



## MUNICIPALITY OF DUTTON/DUNWICH

### BY-LAW NO. 2012-53

#### MUNICIPAL PROPERTY PROTECTION AND REGULATION BY-LAW

#### A BY-LAW TO PROVIDE PROTECTION AND REGULATIONS FOR PUBLIC PARKS, ARENA, RECREATION AREAS OR TRAIL SYSTEMS AND OTHER MUNICIPAL PROPERTIES IN THE MUNICIPALITY OF DUTTON/DUNWICH

**WHEREAS** the council for the Municipality of Dutton/Dunwich deems necessary to provide protection and regulations for the operation of the Public Parks and Buildings, Recreation Areas or Trail systems and any other Municipal properties in the Municipality of Dutton/Dunwich.

NOW THEREFORE, THE MUNICIPAL COUNCIL OF THE MUNICIPALITY OF DUTTON/DUNWICH HEREBY ENACTS AS FOLLOWS:

1. **DEFINITIONS:**

- a) **Parks** – shall include all lands established in the Municipality of Dutton/Dunwich by the Council for public use and maybe a Park or Systems of Parks, Avenue, Boulevard, Square, Gardens, Waters, Reservation Ground, Cemetery, and or Public buildings and drives or any combination of them and may be controlled in a manner hereinafter provided.
- b) **Peace Officer** – shall include any member of the Ontario Provincial Police, Provincial Offenses Officer, BY-law Officer, Ministry of Natural Resources Officer and any person appointed for enforcing the provisions of this By-law.
- c) **Regulations** – Means any regulations made under this by-law or amendments thereto.
- d) **Vehicles** – Shall include an automobile, a motor –cycle, a trailer, a traction enginemen bike, all terrain vehicles, motorized snow vehicles, and any other vehicle drawn or propelled or driven by any kind of power. But does not include any vehicles operated by the Municipality of Dutton/Dunwich for the purposes of maintenance, building or controlling the said municipal properties.
- e) **The Parks of the Municipality of Dutton/Dunwich** are for the benefit and pleasure of the public and every person shall, as to the use of said parks, shall be subject to the regulations outlined in this by-law.
- f) **Other Municipal Property** means any property under the control or ownership of the Municipality of Dutton/Dunwich.
- g) **Missiles** – this list could include but is not inclusive to objects thrown on municipality property such as stones, sticks, glass bottles, cans, plastic bottles and other objects thrown that could cause harm or injury to persons, birds and or animals on municipality property.
- h) **Offensive Substances** – this list could include the following but inclusive, chemicals, oil, gas, urine, feces, any substance not natural to the waters on municipality property.
- i) **Games of Chance** – any games that include betting of monies on municipality property.

j) **Hours of Operation** – will be the hours that the municipality property is open for public use.

k) **Exemptions** – can be granted to this by-law when required.

## 2. **Regulations**

In any Public Park, Recreation Areas, Trail Systems or other Municipal property in the Municipality of Dutton/Dunwich:

- a) No person shall commit any disorderly or immoral act.
- b) No person shall be intoxicated
- c) No person shall throw any stones or other missiles
- d) No person shall utter offensive or indecent language
- e) No person shall play any games of chance
- f) No person shall tell fortunes
- g) No person shall Beg
- h) No person shall offer anything for sale except with permission of the council
- i) No person shall throw or drain offensive substance in to municipality property waters
- j) No person shall tease, molest or disturb any bird, fowl or animal
- k) No person shall kill, wound or maim any bird and animal or remove or injure any birds nest or eggs
- l) No person shall injure, damage any plant, tree, grass, flower, fruit, turf
- m) No person shall obstruct in any way a roadway and or path and trail
- n) No person shall build or set a fire
- o) No person shall drive any off road vehicles on municipality property with permission of council
- p) No person shall be on the property between the hours of 11pm to 7am

## 3. **Enforcement**

This regulation is to be enforced by the Ontario Provincial Police, Provincial Offences Officer, By-law Officer or any person appointed by Council to enforce set regulation.

## 4. **Penalties**

No person shall fail to comply with the requirements as set out in this regulation/by-law. Any person who contravenes any provision of this by-law is guilty of an offense and upon conviction, is liable to any penalty as provided in the Provincial Offences Act.

## 5. **Short Wording/Fines**

1. commit any disorderly or immoral act on municipality property– set fine \$255.00
2. be intoxicated and or have an intoxicated substance on municipality property– set fine \$255.00
3. throw stones and or missiles on municipality property– set fine \$155.00
4. utter offensive language on municipality property– set fine \$155.00
5. play any games of chance on municipality property– set fine \$155.00
6. tell fortunes on municipality property– set fine \$155.00
7. beg on municipality property– set fine \$155.00
8. offer anything for sale on municipality property– set fine \$155.00
9. throw or drain offensive substances in to municipality property waters on municipality property– set fine \$155.00
10. tease any bird or animal on municipality property– set fine \$155.00
11. kill or wound any bird or animal on municipality property– set fine \$155.00
12. damage any plant life in the municipality property- set fine \$255.00
13. obstruct roadway or path on municipality property– set fine \$155.00
14. build or set fire on municipality property– set fine \$355.00

15. drive off road vehicles on municipality property– set fine \$155.00
16. being on municipality property between 11pm to 7am – set fine \$255.00

This by-law shall be deemed to have come into force and effect upon the final passing thereof

Read a first and second time this 12<sup>th</sup> day of September 2012

Read a third and finally passed this 12<sup>th</sup> day of September 2012



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Mayor



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Chief Administrative Officer



**Municipality of Dutton/Dunwich  
Schedule A**

By-law 2012-53

**SET FINE SCHEDULE**

PART 1 *Provincial Offences Act*

**Being a By-law to provide protection and regulations for public parks, arena, recreation areas or trail systems and other municipal properties in the Municipality of Dutton/Dunwich**

Item	Column 1 Short Form Wording	Column 2 Provision creating or defining offense	Column 3 Set Fine
1.	Commit any disorderly or immoral act in the park	Section 2(a)	\$255.00
2.	Being intoxicated in the park	Section 2(b)	\$255.00
3.	Throw stone and or missiles in the park	Section 2(c)	\$155.00
4.	Utter offensive language in the park	Section 2(d)	\$155.00
5.	Play any games of chance in the park	Section 2(e)	\$155.00
6.	Tell fortunes in the park	Section 2(f)	\$155.00
7.	Beg in the park	Section 2(g)	\$155.00
8.	Offer anything for sale in the park	Section 2(h)	\$155.00
9.	Throw or drain offensive substance in to park waters in the park	Section 2(i)	\$255.00
10.	Tease any bird or animal in the park	Section 2(j)	\$155.00
11.	Kill or wound any bird or animal in the park	Section 2(k)	\$155.00
12.	Damage any plant life in the park	Section 2(l)	\$255.00
13.	Obstruct roadway or path in the park	Section 2(m)	\$155.00
14.	Build or set a fire in the park	Section 2(n)	\$355.00
15.	Drive off road vehicles in the park	Section 2(o)	\$255.00
16.	Being in the park between the hours of 11pm and 7am	Section 2(p)	\$255.00

“NOTE: The penalty provision for the offenses indicated above is section 4 of By-law No. 2012-53, a certified copy of which has been filed”