

LAST MOUNTAIN REGIONAL PARK

BYLAW NO. 001-2016

1. Short Title

1.1 This Bylaw may be cited as *The General Bylaw*.

2. Purpose

2.1 The purposes of this Bylaw are:

- (a) To provide for the health, protection, safety and general welfare of persons within the park;
- (b) To provide for the protection and safety of property within the park;
- (c) To provide for the control and management of Park areas

3. Definitions

3.1 In this Bylaw the following definitions apply:

PARK AREA means any area set aside by the Last Mountain Regional Park Authority and listed in the lease between Last Mountain Regional Park and the Ministry of Environment.

ALL TERRAIN vehicle means a self-propelled vehicle, as defined in *The All Terrain Vehicles Act*, that is designed primarily for the movement of people or goods on unprepared surfaces and has wheels in contact with the ground and includes a restricted use of a motorcycle, a mini-bike and an all-terrain cycle.

BEACH AREA means all shoreline areas within the park including the waters adjacent to the shoreline, plus immediate land (surrounding the shoreline) area whether sand, reeds, or grass, and marked by a sign as beach;

CAMP means to remain overnight with or without a tent or temporary shelter.

CAMPING UNIT means a vehicle or structure that is or may be used as temporary living quarters or shelter and includes:

- (a) a cabin trailer;
- (b) a tent trailer;
- (c) a truck camper;

- (d) a tent;
- (e) a van;
- (f) a car; and
- (g) a truck;

CAMPSITE means an area within a public campground, designed and developed to accommodate a family or a specified number of persons in one camping unit.

CONTRACTOR means a person who makes a contract, especially a person who agrees to furnish materials or to do a piece of work for a certain price.

DAILY means one calendar day.

DESIGNATED OFFICER means a park officer, peace officer or police officer with jurisdiction to enforce this bylaw.

DOMESTIC ANIMAL means any tamed animal kept by humans and includes, but is not limited to, any head of cattle, horses, mules, asses, sheep, goats, swine, dogs or cats, as well as any exotic animal, including reptiles;

EMERGENCY VEHICLE means a police car or other official vehicle for the transportation of a designated officer; a firetruck or other official vehicle for the transportation of a firefighter; and an ambulance or other official vehicle for the transportation of a medical first responder;

FACILITY-USE PERMIT means a permit for the use of a facility-use permit area issued by the Park Authority.

FACILITY-USE PERMIT AREA means an area or facility within the Park other than a site which may be made available for public use from time to time (for instance, picnic hall, recreation hall or boat launch) and for which the Park Authority requires a permit;

FIREARM means any device from which any shot, bullet or other missile can be discharged and, without limiting the generality of the foregoing, includes a rifle, shotgun, pellet gun, air gun, pistol, revolver, spring gun, longbow, crossbow, or slingshot, firecrackers, and fireworks.

GOLF CART means a vehicle, driven by mechanical means, by either an electric or gasoline engine, and was designed primarily for use on a golf course and is not able to be licensed as described in *The Highway Safety Act*.

HEAVY VEHICLE means a vehicle having a manufacturer's rated capacity in excess of one (1) ton, or having a wheel base in excess of one hundred fifty nine (159) inches.

LEASE means a lease between any person and the Park Authority for the use and occupation of an area of Park land as specified within the lease.

LEASEHOLDER means a person who holds a lease with the Park Authority and includes a person who holds a lease with respect to a cabin site and a person who holds a lease with respect to a permanent trailer site.

OCCUPANT means the owner, occupant, permittee, or licensee of the premises or any person found on the premises at or around the time when the noise or sound issues from the premise.

OCCUPY means to ride in, to hold or dwell in, or on, or to use an area for any period.

OUTDOOR FIRE means any fire in a place other than in a fireplace or other receptacle provided specifically for the purpose of safely containing fires.

OWNER with respect to a domestic animal, means a person who owns, harbours, or who has possession of, or control over, a domestic animal.

PARK AUTHORITY means the people who are, from time to time, appointed for the purpose of carrying out the management and administration of the Last Mountain Regional Park.

PARK MANAGER means the individual(s) appointed by the Park Authority as park manager.

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 the park area, and the enforcement of this bylaw within that area.

PERMIT means a valid and subsisting permit issued pursuant to this Bylaw.

PERMIT HOLDER means a person who holds a permit from the Park Authority.

QUIET TIME means the hours between 2300 hrs.(11:00 PM) of one day, and 600 hrs.(6:00 AM) of the next day, local time, during which time noise is to be kept to a minimum;

ROADWAY means a highway in the park and includes a common parking lot, road, street, avenue, parkway, driveway, bridge, viaduct, or trestle within the park intended for or used by the general public for the passage of vehicles.

