

## RESORT VILLAGE OF MELVILLE BEACH

### BYLAW NO. 03 - 2021

#### A BYLAW OF THE RESORT VILLAGE OF MELVILLE BEACH IN THE PROVINCE OF SASKATCHEWAN TO PROHIBIT OBSTRUCTIONS ON VILLAGE CONTROLLED PROPERTY.

The Council of the Resort Village of Melville Beach (RVMB) in the Province of Saskatchewan enacts as follows:

**1. Title:**

This Bylaw may be cited as the Obstructions on Village Property Bylaw.

**2. Purpose:**

To provide provisions for Council to control use of Village Controlled Property.

**3. Definitions in this Bylaw:**

- a) **Administrator** means the administrator of RVMB
- b) **Council** shall mean the council of RVMB
- c) **Designated Officer** shall mean the person(s) designated by the Council
- d) **Camping** is the activity of living in Recreational Vehicle campers, trailer or tent
- e) **Obstruction** means any type of object: stones, earth or gravel piles, portable structures, permanent structure, machinery, recreational vehicles or other objects
- f) **Recreational Vehicle** shall mean any vehicle designated, constructed or reconstructed to be used for personal pleasure or travels in such a manner as will permit occupancy as a dwelling or sleeping place for one or more persons, and constructed in such a way as to enable it to be used as a conveyance upon public streets or highways, and includes self-propelled and non-self-propelled vehicles. Recreational vehicles include motor homes, camper trailers, truck campers, 5<sup>th</sup> wheels and tent trailers.
- g) **Road** means any registered public road allowance within RVMB

**4. Regulation and Control of Village Controlled Property:**

- a) No person shall permit an obstruction to be placed or erected or to remain on Village property without the written consent of RVMB (resolution of Council)
- b) No person shall camp on Village property with a Recreational Vehicle, Tent Trailer or Tent without the written consent of RVMB (resolution of Council)
- c) To be exempt from this bylaw, Property owners must ensure that the Recreational Vehicle is placed within the boundaries of a titled lot that has a primary residence.

## **5. Penalties**

- a) Where the Designated Officer believes that a person has contravened any provision of this Bylaw, a Bylaw Violation Notice (Notice) will be served to such person (Owner):
  - i) either personally, or
  - ii) by mailing (physical and/or electronic), or
  - iii) leaving same at Owner's residential address.
- b) Such Notice shall be deemed to have been served (issued):
  - i) on the day of actual delivery if the Notice is served personally, left at Owner's residential address, or mailed electronically; or
  - ii) on the expiration of forty-eight hours if the Notice is mailed.
- c) The Notice shall be in such form as determined by the Notice of Violation, and shall state the section of the Bylaw which was contravened, and the amount which is provided in Schedule "A", that will be accepted by RVMB in lieu of prosecution.

## **6. Voluntary Payment**

- a) Upon payment of a Notice within seven (7) days from issuance, the Owner shall not be liable for prosecution for the contravention in respect to which the Notice was issued.
- b) An Owner, who has submitted a voluntary payment, may choose to attend a Council meeting to defend themselves against the allegation, and following consideration, Council may issue a refund at its discretion.
- c) Notwithstanding the provisions of Section 5 and 6, an Owner to whom a Notice has been issued, may exercise their right to defend any charge of committing a contravention of any of the provisions of this Bylaw.

## **8. Effective Date**

This Bylaw shall come into force and take effect on the day of final passing thereof.

Introduced and read a first time this 18<sup>th</sup> day of April, 2021

Read a second time this 18<sup>th</sup> day of April, 2021

Read a third time and adopted this 18<sup>th</sup> day of April, 2021

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Mayor

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Administrator

*Certified true copy of  
Bylaw #03 – 2021 adopted  
by resolution of council  
At regular meeting held on  
this 18<sup>th</sup> day of April, 2021*

*Kayla Hauser, Administrator*

**RESORT VILLAGE OF MELVILLE BEACH**

**SCHEDULE "A" – Bylaw No. 03 - 2021**

**FINES AND VOLUNTARY PAYMENT**

<b>FIRST OFFENCE AMOUNT</b>	<b>SECOND OFFENCE AMOUNT</b>	<b>SUBSEQUENT OFFENCE AMOUNT</b>
\$100.00	\$250.00	\$500.00

To avoid future fines, any obstructions must be permanently removed from the village-controlled property within 48hours of the violation unless otherwise agreed by Council.