

BYLAW NO. 820

TOWN of DAVIDSON

A BYLAW TO REGULATE THE USE OF PUBLIC PARKS, SPACES, AND BUILDINGS IN THE TOWN OF DAVIDSON

The Council of the Town of Davidson, in the Province of Saskatchewan, enacts as follows:

1. **Definitions:**

- a. **Administration** – means the Administrator or authorized designates, unless otherwise specified.
- b. **Bylaw Officer** – means a person appointed by the Council of the Town of Davidson as a Municipal Law Enforcement Officer to enforce the provisions of the bylaw, or in the absence of a Municipal Law Enforcement Officer, the Town Administrator.
- c. **Camp** – means to erect a structure, hut, tent, or to park a camper trailer for the purpose of providing shelter.
- d. **Facility** – means any area, building or structure under the jurisdiction of the Town of Davidson; including but not limited to recreation centres, sports facilities, museums, office spaces.
- e. **Landscaping tools** – means shovel, spade, rake, post hole auger, trowels, or all power tools.
- f. **Motorized vehicle** – means an automobile, truck, motorcycle or any other vehicle propelled or driven by means other than muscular power but does not include a wheelchair or scooter approved by the Administration.
- g. **Park** – means a playground, playing field, ball diamond, sports field, walking trail, campgrounds, the lands surrounding a recreation centre, community building, recreation complex, municipal administration site, pedestrian walkway or any other area owned, leased, or used by the Town and devoted to active or passive recreation and includes any lane or walkway or public parking area leading thereto.
- h. **Person** – means any individual, association, firm, partnership, corporation, agent or trustee and the heirs, executors, or other legal representatives of a person whom the context can apply according to law.
- i. **RCMP** – means the Royal Canadian Mounted Police or authorized assistants or persons acting under their authority.
- j. **Town** – means the municipal corporation of the Town of Davidson or the geographic area of the Town of Davidson as the context requires.
- k. **Town Council** – means the Council of the Town of Davidson.
- l. **Waste** – means paper, bottles, broken glass, cans, cigars, cigarettes, rags, garbage, rubbish, debris or refuse of any kind.

2. **Scope:**

Unless authorized to do so by Town Administration:

- a. No person shall in the Town, cut, climb, break, injure, deface, dig up, disturb, or remove any public property including:
 - i. Tree, shrub, bush, flower, plant, grass, wood, soil, sand, rock or gravel
 - ii. Building, cage, pen or monument

- b. No person shall camp in public parks unless such areas are designated as a campground.
- c. No person shall drive a motorized vehicle in a park.
- d. No person shall construct any fence, storage shed, retaining wall, or other structure of any kind on park property.
- e. No person shall erect a barrier of string, wire, chain, rope or similar material on park property.
- f. No person shall, in any public area, damage, deface, alter, or otherwise injure any property of the Town of Davidson:
 - i. Any part of the interior or exterior of a building;
 - ii. Any monument, public art, fence, bench or other structure.
- g. No person shall throw a stone or other object that may cause injury or damage to any person or to property.
- h. No person shall, in a park:
 - i. Disturb, injure, wound, hunt, trap, attempt to kill or kill any animal
 - ii. Touch, interfere with, remove or injure any bird's nest, the eggs or the young birds contained therein; or
 - iii. Provide or cause to be provided, any food that may be used by wildlife in a park.
- i. No person shall, in a park:
 - i. Dig any holes with any landscaping tools;
 - ii. Leave or deposit any waste, except in a receptacle provided for that purpose;
 - iii. Deposit or leave any paint, grease, oil, offal or any dangerous matter that has an odour or appearance found to be offensive by users of the park;
 - iv. Erect a permanent or temporary monument or memorial except in areas;
 - v. Bring household waste to a park for the purpose of depositing in Town of Davidson maintained waste receptacles; scatter any paper, cardboard, or any other material;
 - vi. Undertake any maintenance activities or alter existing grounds or facilities.
- j. No person shall discharge, dump or leave any construction material, earth, dirt, rock, snow, stone or any other materials in a park or in any public area of the Town.
- k. No person shall use a park or any part thereof for the purpose of:
 - i. Washing, cleaning, polishing, servicing, maintaining or, with the exception of an emergency, repairing any motorized vehicle;
 - ii. Instructing, teaching or coaching any person in the driving or operation of a motorized vehicle.

3. **Enforcement:**

The provisions of this bylaw shall not apply to the Town of Davidson or its agents, employees or contractors during the course of performing their duties in relation to park construction, maintenance, or other necessary activities.

The provisions of this bylaw shall not apply to the RCMP or other bona fide emergency service providers.

The bylaw shall be enforced by the RCMP or by the Bylaw Officer of the Town of Davidson.

4. **Offences and Penalty:**

Every person who is convicted of an offence under this bylaw is liable to a minimum fine of \$500, and to a maximum fine of \$10,000.

A person who is convicted of an offence under this bylaw is liable, for each day or part of a day that the offence continues, to a minimum fine of \$500 per day, up to a maximum fine of \$10,000 until the offence ceases.

Every person who acts in contravention of this bylaw so as to cause the Town to incur costs due to their actions shall, in addition to any penalty provided for herein, be liable to the Town for all expenses incurred for the purpose of repairing or replacing damaged property or removing unauthorized materials, and such expenses may be recovered by court action or in a like manner as municipal taxes.

5. **Coming into Force:**

This bylaw shall come into force and take effect on the final date of passing.

MAYOR

(S E A L)

ADMINISTRATOR

Read a third time and adopted
this 18th day of June, 2024