

TOWN OF SELKIRK

BY-LAW NO. 4028

BEING A BY-LAW OF THE TOWN TO REGULATE THE OPERATION AND ADMINISTRATION OF THE SELKIRK MUNICIPAL PARK.

WHEREAS the Municipal Act empowers a municipality to pass by-laws to regulate the operation of municipal parks and camp grounds.

AND WHEREAS the Town of Selkirk has established a municipal park in the north end of the Town which park is known as the Selkirk Municipal Park.

AND WHEREAS the Town of Selkirk has established a Parks and Recreation Board which Board manages and operates the said Selkirk Park.

AND WHEREAS on the recommendation of the said Parks and Recreation Board, the Town of Selkirk deems it expedient to pass this By-law to regulate the operation of the said Selkirk Park.

NOW, THEREFORE, the Council of the Town of Selkirk in open session assembled hereby enacts as follows:

INTERPRETATION

1. Whenever used in this by-law, except where the context otherwise requires:

(a) "family accommodation unit" means a tent, trailer, truck camper or motor home;

(b) "motor vehicle" includes automobiles, motor-cycles and every licenced vehicle propelled by its own power

(c) "park" means the Selkirk Park

(d) "Parks Board" means the Parks and Recreation Board of the Town of Selkirk;

(e) "Parks Director" means the Parks Director of the Town of Selkirk Parks and Recreation Board;

(f) "roadway", "driveway", or "parkway" means any way laid out or set apart and improved by grading, gravelling, paving or other means for the purpose of vehicular traffic;

PARK HOURS

- 2 (a) The park shall be open for use to the public between the hours of 8:00a.m. to 11:00 p.m. each day during the months of June, July, August and September in each year or at such other times as the Parks Director may from time to time designate.

(b). No person not being an employee of the Parks Board shall enter, be, or remain in the park between 11:00 o'clock in the evening and 8:00 o'clock in the morning next following, or during such other closed hours as the Parks Director may from time to time designated by the Parks Director for such purpose.

(c). Any person who remains, enters or is found to be in the park during the hours the park is closed, shall be deemed a trespasser.

(d). This section shall not apply to the lawful users of the campsite within the park.

POOL HOURS

- 3 (a). The park swimming pool shall be open for use to the public between the hours of 11:00 a.m. to 9:00p.m. each day during the months of June, July, August and September in each year or at such other times as the Parks Director may from time to time designate.

(b). No person not being an employee of the Parks Board shall enter, be, or remain; in the park swimming pool or within the fenced area immediately surrounding the swimming pool, between 9:00 o'clock in the evening and 11:00 o'clock in the morning next following, or during such other closed hours as the Parks Directors may from time to time designate.

(c). Any person who remains, enters or is found to be in the park swimming pool or within the fenced area immediately surrounding the swimming pool, during the hours the swimming pool is closed, shall be deemed a trespasser.

PICNICS

4. No person shall hold a picnic within the park except in the area so designated as picnic area by the Parks Director.

CAMP GROUNDS

5. Camping and tenting shall be permitted in an area so designated by the Parks Director as a campground site and upon payment of the camping permit fees as set forth in Schedule "A11 hereto.

6. Only one family accommodation unit (that is tent, trailer, truck camper or motor home) and up to two automobiles shall be permitted per site, provided however that a small tent for children or a screened tent for meals may be permitted in addition to the family accommodation unit if space is available on the site.

7. No tent or trailer shall be permitted on a campsite within the Park for storage purposes only.

8. The campsite may be occupied only by the permittee and his immediate family or camping group of which the number of persons is indicated on the permit. Permittees cannot rent, sublet or sell camping units on camping sites.

9. The Campground and Tenting areas shall be used by campers and their visitors only. All visitors to campground residents must leave the Park by 11:00 p.m. or such park closing time as is designated by the Parks Director.

MOTOR VEHICLES AND BICYCLES

- 10 (1). No person shall ride or drive any motor vehicles or bicycle, or vehicle of any kind, or animals of any description, nor allow any animal to stray or run at large in the park; except upon roadways provided therefor; provided, however, the Parks Director may designate any portion of the park or parkway as a "Bicycle Path" and whenever such path is designated it shall be kept for and used exclusive by persons riding bicycles and no person shall take or drive any animal on said path nor go in any vehicle drawn by any animal thereon, nor use said path to walk upon.
 - (2). No person who is not the holder of a valid and subsisting driver's license and no person who has been issued an instruction permit only under The Highway Traffic Act shall drive any motor vehicle in the park, nor shall any motor vehicle be driven in a park for purposes of driving instruction to any person.
11. No motor vehicle shall be permitted within the park, except upon the driveways or roadways provided for that purpose.