RUN AT LARGE means, with respect to a domestic animal, that the animal is off the designated site or other premises of its owner, unless the animal is both on a leash not exceeding two metres in length and is under proper control.

SITE means any lot or campsite within the park with respect to which a leaseholder or permit holder, as the case may be, holds a lease or permit.

SWIMMING AREA means an area where signs or standard markers have been placed identifying the area as a swimming area.

USE AREA means a location within the park where development of fixtures, buildings and facilities for public use are found.

VEHICLE means a vehicle, trailer or semi-trailer or a motor vehicle as described by *The Traffic Safety Act*;

WASTE means any discarded organic or inorganic material, including household waste, special waste and unacceptable waste that:

- (i) the owner or possessor thereof does not wish to retain;
- (ii) must be disposed of due to health reasons; or
- (iii) must be disposed of to ensure that the amenity of the area in which it exists is not adversely affected;

WATER VESSEL includes a boat, canoe, raft or any other amphibious craft.

WILDLIFE means “wildlife” as defined in *The Wildlife Act, 1998*.

4. Application

4.1 These bylaws shall apply to and be binding upon all persons within the park, including:

- (a) Any permit holder (including the holder of a park entry permit, camping permit or facility-use permit);
- (b) Any leaseholder, or party to a sublease or other agreement entered into by the Park Authority;
- (c) Any contractor providing services within the park; and
- (d) All other occupants and users of the park.

5. Park Entry

5.1 The Park Authority may from time to time, establish a gate toll for the entrance to and use of the park, and thereafter, no person shall enter or use the park except on payment of such a fee as may be prescribed, or with the permission of the Park Authority.

5.2 The Park Authority may take adequate precautions, including the erection of park control gates, to ensure that the required park entry permit has been acquired. A designated officer may stop and inspect any vehicle within an area, or entering an area, for which a park entry permit is required, to ensure that the vehicle has a valid park entry permit affixed. Neither the park nor a designated officer shall not be liable for any damage occurring as a result of reasonable measures taken to ensure that a park entry permit has been secured.

- 5.3 Every person to whom a park entry permit is issued shall affix this permit, and keep it affixed to the inside of any window on the left hand side of the vehicle, using only the adhesive material provided on the park entry permit.
- 5.4 No person shall enter, use or occupy a park entry permit area, or a park entry permit facility unless that person holds a park entry permit issued pursuant to Section 5.1.
- 5.5 Sections 5.1 and 5.3 do not apply to;
 - (a) service or delivery vehicles which gain entry into the park for the sole purpose of providing a service to the park,
 - (b) vehicles from the Department of Environment and Resource Management, Sask. Tel, Sask Power, or any other government agencies.
 - (c) any vehicles displaying the R.C.M.P. Police Crest
 - (d) any emergency vehicles.
- 5.6 A park entry permit is valid only for the period of time, and with respect to the area or facility specified in the permit, and only for the vehicle for which it has been issued.
- 5.7 Any park entry permit not affixed to the vehicle for which it has been issued as required by section 5.3, shall be considered void and shall be surrendered to a designated officer upon request.

6. Facility-Use Permit

- 6.1 The Park Authority may, from time to time, designate any area of the park or any facility in the park as a facility-use permit area, for which a facility-use permit is required.
- 6.2 Where the Park Authority designates a facility-use permit area, the Park Authority shall have signs posted identifying the area or facility as a facility-use permit area.
- 6.3 No person shall enter, use, or occupy a facility-use permit area unless that person holds a facility-use permit issued pursuant to this section or with the express permission of the Park Authority.
- 6.4 The Park Authority may, in its discretion, issue a facility-use permit to an applicant who pays the fees established by the Park Authority from time to time. The Park Authority may include in the facility-use permit any terms and conditions that the Park Authority considers appropriate.
- 6.5 A facility-use permit is valid only for the period of time, and with respect to the area or facility specified in the permit.
- 6.6 A facility-use permit is not transferrable.
- 6.7 The holder of a facility-use permit shall keep the permit available for inspection at all times and shall produce it for inspection when requested by a designated officer. Neither a designated officer nor the Park Authority shall be liable for any damages resulting from

reasonable measures to ensure that a facility-use permit has been obtained and is being complied with.

- 6.8 A designated officer may, without notice, cancel a facility-use permit if the holder of the permit fails to comply with:
- (a) Any provision of this Bylaw or any other Bylaw or Regulation of the Park Authority;
 - (b) Any Act of the Government of Saskatchewan or the Parliament of Canada, or regulation pursuant thereto, that relates to the permit holder's conduct in the park; or
 - (c) The terms and conditions specified in the permit.
- 6.9 In the event that a designated officer cancels a facility-use permit pursuant to section 6.8, the designated officer shall request that the permit holder and any other persons accompanying the permit holder immediately leave the park. The permit holder shall comply forthwith, and upon such cancellation shall be prohibited from entering the facility use permit area until he/she lawfully obtains a new permit.

