

## **The Corporation of the Municipality of South Huron**

### **By-Law # 11-2020**

#### **Being a by-law to adopt the Elliott Park Policy**

The Municipal Act, 2001, SO 2001, as amended (the "Act"), provides under section 8(1) the powers of the Municipality shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues; and

Whereas section 94 of the Municipal Act, 2001, as amended, provides that a Municipality may, exercise its powers under subsection 10(1) or 11(1), paragraph 7 of subsection 10(2), paragraph 7 of subsection 11(2) or paragraph 5 of subsection 11(3) in relation to culture, parks, recreation and heritage in the municipality; and

Whereas Council has determined that it is desirable to enact a By-law to adopt a policy to that clearly defines service levels for the Elliott Park campground enables the Municipality to maintain a welcoming atmosphere in the heart of Exeter.

Now therefore the Council of the Corporation of the Municipality of South Huron enacts as follows:

1. That the Elliott Park Policy of the Municipality of South Huron hereto attached as Schedule "A" is hereby adopted.
2. That this By-Law takes effect upon the date of final passing.

Read a first and second time this 2 day of March, 2020

Read a third time and passed this 2 day of March, 2020

George Finch, Mayor

Rebekah Msuya-Collison, Clerk

Schedule A to By-Law #11-2020 – Adopt Elliott Park Policy

**Municipality of South Huron Policy**

<b>Policy Name:</b>	<b>Elliott Park Use</b>
<b>Policy Number:</b>	<b>R04-01-2020-Recreation and Culture</b>
<b>Section:</b>	<b>Parks Management</b>
<b>Effective Date:</b>	<b>02/03/2020</b>
<b>By-law or Resolution:</b>	<b>By-Law: #11-2020</b>
<b>Supersedes:</b>	<b>N/A</b>
<b>Last Revision:</b>	<b>N/A</b>
<b>Schedule for Review:</b>	<b>02/03/2021</b>

**Policy Statement:**

Elliott Park is a short-stay, overnight campground operated by the Municipality of South Huron for the benefit of the community. The Municipality seeks to maintain a welcoming atmosphere in the heart of Exeter by encouraging the responsible use and enjoyment of Elliott Park.

**Definitions**

“Officer” means a Municipal Law Enforcement Officer as appointed by the Council of the Corporation of the Municipality of South Huron, or an OPP Officer, or a Provincial Offences Officer or other duly appointed individual.

“Parking area” means an area that is physically laid out and/or improved for the purpose of parking vehicles or that is designated by an official sign for such purpose in, on, or by municipal parkland or property owned by the Municipality.

Elliott Park is located at 10 Church Street, Exeter, ON.

**Hours of Operation**

The park will operate annually from the Friday of Victoria Day Long Weekend to Thanksgiving Monday, weather permitting.

**General Park Use**

- Eight (8) campsites are available on a first-come, first-serve basis. Reservations will not be accepted.
- The permitted length of stay shall be a maximum of three (3) consecutive nights not more than twice per month. The Municipal Clerk may grant exceptions only under extraordinary circumstances.
- Quiet hours are in effect from 10:00 PM to 7:00 AM; no objectionable disturbance or unreasonable noise will be allowed at any time.
- No business shall be conducted in the park without a vendor/transient traders permit issued by the Clerk.
- All pets must be on a leash, be cleaned up after, and must not be in contravention of any municipal by-law.
- Campsites must be kept clean and tidy at all times; users of the campground are personally responsible for campsite cleanliness, condition and the conduct of all guests.
- Campsite parking is limited to a maximum of two vehicles in designated parking areas.

- Campsites are limited to a maximum of eight people.
- Campers are responsible for disposing of their own garbage.
- Campers are responsible for the safety and security of their own property.
- Tenting is not allowed, excepting a maximum of two tents tied to a trailer.

### Fires

- Small cooking fires are permitted in the designated areas, only, and must not be in contravention of the municipal burn by-law.
- Campfires are to be supervised/attended at all times by an adult, ensuring that there is always a way to extinguish the flames nearby, i.e. a bucket of water.
- It is the responsibility of the camper to ensure that the fire is completely extinguished by repeatedly soaking with water and stirring.
- The burning of garbage, treated or painted lumber, wet or unseasoned wood is prohibited.
- Disposal of coals or embers is the responsibility of campers and are not allowed in any type of municipal waste container.
- Fires are not permitted during quiet hours, 10:00 PM – 7:00 AM.

### Fees

Camping fees will be established in the Fees By-law. Non-compliance may result in a fine as established in the South Huron Fees By-law.

### Code of Conduct

Persons shall use Elliott Park in accordance with the terms of this by-law, and in a manner respectful to other persons and property.

No person shall:

- Consume alcohol or drugs in Elliott Park.
- Indulge in any riotous, boisterous, violent, threatening, or illegal conduct or use profane or abusive language.
- Cast, throw, or in any way propel any object in such a manner to endanger or cause injury or damage to any person or property.
- Loiter, spy, accost, frighten, annoy or otherwise disturb other persons.
- In any way interfere with the use and enjoyment of the municipal park by other persons.
- Engage in public urination.
- Ignite, discharge or set off any fireworks except as a fireworks display authorized by the Municipality and in compliance with the Fireworks and Fireworks By-law.
- Destroy, or cut, mark, break, dig, pull up or burn or in any way damage, injure, remove or deface; any tree, flower, flower bed, bush, shrub, plant, sod, grass or other vegetation, soil, sand, gravel or wood or any monument, fountain, bridge, wall, seat, bench, structure or equipment or any appurtenance thereof.
- In any manner disturb ground that is under repair, prepared for planting, has been newly seeded or sodded or is in an area posted to that effect.

## Enforcement

- An Officer shall enforce the provision of this by-law.
- No person shall obstruct, hinder, or otherwise interfere with a duly appointed Officer exercising any power, authority, or performing a duty as permitted under the provisions of this bylaw.
- Failure to comply with this or any municipal policy or by-laws may result in eviction.
- Any person contravening any provision of this by-law is guilty of an offence and on conviction is liable to such penalty as is provided for under the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.
- Persons committing an offence as defined in this by-law may be prosecuted under the *Trespass to Property Act*.

## Revision

Authority to make administrative changes to this policy that do not change the intent are delegated to the Chief Administrative Officer or their Designate.

---

George Finch  
Mayor

---

Dan Best,  
Chief Administrative Officer