TRAIL BIKES

12. No trail bikes, mini bikes or other vehicles as may from time to time be prohibited by the Parks Director shall be permitted within the park.

PARKING OF VEHICLES

13. All vehicles shall be parked at the places in the park designated for such purposes by the Parks Director and nowhere else.

TRAFFIC DEVICES

14. The Parks Director may erect such traffic control signs as he may from time to time be authorized by the Parks Board to control and regulate the traffic within the park.
15. Except when otherwise directed by a Peace Officer or Parks Board's authorized employee or agent, every person shall obey the instructions or directions on, or conveyed by means of, the traffic control signs posted in the park.

SPEED LIMIT

16. No person shall drive a motor vehicle or a bicycle at a rate of speed greater than the maximum permissible at any place as designated by the traffic signs posted by the Parks Director.

LOADING BOATS, VESSELS

17. No person shall tie up, land, load or unload, any steamer, sail boat, or vessel of any kind, in the park other than at the place or places, provided therefor.

GARBAGE IN RECEPTACLES

18. No person shall throw or deposit any garbage, trash, offensive matter, waste paper, fruit skins, or substance of any kind, into or upon the park, or into any the Red River, or pool or pond within, or upon, the limits of the park, or upon any roadway except in a receptacle provided for waste.

PETS

19. (1) No dogs or pets shall be allowed in any of the parks unless the same be secured by chain or leash or other sufficient guard and under the direct physical control of the owner.
- (2) No pets shall be allowed inside the fence of the swimming pool at any time.

DAMAGE TO TREES, SHRUBS, D PLANTS

20. No person not an employee of the Parks Board shall peel bark from the trees, cut, break, or in any way injure or deface, the trees, shrubs, plants, turf or any of the building, structures fences, signs, seats, benches, or ornaments of any kind, or in any way foul or pollute any fountain, lake stream, pool, pond, well or spring, within the park,

FLOWERS NOT TO BE PICKED

21. No person not an employee of the Parks Board shall pluck any flowers, whether wild or cultivated, nor in any way injure any tree, shrub, flower or grass, in the park; nor carry within or out of the park any wild flower, tree, shrub, plant, nor any newly plucked branch or portion thereof.

CLIMBING FENCES AND CROSSING LAWNS

22. No person shall climb or walk upon any wall or fence of the park, nor go upon, cross or travel either on foot or otherwise upon any grass or lawn where signs are posted forbidding entry thereon.

NO INDECENT LANGUAGE

23. No threatening, profane, abusive, disorderly, insulting or indecent language, conduct or behavior, nor any act tending to a breach of the public peace, shall be allowed in or upon the park; nor shall any person play games of chance or gambling of any sort, drink intoxicating liquor, or be drunk, or do any indecent or improper act therein.

INTOXICATING LIQUORS

24. No person shall take into or upon the park any intoxicating liquor, either for sale to others or for his own use or for the use of others; nor shall any person sell, give away, or in any way dispose of any intoxicating liquor in or upon the park, unless by the written consent of the Parks Director and appropriate permit or licence under the Liquor Control Act or any other provincial or municipal legislation.

DISORDERLY CONDUCT FORBIDDEN

25. No person shall create any unreasonable noise or disturbance, or engage in disorderly conduct, or make, aid, countenance or assist in making disorderly noise or breach of the peace, within the limits of the park.

FIREARMS

26. No unauthorized person shall
- (a) carry firearms nor
 - (b) fire or discharge any cannon or firearm of any description; including pellet guns, or fire explode or set off any squib, cracker or other thing containing powder, or other combustible or explosive material, within the limits of the park.

OPEN FIRES

27. No person shall make an open fire except in a small fire on campground site only. No camp fire shall be left unattended, and when no longer required, all fires must be completely extinguished.

REMOVING OBSTRUCTIONS

28. The Parks Director may remove or cause to be removed from the park any obstruction, article or thing therein placed, kept or found contrary to the provisions of this by-law, at the expense of the owner, contractor or other person responsible for such obstruction, and the Parks Director is empowered to do every act which the chief of police of the Town of Selkirk is empowered to do under similar circumstances, and to sell or dispose of articles so removed.

REMOVING DISORDERLY PERSONS

29. Any drunk or disorderly person, or any person doing any act injurious to the park, or any part of thereof, or who is in the act of violating any rule, regulation or by-law of the Town may be removed or arrested by an authorized officer of the Parks Board.

PENALTY SECTION

30. Any person guilty of an infraction of any of the provisions of this by-law shall upon summary conviction, be liable to a fine not exceeding One hundred (\$100.00) Dollars and costs, and in case of non payment of fine and costs for imprisonment for a period not exceeding 30 days.

