

BYLAW NO. 28-19

LEDUC COUNTY

A BYLAW OF LEDUC COUNTY, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR THE CONTROL AND OPERATION OF MUNICIPAL LANDS AND RESERVES, PARKS, OPEN SPACES AND CAMPGROUNDS UNDER THE JURISDICTION OF LEDUC COUNTY AND THAT BYLAW NO. 17-02 BE RESCINDED.

WHEREAS

The provisions of the Municipal Government Act, being Chapter M-26, Revised Status of Alberta, 2000, as amended, grants authority to Council to pass bylaws respecting all matters pertaining to services provided by the municipality; and

the Council of Leduc County wishes to establish rules and regulations for the control and operation of its municipal lands and reserves, parks, open spaces, and campgrounds.

NOW THEREFORE

The Council of Leduc County, in the Province of Alberta, duly assembled, enacts as follows:

SECTION 1 - SHORT TITLE

1.1 THAT this bylaw may be referred to as the "Parks and Open Spaces Bylaw".

SECTION 2 - DEFINITIONS

2.1 "Aircraft" includes any type of device designed to carry persons or objects through the air in powered or powerless flight;

2.2 "Animal" means a domestic animal and includes an animal that is wild by nature but has been domesticated;

2.3 "Bylaw Enforcement Officer" means:

- a) Any member of the Royal Canadian Mounted Police
- b) Any Community Peace Officer
- c) The County Manager of Leduc County or any person designated by the County Manager/Council to enter and inspect property in accordance with the provisions of this Bylaw.
- d) Park Officers as designated by the County Manager/Council

2.4 "Camping Accommodation Unit" means:

- a) a tent
- b) a trailer
- c) a tent trailer
- d) a motor home
- e) a van
- f) a truck camper

used by a person as shelter equipment while camping;

- 2.5 “Campsite” means a campsite in a park or campground designated as an individual campsite under this bylaw;
- 2.6 “Clear-cutting” means the felling and removal of all or most of the trees/vegetation from a given tract of land.
- 2.7 “Council” means the Council of Leduc County;
- 2.8 “County” means the municipal corporation of Leduc County, and includes the geographical area within the boundaries of Leduc County where the context so requires;
- 2.9 “County Manager” means the Chief Administrative Officer for the County, or his or her designate.
- 2.10 “Day use area” means a park, or portion thereof, designated by Council for use by patrons between the hours of 7:00 a.m. and 11:00 p.m., unless otherwise posted
- 2.11 “Director” means the Director of Community Services for Leduc County.
- 2.12 “Fireban” means a general fire prohibition as declared by the Council under the authority of the *Forest and Prairie Protection Act*.
- 2.13 “Firearm” means any device that propels a projectile by means of explosion, spring, air, gas, string, wire or elastic material or any combination of those things;
- 2.14 “Highway” means a highway as defined in the *Traffic Safety Act*;
- 2.15 “Litter” means any solid or liquid material or product or combination of solid or liquid materials or products including, but not limited to:
- a) Any rubbish, refuse, garbage, paper, package, container, bottle, can, manure, or sewage or the whole or part of an animal carcass; or
 - b) The whole or part of any article, raw or unprocessed material, motor vehicle or other machinery, that is disposed of; or
 - c) Any dirt, gravel, rock, sand, rubble, or clean fill; or
 - d) Any other material or product that is designated as litter in the *Alberta Environmental Protection and Enhancement Act*, as amended from time to time, and the Regulations thereunder.
- 2.16 “Liquor”/“Cannabis” means liquor/cannabis as defined in the *Gaming, Liquor & Cannabis Act*;
- 2.17 “Motor Vehicle” means a motor vehicle as defined in the *Traffic Safety Act*;

