Corporation of the Township of Dubreuilville, be adopted as presented.

| | | | |
|---------|----------|----------|-------|
| ✓ | _____ | _____ | _____ |
| Carried | Defeated | Deferred | |

| RECORDED VOTE: | YES | NO |
|-----------------------------|-------|-------|
| Councillor Hélène Perth | _____ | _____ |
| Councillor Luc Lévesque | _____ | _____ |
| Councillor Julila Hemphill | _____ | _____ |
| Councillor Krystel Lévesque | _____ | _____ |
| Mayor Beverly Nantel | _____ | _____ |

Declaration of Pecuniary Interest and General Nature Thereof: