

THE CORPORATION OF THE TOWN OF MISSISSIPPI MILLS

BY- LAW NO. 02-106

BEING a by-law to regulate the use, protection and government of Parks.

WHEREAS the Council of the Corporation of the Town of Mississippi Mills is empowered by the provision of Section 207 Sub-section 52 of the Municipal Act Chapter M.45, R.S.O. 1990 as amended, for the exercising all or any of the powers that are conferred on boards of parks management by the Public Parks Act Chap. P. 46.

AND WHEREAS Section 11 Sub-section 1 of the Public Parks Act R.S.O. 1990 Chap P.46 authorizes the board to pass by-laws for the use, regulation, protections of this Act or any law of Ontario;

NOW THEREFORE the Council of the Corporation of the Town of Mississippi Mills enacts as follows:

1. DEFINITIONS:

- a) "Domestic animal" shall mean any dog, cat or any other domestic animal.
- b) "Director" shall mean the Director of Recreation and Culture for the Town of Mississippi Mills Recreation and Culture Department;
- c) "Motorized Snow Vehicle" shall mean a self-propelled vehicle designed to be driven on snow;
- d) "Municipal Building" shall mean all municipally owned or municipally premised included under the reciprocal school use agreement and designated for recreational purposes;
- e) "Parked" shall mean the standing still of a vehicle whether occupied or not, except when standing temporarily for the purpose of and while actually engaged in loading or unloading;
- f) "Park or Parkland" shall mean any land owned by the Corporation of the Town of Mississippi Mills designated as a park;
- g) "Parking Area" shall mean land that is physically laid out and/or designated as land approved for the parking of vehicles;

- h) "Vehicle" shall include truck, automobile, motorcycle, motorized bicycle, trailer, bicycle or any other vehicle or conveyance of every description and whether the mode of power, but excludes baby carriages, child's wagon, sleigh, wheelchair or emergency vehicle;

2. **GENERAL USE**

No person shall,

- a) Damage willfully or deface any building, recreation facility, fence, bench, equipment, parking area, roadway, landscape feature or any other structure or portion of a park or parkland.
- b) Deposit or strew any refuse, litter or any other pollutant in any park or parkland except in the receptacle provided for that purpose;
- c) Post any sign or poster in any park or parkland without first having obtained approval from the Director or his/her designate;
- d) Restrict the use of any portion of any park or parkland without first having obtained approval from the Director or his/her designate;
- e) Camp in or use any park or parkland without first having obtained approval from the Director or his/her designate;
- f) Use any device for the amplification of sound in any park or parkland without first having obtained approval from the Director or his/her designate;
- g) Play in any park or parkland as a band without first having obtained approval from the Director or his/her designate;
- h) Use any park or parkland where warned by signs not to do so;
- i) Have in his/her possession any alcoholic beverage in a municipal building, on any park or parkland except in areas duly designated and in accordance with the Municipal Alcohol Policy and, The Liquor License Act and the regulations contained thereto in force from time to time in the Province of Ontario;
- j) Discharge or cause to be discharged any firearm on or into any park or parkland;
- k) Build, set or light any fire in part of a park or parkland other than in designated areas without first having obtained approval from the Director and the Town's Fire Chief;

- l) Ignite or discharge any fireworks in any park or parkland without having obtained approval from the Director and the Town's Fire Chief;
- m) No person shall loiter in a public park between the hours of midnight and 6 a.m.
- n) No child less than sixteen years of age shall be in a place of public entertainment between the hours of midnight and 6:00 a.m., unless the parent or guardian accompanies the child or authorizes a specific individual eighteen years of age or older to accompany the child.

3. **ATHLETIC USE**

No person shall,

- a) Play or practice any sporting activity in any park or parkland except in areas designated for that event, or;
- b) Use any ice surface within any park or parkland in such a manner as to endanger, interfere, or jostle other persons using such ice surface unless such interference is permitted during organized events, or;
- c) Swim, bathe or change into and out of bathing attire in a municipal building, any park or parkland unless such is done in designated area, or;
- d) Enter into any portion of any change room or washroom located within municipal building, park or parkland which is designated for use by the opposite sex, or;
- e) Play or practice any game within park or parkland except where provisions have been previously made by the Director or his/her designate, except for casual play and unscheduled games that do not interfere with regular or authorized use.