- 2.18 “Municipal Land” means a parcel of land or a part of a parcel of land owned by the County or land in which the County is in the process of acquiring and does not include lands designed for public use including but not limited to campgrounds. Such lands include but are not limited to lands designated as Municipal Reserve, School Reserve, Municipal and School Reserve, Environmental Reserve, Conservation Reserve, or Public Utility Lot.
- 2.19 “Nuisance Odour” means an odour in the air that is unpleasant, offensive, or harmful; and interferes with the use or enjoyment of property and/or endangers personal health or safety. This does not pertain to odours related to a permitted combustion such as, but not limited to campfires, wood stoves or vehicle emissions.
- 2.20 “Off Highway Vehicle” means a vehicle not meant for use on highways as defined in the *Off Highway Vehicle Act*;
- 2.21 “Open Spaces” means any open piece of land that is undeveloped (has no buildings or other built structures) and is accessible to the public.
- 2.22 “Order to Comply” means an Order or warning, issued under this Bylaw.
- 2.23 “Park” includes:
- a) any public outdoor land and green space specifically for passive or active recreation including tot-lots, playgrounds, band shells, walkways, trails, environmentally significant areas, forest reserves, wildlife sanctuaries, greenbelts, conservation areas, buffers, nature interpretation areas and similar land uses. It includes all natural and man-made landscaping, facilities, sports fields, accesses, trails, buildings and structures consistent with the general purpose of public park land whether or not such recreational facilities are publicly operated or operated by other organizations pursuant to arrangements with the public authority owning the park. This includes a broad range of accessory uses, including commercial, serving park users and compatible with park objectives.
 - b) any land acquired by the County as municipal land such as municipal reserve, school reserve, municipal and school reserve, conservation reserve, environmental reserve, or public utility lots as defined in the *Municipal Government Act*, however, insofar as the terms of any license or lease for grazing or agricultural purposes granted by the County over such reserves contradicts the terms of the Bylaw, the terms of the license or lease shall prevail;
 - c) any land designated by Council as a park or recreational area, including recreational areas leased to the County, for the purposes of the Bylaw; and
 - d) any land developed or designated by the County as trail system, including both urban and rural pathways other than Sidewalks.
- 2.24 “Permit” means a written authorization issued pursuant to approval granted by Leduc County in respect to activities on Municipal Lands, reserves, or structures.
- 2.25 “Permittee” means a person who applied and obtained a permit in respect to activities on Municipal Lands, reserves, or other structures

- 2.26 “Projectile” means any physical article capable of being launched or propelled including but not limited to fireworks, explosives of any type, air soft guns, rockets, golf balls and arrows.
- 2.27 “Reserve Lands” means an Environmental Reserve, a walkway, a Municipal Reserve, a School Reserve, a Municipal and School Reserve, Conservation Reserve as defined in the *Municipal Government Act*.
- 2.28 “Stormwater Management Facility” means an area designated to store excess storm water runoff flow within a drainage system and includes wetlands, constructed wetlands, storm water wetlands, wet or dry ponds, overland drainage systems and bioswales located within utility right of ways, public utility lots and reserves.
- 2.29 “Strict Liability” means a Person is responsible for the damage and loss caused by their acts and omissions regardless of culpability.
- 2.30 “Structures” means any man-made building or feature with the exception of seasonal docks or piers.
- 2.31 “Unauthorized Use” means any use which falls under offenses on any Reserve Lands without a valid permit.
- 2.32 “Urban Service Area” means that area within the boundaries of any Hamlet of Leduc County.
- 2.33 “Vegetation” includes all trees, shrubs, plants, flowers and grass and all ground cover, whether it is in its wild or natural state, or has been planted.
- 2.34 “Violation Tag” means a tag or similar document issued by the County pursuant to Section 110 of the *Municipal Government Act*.
- 2.35 “Violation Ticket” means a ticket issued pursuant to Part II of the *Provincial Offenses Procedure Act*.

SECTION 3 - APPLICATION

- 3.1 This Bylaw shall apply to all municipal lands in the County, subject to any exceptions provided in any statute of the Province of Alberta or any agreement entered into by the County affecting any lands or part thereof.

SECTION 4 - CONDUCT

- 4.1 No person shall fail or refuse to comply with a lawful order or request of an Officer.
- 4.2 No person shall willfully obstruct or hinder an Officer in the execution of their duties.
- 4.3 No person who has been removed from a park pursuant to Section 22.1e) of this bylaw shall, within the following 72-hour period, enter or attempt to enter that park.

- 4.4 No person who has been prohibited from a park pursuant to Section 21.5 of this bylaw shall enter or attempt to enter that park without permission of the Director.
- 4.5 No person shall enter or remain in any park or portion of a park where travel or access restrictions have been imposed under this bylaw.
- 4.6 No person shall cause a disturbance that interferes with the peace and enjoyment of another individual or the park.
 - a) By fighting, screaming, swearing, or using insulting or obscene language.
 - b) By being under the influence of alcohol or cannabis.
 - c) By impeding or molesting other persons.

