

The Corporation of the Town of South Bruce Peninsula

By-Law Number 55-2021

**Being a By-Law to Regulate Activities on the
Sand Beach Known as Sauble Beach in the
Town of South Bruce Peninsula**

Whereas the Municipal Act, 2001 S.O. 2001 c.25 s.9 provides that Section 8 and 11 of the Municipal Act, 2001 shall be interpreted broadly so as to confirm broad authority on the Town to enable it to govern its affairs as the Council considers appropriate, and to have the Town's ability to respond to Municipal issues.

And whereas the Council deems it desirable to pass a by-law for the prohibition or regulation of the activities that are carried out on the sand beach known as Sauble Beach in the Town of South Bruce Peninsula.

Now therefore the Council of the Corporation of the Town of South Bruce Peninsula enacts as follows:

1. Short Title

This by-law may be also known as the "Sauble Beach By-Law"

2. Applicability

This by-law applies to those lands described in Schedule "A" attached hereto and forming part of this by-law.

3. Definitions

For the purpose of this by-law the following definitions apply:

3.1 "Animal"

Means any member of the animal kingdom, other than a human, without limiting the generality of the foregoing, including dogs, cats, birds, cows, horses, pony, mule, donkey, jackass, goat, sheep and cow.

3.2 "Beach"

As referred to in this by-law shall mean those lands described in Schedule "A".

3.3 "By-Law Enforcement Officer/Provincial Offences Officer"

Means person appointed to enforce the by-laws of the Town.

3.4 "Camp or Camping"

Means the use and occupation of a tent or other shelter, hut or temporary dwelling whether or not the use includes sleeping or eating.

3.5 “Clerk”

Means the Clerk of the Corporation of the Town of South Bruce Peninsula.

3.6 “Cooking Device”

Means any barbeque, hot plate, oven or other device used for the cooking, preparing, heating or warming of food, drink or any other item.

3.7 “Council”

Means the Council of the Corporation of the Town of South Bruce Peninsula.

3.8 “Littering”

Means any placing or disposing of any dirt, paper, cups, handbill, household waste, oil, gas, wood, brush, refuse, feces, broken items, chairs, clothing or any item not meant to be placed, located or left on the Beach.

3.9 “Motor Vehicle”

Means any motorized vehicle, any motor driven cycle, motorcycle or snowmobile as defined in the **Motor Vehicle Act**, and any off-road vehicle as defined in the **Off-Road Vehicle Act**, and includes any scooter, e-bike, golf cart or other device driven by battery or electrical power, and includes any trailer or accessory attached to the motor vehicle, but does not include devices used by a person with a disability (ie. motorized wheelchair).

3.10 “Service Animal”

As defined in the Accessibility for Ontarians with Disabilities Act, 2005 as may be amended from time to time, a service animal is an animal for a person with a disability if it is readily apparent that the animal is used by the person for reasons relating to his or her disability or if the person provides a letter from a physician or nurse confirming that the persons requires the animal for reasons relating to the disability.

3.11 “Tent”

Means any portable shelter that you are unable to see through, or has four sides, but does not include a sun canopy or kitchen tent that does not contain sides.

3.12 “Town”

Means the Corporation of the Town of South Bruce Peninsula.

4. General Provisions

4.1 No person(s) shall have, park, operate or drive a motor vehicle on the beach as described in Schedule A of this by-law.

- 4.2 No person(s) shall use a generator or other such devices that are powered by gas, diesel, propane, or any other fuel on the Beach.
- 4.3 No person(s) shall permit, allow, have or carry a dog from June 1st to Labour Day in each and every year on the Beach.
- 4.4 No person(s) shall camp overnight on the Beach.
- 4.5 No person(s) shall erect, have or occupy a tent on the Beach.
- 4.6 No person(s) shall cut, damage or remove dune grass or plants or trees from the Beach.
- 4.7 No person(s) shall have or use any device for the purpose of cooking while on the Beach.
- 4.8 No person(s) shall set, have or use a fire of any kind on the Beach.
- 4.9 No person(s) shall deposit litter on the Beach other than in garbage barrels provided for such litter.
- 4.10 No person(s) shall build a solid structure made of any material on the Beach.
- 4.11 No person(s) shall offer for sale any item on the Beach.
- 4.12 Notwithstanding Subsection 4.3 above, no person(s) shall permit or cause an animal to be on the Beach.
- 4.13 No person(s) shall have or consume any beverage containing alcohol on the Beach.

