

VILLAGE OF CHASE

BYLAW NO 531

A Bylaw governing the use of property held by the Village of Chase for pleasure, recreation, or community uses.

WHEREAS Section 679 of the Municipal Act empowers the Council to make rules and regulations for the use of Municipal Parks and Community facilities owned by the Village of Chase.

NOW THEREFORE the Council of the Village of Chase, in open meeting assembled enacts as follows:

1. This bylaw shall be cited as "Parks and Facilities Regulation Bylaw No. 531, 1995.

2. In this Bylaw, unless the context otherwise requires"

"Parklands" include designated Municipal Parks and other lands that are maintained for the public's enjoyment by the Village of Chase.

"Memorial Park" means that portion of the lands described as Plan B4910, DLPT517, KDYD & Plan 10227F, D.L.517 KDYD shown outlined in heavy black on Schedule "A" attached to and forming part of this Bylaw;

"Centennial Park" means that portion of the lands described as Lot A, Plan 16303, D.L. 517, KDYD, Except Plan M14306 shown outlined in heavy black on Schedule "B" attached to and forming part of this Bylaw;

"Wilson Park" means that portion of the lands described as Lot A plan 31877 D.L. 517 KDYD shown outlined in heavy black on Schedule "C" attached to and forming part of this Bylaw;

"Mill Park" means that portion of the lands described as Lot PT Plan B264 D.L. 517 KDYD Except Plan 43085 shown outlined in heavy black on Schedule "D" attached to and forming part of this Bylaw;

"Whitfield Park" means that portion of the lands described as Parcel A Plan 37756 D.L. 417 KDYD of Plan B256 shown outlined in heavy black on Schedule "E" attached to and forming part of this Bylaw;

"Vehicle" means a vehicle as defined in the Motor Vehicle Act:

3. It shall be unlawful for any person to allow a horse, under his control to enter or occupy parklands, other than those areas constructed and maintained as road surface, public parking areas, or designated and signed as a horse trail, unless such person has been issued authorization under Section 5 of this Bylaw.

4. (1) It shall be unlawful for any person to operate a vehicle, including a snowmobile or motor cycle within or upon parklands, other than those areas constructed and maintained as road surface, public parking areas or areas designated and signed as motor vehicle, snowmobile, or motor cycle areas, unless such person has been issued an authorization under Section 5 of this Bylaw.

(2) No person shall enter or be in Memorial Park, Centennial Park, Wilson Park, Whitfield Park or Mill Park between the hours of 11:00 P.M. and 5:00 A.M the following day, or as otherwise established through signage, unless such person has been issued an authorization under section 5 of this Bylaw.

(3) No person or registered owner of a vehicle shall permit such vehicle to enter or remain in Memorial Park, Centennial Park, Wilson Park, Whitfield Park or Mill Park between the hours of 11:00 P.M. and 5:00 A.M. the following day, or as otherwise established through signage, unless such person has been issued an authorization under Section 5 of this Bylaw.

(4) Any vehicle unlawfully occupying a portion of parklands may be removed and impounded. Impounded vehicles can be recovered by the owner upon the payment to the Municipality of \$100.00. Any vehicle that is not recovered by the owner within 30 days from the date of impoundment may be sold by the Municipality at a public auction. If no bids are received at such auction, which equal the charge for impoundment, then the vehicle shall be deemed unusable and disposed of by the Municipality in any manner whatsoever.

5. (1) Upon written application, the Council may by Resolution, issue a permit for the use of Municipal Parks varying or relaxing provisions contained in this Bylaw. The permit shall be in the form of Schedule "F" attached to and forming part of this Bylaw. Any person or persons issued a permit shall abide by the terms and conditions of the Permit.

(2) Use of Municipal Parks may be reserved by application. The Clerk or his designate may issue a permit in the form of Schedule "F" to secure the use of Municipal Parks for a specified time period. The Clerk, or his designate is not authorized to vary or relax any provisions contained within this Bylaw. Any person or persons issued a permit shall abide by the terms and conditions of the Permit.

6. (1) The Municipality may cause a sign or signs to be placed at the entrances of parklands for the purpose of:

- (a) displaying programs, hours;
- (b) Prohibiting horses;
- (c) Prohibiting vehicles, snowmobiles, and/or motorcycles;
- (d) displaying any other information or requirements for the good management and control of parklands, recreation facilities and/or programs; or
- (e) Closing the use of all unattended parklands and/or recreation facilities between the hours specified on the sign.

(2) The Municipality may cause a gate or gates or some other barrier to be placed at the entrances of, or elsewhere within, parklands for the purpose of enforcing the provisions of subsection (1).

8. (1) Every person who violates any provision of this Bylaw, or who causes or suffers or permits any act or thing to be done in contravention of, or in violation of, any provision of this Bylaw, or who neglects to do or refrain from doing anything required to be done under any of the provisions of this Bylaw, shall be guilty of an offence of this Bylaw. Each day that a violation continues to exist shall constitute a separate offence.

(2) Every person guilty of an offence of this Bylaw shall be liable on summary conviction to a penalty not exceeding \$2,000.00 for each offence, and the cost of prosecution.

Introduced and Read a first time this 8th day of August 1995.

Read a Second Time this 8th day of August 1995.

Read a Third time this 24th day of October 1995.

RECONSIDERED AND FINALLY ADOPTED this 14th day of November 1995.

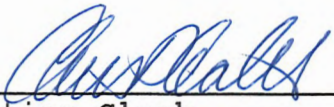


MAYOR



ACTING CLERK

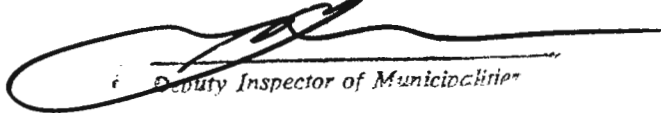
Certified a true copy of Bylaw No.531, this 20th day of November 1995.



Acting Clerk

531.BYL

A true copy of By-Law No. 531 registered in the office of the Inspector of Municipalities this 2nd day of January 1996.