4. **VEHICULAR TRAFFIC**

1. No person shall,

- a) Drive any vehicle on any of the designated roadways or paths in any park or parkland at a speed greater than 25 km/hr;
- b) With the exclusion of emergency vehicles, use any of the roadways or paths in any park or parkland as a thoroughfare;

- c) With the exclusion of emergency vehicles or municipal vehicles, operate a vehicle within any park or parkland other than in those areas which have been designated for use by vehicles and for the particular type of vehicle involved;
 - d) Stop or park any vehicle or permit any vehicle to stop or park in any park or parkland between the hours of 1:30 a.m. to 6:00 a.m. unless previously authorized by the Director of Recreation and Culture;
 - e) Operate a motorized snow vehicle in any park or parkland except for events which have been previously authorized by the Director of Recreation and Culture, or in areas which have been designated for such use;
 - f) Stop or park any vehicle or permit any vehicle to be stopped or parked in any park or parkland in such a way as to block any roadway or path;
 - g) Be permitted to clean or maintain any vehicle within any park or parkland, or;
 - h) Use any park or parkland for the purpose of driver instruction;
2. The Director reserves the right to restrict the use of vehicles, bicycles and other conveyances in Public Parks.

5. **PATHWAYS**

- a) The walkways and all footbridges in any park or parkland shall be used exclusively for pedestrian use except that baby carriages, wheelchairs, children's carts and tricycles may be propelled thereon and no person shall use walkway or footbridges for any other purpose;
- b) Designated cycling paths located in any park or parkland shall be used by persons operating bicycles and tricycles.

6. **CLOSURES**

- a) The Director may at any time when deemed advisable to do so, close to the public, any park or parkland or any portion of a park or parkland or any building located thereon and no person shall use such area during the time that it is closed to the public; and,

- b) The Director may require the prior payment of a fee by any person desiring to enter or use any park or parkland or any building located thereon.

7. **ANIMALS**

No person shall,

- a) Permit or allow any domestic animal to run at large within any park or parkland;
- b) Bring any horse into any park or parkland unless there are designated areas for such use or unless he/her first obtains approval from the Director or his/her designate; and,
- c) Kill, maim, or in any way injure or molest any animal, bird, waterfowl or fish within a park or parkland.

8. **SALES**

- a) No person shall sell any merchandise, or take money for or operate any games, shows or amusements or solicit or accept money or orders for the sale of merchandise or operate any business whatsoever within the limits of any park or parkland without having first obtained the approval of the Director or his/her designate;

9. **RESTRICTION OF USE**

- a) The Director reserves the right to deny anyone the privileges of use of any facility located in any park or parkland due to breach or continued breach of any provision of this by-law and once the person so denied such privilege has been so advised by the Director.

10. **OFFENCES AND PENALTIES**

- a) Every person who contravenes any provision 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, R.S.O. 1990 Chap. P.33 as amended.
- b) This by-law shall be enforced by the Ontario Provincial Police Officers or a Municipal By-law Enforcement Officer so appointed by the Council of the Corporation of the Town of Mississippi Mills.

11. **SEVERABILITY**

Should any part, section, subsection or portion of this by-law be repealed or declared by a court of competent jurisdiction to be illegal, the same shall not affect the validity of the by-law as a whole or in part thereof, except for that which was declared to be invalid.

12. **REPEAL**

Former Town of Almonte By-law 20 - 1997 and any other by-law inconsistent with this by-law are hereby repealed.

13. **ENACTMENT**

This by-law takes effect on the day of its passing.

BY-LAW READ a first and second time this 10th day of December, 2002

BY-LAW READ a third time, passed, signed and sealed in open Council this 10th day of December, 2002.

F.R. (Ron) Pettem, Mayor

Cynthia Halcrow, Clerk