

BYLAW 1603/22
REGULATIONS FOR CARDIFF PARK USE
STURGEON COUNTY, MORINVILLE, ALBERTA

A BYLAW OF STURGEON COUNTY, IN THE PROVINCE OF ALBERTA, FOR THE PURPOSE OF REGULATING THE USE OF CARDIFF PARK.

WHEREAS, section 7(b) of the *Municipal Government Act*, RSA 2000, c M-26 (the Act) and amendments thereto provides that a council may pass bylaws for municipal purposes in relation to people, activities and things in, on or near a public place or place that is open to the public;

AND WHEREAS, the Council of Sturgeon County has deemed it desirable to put in place regulations for the use of Cardiff Park;

NOW THEREFORE, the Council of Sturgeon County, in the Province of Alberta, duly assembled, enacts as follows:

1. Title

1.1. This Bylaw may be referred to as the "Cardiff Park Bylaw".

2. Purpose

2.1. The purpose of this Bylaw is to establish regulations for use of Cardiff Park.

3. Definitions

In this Bylaw:

- 3.1. "all-terrain vehicle" and "off-highway vehicle" means vehicles as defined in the Off Highway Vehicle Act, RSA 2000, c O-5.
- 3.2. "domestic animal" means those animals, other than dogs (canines), that have been domesticated and are kept as pets, and shall include, without restricting the generality of the foregoing, cats, rabbits, pigeons, pheasants, goats, or pigs.
- 3.3. "Enforcement Officer" means a Bylaw Enforcement Officer appointed by Sturgeon County pursuant to the *Municipal Government Act* to enforce Sturgeon County Bylaws, or a member of the Royal Canadian Mounted Police.
- 3.4. "motorcycle" means a motor vehicle mounted on two or three wheels and includes those motor vehicles known to the trades as motorcycles, scooters, power bicycles and mopeds.
- 3.5. "powered boat" means any motor-propelled boat, dinghy, canoe or other vessel.
- 3.6. "snowmobile" means any motor-propelled conveyance, carrying one or more persons, which moves on a ski or sled.

4. Acts Prohibited in Cardiff Park

- 4.1. No person, while within the confines of Cardiff Park, shall:
- (a) Carry or discharge any firearm, fireworks, airgun, slingshot or other weapon;
 - (b) Tamper with or in any way damage any plumbing, lighting, heating or other fixtures;
 - (c) Start any fire, or permit any person under their control to start any fire, except in fireplaces provided therein for that purpose;
 - (d) Walk or drive upon any lawn or walkway where signs are posted prohibiting persons from so doing, or ignore any sign or signal lawfully erected for the control of pedestrians or vehicle traffic;
 - (e) Distribute any handbills or circulars, or post, place or display any placard, notice, paper, advertising notice, or publicity matter of any kind;
 - (f) Permit any domestic animal to run at large;
 - (g) Permit any dog to run at large outside of areas designated for off-leash use;
 - (h) Operate a snowmobile within the Park;
 - (i) Operate a powered boat on the lake within the confines of the Park;
 - (j) Operate an all-terrain vehicle or off-highway vehicle within the Park;
 - (k) Erect any building or tent in the Park;
 - (l) Park any vehicle in the Park except in those areas designated for that purpose or drive any vehicle on any part of the Park other than roadways intended for vehicles;
 - (m) Overnight camp;
 - (n) Swim, bathe or wade in the lake; or
 - (o) Ride or drive any horse or other animal or drive or permit to be driven any vehicle or other mode of conveyance on any areas within Cardiff Park other than on respective driveways made and provided for such purpose or drive any animal on any path or other roadway allotted for pedestrian traffic.
- 4.2. Requests for exemption to regulations outlined under section 4.1 may be submitted in writing to the County Commissioner a minimum of ten (10) business days in advance of the date when the proposed exemption will take effect.
- 4.3. The County Commissioner is granted the authority to approve, deny, revoke or place terms and conditions on all granted exemptions.

5. General Provisions

- 5.1. The Park shall be open from 5:00 a.m. to 11:00 p.m. daily.
- 5.2. Notwithstanding the foregoing, the County Commissioner may, at any time deem necessary and approve temporary closure of the Park or portions of the park to public use, or make adjustment to park hours.

5.3. When a Park Closed or Area Closed sign erected by Sturgeon County or its representatives is posted in the Park, only authorized personnel shall enter therein.

5.4. Any duties delegated by this Bylaw to the County Commissioner may be exercised on instruction of the County Commissioner by other members of Administration.

6. Penalties

6.1. Where an Enforcement Officer believes that a Person has contravened any provision of this Bylaw, the Enforcement Officer may commence proceedings against the Person by issuing a violation ticket pursuant to the *Provincial Offences Procedure Act*, RSA 2000, c P-24, as amended from time to time.

6.2. Where a specified penalty exists for an offence, as listed in Schedule "A" of this Bylaw, that is the amount to be charged as a penalty for the offence.

6.3. Notwithstanding section 6.1 or the specified and minimum penalties set out in Schedule "A" of this Bylaw:

(a) If a person is convicted twice of contravening the same provision of this Bylaw within a twenty-four (24) month period, the minimum penalty for the second conviction shall be twice the amount of the specified penalty for a first offence.

7. Effective Date and Severability

7.1. This Bylaw shall come into effect upon being passed.

7.2. If any portion of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed, and the remainder of the Bylaw is deemed valid.

8. Repeal

8.1. Bylaw 842/98 is repealed.

Read a first time this 11th day of October, 2022.

Read a second time this 11th day of October, 2022.

Read a third time this 11th day of October, 2022.

"Original Signed"

Alanna Hnatiw
MAYOR

"Original Signed"

Reegan McCullough
COUNTY COMMISSIONER (CAO)

October 13, 2022

DATE SIGNED

Schedule "A"

Section	OFFENCE	Penalty
4.1(a)	Firearms, fireworks, airguns, slingshots, other weapons	\$1000
4.1(b)	Tamper with or damage with plumbing, heating, other fixtures	\$500
4.1(c)	Fire outside of designated fireplaces.	\$500
4.1(d)	Walk/drive on lawn/walkway or ignore signs or signals lawfully erected for the control of pedestrians or traffic	\$200
4.1(e)	Distribution of handbills, circulars or posting of placard, notice, paper, advertising without authorization	\$250
4.1(f)	Domestic animal at large	\$200
4.1(g)	Dog at large outside of designated area	\$200
4.1(h)	Operation of snowmobile	\$500
4.1(i)	Operation of powered boat on lake	\$500
4.1(j)	Operation of all-terrain vehicle or off-highway vehicle	\$500
4.1(k)	Erection of a building or tent	\$250
4.1(l)	Parking outside of designated/ designed parking areas or driving of vehicles outside of roadway	\$300
4.1(m)	Overnight camping	\$300
4.1(n)	Swimming, bathing or wading in the Lake	\$200
4.1(o)	Ride or drive a horse or other animal or any other vehicle or mode of conveyance other than on respective driveways made for that purpose	\$200
5.3	Unauthorized entry of area closed by posted signage	\$200