

**MUNICIPALITY OF MIDDLESEX CENTRE**

**BY-LAW NUMBER 2009-051**

**A BY-LAW TO PROVIDE FOR THE LICENCING, REGULATING  
AND GOVERNING OF CAMPGROUNDS WITHIN THE  
MUNICIPALITY OF MIDDLESEX CENTRE**

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WHEREAS Part IV of the *Municipal Act, 2001* authorizes the Municipality to pass By-laws for licencing, regulating and governing businesses;

AND WHEREAS Council wishes to exercise the Municipality's powers to licence, regulate and govern the business of campgrounds in the Municipality;

NOW THEREFORE BE IT ENACTED THAT the Council of the Municipality of Middlesex Centre enacts as follows:

1. TITLE AND SCOPE

This By-law shall be known as a by-law for the licensing, regulating and governing of campgrounds and may be cited by its short title the "Campground Licensing By-law".

2. DEFINITIONS

For the purpose of this By-law:

2.1 "**Building Code**" means the Building Code, being Ontario Regulation 350/06, as amended made under the *Building Code Act, 1992*.

2.2 "**Campground**" means land, including the buildings and structures thereon, used for seasonal recreational activity as grounds for camping, including the use of tents, motor homes, truck campers and Travel Trailers as well as buildings and structures for

2.2.1 an accessory administrative office,

2.2.2 an accessory laundromat that is limited to use by occupants of the Campground only,

2.2.3 an accessory convenience store that is limited to use by occupants of the Campground only,

2.2.4 accessory storage facilities that is limited to use by occupants of the Campground only, and

2.2.5 facilities in the nature of those required by section 4.

2.3 "**Camp Site**" means an area provided within a Campground for the location of tents, motor homes, truck campers and Travel Trailers.

2.4 "**existing**" means in existence on the date of the passing of this By-law.

2.5 "**Fire Code**" means the Fire Code, being Ontario Regulation 213/07, as amended, made under the *Fire Protection and Prevention Act, 1997*.

2.6 "**Health Unit**" means the Middlesex London Health Unit and includes any successor or assign.

2.7 "**License Issuer**" means the Clerk or Deputy Clerk of the Municipality.

2.8 "**License Fee**" means the appropriate fee for the license as set out in Schedule "A" to this by-law.

2.9 "**Middlesex Centre**" means the municipal corporation the Municipality of Middlesex Centre, or the geographic area over which that corporation has territorial jurisdiction, as the context requires.

- 2.10 **"Mobile Home"** means any dwelling that is designed to be made mobile that is constructed or manufactured to provide a permanent residence for one or more persons. Mobile Home does not include a Travel Trailer or tent trailer or trailer otherwise designed but does include a Park Model Trailer.
- 2.11 **"Municipal Inspector"** means a Building Inspector, Fire Inspector or the Chief Building Official of the Municipality.
- 2.12 **"Municipality"** means the municipal corporation the Municipality of Middlesex Centre, or the geographic area over which that corporation has territorial jurisdiction, as the context requires.
- 2.13 **"Occupant"** means any person who pays for the use of a Camp Site.
- 2.14 **"Operator"** means a person who operates a Campground business within the Municipality.
- 2.15 **"Owner"** means the registered owner of a property located within the Municipality of Middlesex Centre which is used as a Campground.
- 2.16 **"Park Model Trailer"** means a manufactured building to which section 9.39 of the Building Code applies, which has been designed and constructed in conformance with CAN/CSA-Z241 Series, "Park Model Trailers", and which is used or is intended to be used as a seasonal recreational building of residential occupancy.
- 2.17 **"Police Officer"** means officer who is a member of the Ontario Provincial Police or such other police force as may have jurisdiction and authority in the Municipality.
- 2.18 **"Renewal"** means the issuance of the same class of license to the same person for the subsequent licensing period.
- 2.19 **"Run At Large"** means, when referring to a dog, cat or any pet-like animal, being found in a place, other than the Camp Site of its owner, without being secured by leash or being contained in a cage or other similar container or device.
- 2.20 **"Serviced Camp Site"** means a Camp Site which has either or both of the services referred to in section 4.9.
- 2.21 **"Site Plan"** means the Site Plan filed with the License Issuer as required by section 9.2.3, or the most current version thereof as the same may be revised from time to time either at the time of annual license renewal or as a result of a change of which the License Issuer has been notified as required by section 13.
- 2.22 **"Travel Trailer"** means a recreational trailer intended as temporary seasonal living accommodations, including structures commonly referred to as travel trailers, slide out or tip out trailers, slide in campers, chassis mounted campers and tent trailers having the following features: an overall length not exceeding 13.8 m (45.0 ft.); and an overall width not exceeding 2.6 m (8.53 ft.). Width shall mean the sum of the distance from the vehicle centre line to the outer most projections on each side when the vehicle is folded or condensed for transit. Travel Trailer does not include a Mobile Home.
- 2.23 **"Unserviced Camp Site"** means a Camp Site which has neither of the services referred to in section 4.9.
- 2.24 **"Vehicle"** means a motor vehicle, trailer, traction engine, farm tractor, road-building machine, bicycle and any vehicle drawn, propelled or driven by any kind of power, including muscular power, but does not include a motorized snow vehicle.
- 2.25 **"Zoning By-law"** means the most current comprehensive zoning by-law in force in the Municipality, as amended and passed, pursuant to the *Planning Act*.