7. Camping Permits

- 7.1 The Park Authority may, in its discretion, issue a camping permit with respect to any site to an applicant who pays the fees established by the Park Authority from time to time.
- 7.2 The Park Authority may include in the camping permit any terms and conditions that the Park Authority considers appropriate, including terms and conditions with respect to payment of fees. The holder of a camping permit shall be subject to any applicable regulations passed by the Park Authority.
- 7.3 Subject to the discretion of the Park Authority, a camping permit may be for a duration of days or weeks, or may be issued for the entirety of a camping season.
- 7.4 No person shall enter the park for the purpose of establishing a temporary residence with or without a camping unit, for the overnight use of park facilities or the overnight use of any site, or attempt to remain in the park overnight with or without a camping unit, without having obtained a camping permit, and having paid the fees required.
- 7.5 No person under the age of nineteen (19) years will be issued a camping permit.
- 7.6 A camping permit is valid only for the period of time, and with respect to the site specified in the permit.
- 7.7 A camping permit is not transferrable.
- 7.8 The holder of a camping permit shall keep the permit available for inspection at all times and shall produce it for inspection when requested by a designated officer. Neither a designated

officer nor the Park Authority shall be liable for any damages resulting from reasonable measures to ensure that a camping permit has been obtained and is being complied with.

- 7.9 A designated officer may, without notice, cancel a camping permit if the holder of the permit fails to comply with:
- (a) Any provision of this Bylaw or any other Bylaw or Regulation of the Park Authority;
 - (b) Any Act of the Government of Saskatchewan or the Parliament of Canada, or regulation pursuant thereto, that relates to the permit holder's conduct in the park; or
 - (c) The terms and conditions specified in the permit, including, with respect to seasonal camping permits, the payment of fees.
- 7.10 In the event that a designated officer cancels a camping permit pursuant to section 7.8, the designated officer shall request that the permit holder and any other persons accompanying the permit holder immediately leave the park. The permit holder shall comply forthwith, and, in the discretion of the designated officer, may be prohibited from re-entering the park for a period of up to one (1) year.

8. Occupation of Sites

- 8.1 A permit holder and a leaseholder, as the case may be, shall be subject to all applicable regulations implemented by the Park Authority.
- 8.2 One camping unit on a cottage lot is free of charge if owned by leaseholder or immediate family member or leaseholder. Additional camping units, excluding tents, will be subject to non-serviced site fees.
- 8.3 No person shall place, erect or maintain, or allow to be placed, erected or maintained more than one camping unit on each site, provided that it shall be permissible to have one trailer plus one tent and one screened tent on a single site and provided that the Park Authority may, from time to time, enact regulations which permit more than one camping unit on a site, and that in the event that such regulation is enacted by the Park Authority, the more permissive regulation applicable to a site shall prevail.
- 8.4 No person shall:
- (a) alter a permit or lease, except with the express written consent of the Park Authority;
 - (b) sell assign or otherwise transfer a permit or lease to another person, except with the express written consent of the Park Authority;
 - (c) operate a vehicle in within the park during the quiet time unless the person:

- (i) is a permit holder or a leaseholder returning to the holder's designated site by the most direct route; or
- (ii) is leaving the park by the most direct route;
- (d) where that person is the holder of a camping permit:
 - (i) occupy more than one site with one camping unit; or
 - (ii) occupy a site with more camping units than specified in the permit or lease; or
- (e) discharge, discard or dispose of any liquid or solid waste other than into a sewage system or approved container or waste and/or sewage tank as approved by the Park Authority for that purpose;
- (f) bury any waste and/or sewage tank on any site;
- (g) keep upon the site or use an above-ground waste and/or sewage tank which exceeds 125 gallons (570 litres);
- (h) use any homemade "tank on wheels" or other unapproved device to transport or store waste

8.5 A permit holder or leaseholder and all persons occupying a site under a permit or lease shall maintain the site in a clean state.

8.6 On the expiration or cancellation of a permit or lease, or when a permit holder or leaseholder vacates a site, the permit holder or leaseholder shall ensure that:

- (a) the site is vacated by all persons occupying the site under the permit or lease;
- (b) all shelters, equipment, camping units and other possessions belonging to the persons mentioned in clause (a) are removed and disposed of in accordance with this Bylaw and the permit or lease; and
- (c) The site is left in a clean state.

8.7 If any camping unit or other detachable form of accommodation, or any other camping equipment or goods, is left in contravention of this bylaw, a designated officer may have these items moved to, taken to, or stored in such a manner and place as the designated officer may, in his or her sole discretion, deem appropriate.