5. General Exemptions

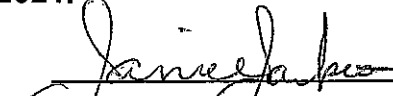
- 5.1 This by-law does not apply to:
 - a. All service animals while performing or training for their duties. Example: seeing eye, hearing impaired, police and any other animal that is certified for a job and is engaged in performing or training for their duties.
 - b. Any activities or function approved by the Town of South Bruce Peninsula.
 - c. By-Law Department employees while performing their duties.
 - d. All police officers while performing their duties.
 - e. All medical rescue personnel while performing their duties.


- f. All employees and designates of the Town of South Bruce while performing their duties.

6. Penalty

- 6.1 No person(s) shall interfere with an officer while performing their duty pursuant to this by-law.
- 6.2 Every person(s) who violates a provision of this by-law is guilty of an offence and upon conviction is liable to the penalty as provided in Section 61 of the Provincial Offences Act R.S.O 1990 Chapter 33 as amended from time to time.
7. That By-Law 102-2017 will be repealed and replaced with this by-law upon approval of set fines associated with this by-law.


Read a first and second time this 4th day of May, 2021.




Janice Jackson Mayor


Clerk

Read a third time and finally passed this 4th day of May, 2021.



Janice Jackson Mayor


Clerk

Schedule "A"

By-Law Number 55-2021: Sauble Beach By-Law

Property:

South Bruce Peninsula property 152 Lakeshore Blvd-legal text Accretion of Lands in front; of Concession D Lots 26 to 29 property tax roll 4102540001116601. This property runs from Sauble Falls Road (also known as Groves Point) southerly to 6th Street, Sauble Beach and westerly to water's edge.

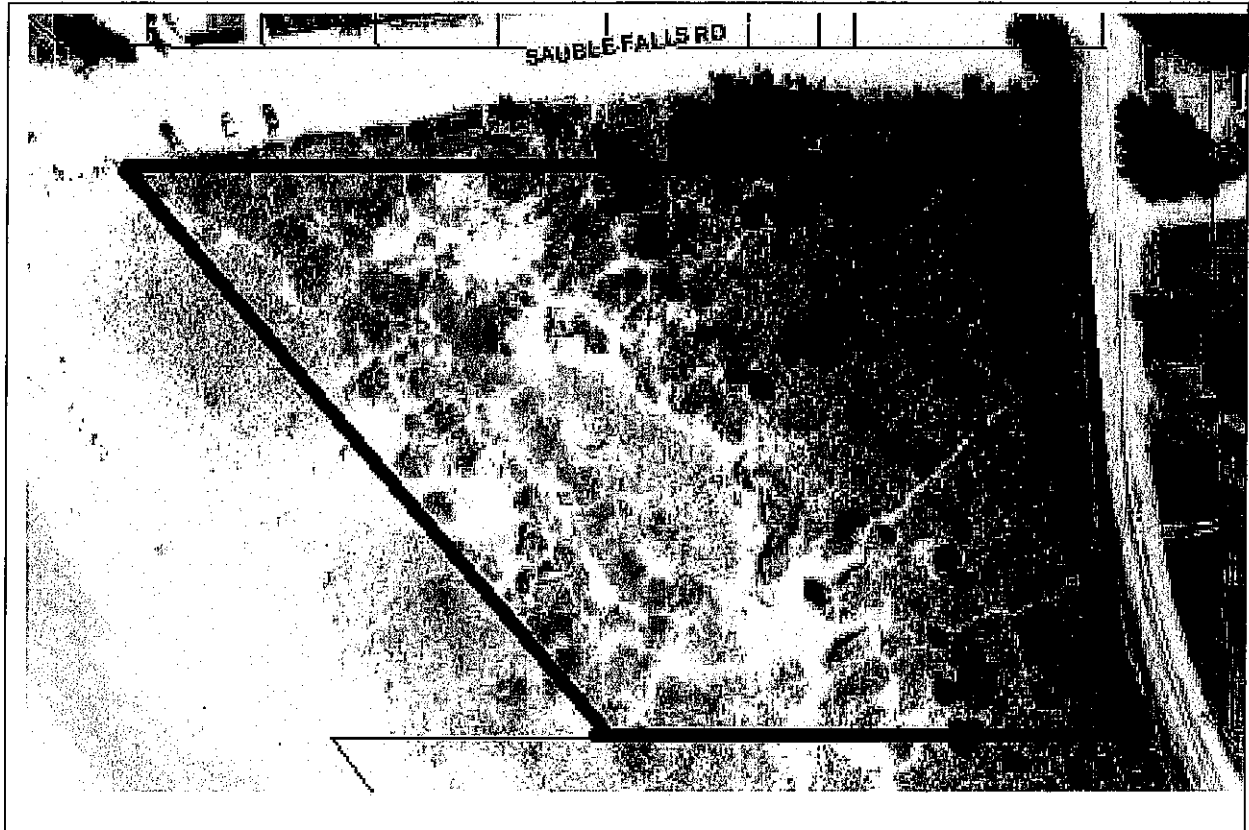
South Bruce Peninsula property 1120 Lakeshore Blvd-legal text Accretion of Lands in front of; Lots 31 to 34 Concession D. This property runs southerly from 5th Street, Sauble Beach to 110 Lakeshore Blvd. and westerly to water's edge.