SECTION 5 - DEPOSITING REFUSE/LITTER

- 5.1 No person shall deposit liquid or solid waste matter in a park except in a receptacle provided for that purpose by Leduc County.
- 5.2 No person shall bring commercial or residential waste matter into a park for disposal.
- 5.3 In a park where waste disposal receptacles are not provided, waste matters shall be carried out of the area for disposal.

SECTION 6 - MUNICIPAL LANDS

- 6.1 A person using a park shall keep the land and improvements in a condition satisfactory to an Officer.
- 6.2 A person vacating a park shall restore the land as close as possible to a clean and tidy condition.
- 6.3 No person shall without, a written authorized Permit:
 - a) Dig in the earth, landscape or remove any natural feature or man-made Structure from Municipal Land
 - b) Store equipment or materials on any Municipal
 - c) Construct or remove Structure on any Municipal Lands:
 - i) When it is discovered that a structure has been erected on a municipal reserve, the County Manager or designate may cause it to be removed.
 - ii) The owner of the structure shall be liable for the costs of removing the structure and other related costs.
 - d) Place or erect any Structures, signs, bulletins, posts, poles or advertising devices or any kind, attach any notice, bill, poster, wire, or cord to any tree, shrub, fence, railing, post, or Structure on any Municipal Land
- 6.4 No person shall under any circumstances:
 - a) remove, destroy, mutilate, deface, or climb upon any building, structure, fixture or chattel, and without restricting the foregoing, any monument, vase, fountain, wall, fence, wire netting, vehicle, tools, gate, seat, bench, exhibit, cage or ornament therein;

- b) cut, break, bend, or any way injure or deface any turf, tree, shrub, hedge, plant, flower, boulders, or park ornament;
- c) walk, stand, or sit on any flower bed;
- d) walk upon any lawn or garden where signs are posted prohibiting persons from so doing;
- e) plug, tamper with, or in any way damage any plumbing, electrical, heating, or other fixtures;
- f) deface, injure, or destroy any object in a park, whether created by natural means or otherwise;
- g) Discharge contaminants including but not limited to fuel, herbicides, and fertilizers;
- h) Permit any livestock to graze on any Municipal Land without permission;
- i) Hunt or trap any animal on Municipal Lands:
 - (i) Notwithstanding 6.4.g or 6.4.h, the County Manager or designate may authorize a person to hunt, or discharge a firearm on a municipal reserve or portion thereof;
- j) Clear cutting.

SECTION 7 - SIGNS/STRUCTURES

- 7.1 No person shall display or post any signs or advertisements on municipal lands other than signs and advertisements approved by Leduc County.
- 7.2 No person shall remove, deface, damage or destroy any sign board, sign or notice posted or placed on municipal lands under authority of this or any other bylaw or Act.

SECTION 8 - WATER

- 8.1 A person shall not wade, swim, boat, fish, skate or carry on any other recreational activity on or in a park waterbody or stormwater management facility except as permitted by signage or by the Director.
- 8.2 No person shall bathe or clean clothing, fish, cooking or eating utensils, vehicles or other equipment at or near a drinking fountain, stand pipe, well or pump in any park.
- 8.3 A person shall not remove water from a waterbody in a park or stormwater management facility except as permitted by the County.

SECTION 9 - ANIMALS

- 9.1 No person having the custody or control of an animal shall bring the animal into a park or allow the animal to enter or remain in a park unless it is in a cage or is restrained by a leash, chain or other device that is not greater than 2 meters in length.
- 9.2 A person shall clean up fecal waste from their animal and dispose of it sanitarly in a receptacle for litter or in some other suitable container.