8.8 Where any camping unit or other detachable form of accommodation, or any other camping equipment or goods have been moved to, taken to, or stored, the Park Authority retains the right to charge a fee for such storage, in such amount as the Park Authority deems reasonable.

8.9 Any camping unit or other detachable form of accommodation, or any other camping equipment or goods stored by the Park Authority pursuant to sections 8.5 and 8.6 shall, upon

the expiration of ninety (90) days from the date on which they were identified by the Park Authority or a designated officer, be deemed to be abandoned, and the Park Authority may dispose of the same as it deems fit without notice or compensation. Neither the Park Authority nor any designated officer shall have any liability whatsoever to a permit holder, leaseholder or other owner of any items deemed abandoned in accordance with this section, and there shall be no obligation on the Park Authority or a designated officer to provide notification to a permit holder, leaseholder or other own of any goods as any actions taken pursuant to this Article 8.

8.10 No person shall remain in the park after having his/her permit revoked.

9. Vehicles and Traffic

9.1 The Park Authority or a designated officer may mark and erect on or along any roadway, street, parking lot, walkway or lane within the park, a traffic sign or device that may regulate, control, warn, direct or inform persons operating vehicles, or pedestrians in park and, without restricting the generality of the foregoing, but subject to *The Traffic Safety Act*, may:

- (a) Prescribe the maximum speed rate for vehicles;
- (b) Regulate or prohibit the tethering of horses, or the parking of all or any class of vehicles;
- (c) Require vehicles to stop;
- (d) Designate the roadway as a one-way roadway;
- (e) Close the roadway to all or any class of vehicles;
- (f) Limit the hours during which the roadway may be used;
- (g) Limit the use of a roadway for horses or for a specific class of vehicles, or any method of transportation;
- (h) Designate a reserved parking area;
- (i) Regulate, direct, or control in any other manner, the use of the roadway by vehicles, horse or pedestrians;
- (j) Prescribe the load limits and dimensions of any vehicle or class of vehicles.

9.2 No person other than the Park Authority or a designated officer shall:

- (a) Mark or erect any traffic sign or device on or along a roadway in the park; or
- (b) Remove, deface, or alter any traffic sign or device on or along a roadway in the park.

- 9.3 Every person using a roadway in the park, whether in a vehicle, as a pedestrian or otherwise, shall obey the instructions in a traffic sign or device.
- 9.4 No vehicle with the park shall proceed at a speed greater than thirty (30) kilometers per hour, unless otherwise posted.
- 9.5 No person shall drive any vehicle within the park contrary to any order, direction, or indication shown by a sign established by the Park Authority or a designated officer.
- 9.6 No person shall have, drive or park any vehicle except on a roadway or in an authorized parking area within the park without express consent, in writing, of the Park Authority.
- 9.7 No person shall drive any all-terrain vehicle in any area of the Park without consent of the Park Authority.
- 9.8 No person shall ride any bicycle, motorcycle, or other motor driven or foot propelled vehicle except on roadways or paths provided for such purpose or on a public highway.
- 9.9 No person shall have, drive or park any vehicle in any area within the park posted as a “Public Beach Area”
- 9.10 Golf carts are allowed on roadways and designated pathways in the Park. Golf carts must have proper front and rear lights.
- 9.11 Every person operating a vehicle within the Park shall comply with any traffic directions given to that person by a designated officer or other person appointed by the Park Authority to direct movement of vehicles.
- 9.12 No person shall operate a vehicle in any manner prejudicial to the safety of other persons or property, having regard to all circumstances, including the nature, condition, and use of that place and the amount of traffic that at the time is or might reasonably be expected to be on that place.
- 9.13 No person shall park or leave a vehicle or trailer in such a manner as to obstruct the driveway leading to any residence or business premises or interfere with any vehicle that is loading or unloading goods or passengers within the park.
- 9.14 No person shall operate a vehicle in a manner so as to create a disturbance to any park patron.
- 9.15 No person shall operate a vehicle on a park road without reasonable consideration for others persons and vehicles using the road.

10. Abandoned Vehicles, Water Vessels and Ice Fishing Shacks

10.1 A designated officer may cause to be removed and stored in a suitable place, at the expense of the owner:

- (a) Any vehicle parked or left within the park (excluding a site) in contravention of this Bylaw, any other bylaw, any regulation or any posted signs with respect to the stopping or parking of vehicles;
- (b) Any vehicle, water vessel or ice fishing shack that is in a rusted, wrecked, partly wrecked, dismantled or partly dismantled condition and that has apparently been abandoned within the park.