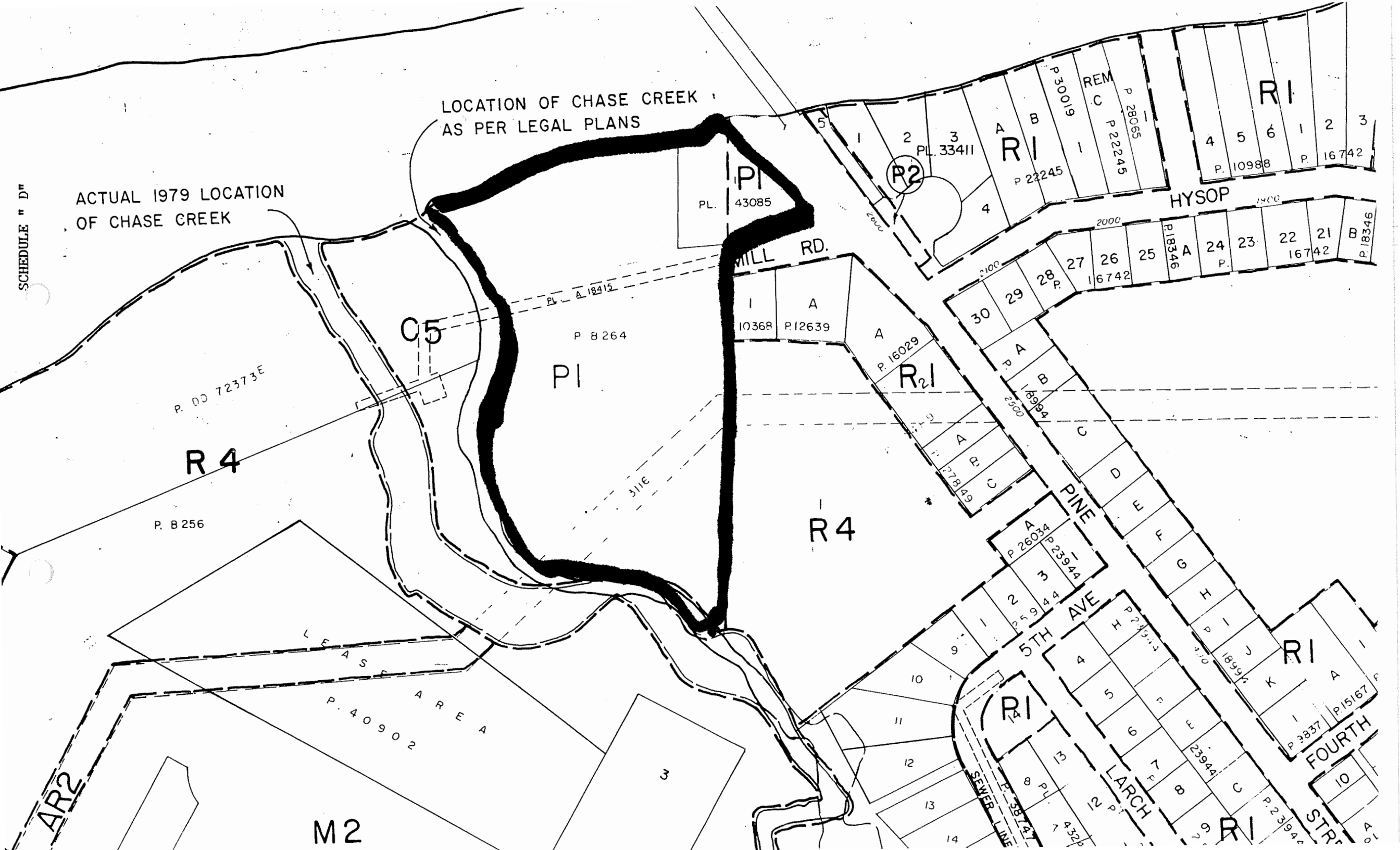


Deputy Inspector of Municipalities

SCHEDULE "D"

ACTUAL 1979 LOCATION OF CHASE CREEK

LOCATION OF CHASE CREEK AS PER LEGAL PLANS



R4

PI

R4

R21

PINE

5TH AVE

LARCH

R1

FOURTH

M2

AR2

C5

PI

P2

R1

R1

MILL RD.