- 9.3 No person shall bring into or permit to enter a park a horse or pony or beast of burden under this control except on an area of land where authorized by the Director or signage.
- 9.4 No person having custody or control of an animal shall bring into or allow an animal to enter or remain in or on any area in a park that is
- a) a designated swimming area,
 - b) a beach area adjacent to a designed swimming area,
 - c) a public washroom, change house, concession, public shelter, or other public building or structure, or
 - d) an area where signs are posted prohibiting animals.
- 9.5 An Officer may refuse admission or require removal of an animal from a park if they consider it is not under control or may be a nuisance or damage to the life, safety, health, property or comfort of any person in the park.
- 9.6 No person or animal under the care of a person shall tease, molest or injure any mammal, bird, amphibian or reptile, or take, destroy, or disturb eggs, nest or young of an animal or bird in any park nor throw any substance at or near such creatures in a park in such a way to cause them alarm or possible injury.
- 9.7 An Officer and any other person acting under their supervision may capture an animal running at large in a park.
- 9.8 When an animal is captured, the Officer shall:
- a) impound the animal for a period of not more than eight hours where safe to do so,
 - b) make a reasonable attempt to contact the owner or person having custody of the animal, and
 - c) turn custody of an impounded canine over to an Animal Control Officer, appointed under the provisions of the Animal Control Bylaw, who will impound the animal, if it is not claimed by the owner or person having custody,
 - d) turn custody of all other impounded animals over to a person authorized under law for the impoundment of that animal, if it is not claimed by the owner or person having custody.
- 9.9 Where the owner or person having custody claims a captured animal from an Officer, he/she shall pay any fines imposed and impoundment fees charged for the impoundment of the animal.

SECTION 10 - VEHICLES

- 10.1 A person shall operate a motor vehicle on designated highways within a park.
- a) except with written authorization from Leduc County, in the case of an area that is not a designated roadway.

- 10.2 No person shall, within a park, operate or ride an off highway vehicle or any other such specialized means of conveyance, whether motor driven or propelled by human power, except:
- a) on a trail or in an area set aside, designated or identified by regulatory signs, notices, or trail markers posted as a trail or area for the use of such conveyances,
 - b) on a place or way which the public is ordinarily entitled or permitted to use for the passage of such conveyances, or
 - c) in an area other than one referred to in Clause (10.2 a) or (10.2 b), with written authorization from Leduc County.
 - d) section 10.2 does not apply to bicycles.
- 10.3 Motor vehicles, boats, trailers or camping accommodation units shall be parked or left in designated parking areas or other areas designated for that purpose by Leduc County.

SECTION 11 - ABANDONMENT AND SEIZURES:

- 11.1. An Officer may remove, store, dispose of, or seize any vehicle or item parked or placed in contravention of the provisions of this bylaw.
- 11.2 Upon seizure of a vehicle under section 11.1, the Officer shall cause the vehicle to be removed, with the owner being liable for the costs of removal.
- 11.3 In this section “abandoned” means:
- a) left standing at a location for more than 72 consecutive hours other than pursuant to:
 - (i) a license, permit or other similar authorization, or
 - (ii) prior authorization of an Officer, or
 - b) left situated unattended at a location or in a condition so that it constitutes a present or potential hazard to persons or property,
- 11.4 If a motor vehicle, off highway vehicle, aircraft, boat, trailer equipment, appliance, article or object:
- a) is abandoned,
 - b) remains in an area after the authorization to be in that area expires, or
 - c) is located in a prohibited area,
- an Officer may move the item or cause it to be moved to a location determined by them and store it or cause it to be stored or order the owner, operator or person in charge of the item to move the item to a location determined by the Officer and within the time determined by them.
- 11.5 Where an Officer moves, removes, or stores an item or caused it to be moved or stored under this section, the cost of doing so
- a) is the responsibility of the owner of the item,
 - b) constitutes a lien on the item,
 - c) may be recovered from the owner in an action for debt,
 - d) must be paid before the item is released to the owner operator or person in charge of it.

- 11.6 If any item stored pursuant to this section is not, within 30 days of its removal or a longer period as determined by Council, claimed by the owner or someone on their behalf in return for full payment for the removal and storage costs incurred, the item and its contents if any, shall be turned over to Council to be disposed of in a reasonable manner.

SECTION 12 - LIQUOR/CANNABIS

- 12.1 No person shall contravene the provisions of the Gaming, Liquor & Cannabis Act, and regulations.
- 12.2 No person shall possess liquor/cannabis in any portion of a park unless specified in a resolution under section 21.
- 12.3 Unless specified under section 21, the possession and consumption of liquor/cannabis within a campground shall be limited to the individuals permitted campsite.
- 12.4 When an Officer encounters a person committing an offense under sections 12.1, 12.2 or 12.3, the Officer may order the person to dispose of the liquor/cannabis.
- 12.5 A person consuming cannabis must not cause, allow or permit the discharge or emission of a Nuisance Odour from their campsite to disrupt the enjoyment of neighbouring campsites or park patrons.