10.2 A designated officer may cause a vehicle, water vessel or ice fishing shack that is removed and stored pursuant to section 10.1 to be released to the owner of the vehicle, water vessel or ice fishing shack if the owner:

- (a) Presents information satisfactory to the designated officer proving that he or she is the owner;
- (b) Pays the costs incurred by the Park Authority to remove and store the vehicle, water vessel or ice fishing shack; and
- (c) Satisfies the designated officer that the vehicle, water vessel or ice fishing shack will not again be abandoned or be a nuisance on park land.

10.3 If a vehicle, water vessel or ice fishing shack that is removed and stored pursuant to section 10.1 is not claimed by the owner in accordance with section 10.2 within 90 days, the designated officer may dispose of the vehicle, water vessel or ice fishing shack in any manner that the designated officer considers appropriate.

10.4 The costs of removing, storing and disposing of a vehicle, water vessel or ice fishing shack pursuant to this Article 10 are a debt due to the Park Authority by the owner of the vehicle, water vessel or ice fishing shack.

10.5 Neither a designated officer nor the Park Authority shall be liable what so ever to the owner of a vehicle, water vessel or ice fishing shack that is removed, stored or disposed of in accordance with this Article 10, nor shall the designated officer nor the Park Authority have any obligation to attempt to locate or notify the owner of said vehicle, water vessel or ice fishing shack.

11. Conduct of Persons

11.1 Where any portion of the park has been set aside for a specific use or purpose, no person shall use the area contrary to that purpose.

11.2 Every person within the boundaries of the park shall observe and obey every bylaw, statute

and regulation, and every prohibition or restriction announced by a sign or other device.

- 11.3 No person shall act in an offensive manner by fighting, disorderly conduct, drunkenness, 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.
- 11.4 No person causing a disturbance shall remain in the park after having been asked to leave by a designated officer.
- 11.5 Quiet time is between the time of 11:00 PM of one day, and 6:00 AM of the next day, local time, and is to be observed by all patrons of the park.

12. Domestic Animals

- 12.1 Domestic animals are permitted in the park, subject to the terms and conditions set out in in this bylaw.
- 12.2 Dog owners must pick up and bag their dog's waste. Bagged waste is to be put in garbage containers.
- 12.3 No person shall bring or keep an animal other than a domestic animal within the park.
- 12.4 Without the prior written consent of the Park Authority, no owner of a domestic animal shall:
 - (a) allow the domestic animal to run at large; or
 - (b) bring the domestic animal into or allow it to remain in any:
 - (i) beach area, swimming area, or in any water within ten (10) metres of a beach or swimming area.
 - (ii) public washroom, change house, concession, picnic shelter or other public structure; or
 - (iii) area where the Park Authority or a designated officer has caused signs to be set up prohibiting domestic animals.
- 12.5 Subsection 12.4(b) does not apply to the owner of a service animal.
- 12.6 If a domestic animal is found to be running at large the owner shall be deemed to have permitted the domestic animal to be running at large unless the owner proves to the satisfaction of the court that at the time of the offence the owner did all that was reasonable to prevent the domestic animal from running at large.
- 12.7 No owner of a domestic animal shall allow that domestic animal to cause a disturbance to others by reason of excessive barking or excessive howling.

12.8 If a domestic animal is found to be causing a disturbance to others by reason of excessive barking or excessive howling, the owner shall be deemed to have permitted the domestic animal to causing a disturbance unless the owner proves to the satisfaction of the court that at the time of the offence the owner did all that was reasonable to prevent the domestic animal from causing a disturbance.

12.9 Where, in the opinion of a designated officer, a domestic animal;

- (a) is a nuisance or danger to the life, safety, health, property or comfort of any person, designated officer may:
 - (i) prohibit the admission of the domestic animal to the park; or
 - (ii) order the domestic animal be removed from the park;
- (b) is not under the proper care or control of a person or is running at large, a Bylaw Enforcement Officer or Park Officer, may notify a Peace Officer, or Police Officer and request that he/she exercise his/her powers under *The Animal Protection Act*.

13. Angling

13.1 Angling is not permitted within twenty-five (25) metres of:

- (a) a swimming area;
- (b) an area designated by the Park Authority for loading and unloading boats, including without limitation, all docks located within the park;
- (c) any other area where angling is prohibited by signs, as designated by the Park Authority.

13.2 The Park Authority may designate a location or facility at which fish may be filleted or dressed.

13.3 Where the Park Authority designates a location or facility pursuant to section 13.2, the Park Authority shall cause signs to be posted in those locations that the Park Authority considers appropriate, identifying the location or a facility where fish may be filleted or dressed.

13.4 No person shall fillet or dress fish within a:

- (a) Site;
- (b) picnic ground;
- (c) park entry area;
- (d) playground; or

(e) beach area; except at a location or facility designated pursuant to section 13.2.