### 3. INTERPRETATION

For the purpose of this By-law:

- 3.1 Words used in the singular shall have corresponding meanings when used in the plural.
- 3.2 "May" shall be construed as permissive.
- 3.3 "Shall" shall be construed as imperative.

- 3.4 Unless the contrary intention appears in this By-law, words importing the masculine gender only shall include females as well as males and the converse.
- 3.5 Where any expression of time occurs or where any hour or other period of time is stated, the time referred to shall be standard time, provided however, if what is known as "daylight saving time" has been generally adopted in the Municipality for any period of the year such time shall be the time referred to during such period in any reference to time in this By-law.

#### 4. REGULATIONS

The following regulations shall govern Campgrounds within Middlesex Centre:

- 4.1 The boundaries of Camp Sites and the place within the Camp Site where tents, motor homes, truck campers and Travel Trailers are to be located shall be clearly defined and marked.
- 4.2 Unserviced Camp Sites shall be clearly defined and marked as such.
- 4.3 Subject to section 4.4, at the main entrance to a Campground there shall be a sign
- 4.3.1 which is visible from the street or road where the entrance is located,
- 4.3.2 which is at least 2.5 metres (8 feet) by 2.5 metres (8 feet) in size,
- 4.3.3 which identifies the name under which the Campground business operates,
- 4.3.4 which provides a telephone number for communication with the administrative offices on the Campground,
- 4.3.5 which shows the layout of the Campground including the location of internal roadways, the location and identification number of each Camp Site, the location of the service building or buildings and the location of the administrative offices on the Campground,
- 4.3.6 which specifies that a 20 kilometer per hour speed limit applies to all internal roadways in the Campground, and
- 4.3.7 which specifies that there is to be no parking of Vehicles on any internal roadway in the Campground.
- 4.4 As an alternative to the sign otherwise required by section 4.3, there can be at the entrance to a Campground
- 4.4.1 a sign at least 0.1 square metres (one square foot) in size which specifies that a 20 kilometer per hour speed limit applies to all internal roadways in the Campground, and
- 4.4.2 a sign at least 0.1 square metres (one square foot) in size which specifies that there is to be no parking of Vehicles on any internal roadway in the Campground
- together with a weather-proof container at the entrance to the Campground containing pamphlets which provide the information specified in each of sub-paragraph 4.3.3, sub-paragraph 4.3.4, sub-paragraph 4.3.5, sub-paragraph 4.3.6 and sub-paragraph 4.3.7.
- 4.5 No tent, motor home, truck camper or Travel Trailer shall be located nearer than
- 4.5.1 1.52 metres (5 feet) from the boundary line of the Campground;
- 4.5.2 10.0 metres (32.8 feet) from any public highway outside of the Campground;
- 4.5.3 15.0 metres (49.2 feet) from any residential building which is situated outside of the Campground.
- 4.6 All Camp Sites shall abut upon an internal roadway of not less than 5.2 metres (17 feet) width which internal roadway shall be constructed and maintained in a condition to permit safe, unobstructed access by emergency and service Vehicles and otherwise to provide access to a public street or highway outside of the Campground.