SECTION 13 - DANGEROUS OBJECTS

- 13.1 No person, while in a park, shall:
- a) cast, throw, discharge, ignite, fire or otherwise launch any explosive projectile
 - b) operate any radio or remote controlled vehicle or airborne object where they could cause a nuisance;
 - c) propel a golf ball in any manner;
 - d) possess any object or weapon, capable of firing or launching a projectile except in an area designated for that purpose or unless prior written approval has been obtained from the Director.

SECTION 14 - FIREARMS:

- 14.1 Except as provided in 14.2, no person shall discharge a firearm in a park.
- 14.2 On application, the Director may issue a permit for the carrying on of an activity involving the discharge of a firearm in a park.
- 14.3 The Director may make a permit under this section subject to any terms and conditions it considers appropriate including, without limitation, terms and conditions respecting the following:
- a) the area in which and the times during which the activity may be carried out and the manner in which it must be carried out;

- b) the duration of the permit;
 - c) the filing with the Director any reports, returns and other documents related to the activity that is the subject to the permit.
- 14.4 Unless a person who is engaged in an activity pursuant to a permit issued under this section, a person who is in possession of a firearm in a park shall ensure that the firearm is unloaded and either disassembled or cased, and stored in compliance with the provisions of the Criminal Code of Canada and the Firearms Act.
- 14.5 This section does not apply to Officers engaged in the performance of their duties.

SECTION 15 - FIRES

- 15.1 No person shall set, light or maintain a fire in a park except in a fireplace, pit or other facilities designed for that purpose.
- 15.2 No person shall leave a fire unattended or allow it to spread.
- 15.3 No person shall deposit or dispose of hot coals, ashes, ambers or any other burning or smoldering material in a place other than a stove, fire pit or other place provided for that purpose by Leduc County.
- 15.4 A person shall extinguish all fires, hot coals, or smoldering materials before leaving them.
- 15.5 Where the Director is of the opinion that a fire hazard exists in a Park, they may, by erecting signs and notices, prohibit the setting, lighting or maintaining of fires in all or part of a Park.
- 15.6 Other than wood provided for the purpose of burning, no person may use any dead vegetation for fuel purposes in a campground.

SECTION 16 - CAMPING:

- 16.1 Any person who enters a designated Campground shall comply with:
- a) any rule or regulation as contained in schedule "B" of this Bylaw, or otherwise made or issued pursuant to this Bylaw; and
 - b) the instructions, prohibitions and directions prescribed by all signs or notices posted by the County or a designated agent of the County within the Campground.
- 16.2 No person shall camp overnight in a park:
- a) except in an area designated for the purpose, unless they are otherwise authorized by an Officer or Director, and
 - b) unless they have a valid permit under this bylaw to do so.

- 16.3 Where a campground within a park is developed with individual campsites, only the following vehicles and camping accommodation units are permitted to be kept in the campsite unless an Officer gives written permission to the contrary:
- a) one motor vehicle, that is not a camping accommodation unit;
 - b) in addition to the motor vehicle referred to in clause a), one camping accommodation unit of any kind, including a camping accommodation unit that is a motor vehicle;
 - c) in addition to the motor vehicle referred to in clause a), one tent.
- 16.4 No person who is visiting a person camped in an individual campsite, shall park their vehicle on the campsite after 11:00 p.m.
- 16.5 A person visiting a person camped in an individual campsite, shall park their vehicle in a designated area.
- 16.6 Not more than six people may occupy an individual campsite unless they are all members of a single immediate family unit.
- 16.7 No person shall camp for more than 14 consecutive days in the same campground in a park without the written permission of an Officer or Director.
- 16.8 A campground shall be considered to be unoccupied when the permittee (without the written permission of an Officer):
- a) leaves the campsite unattended for a period exceeding 12 continuous hours during the first 24 hour period after the permit is issued; or
 - b) leaves the campsite unattended for a continuous period of more than 24 hours during the period of the permit.