14. Swimming

14.1 The Park Authority may designate any area of waters in or adjacent to the park for the specific use as a swimming area. Where the Park Authority designates a swimming area, it may mark the swimming area with such signs as the Park Authority deems appropriate.

14.2 The Park Authority may designate any area of waters in or adjacent to the park, including any swimming area, where the use of inflated or flotation apparatus or equipment is prohibited.

14.3 Where the Park Authority designates an area pursuant to section 14.2, the Park Authority shall cause signs to be posted, in those areas that the Park Authority considers appropriate, identifying the area as an area where using inflated or flotation apparatus or equipment is prohibited.

14.4 Any person entering a swimming area at any time does so at their own risk.

14.5 No person shall:

- (a) use inflated or flotation apparatus or equipment in any waters on or adjacent to park land where their use is prohibited;
- (b) Swim, bathe or water ski within twenty-five (25) metres of an area designated for the docking or mooring of boats; or
- (c) enter a swimming area between the time of one-half hour after sunset and one-half hour before sunrise.

15. Boats and Boating

15.1 (a) The Park Authority may designate an area or park land as an area where a water vessel may be launched, moored or left;

(b) Where the Park Authority designates an area pursuant to 15.1(a), the Park Authority shall cause signs to be posted, in those locations the Park Authority considers appropriate, identifying the area as an area where launching, mooring or leaving of water vessels may take place.

15.2 No person shall launch, moor or leave a water vessel in park land except in an area designated for the purpose pursuant to subsection 15.1.

15.3 No person shall use or operate a water vessel within twenty-five (25) meters of:

- (a) a swimming area;

(b) a designated public beach area

(c) any area where the Park Authority has caused signs to be posted prohibiting water vessels.

15.4 No person shall operate a water vessel in any waters in or adjacent to Park Land:

(a) in a manner that disturbs other person or creates excessive noise, or

(b) without due care and attention and without reasonable consideration for the safety of other persons

16. Firearms

16.1 Subject to *The Wildlife Act*, no person shall, without a special permit:

(a) Hunt, poison, molest or disturb any wildlife within the park;

(b) Destroy or alter any wildlife habitat within; or

(c) Carry, possess or discharge any firearm, firecracker, or firework within or over the park.

16.2 Section 16.1 does not apply to a person(s) who, upon request by the Park Authority, has been issued a special permit by the provincial government (or its designate) allowing that person to use a firearm within the park for the purpose of controlling nuisance animals. Any person who has been issued a special permit for the purpose of controlling nuisance wildlife within the park must:

(a) Comply with all terms and conditions of the special permit; and

(b) Present the special permit for inspection upon request by a designated officer.

17. Notices and Signs

17.1 No person shall remove, deface, alter or destroy any Notice or Sign posted in the park without the prior written consent of the Park Authority.

17.2 No person other than the Park Authority, a designated officer, or such other person as may be authorized by the Park authority shall install, erect, or post any Notice or Sign within the park.

18. Leases

- 18.1 The Park Authority may require any lessee or permittee to pay such annual charges or rates as may be necessary to pay for services, local improvements and capital development costs. The Park Authority may review such charges or rates annually and revise as necessary.
- 18.2 In the event of non-compliance with specific lease conditions or in the event of voluntary surrender of the lease, the Park Authority may retain, out of such capital charges as may have been paid in accordance with Subsection 9.1, outstanding lease rental or service charges or such amount as the Park Authority may determine.
- 18.3 A Park Officer may enter into the property, which is the subject of the lease, and inspect the exterior building structure or work, or any part thereof, of any kind in the Park, and may require or order the proper maintenance or repair of any such building, structure, or work to be made by the lessee or permittee.
- 18.4 Should circumstances warrant further inspection, the Park Officer shall contact the appropriate authorities concerned to carry out that inspection.

19. Natural Resources

- 19.1 The Migratory Birds Convention Act, The Wildlife Act, The Fisheries Act, The Prairie and Forest Fires Act and all other Acts governing renewable and natural resources in Saskatchewan, and all regulations thereunder, shall apply to and have full force and effect in the park unless otherwise provided

20. Business Operations

- 20.1 No person shall engage in the sale of goods, solicitations, calling or trade or display of any sort within the Park Area except by the written permission of the Park Authority.
- 20.2 No person shall carry on or be engaged in any business, calling or trade or occupation within the Park except with the written consent of the Park Authority.
- 20.3 No person shall be granted a permit to operate a business with the park unless he/she first entered into a written agreement with the Park Authority defining the conditions and terms under which he / she will operate.