- 4.7 All internal roadways within a Campground which provide access to Camp Sites shall be regarded as fire routes and parking on either side of such internal roadways shall be prohibited.
- 4.8 Sufficient area shall be provided in each Camp Site for the parking of at least one motor vehicle.
- 4.9 Within each Serviced Camp Site there shall be provided:
  - 4.9.1 A cold water tap at least 4 inches above the ground from which an adequate supply of potable water can be obtained, and
  - 4.9.2 A sanitary private drain connection to a sewage treatment and disposal system or facility that has been approved for that purpose by the Ministry of the Environment which shall be so connected that it shall be leak-proof and shall receive the waste emanating from any shower, bathtub, flush toilet, water basin and/or kitchen sink in any tent, motor home, truck camper or Travel Trailer located on such Camp Site.
- 4.10 Within every Campground where there are Unserviced Camp Sites there shall be provided toilet and bathing facilities in a separate service building or buildings and in no case shall there be less than three flush toilets, two wash basins and one shower or bath for women for every 25 Unserviced Camp Sites, or fraction thereof, and two flush toilets, one urinal, two wash basins and one shower or bath for men for every 25 Unserviced Camp Sites, or fraction thereof.
- 4.11 Every toilet and each shower or bath provided as required by section 4.10 shall be in a private compartment with self-closing doors.
- 4.12 The service building or buildings housing the toilet and bathing facilities as required by section 4.10 shall be a permanent structure complying with the provisions of all By-laws of the Municipality and Provincial statutes regulating buildings and electrical and plumbing installations.
- 4.13 The service building or buildings as required by section 4.10 shall be well lighted at all times of the day and night and shall be well ventilated with screened openings, shall be constructed of moisture-proof material, including painted woodwork, as shall permit repeated cleaning and washing.
- 4.14 The service building or buildings and the grounds of the Campground shall be maintained in a clean, neat condition and kept free of any condition that may threaten the health of any occupant or the public or constitute a nuisance.
- 4.15 Every Campground shall be equipped at all times with an adequate number of multi-purpose dry chemical fire extinguishers in good working condition the number and location of which are to be determined by the Fire Chief.
- 4.16 Mobile Homes are prohibited.
- 4.17 Notwithstanding section 4.16, if Park Model Trailers are permitted by the Zoning By-law, then up to fifty (50%) percent of the Camp Sites in a Campground may be occupied by Park Model Trailers. If Park Model Trailers are permitted by the Zoning By-law, then a Park Model Trailer shall be deemed to be a Travel Trailer for the purposes of applying regulations in this By-law.
- 4.18 No Camp Site shall be available for use other than for temporary occupancy by persons who continue to maintain elsewhere a usual or normal place of residence.
- 4.19 No Camp Site shall be used for the living, sleeping or eating accommodation of persons during the period beginning January 1<sup>st</sup> and ending on March 31<sup>st</sup> each year.
- 4.20 Campgrounds shall be closed during the period beginning January 1<sup>st</sup> and ending on March 31<sup>st</sup> each year and during that period all entrances to the Campgrounds will be secured by locked gates.
- 4.21 Notwithstanding section 4.20, during the closed period, one caretaker, together with his or her immediate family may reside on the Campgrounds during the closed period in a permanent dwelling unit in a building which is insulated and otherwise designed and maintained for year-round human habitation. For the sake of clarity, a building in this context does not include a Park Model Trailer.