SECTION 17 - PERMITS

- 17.1 Leduc County may issue individual campsite permits, day-use permits and group camping permits under this bylaw.
- 17.2 Leduc County may designate areas within its parks for camping and day-use purposes.
- 17.3 Notices or signage at or near the entrance to the park will prescribe when persons are required to obtain a permit.
- 17.4 No person shall enter an area, without a permit, when required to do so in 17.3.
- 17.5 Permits shall be issued on a first come, first serve basis except in that portion of a park in which a campsite reservation system is in effect.
- 17.6 No person shall alter a permit.
- 17.7 No person shall transfer a permit to another person.

- 17.8 The owner of a permit shall keep it available for inspection at any time or shall produce it for inspection on the request of an Officer.
- 17.9 At the time of issue of a group permit, the Director may make the permit subject to any conditions the Director considers appropriate.
- 17.10 A camping permit is automatically cancelled if the campsite to which it relates is unoccupied within the meaning of section 17.8.
- 17.11 An Officer may cancel a permit if the permittee contravenes this bylaw and the permittee shall vacate the park within one hour of being notified.
- 17.12 On the expiry or cancellation of a camping permit, the permit holder shall ensure that the campsite is vacated and that all shelter equipment and other property belonging to them or persons in their group is removed.

SECTION 18 - BUSINESS OPERATIONS

- 18.1 No person shall sell or offer for sale any article of food, drink, wood, merchandise, or other items to carry on a business in a park unless he has received permission from the Director for that purpose.

SECTION 19 - PARK HOURS AND CLOSURES

- 19.1 All parks within Leduc County, unless otherwise indicated by signage, shall be closed to the public between the hours of 11:00pm and 6:00am.
- 19.2 No person shall enter into or remain in a park or part thereof that is closed, except
- a) if he or she is attending a function at a community hall facility, recreation facility or school facility situated on or adjacent to a park or at a function or event approved by the Director.
 - b) if he or she is using a Highway, Roadway, Sidewalk, developed trail or plaza running through a park as a linkage.
- 19.3 The Director may temporarily close a park or any part thereof to public use.
- a) Where a park or any part thereof is closed to public use pursuant to section 19.3, signage shall be posted.

SECTION 20 - EXEMPTIONS

- 20.1 The employees, servants and agents of the County, while acting in the course of their employment or duty, are exempt from the provisions of this Bylaw.

SECTION 21 - AUTHORITY OF COUNCIL/COUNTY MANAGER AND DIRECTOR

- 21.1 THAT Council may appoint Bylaw Enforcement Officers and any other person necessary for the administration of this bylaw.

21.2 Council, may:

- a) subject to the Traffic Safety Act, control and prohibit the movement of vehicular, pedestrian and other traffic by means of signs and notices designated and erected by it, and
- b) designate and erect other signs and notices governing and prohibiting activities that are provided for in this bylaw.

21.3 Council may, by resolution:

- a) close any part of any park permanently, or for a specified period of time, or
- b) prohibit the use of liquor/cannabis in any part of any park for a specified period of time.

21.4 Council authorizes the Director to:

- a) issue permission for the use of off highway vehicles, under sections 10.1a) & 10.2c) of this bylaw,
- b) issue permission for the possession or use of a firearm in a park, under section 14.2 of this bylaw,
- c) where no Fire ban exists, prohibit the setting or lighting of fires in a park, under section 15.5 of this bylaw, or
- d) make any other authorization required under this bylaw.

21.5 The Director may ban a person from entering, or being in a park or all parks, for a specified period of time.

SECTION 22 - AUTHORITY OF BYLAW ENFORCEMENT OFFICERS

22.1 THAT for the purpose of administering the bylaw, a Bylaw Enforcement Officer hereinafter referred to as 'Officer' may:

- a) Enter on and inspect any land, road structure or work in a park;
- b) Order the repair, alteration, improvement, evacuation or removal of or addition to any unauthorized structure or work in a park;
- c) Order any person in a park to cease or refrain from any action, omission or conduct that in the opinion of the Officer is an offence, dangerous to life or property or detrimental to the use and enjoyment of the park by other persons;
- d) Require any person in a park to inform an Officer of
 - (i) the name, address and occupation of his or herself, and
 - (ii) any fact or intention relating to the use of the park by his or herself;
- e) Remove from a park
 - (i) any person making an unauthorized use of the park,
 - (ii) any person failing to comply with any provisions of this bylaw, or
 - (iii) any person creating a nuisance or disturbance or committing a trespass or any undesirable act.
- f) Refuse to admit entry of any person to a park.