21. Foreign Material

- 21.1 No person shall use or deposit any foreign material, chemicals, sand, gravel, dirt, pollutants, contaminants, or any other substance in the park or in or along the shores of the lake adjacent

to the park which could pollute, damage or destroy the fish, birds, animals or other wildlife species or the habitat.

21.2 No area of the park may be used in such a way as to pollute, contaminate or cause other injury to the swimming facilities.

22. Buildings and Structures

22.1 No person shall develop, erect, alter, demolish, remove or relocate any building or structure on Park land without:

(a) First obtaining all permits pertaining to the project being undertaken. All building projects must conform to the Uniform Building and Accessibility Act, The Canadian Electrical Code and the Saskatchewan Supplement to the Canadian Electrical Code, The Public Health Act and Regulations to the Public Health Act, and any other Act of the Parliament of Canada or regulation pursuant to any Act or Act of the Parliament of Canada and any Act or Act of the Government of or regulation pursuant to an Act or Act of the Government of Saskatchewan that pertain to the project that is to be undertaken; and

(b) the written consent of the Park Authority.

22.2 Any person wishing to erect, alter, repair, demolish, remove or relocate any building, erection or structure, or make excavation on Park land must apply in writing to the Park Authority;

22.3 An application pursuant to Section 22.2 is subject to the requirements of Section 22.1, subsection (a), and is to include:

(a) plans and specifications showing the type, style, design, and construction of the proposed building or structure.

(b) a plot plan indicating:

(i) the position of the building or structure;

(ii) the position of existing buildings or structures and of existing vegetation;

(iii) the boundaries of the land where the building or structure will be erected.

(c) a description of proposed changes to existing land forms and vegetation;

(d) copies of all permits pertaining to the project being undertaken;

(e) any fees as may be prescribed by the Park Authority

(f) any other information that the Park Authority may require.

22.4 Where the Park Authority receives an application pursuant to Subsection 22.3, and is satisfied that the application is complete, and all permits have been obtained, and the erection, alteration, repair, demolition, removal or relocation of any building, erection or structure, or

the making of any excavation complies with the requirements of Section 22.1, subsection (a), the Park Authority may grant permission to apply for a building permit.

22.5 Subject to Section 22.1 subsection (a), the Park Authority may impose any terms or conditions on the application for a building permit that the Park Authority considers appropriate, including prescribing the type, style, location, design and size of building and other structures to be erected or placed on park land and the material of which they are to consist.

22.6 Without the prior written consent of the Park Authority;

(a) no person shall construct more than one dwelling on any surveyed lot

(b) no person shall construct any building or structure

(i) within six (6) meters of the front portion closest to the surveyed road; and

(ii) within one and one-half (1.5) meters of other boundaries of any surveyed lot

22.7 Subject to Section 22.8 no person shall develop, erect, alter, demolish, remove or relocate, any building or structure on any park land that is registered with a land titles office as being public reserve, or on or along the banks or shores, or in the water of any lake adjacent to park land, which is public reserve as registered by Plan or Survey.

22.8 Any person wishing to develop, erect, alter, demolish, remove or relocate any building or structure on any park land that is public reserve, as registered by Plan of Survey, or on or along the banks or shores or in the water of any lake adjacent to park land must apply to the Department of Environment and Resource Management (or other title a designated from time to time) for a permit.

22.9 An applicant pursuant to section 22.8 is to include;

(a) plans and specifications showing the type, style, design and construction of the proposed building or structure

(b) a plot indicating:

(i) the position of the building or structure;

(ii) the position of existing buildings or structures and of existing vegetation;

(iii) the boundaries of the lands held or to be held for the purpose of erecting, altering, demolishing, removing or relocating the proposed building or structure.

(c) a description of proposed changed to existing land forms and vegetation;

(d) any fee that may be described

(e) any other information that the minister may require

22.10 Where the Department of Environment and Resource Management (or other title as designated from time to time) receives an application pursuant to Section 22.8, and is satisfied that the application is complete, and complies with The Uniform Building and

Accessibility Standards Act, the Department of Environment and Resource Management (or other title as designated from time to time) may issue a permit, and impose any terms and conditions on the permit that may be considered appropriate.

- 22.11 Any person that receives a permit pursuant to Section 22.8, must comply with all regulations in the Uniform and Building and Accessibility Standards Act, The Canadian Electrical Code, and the Saskatchewan Supplement to the Canadian Electrical Code, the Health Act, and any Act of the Province of Saskatchewan, and any Act of Parliament of Canada that relate to the project the permit holder is undertaking.
- 22.12 Any person who has been issued a permit pursuant to Section 22.4 and Section 22.8, must present the permit for inspection upon request by a Park Officer, Peace Officer, Conservation Officer, Police Officer, Health Inspector, Electrical Inspector, Building Inspector or any person, who, within the range of their duty, requests the permit to be presented.