- 4.22 No person in charge of any dog, cat or any pet or animal shall permit it to run at large within the limits of any Campground.
- 4.23 The Owner and the Operator of a Campground shall not cause, suffer, or permit any open fire on the Campground otherwise than on a Camp Site in accordance with the following:
- 4.23.1 The open fire must be contained within an out-of-doors confined area or device such as a fireplace or firepit;
- 4.23.2 Such open fire confinement area or device shall not be more than 0.7 metres (27 inches) across in any direction;
- 4.23.3 Such open fire confinement area or device shall not be located within any tent, motor home, truck camper or Travel Trailer nor on any associated porch or balcony area that is roofed, covered awning or otherwise covered;
- 4.23.4 Such open fire confinement area or device shall be located at least 4 metres (13 feet) away from any tent, motor home, truck camper or Travel Trailer or from any associated porch or balcony;
- 4.23.5 Such open fire confinement area or device shall be located at least 2 metres (6.6 feet) away from the boundary of the Camp Site where it is located;
- 4.23.6 The open fire shall be supervised at all times and shall be extinguished so as to be cool to hand before being left unsupervised, and
- 4.23.7 So long as there is an open fire, an effective means of readily extinguishing same shall be kept in the immediate vicinity of the fire.
- 4.24 No person shall have an open fire on a Camp Site otherwise than in accordance with the provisions of section 4.23.
- 4.25 No person shall use or possess nor cause, suffer or permit the use or possession within any tent, motor home, truck camper or Travel Trailer or within any associated porch or balcony or within any other building or structure on a Camp Site of any solid fuel burning appliance, including, without limited the generality of the forgoing, wood stoves, pellet stoves and wood burning fireplaces.
- 4.26 The Owner and the Operator of a Campground shall at all times keep, operate and maintain the Campground, its facilities and equipment, in a safe, clean and good condition and repair and in accordance with the Site Plan for the Campground.
- 4.27 The Owner and the Operator of a Campground shall not cause, suffer, or permit any breach of any by-law of the Municipality or of any local board thereof, or of any statute, order-in-council, or regulation of the legislature of the Province of Ontario or the Parliament of Canada or of any agency, board or commission of either of them, in, upon, or in connection with the Campground.
- 4.28 The Owner and the Operator of a Campground shall not cause or permit any obstruction on any highway, internal roadway, fire route, lane or public place near or adjoining the Campground nor any obstruction of site line for vehicular traffic on any such highway, internal roadway, fire route or lane, including, without limiting the generality of the foregoing, the parking of any vehicle on any such highway, internal roadway, fire route or lane.

## 5. OCCUPANCY AGREEMENTS

The Owner and the Operator of a Campground shall not cause, suffer, or permit any person to use or otherwise occupy any Serviced Camp Site for a period more than ninety (90) days unless there is a written occupancy agreement between the Owner and the user or occupant of the Camp Site which shall include the following:

- 5.1 The occupancy agreement will include a prohibition of Mobile Homes.
- 5.2 The occupancy agreement will include a provision that Camp Site is only available for use for temporary occupancy by persons who continue to maintain elsewhere a usual or normal place of residence and such usual or normal place of residence will be identified in the occupancy agreement.

- 5.3 The occupancy agreement will include a provision that prohibits the use of the Camp Site for the living, sleeping or eating accommodation of persons during the period beginning January 1<sup>st</sup> and ending on March 31<sup>st</sup> in each year.
- 5.4 The occupancy agreement will provide that the Campground shall be closed during the period beginning January 1<sup>st</sup> and ending on March 31<sup>st</sup> each year and that during that period all entrances to the Campgrounds will be secured by locked gates.
- 5.5 The occupancy agreement will include an obligation by the Owner of the Campground in favour of the user or occupant of the Camp Site to provide water and sewage treatment and water and sewage conveyance infrastructure in or for the Campground and an acknowledgement by the user or occupant of the Camp Site that such infrastructure is not being provided by the Municipality and that the Municipality has no obligation or responsibility to provide same or to assume ownership and/or liability therefor in the event of a default by the Owner upon the Owner's obligation in that connection.

## 6. ORIOLE PARK

Any provision in this By-law to the contrary notwithstanding, with respect to the recreational hall and the existing seasonal cottage cabins which have existed since before 1990 on the Oriole Park Campground located on lot 1, Concession 2 in the geographic Township of Lobo, such recreational hall and any such cabins as are shown on the Site Plan for the Campground may remain and continue to be used for the same purpose as used on the date of the passing of this By-law so long as the same is not in contravention of the Municipality's property standards by-law enacted pursuant to section 15.1 of the *Building Code Act, 1992* as amended or replaced from time to time, nor in contravention of any order made under section 15.2, section 15.3, section 15.7, section 15.9 or section 15.10 of the *Building Code Act, 1992*.

## 7. NO CAMPGROUND WITHOUT A LICENSE

- 7.1 No person shall own a Campground in the Municipality, without obtaining a license therefor, without paying the fees prescribed in this By-law and without maintaining the license in good standing so that it has not expired or been revoked.
- 7.2 No person shall use, establish, alter, enlarge, extend, operate, keep or maintain a Campground in the Municipality or carry on, conduct, operate, maintain, keep or engage in a campground business in the Municipality
  - 7.2.1 unless a license has been issued to the Owner of the Campground in accordance with section 7.1 this By-law and the license is in good standing and has not expired or been revoked and
  - 7.2.2 otherwise than in accordance with this By-law and in accordance with the Site Plan for the Campground.
- 7.3 No person shall engage in, or continue to conduct, or permit any person to engage in or continue to conduct, the business of a Campground while such license is suspended, revoked or expired.

