

THE CORPORATION OF THE TOWNSHIP OF LAKE OF BAYS

BY-LAW NUMBER 2016-011

BEING A BY-LAW FOR THE ESTABLISHMENT AND REGULATION OF CAMPING PERMITS AND THEIR RATES AND FEES TO BE COLLECTED THROUGH THE HALIBURTON HIGHLANDS WATER TRAILS PROGRAM

WHEREAS Section 391(1) of the *Municipal Act, 2001, S.O. 2001*, provides that a Municipality may pass by-laws imposing fees or charges on any class of persons;

AND WHEREAS the Township of Lake of Bays deems it necessary and appropriate to prescribe fees in the regulation and issuance of camping permits through the Haliburton Highlands Water Trails program;

NOW THEREFORE the Council of the Township of Lake of Bays hereby enacts as follows:

Definitions

1. In this By-law,

“**Agent**” means a person who is an authorized representative of an approved organization.

“**Coordinator**” means a person who is designated by Council as a person to have charge of campsites under the Haliburton Highlands Water Trails program.

“**Council**” means the Council for the Township Lake of Bays.

“**Camping party**” means a person or group of persons authorized to occupy a campsite under one permit.

“**Camping permit**” means the form prescribed by the Township.

“**Campsite**” means and shall include all campsites as defined in By-law 06-67 as amended.

“**Disabled person**” means a person who is the holder of a disabled person parking permit issued under regulations of the Highway Traffic Act or a national identity card issued by the Canadian National Institute for the Blind.

“**Full rate**” means the fee charged to persons other than seniors and disabled persons.

“**Group campsite**” are those sites designated for use by groups comprised of 11-16 persons.

“**Officer**” means By-law officer, Municipal Law Enforcement Officer, Provincial Offences Officer or any member of the Ontario Provincial Police designated to enforce this by-law.

“**Person**” means any individual and/or Agent as defined in this By-Law.

“**Regulations**” means the regulations made within this by-law or any other related by-law, as amended.

“**Resident**” means every person who is a property owner that resides seasonally or permanently within the municipality of the Township of Algonquin Highlands or the Township of Lake of Bays.

“Senior citizen” means a person who is sixty years of age or over.

“Township” means the Township of Lake of Bays

Application

2. All lands and campsites affected by this By-law shall be designated and described in Schedules “A” and “B” to By-law 2016-011 as amended.

Permits

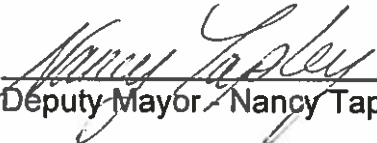
3. Council may make regulations for issuing permits to persons to control the occupation and use of campsites under its authority.
4. Council may establish and charge fees for the use of campsites or any facilities or services of campsites under its authority.
5. A person may reserve a campsite where reservations are available.
6. A camping permit authorizes the permittee and guests of the permittee to occupy the designated campsite until 12:00 pm of the departure date shown.
7. Every person to whom a permit has been issued under this by-law shall be 18 years or older.
8. Every person to whom a permit has been issued under this by-law shall, while camping or occupying a campsite, carry the permit on their person at all times.
9. Every person to whom a permit has been issued under this by-law shall upon request of an officer, produce the permit for inspection by the officer.
10. An officer may cancel the permit of any person who has contravened any provision of this by-law and that person thereupon must immediately vacate the campsite and campground. If that person fails to do so, an officer may evict that person from the campsite and campground under the authority of the Trespass to Property Act.
11. The Coordinator may control the number of camping permits that may be issued for the purpose of:
 - a) Preventing the overcrowding of area campsites or facilities, or
 - b) Preserving or protecting the environment.
12. No person shall occupy a campsite except under the authority of a camping permit issued by the Township.
13. No person shall occupy a campsite other than on the site and date specified on the camping permit.
14. No camping permit issued under this by-law may be assigned.
15. The number of persons authorized to occupy a campsite shall not exceed the number noted on the camping permit.
16. The Coordinator may issue a refund per the Refund Policy established by Council if a camping permit is surrendered or cancelled.