PASSED AND ENACTED by the Town of Selkirk this 26th day of April, A.D. 1977

Original signed by LR Wersch

Mayor

Original signed by K Conrad

Clerk

TOWN OF SELKIRK

BY-LAW NO. 4221

BEING A BY-LAW OF THE TOWN OF SELKIRK TO AMEND BY-LAW NO. 4028. SAID BY-LAW NO 4028 BEING A BY-LAW TO REGULATE THE OPERATION AND ADMINISTRATION OF THE SELKIRK MUNICIPAL PARK.

WHEREAS the Municipal Act empowers a municipality to pass by-laws to regulate the operation of municipal parks and camp grounds.

AND WHEREAS the Town of Selkirk has established a municipal park in the north end of Town which park is known as the Selkirk Municipal Park;

AND WHEREAS the Town of Selkirk has established a Parks & Recreation Board which Board manages and operates the said Selkirk Park;

AND WHEREAS on the recommendation of the said Parks and Recreation Board, the Town of Selkirk deems it expedient to amend By-law No. 4028 by adding a clause that “no trapping or hunting be permitted in Selkirk Park”.

NOW THEREFORE, the Council of the Town of Selkirk in open session assembled hereby enacts as follows:

THAT By-law No. 4028 be amended by adding clause number 29A, said clause to read as follows:

THAT no trapping or hunting be permitted in Selkirk Park and that any person found violating said clause shall be charged and prosecuted under clause number 30 of By-law No.4028.

PASSED AND ENACTED by the Town of Selkirk this 28 day of April, A.D. 1980.

Original signed by Chas Balcaen

Mayor

Original signed by Gloria J. Vinie

Assistant Secretary-Treasurer

**TOWN OF SELKIRK
BY-LAW NO. 4754**

**BEING A BY-LAW OF THE TOWN OF SELKIRK TO AMEND BY-LAW NO. 4028
REGARDING SNOWMOBILE OPERATIONS.**

WHEREAS the Town of Selkirk has established a Municipal Park which is governed by the Town of Selkirk By-Law No, 4028, which By-Law prohibits the operation of snowmobiles within the limits of the said Municipal Park;

AND WHEREAS the Town wishes to amend the By-Law to allow for loading and unloading of snowmobiles onto and from trailers at a designated area within the Park;

NOW THEREFORE be it and it is hereby enacted as a By-Law of the Town of Selkirk that:

- 1) By-Law No. 4028 of the Town of Selkirk is hereby amended as follows:
 1. By adding the following as Item (g) to Clause 1 on By-Law No. 4028:
 - (g) "Snowmobile" means a vehicle that has a gross vehicle weight not exceeding 454 kilograms and,
 - (a) is not equipped with wheels, but in place thereof is equipped with tractor treads alone or with tractor treads and skis, or with skis and a propeller, or is a toboggan equipped with tractor treads or a propeller;
 - (b) is designed primarily for operating over snow or ice, and is used primarily for that purpose, and;
 - (c) is designed to be self-propelled".
 - 2) By deleting existing Clause 10(1) of the said By-Law No. 4028 and replacing same with the following:

10 (1) "Subject to the provisions of this By-Law no person shall ride or drive any motor vehicles or bicycle, or vehicle of any kind, or animals of any description, nor allow any animal to stray or run at large in the park; except upon roadways provided therefore; provided however, the Parks Director may designate any portion of the park or parkway as a "Bicycle Path" and whenever such path is designated it shall be kept for and used exclusively by persons riding bicycles and no person shall take or drive any animal on said path nor go in any vehicle drawn by and animal thereon, nor use said path to walk on."
 - 3) By deleting Clause 12 of the said By-Law No. 4028 and replace it with the following:

12) "Subject to the provisions of this By-Law no trail bikes, mini bikes or other vehicles as may from time to time be prohibited by the Parks Director shall be permitted within the park."

4) By adding Clause 12.1 to By-Law No. 4028 immediately following Clause 12 and before Clause 13 to read as follows:

12.1) Notwithstanding anything contained herein, the loading and unloading of snowmobiles onto and from trailers shall be permitted in such areas of the park as may be designated by the Parks Director from time to time. In addition, snowmobiles may be operated within the Selkirk Park on the most direct route from the loading and unloading area designated as aforesaid to the Red River. No other operation of snowmobiles shall be permitted with the park.”

DONE AND PASSED by the City of Selkirk in open session assembled at the Town of Selkirk, Manitoba, this 28 day of June A.D., 1993.

Original signed by RS Oliver

Mayor

Original signed by James Fenske

For Secretary-Treasurer

READ A FIRST TIME this 14 day of June, A.D., 1996.

READ A SECOND TIME this 28 day of June, A.D., 1996.

READ A THIRD TIME this 28 day of June, A.D., 1996.