## 8. OFFENCES AND PENALTIES

- 8.1 Every person who contravenes any provision of this By-law is guilty of an offence.
- 8.2 Each day that a contravention of this By-law continues shall constitute a separate offence.
- 8.3 Every person who provides false information in any application for a license under this By-law or in an application for a renewal of license is guilty of an offence.
- 8.4 Where a conviction is entered under this section, in addition to any other remedy or any penalty provided by law, the court in which the conviction was entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted.
- 8.5 Where an Owner of a Campground is convicted of carrying on or engaging in a Campground business without a license required by this By-law, the Court may order the Campground or part of the Campground to be closed to any use for a period not exceeding two years.

- 8.6 Where a person is convicted of a contravention of this by-law, other than a conviction described in subsection 8.5 above, and the court determines that the owner or occupant of the Campground or part of the Campground knew or ought to have known of the conduct which formed the subject-matter of the conviction or of any pattern of similar conduct, the court may order the Campground or part of the Campground to be closed to any use for a period not exceeding two years.
- 8.7 If the Municipality is satisfied that a contravention of this by-law has occurred, the Municipality may make an order requiring the person who contravened this by-law or who caused or permitted the contravention or the owner or occupier of the Campground to discontinue the contravening activity.
- 8.8 Any person who contravenes an order made under subsection 8.7 is guilty of an offence.
- 8.9 Every contravention of this By-law may be restrained by application at the instance of a taxpayer or of the Municipality in accordance with the provisions in that behalf of the *Municipal Act, 2001*.

## 9. APPLICATION FOR LICENSE

- 9.1 The Owner of a Campground shall obtain a license for the Campground for each calendar year or part thereof in which the Campground business is carried on or engaged in.
- 9.2 The Owner of a Campground shall apply for a license for the Campground by submitting the following to the License Issuer:
- 9.2.1 A completed application on the form or forms supplied by the License Issuer.
- 9.2.2 The required license fee.
- 9.2.3 A Site Plan for the Campground showing the following:
- 9.2.3.1 the size and the arrangement of Camp Sites within the Campground and a numbering system for same;
- 9.2.3.2 which Camp Sites are Serviced Camp Sites and which are Unserviced Camp Sites;
- 9.2.3.3 the size, arrangement, and surface treatment of means of ingress and egress, all internal roads, parking and storage areas within the Campground;
- 9.2.3.4 landscaped open space within the Campground;
- 9.2.3.5 drainage as it relates to any natural or man-made water courses on or adjacent to the Campground;
- 9.2.3.6 provisions with respect to any floodlighting and signage;
- 9.2.3.7 the number and size and location of permanent structures on the Campground; and
- 9.2.3.8 the permanent dwelling unit, if any, which is to be the residence of the caretaker as contemplated by section 4.21 during the period when the Campground is closed.
- 9.2.4 The name under which the Campground carries on business.
- 9.2.5 The name and address of the Owner and of the Operator, if the Operator is different from the Owner.
- 9.2.6 If the Owner or Operator is a corporation, partnership or association, the full name and address of every director, officer, partner, shareholder or person having an ownership interest.
- 9.2.7 Confirmation from the Municipality's Chief Building Official that the Campground and the Site Plan are in compliance with the Building Code and all other applicable municipal by-laws.

- 9.2.8 Confirmation from the Municipality's Fire Chief that the Campground and the Site Plan are in compliance with the Fire Code.
- 9.2.9 Confirmation from the Health Unit that the Campground and the Site Plan are in compliance with regulations over which the Health Unit has jurisdiction and authority.
- 9.2.10 Confirmation from the Ministry of the Environment that the Campground and the Site Plan are in compliance with regulations over which the Ministry of the Environment has jurisdiction and authority.