Exemptions to this by-law are listed below unless written permission has been given by the property owner to enforce the provisions of this by-law. Exemptions are known as Section 1, 2, 3, 4, 5 and 6 of Schedule "A" of this by-law.

- 1 That is west of Lakeshore Blvd. and South of Sauble Falls Road (known as Groves Point) being the property Tax Roll 41-02-540-015-32000-000 Concession D Part Lot 34.
- 2 That is west of Lakeshore Blvd. being the property Tax Roll 41-02-540-011-16500-0000 and being Concession D Part Lot 26.
- 3 That is west of Lakeshore Blvd. North being the property Tax Roll 41-02-540-011-16300-0000 and Concession D Part Lot 26.
- 4 That is west of Lakeshore Blvd North being the property Tax Roll 41-02-540-011-16301-0000 and being Concession D Part Lot 26.
- 5 That is west of Lakeshore Blvd. North being the property Tax Roll 41-02-540-011-16200-0000 and being Concession D Part Lot 26.
- 6 That is west of Lakeshore Blvd. North being the property Tax Roll 41-02-540-013-21201-0000 Plan 378 Lot A Accretion W of Lot 30 Concession D.

**Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law
Schedule "A"
Exemption 1**

Roll Number 41-02-540-015-32000
Legal Description Con D Pt Lot 34



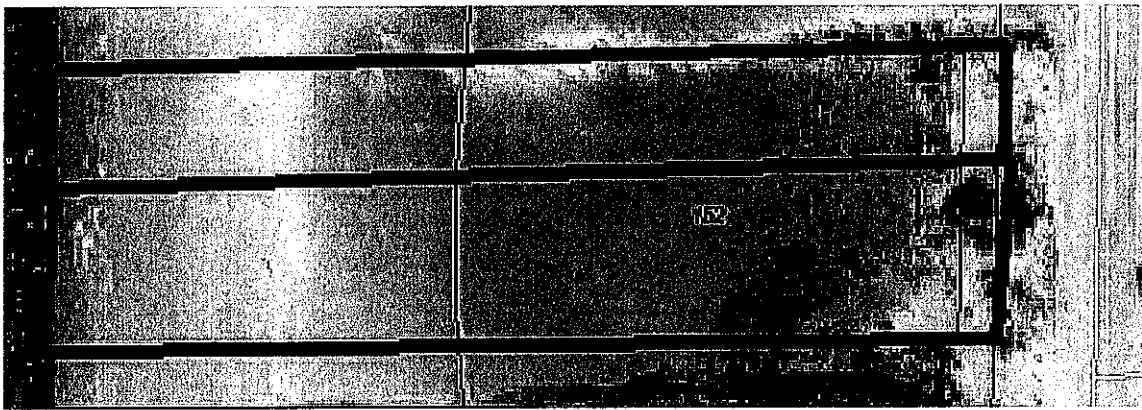
**Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law
Schedule "A"
Exemption 2**

Roll Number 41-02-540-011-16500
Legal Description Con D Pt Lot 26
Civic Address 110 Lakeshore Blvd N