17. The class of persons and fees payable for the use of campsites and their facilities or services are set out in Schedule "A" attached to this By-law.
18. If a court of competent jurisdiction should declare any section or part of a section of this By-law to be invalid, the remainder of the By-law shall be valid and remain in force.
19. Every person who contravenes any provision of this By-law:
 - a) is guilty of an offence and upon conviction thereof, is liable to payment of a fine, as set out in Schedule "B" of this By-law as provided for in the Provincial Offences Act;
 - b) and is convicted of an offence under subsection (a) and if the Municipality repairs or restores any of the facilities or other property that was damaged as a result of the offence, the cost to the Municipality of the repair or restoration is a debt due to the Municipality by the person convicted of the offence and may be recovered in a court of competent jurisdiction.
20. By-law 15-008 and all other applicable by-laws are hereby repealed.

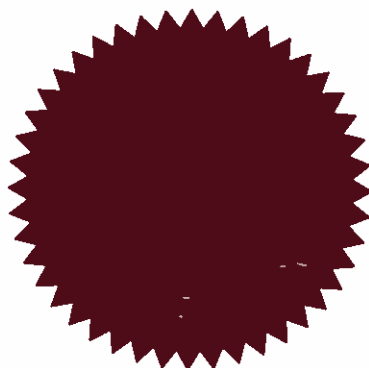
Effective Date

21. This by-law shall come into force and take effect immediately upon passing of this by-law.
22. The operating dates or camping season that the fees and camping permit requirements of this By-law shall be applicable to are from January 2nd to December 18th of each year.

READ a FIRST, SECOND and THIRD time and finally passed this 19th day of January, 2016.


Deputy Mayor - Nancy Tapley


Clerk - Carrie Sykes



**Schedule "A" to By-law 2016-011
Township of Lake of Bays
Haliburton Highlands Water Trails**

Camping Rates and Fees

Camping & Rental Program	Rates and Fees
Administration	
To Reserve (Call Centre/Park)	\$10.00
To Reserve by Internet	\$10.00
To make a Change to or Cancel a reservation	\$10.00
To Cancel (refund)	60% > 7 days prior 40% < 7 days prior
Camping (per night)	
Per adult (18+)	\$12.00
Per youth (6-17)	\$5.00
Per child (0-5)	No charge
Per senior (60+)	\$9.00
Per disabled	50% off
Group site (11-16 persons)	\$150.00
Rental	
16 ft canoe	\$34.00 per day
17 ft canoe	\$36.00 per day
16.5 ft canoe	\$40.00 per day
Car kit	\$15.00 (enhanced)
Additional Person Flotation Devices	\$2.50 each per day
Additional paddles	\$1.00 each per day
Snowshoes	\$15.00 per day
Poles	\$5.00 per day
Skis/Poles/Boots (Age 18+)	\$25.00 per day
Skis/Poles/Boots (Age 17 & younger)	\$20.00 per day
Skiis Only	\$15.00 per day
Boots Only	\$8.00 per day
Poles Only	\$5.00 per day
Ski Package Half Day	\$30.00
Snowshoe Package Half Day	\$30.00

Note: All above fees are subject to applicable taxes

**Schedule "B" to By-law 2016-011
Township of Lake of Bays
Haliburton Highlands Water Trails**

Set Fine Schedule

THE CORPORATION OF THE TOWNSHIP OF LAKE OF BAYS

PART I Provincial Offences Act

By-law # 2016-011, for the Establishment and Regulation of Camping Permits and their Rates and Fees to be collected through the Haliburton Highlands Water Trails Program

ITEM	COLUMN 1 Short Form Wording	COLUMN 2 Offence creating provision or Defining Offence	COLUMN 3 Set Fine
1.	Fail to carry permit	Section 8	\$55.00
2.	Fail to produce permit	Section 9	\$55.00
3.	Unlawfully occupy campsite	Section 12	\$200.00
4.	Occupy campsite other than on permit	Section 13	\$100.00

Note: The penalty provision for the offences indicated above is Section 19 of By-law 2016-011, a certified copy of which has been filed.