## 10. LICENSE RENEWAL

- 10.1 Every Campground license shall expire in the 31<sup>st</sup> day of December of the year in which it was issued and the Owner of a Campground shall apply to renew the license therefor each calendar year.
- 10.2 Annual renewal of a license issued in a previous year is not guaranteed, and the Owner of each Campground shall submit the following to the License Issuer:
  - 10.2.1 A completed application on the form or forms supplied by the License Issuer.
  - 10.2.2 The required license fee.
  - 10.2.3 If there are any changes proposed to the Site Plan for the Campground since issuance of the last license, a revised Site Plan showing the proposed changes.
  - 10.2.4 The name and address of the Owner and of the Operator, if the Operator is different from the Owner.
  - 10.2.5 If there have been any changes since the issuance of the last license, the full name and address of every director, officer, partner, shareholder or person having an ownership interest, if the Owner or Operator is a corporation, partnership or association.
  - 10.2.6 If there have been any changes to the Site Plan since the issuance of the last license, confirmation from the Municipality's Chief Building Official that the Campground and the Site Plan, as revised, are in compliance with the Building Code and all other applicable municipal by-laws.
  - 10.2.7 If there have been any changes to the Site Plan since the issuance of the last license, confirmation from the Municipality's Fire Chief that the Campground and the Site Plan, as revised, are in compliance with the Fire Code.
  - 10.2.8 If there have been any changes to the Site Plan since the issuance of the last license, confirmation from the Health Unit that the Campground and the Site Plan, as revised, are in compliance with regulations over which the Health Unit has jurisdiction and authority.
  - 10.2.9 If there have been any changes to the Site Plan since the issuance of the last license, confirmation from the Ministry of the Environment that the Campground and the Site Plan, as revised, are in compliance with regulations over which the Ministry of the Environment has jurisdiction and authority.
  - 10.2.10 If there have been any changes to the Site Plan since the issuance of the last license, confirmation from the County of Middlesex that the Campground and the Site Plan, as revised, are in compliance with the County of Middlesex's Accessibility Plan.

## 11. EVALUATION OF APPLICATION FOR LICENSE OR FOR RENEWAL

- 11.1 Upon receipt of a completed application for a Campground license or for an annual renewal thereof and upon payment of the applicable fees, prior to the issuance of any license or renewal, as the case may be, the License Issuer shall:
  - 11.1.1 Be satisfied that all other provisions of this By-law have been complied with.

- 11.1.2 Be satisfied that neither the Owner or the Operator has any unpaid fines imposed under the *Provincial Offences Act* for any contravention of this By-law.
- 11.1.3 Be satisfied that there are no outstanding fire code or Building Code orders or infractions in connection with the Campground.
- 11.1.4 Be satisfied that there is no money outstanding and owing to the Municipality for services provided to or on the Campground.
- 11.1.5 Be satisfied that the Campground complies with the County of Middlesex's Accessibility Plan.
- 11.1.6 Make any enquiries with any municipal official or employee who has conducted inspections relative to the Campground license application or renewal application as the case may be;
- 11.1.7 Receive reports from such officials and employees of the Municipality as may be deemed necessary;
- 11.1.8 Inquire into any other relevant matters related to the Campground.

## 12. CHANGE OF NAME OR OWNERSHIP

- 12.1 No person shall have an interest or property right in any license or renewal thereof and all licenses for Campgrounds in the Municipality remain the property of the Municipality.
- 12.2 Upon change of ownership of a Campground the license therefor shall be returned and surrendered to the Issuer of Licenses. The new Owner shall make application for a new license as provided in Section 9. For the purpose of this section, a change in beneficial ownership of a Campground that is owned by a corporation shall be deemed to have occurred if a majority of the shares of the corporation are transferred.

## 13. OTHER CHANGES

The Owner of a Campground shall report, within fifteen (15) business days, any change in information provided to the License Issuer or in the Site Plan for the Campground.

## 14. LICENSE NOT ESTOPPEL

- 14.1 The granting of a license under this By-law shall not be construed or deemed to be a waiver by the Municipality of compliance with any other applicable by-laws of the Municipality or any other legislation; and the right of the Municipality to require strict compliance with this or any other applicable By-law shall not be affected in any way by any previous waiver, forbearance or course of dealing.
- 14.2 The granting of a license under this By-law shall not supersede in any way the operation or effect of this or any other applicable By-laws of the Municipality or of any other legislation.
- 14.3 The granting of a license under this By-law is not a representation by the Municipality that the Campground business is in compliance with this or any other applicable By-laws of the Municipality or of any other legislation.
- 14.4 The granting of a license under this By-law does not imply or include a commitment by the Municipality to provide water and/or sewage treatment and/or conveyance capacity in or for the Campground or to enter into a responsibility agreement or any similar commitment to assume ownership and/or liability for the water and/or sewage treatment and/or conveyance facilities provided in and for the Campground.

