

BYLAW NO. 2020-05

CONDUCT OF PERSONS BYLAW

SANDY BEACH LAKE REGIONAL PARK

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**BYLAW NO. 2020-05**

**CONDUCT OF PERSONS BYLAWS**

**SANDY BEACH LAKE REGIONAL PARK**

**PART I: INTRODUCTION**

1. Authority

- (a) Pursuant to section 13 of The Regional Parks Act, 2013, the Sandy Beach Lake Regional Park Authority, hereby enacts this Conduct of Persons Park Entry Bylaw.

2. Title

- (a) This Bylaw shall be known as the "Conduct of Persons Bylaw" of the Sandy Beach Lake Regional Park.

3. Scope

- (a) This Conduct of Persons Bylaw shall apply to the whole of the Sandy Beach Lake Regional Park.

4. Purpose

- (a) The purpose of the Conduct of Persons Bylaw shall be:
  - (i) To provide for the health, protection, safety and general welfare of persons within Sandy Beach Lake Regional Park; and
  - (ii) To provide for the protection and safety of property within Sandy Beach Lake Regional Park.

## PART II: DEFINITIONS

In this Bylaw, the following words and terms shall have the indicated meaning, unless otherwise indicated elsewhere in the Bylaw:

**BEVERAGE ALCOHOL** means, as in The Alcohol and Gaming Regulation, 1997 Act, an intoxicating substance that may be used as a food or beverage and includes:

- (a) beer, wine and spirits, fermented and malt liquor; or
- (b) any combinations of food or beverages or either of them containing a substance that is intoxicating;

**BYLAW** means the Sandy Beach Lake Regional Parks Bylaw.

**LEASED LOT** means a lot within the Park leased or rented to persons pursuant to the terms of their lease or rental agreement and the Bylaws of the Park and shall include but not be limited to trailer park lots and residential lots and does not include campsites.

**PARK** means the area that is designated as Sandy Beach Lake Regional Park.

**PARK AUTHORITY** means the people who are, from time to time, appointed for the purpose of carrying out the management and administration of the Sandy Beach Lake Regional Park.

**PARK OFFICER** means any member of the Park Authority, as well as any person employed by the Park Authority for the Administration and Management of the Park area, and the enforcement of this Bylaw within that area.

**PEACE OFFICER** shall have the same meaning as defined in the Criminal Code of Canada.

**PERSON** or **PERSONS** means any individual, business, partnership, firm, corporation, or occupant of the Park.

**POLICE OFFICER** shall mean any member of the Royal Canadian Mounted Police.

**QUIET TIME** means the hours between 2300 hrs. of one day, and 700 hrs. of the next day, local time, during which time noise is to be kept to a minimum so as to enable the patrons of the Park to sleep.

## PART III: BYLAWS

### A. GENERAL

1. All persons in the Park shall be bound by this Bylaw unless otherwise excepted.
2. Where any portion of the Park area has been set aside for a specific use or purpose, no person shall use the area contrary to that purpose.
3. Every person within the boundaries of the Park shall observe and obey every statute, regulation, Bylaw, and every prohibition or restriction announced by sign or other device.
4. No person shall act in an offensive manner by fighting, disorderly conduct, intoxication, use of vile language or cause noise in any way such as to create, or continue a disturbance to any other person using or occupying the Park.
5. Quiet time is between the time of 2300 hours of one day, and 700 hours of the next day, local time, and is to be observed by all patrons of the Park.
6. The Park Authority has the authority to request non-alcohol days for the Park pursuant to The Alcohol and Gaming Regulation, 1997, where:
  - (a) no person shall bring beverage alcohol into the Park and/or consume beverage alcohol within the Park, subject only to exceptions listed herein;
  - (b) non-alcohol days do not apply to leased lots and businesses licensed to serve and sell alcohol within the Park;
  - (c) any beverage alcohol discovered by a Park Officer will be disposed of;
  - (d) any person who fails to comply with the non-alcohol days is guilty of an offence under this Bylaw and maybe:
    - (i) issued a written notice of violation recording the violation;
    - (ii) charged with an offence contrary to this Bylaw; and
    - (iii) required to leave the Park forthwith.
7. Unless otherwise stated, any Act and regulations referred to in this Bylaw shall include any amendments to the legislation and regulations and any legislation and regulations proclaimed successive to that specifically referred to herein.

## B. PENALTY CLAUSES

### General Penalty Clause:

8. (a) Any person who contravenes any provision of these Bylaws is guilty of an offence punishable on summary conviction by a fine in an amount not exceeding:
  - (i) \$2,000 (Two Thousand Dollars) in the case of an individual;
  - (ii) \$5,000 (Five Thousand Dollars) in the case of a public corporation;or, in default of payment by an individual, by imprisonment for a term of not more than 30 (thirty) days.

### Voluntary Penalty Clause:

9. Any person who contravenes any of the provisions of the Bylaw, may be, at the discretion of the officer, subject to a voluntary penalty as listed:
  - a. Section 2 = \$50.00;
  - b. Section 3 = \$50.00;
  - c. Section 4 = \$50.00;
  - d. Section 5 = \$100.00; and
  - e. Section 6 = \$50.00.

**PART IV: EFFECTIVE DATE OF BYLAW**

1. Park Authority Readings and Adoption


Introduction this 26<sup>th</sup> day of May 2020

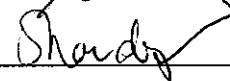
Read a first time this 26<sup>th</sup> day of May 2020

Read a second time this 9<sup>th</sup> day of June 2020

Read a third time this 29<sup>th</sup> day of September 2020

Adoption of Bylaw this 6<sup>th</sup> day of October 2020

Chairperson  \_\_\_\_\_

Secretary  \_\_\_\_\_