23. Maintenance

- 23.1 As per *The Last Mountain Regional Park Nuisance Abatement Bylaw*, every person who maintains a building or structure on park land shall maintain the building or structure:
- (a) in a reasonable state of repair; and
 - (b) in a clean, safe and satisfactory state.
- 23.2 As per *The Last Mountain Regional Park Nuisance Abatement Bylaw*, where, in the opinion of the Park Authority, an existing building or structure does not comply with Section 23.1, and the Park Authority gives written notice to the person(s) who is responsible for the building or structure, specifying the defects of the building or structure and the time within which the defects are to be corrected, the person(s) shall immediately remove, pull down, or put the building or structure into a condition satisfactory to the Park Authority.
- 23.3 Where the person fails to correct the defects in the manner describe in Section 23.2, within the time prescribed by the Park Authority, the Park Authority may carry out the powers it has in its Lease Agreement with the building or structure owner, or may contact the Provincial Department(s) concerned to deal with the building or structure.

24. Water & Sewer

- 24.1 Without the prior written consent of the Park Authority, no person shall have a privy pit or make a connection on park land with:
- (a) a water main or sewer main;
 - (b) a water pipe connected to a water main; or
 - (c) a sewer pipe connected to a sewer main

- 24.2 Without the prior written consent of the Park Authority, no person occupying or operating a dwelling or public facility on park land shall fail to have a septic tank or sewage system
- 24.3 Without the prior written consent of the Park Authority, no person shall install on land a septic tank or sewage system.
- 24.4 Any person who wishes to do an item mentioned in Section 24.3 shall apply in writing to the Park Authority.
- 24.5 An application pursuant to Section 24.4 is to include:
- (a) detailed drawings of the proposed installations, and
 - (b) evidence satisfactory to the Park Authority that:
 - (i) the applicant is competent to make the proposed installation; and
 - (ii) the plans for the septic tank or sewage system have been approved by all appropriate government departments including, but not limited to: The Department of Health, The Saskatchewan Water Agency, or the Department of Environment and Public Safety as the case may require.
- 24.6 Where the Park Authority receives an application pursuant to Section 25.4 and is satisfied it is complete, the Park Authority may give their consent.
- 24.7 The Park Authority may impose terms and conditions on a consent that the Park Authority considers appropriate.
- 24.8 No person shall fail to comply with any terms or conditions imposed on a consent.

25. Enforcement of the Bylaw

- 25.1 The administration and enforcement of this bylaw is hereby delegated to the park manager and or Park Authority.
- 25.2 The park manager is hereby authorized to further delegate the administration and enforcement of this bylaw to a designated officer or as otherwise determined appropriate by the park manager.
- 25.3 Nothing herein shall derogate from the authority of the Park Authority to appoint an officer for the enforcement of bylaws within the park.

26. Inspections

- 26.1 The inspection of property by the Park Authority to determine if this bylaw is being complied with is hereby authorized.

26.2 Inspections under this bylaw shall be carried out in accordance with section 362 of *The Municipalities Act*, with all necessary modifications as the context may require.

26.3 No person shall obstruct a designated officer who is authorized to conduct an inspection under this section, or a person who is assisting a designated officer.

27. Offences and Penalties

27.1 No person shall:

- (a) fail to comply with an order made pursuant to this bylaw;
- (b) obstruct or interfere with any designated officer or any other person acting under the authority of this bylaw; or
- (c) fail to comply with any other provision of this bylaw.

27.2 Anyone who fails to comply with section 27.1 of this bylaw commits an offence, and is liable on summary conviction, to a fine of not more than \$10,000.00.

27.3 A designated officer who has reason to believe that a person has contravened any provision of this bylaw may serve on that person a Notice of Violation, in the form attached hereto as Schedule 1 to this bylaw. The Notice of Violation may, in the discretion of the designated officer, provide for a voluntary penalty sum as set out in Schedule 2 to this bylaw.

27.4 Any person who pays a voluntary penalty sum in response to a Notice of Violation as set out in section 27.3 hereof shall not be liable for prosecution with respect to the violation for which the voluntary penalty sum is paid.

28. Repeal

Bylaw # 1-1970 is hereby repealed

Bylaw # 2-1975 is hereby repealed

Bylaw #3-1983 is hereby repealed

Any Amendment to Bylaw #1, #2 and #3 are hereby repealed

Dog Bylaw is hereby repealed

Bylaw # 2- 2013 is hereby repealed

29. Coming Into Force

29.1 This bylaw shall come into force on the day of its final passing.

Board Chairman

Administrator

Certified a true copy of the original
Bylaw passed by the resolution of the
Park Authority present at their regular meeting
Held on the ____ day of _____, 2016.

Board Chairman

Administrator