22.2 An Officer in the exercise and discharge of their powers and duties is a person employed for the preservation and maintenance of the public peace.

SECTION 23 - PENALTIES

23.1 OFFENCE

- a) A Person who contravenes or fails to comply with any provision of this Bylaw is guilty of an offence and is liable to a fine in an amount not less than that established in this Part and not exceeding \$10,000.00.

23.2 SPECIFIED PENALTIES

- a) Without restricting the generality of section 23.1, the fine amounts established for use on Municipal Tags and Violation Tickets if a voluntary payment option is offered are as set out in Schedule "A".

23.3 An Officer is hereby authorized and empowered to issue a Violation Tag to any person, who the Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.

23.4 A Violation Tag shall be served upon such person,

- a) personally,
- b) in the case of a corporation, by serving the Violation Tag upon the Manager, Secretary, other executive officer or person apparently in charge of a branch office,
- c) in the case of a parking offence, by attaching the Violation Tag to the vehicle, or by mailing a copy to such person by registered mail.

23.5 The Violation Tag shall be in the form approved by the County Manager and shall contain any other information as may be required by the County Manager or Council.

23.6 Where a Violation Tag is issued pursuant to the Bylaw, the person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the County the specified penalty in lieu of prosecution as indicated on the Violation Tag.

23.7 In those cases where a Violation Tag has been issued and if the specified penalty in lieu of prosecution on the Violation Tag has not been paid within the prescribed time, then an Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part II of the Provincial Offences Procedure Act.

23.8 Notwithstanding section 23.7 of this Bylaw, an Officer is hereby authorized and empowered to immediately issue a Violation Ticket to any person who the Officer has reasonable grounds to believe has contravened any provision of this bylaw.

23.9 If a motor vehicle, off highway vehicle, aircraft, boat or trailer is involved in a contravention of this bylaw, the owner/operator of that motor vehicle, off highway vehicle, aircraft, boat or trailer is guilty of an offense.

SECTION 24 - STRICT LIABILITY

24.1 It is the intention of Council that all offences created by this Bylaw be interpreted to be Strict Liability offences.

SECTION 25 - SEVERABILITY

25.1 Each provision of this Bylaw is independent of all other provisions. If any such provision is declared invalid by a court of competent jurisdiction, all other provisions of this Bylaw will remain valid and enforceable.

25.2 Schedule "A" attached hereto shall form part of this Bylaw.

SECTION 26 - EFFECTIVE DATE


26.1 This Bylaw repeals Bylaw No. 17-02 & amendments

26.2 This Bylaw shall come into force and effect upon receiving third and final reading and being duly signed.

Read a first time this 22nd day of October, 2019.

Read a second time this 22nd day of October, 2019.

Read a third time with the unanimous consent of the Council Members present and finally passed this 22nd day of October, 2019.


MAYOR


DEPUTY COUNTY MANAGER

SCHEDULE "A"

SECTION	OFFENSE	PENALTY
4.1	Fail to comply with lawful demand of an officer	\$250
4.2	Obstructing an officer	\$250
4.3	Re-entering/Attempting to re-enter a park following removal	\$250
4.4	Re-entering/Attempting to re-enter a park following prohibition	\$250
4.5	Enter/remain in a park where access restricted	\$100
4.6	Disturbing the peace	\$100
5	Improper disposal of waste matter under section 5	\$100
6.2	Failure to restore land to clean and tidy condition	\$100
6.3 a)	Disturbing/removing materials from Municipal Land	\$500
6.3 b)	Store equipment or materials on Municipal Land	\$100
6.3 c)	Erect or remove structure on Municipal Land	\$250
6.4 a)	Damage Municipal property or land	\$500
6.4 b)	Damaging/removing vegetation	\$250
6.4 f)	Deface, injure or destroy object in a park	\$250
6.4 g)	Discharging contaminants on municipal lands	\$250
6.4 i)	Hunting/Trapping on municipal lands	\$250
6.4 j)	Clear Cutting on municipal lands	\$1,000
7.1	Display/posting of unauthorized signage/ advertisements	\$100
7.2	Removal, defacing, or damage of signs	\$100
8.1	Restricted use of a waterbody/storm pond	\$100
8.2	Bathing or cleaning or self/etc. at or near water pumps	\$100
8.3	Removing water from municipal waterbodies	\$100
9.1	Animal not restrained	\$100
9.2	Failure to clean-up animal waste	\$100
9.3	Bring horse/beast of burden into a park w/o authorization	\$100
9.4	Bring animal into unauthorized area	\$100
9.6	Disturbing/Harassing wildlife on municipal lands	\$250
10.1	Operating vehicle off designated roadways	\$100
10.2	Operating off highway vehicle where prohibited	\$100
10.3	Parking vehicle in non-designated area	\$100
12.1	Contravene Gaming, Liquor & Cannabis Act	\$250
12.2	Possess Liquor/Cannabis in prohibited area	\$250
12.5	Cause a Nuisance Odour	\$250
13.1 a)	Launching of an Explosive Object	\$250
13.1 b)c)	Launching of a Dangerous Object	\$100
13.1 d)	Possess a dangerous object where prohibited	\$100