## 15. INSPECTION

- 15.1 The License Issuer or designate, including but not limited to Municipal Inspectors, Fire Officials, Health Officials, Conservation Officers, Fire Fighters, Provincial Offences Officers, Municipal Law Enforcement Officers, Police Inspectors or Police Officers, Tobacco Enforcement Officers, or any agent, servant or employee of such servants as designated by Council, may at all reasonable times, inspect or cause to be inspected the Campground, including its facilities, equipment, vehicles and other property used or kept for hire in connection with the Campground.

15.2 The Owner of a Campground shall keep the license for the Campground posted in a conspicuous place at the Campground and shall, when requested by any person authorized by the Municipality, produce the license for inspection.

15.3 The Owner of a Campground shall keep the written occupancy agreements between the Owner and the user or occupant of each Serviced Camp Site as required by section 5 available for inspection at the Campground at all reasonable times by the License Issuer or a Municipal Inspector.

#### 16. SUSPENSION OR REFUSAL TO GRANT OR RENEW LICENSE

16.1 The License Issuer may refuse to issue a license or to renew a license because of past breaches of this By-law or a failure to comply with the requirements of this By-law or other applicable By-laws of the Municipality, or of any local board thereof, or of any statute, order-in-council, or regulation of the Provincial Legislature or the Parliament of Canada or of any Agency, Board or Commission thereof, in, upon or in connection with the Campground, including its facilities, equipment, vehicles and other property used in connection with the Campground.

16.2 The License Issuer has the right to suspend a license issued under this By-law if satisfied that the continuation of a Campground business poses an immediate danger to the health or safety of any person, animal, or to any property.

16.3 The License Issuer may, for the time and on such condition as the License Issuer considers appropriate, without a hearing, suspend a license subject to providing the Owner of the Campground with the reasons for the suspension, either orally or in writing, and an opportunity to respond to them. Such suspension shall not exceed 14 calendar days.

16.4 The License Issuer may revoke a license after giving the Owner of the Campground 14 calendar days' notice in which reasons for the revocation are specified. If the Owner requests an opportunity to respond, the 14 day notice period shall be extended to 30 calendar day and the Owner shall have 21 calendar days in which to submit a response. After receiving and reviewing the Owner's response, the License Issuer shall notify the Owner whether the revocation will take effect at the end of the 30 day extended notice period or otherwise.

16.5 Notice of suspension or revocation of any license may be given by registered letter mailed to the address on the license. Receipt of such notice is deemed to occur on the third business day after the mailing of the notice.

16.6 Upon revocation and/or suspension of a license the licensee shall:

16.6.1 Return all certificates issued with reference to such license;

16.6.2 Permit any officer to enter the Campground for the purpose of receiving or taking the certificates; and

16.6.3 In no way hinder, prevent or obstruct an officer from carrying out his duties

16.6.4 Cease operation of the Campground business immediately.

#### 17. ADMINISTRATION

This by-law shall be administered by the Clerk as the Issuer of Licenses, or their duly authorized representative.

#### 18. VALIDITY

Should any section, subsection, clause, paragraph, schedule or provision of this by-law be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the by-law as a whole.

19. FORCE AND EFFECT

This By-law shall come into force and take effect on and from the day it is finally passed by Council provided that there shall be a ninety (90) day grace period for the Owner of a Campground to obtain a license under this By-law and during that grace period the prohibitions in section 7.1 and in section 7.2 and do not apply.

READ A FIRST, AND TAKEN AS READ A SECOND AND THIRD TIME and finally passed this 22nd day of July, 2009.

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Mayor

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Clerk

Note to Campground Licensing By-law

While it is not part of the By-law, for the information of those reviewing the draft by-law, it is the intention of the Municipality to seek approval to use ticket summons with "short form" wording for use in relation to a number of regulations in the draft by-law as follows:

Short Form Wording	By-law Section	Suggested Fines	Set
Failure to maintain no parking signs	Section 4.7		
Parking in restricted area	Section 4.7		
Campground Owner or Operator allowing parking in restricted area	Section 4.28		
Allow animal to run at large	Section 4.22		
Open Fire not in accordance with by-law	Section 4.24		
Campground Owner allowing open fire not in accordance with by-law	Section 4.23		
The use or possession of a solid fuel burning appliance	Section 4.25		