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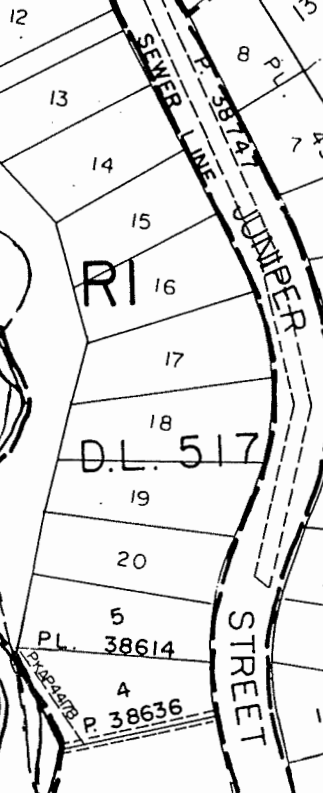
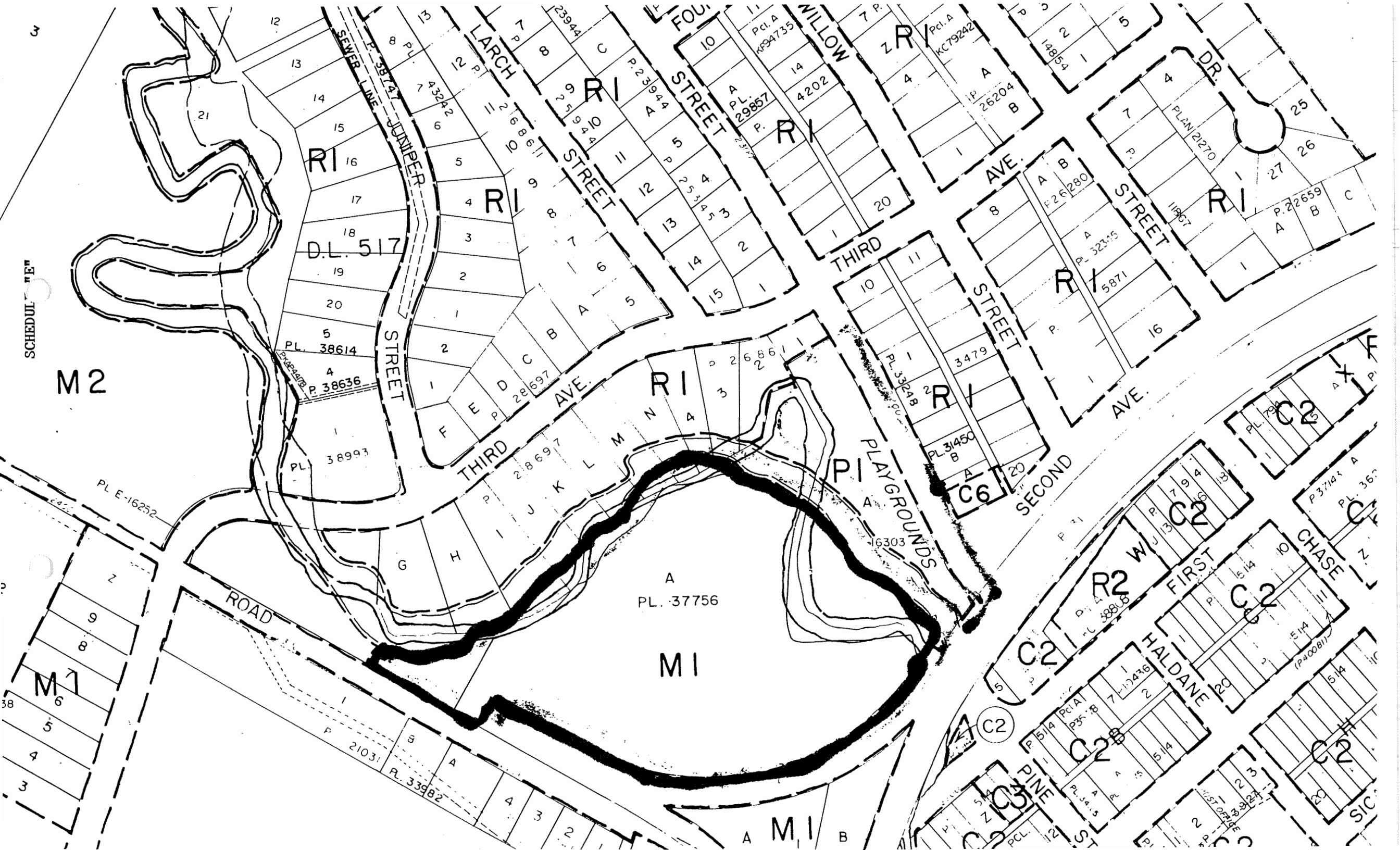
SCHEDULE "E"

M2

D.L. 517

PL. 37756

M1



VILLAGE OF CHASE

SCHEDULE "F" TO BYLAW NO. 531

PARK USE PERMIT

Group _____ Address _____

Applicant _____

Tel _____

Park(s) _____

Dates(s) _____ Time(s) _____

Event Description _____

Special Requirements _____

1. The Permittee agrees to abide by all regulations and Bylaws which may be in effect in the Village of Chase.
2. This Permit is not transferable.
3. At the expiry of this permit, title to all permanent improvements or construction as installed under permission contained herein shall revert to and remain the property of the Village of Chase and the Permittee shall not be entitled to any compensation. Therefore temporary structures must be removed prior to the expiry date.
4. This permit is not valid until signed by the Permittee.
5. This permit may be cancelled at any time without notice by the Village of Chase.
6. The Permittee hereby indemnifies and save the Village harmless from any loss, costs or damages whatsoever arising from the privileges granted the Permittee by this permit.
7. The Permittee is hereby required to clean up and dispose of any rubbish, debris or other material of any kind which is attributed to this permit, into waste receptacle provided in the park. Materials which cannot be placed in such receptacles shall be removed by the Permit Holder. Extraordinary clean up and/or damage will be charged to the Permittee at cost.
8. The Permittee acknowledges that all Village Parks are closed to the public between the hours of 11:00 P.M. and 5:00 A.M. the following day and that no activity authorized by this permit shall be conducted during these hours unless authorization is provided herein.

IN CONSIDERATION OF THE PRIVILEGE GRANTED HEREIN, I HEREBY AGREE TO OBSERVE AND ABIDE BY THE TERMS AND CONDITIONS OF THIS PERMIT.

_____, 19____
DATED

PERMITTEE

for the Village of Chase

WITNESS