SCHEDULE A (CONTINUED)

14.1	Discharge of firearm	\$250
14.4	Unsafe/Improper storage of firearm	\$250
15.1	Starting fires in undesignated area	\$250
15.2	Leaving fire unattended	\$100
15.3	Improper disposal of burning material	\$100
15.4	Not extinguishing fire before leaving	\$100
15.5	Starting fires when prohibited	\$250
15.6	Starting fire with dead vegetation	\$100
16.2	Camping where prohibited	\$100
16.5	Visitor Parked at campsite after 11:00 pm	\$100
16.6	Visitor Parked in Non-Designated Area	\$100
16.7	More than six people occupy campsite	\$100
16.8	Occupy campsite more than 14 days	\$100
16.9	Improper vacating of campsite	\$100
17.4	Failure to obtain permit/register when required	\$100
17.6	Alter permit	\$100
17.7	Transfer permit to another person	\$100
17.8	Fail to have permit available for inspection	\$100
18.1	Unauthorized carrying on of business	\$250
19.2	Occupying a park when closed	\$100
	All other sections not listed above	\$100

SCHEDULE "B"

GENERAL RULES FOR COUNTY CAMPGROUNDS

- Maximum length of stay is Fourteen (14) consecutive days
- Maximum Occupancy per campsite is one (1) camping unit, one (1) motor vehicle and six (6) people unless prior permission is obtained
- Checkout time is 12:00 noon.
- Campsites must be kept clean while occupied and left clean when vacated
- No credit for camping fees or registration will be extended
- Obey all notices and posted signs
- No animals running at large, dogs on leashes only
- Quiet time is 11:00 pm to 7:00 am daily
- Generators Use will be limited to:
 - 9:00 a.m. to 11:00 a.m.
 - 5:00 p.m. to 7:00 p.m.
 - 9:00 p.m. to 11:00 p.m.
- No person shall disturb the rest, peace or enjoyment of any other person at any time
- Liquor consumption and possession in registered campsites only (Gaming and Liquor Act)
- No off Highway Vehicles may be operated.
- Fires in provided firepits or stoves only
- Litter deposited in provided litter receptacles only (Environmental Protection and Enhancement Act)
- Discharge of fireworks is prohibited
- Harassment of wildlife is prohibited (Wildlife Act)
- Discharging of firearms is prohibited
- Damaging, defacing or removing Campground property is prohibited (Criminal Code of Canada)
- Cutting or damaging of trees or shrubs (dead or alive) is prohibited.
- Camping is allowed only in permitted campsites
- Adherence to all traffic safety laws is required (Alberta Traffic Safety Act)
- Criminal breeches will not be tolerated (Criminal Code of Canada)
- Nuisance behaviour will not be tolerated. This includes:
 - use of obscene, offensive or insulting language;
 - fighting or disorderly conduct;
 - excessively loud or disruptive noise or music at any time;
 - any conduct that takes place either within or outside of a park, which in the opinion of an Officer, infringes upon the peace, quiet and enjoyment of any other Person;
- Swimming is at your own risk, no lifeguard on duty.

VIOLATIONS OF ONE OR MORE OF THESE RULES OR ANY REGULATION ENACTED UNDER LEDUC COUNTY PARKS AND OPEN SPACES BYLAW MAY RESULT IN IMMEDIATE EVICTION FROM THE CAMPGROUND AND / OR PROSECUTION