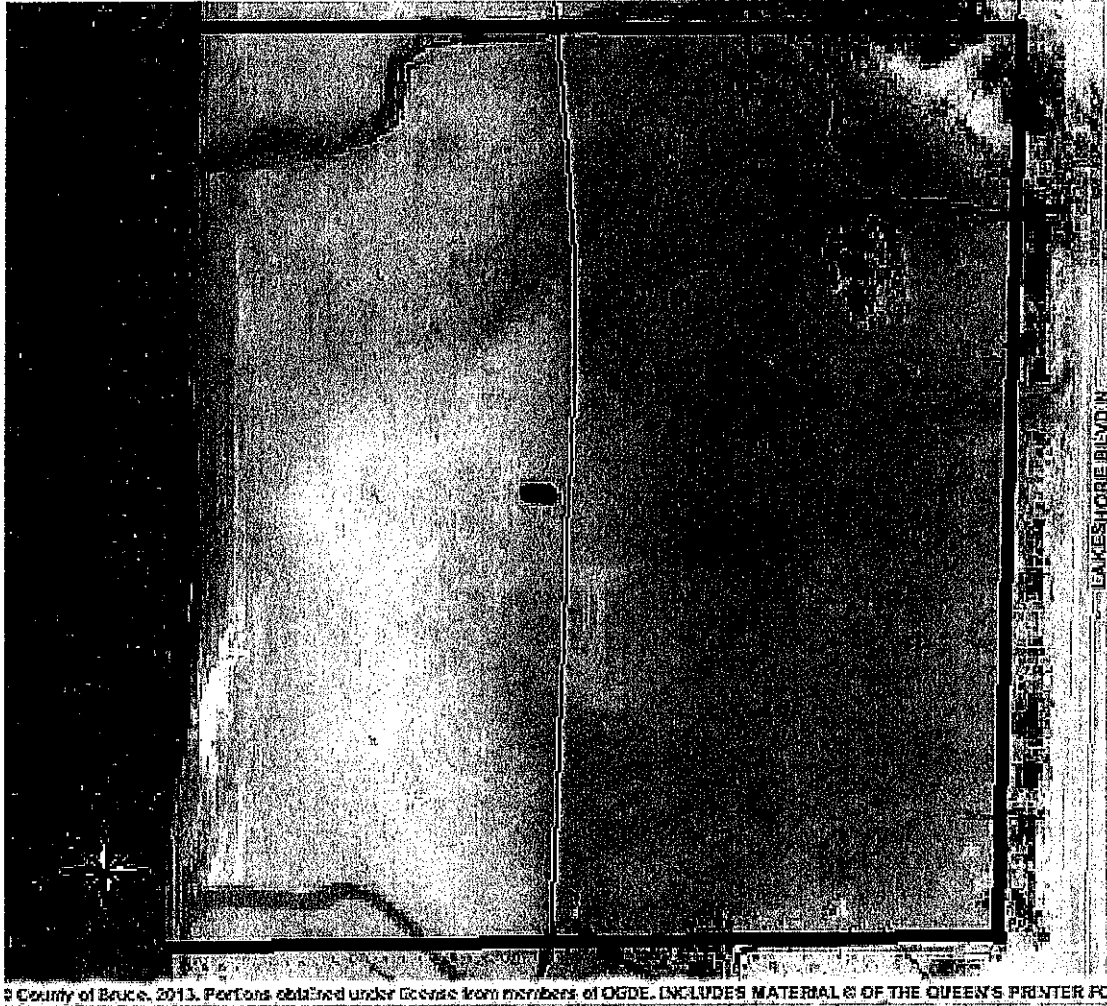
**Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law
Schedule "A"
Exemption 3 and 4**

Roll Numbers 41-02-540-011-16300 and 41-02-540-011-16301
Legal Description Con D Pt Lot 26 and Con D Pt Lot 26



**Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law
Schedule "A"
Exemption 5**

Roll Number 41-02-540-011-16200
Legal Description Con D Pt Lot 26



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Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law
Schedule "A"
Exemption 6

Roll Number 41-02-540-013-21201
Legal Description Plan 378 Lot A Accretion W of Lot 30 Con D



Set Fine Schedule
Part 1 of Provincial Offences Act
The Corporation of the Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law

Item	Column 1 Short Form Wording	Column 2 Offence Creating Provisions	Column 3 Set Fine
1	Have, park, operate or drive a motor vehicle on beach	Section 4.1	600.00
2	Use generator or other such devices on beach	Section 4.2	400.00
3	Permit, allow, have or carry dog on beach June 1 st to Labour Day in each and every year	Section 4.3	400.00
4	Camping on beach	Section 4.4	400.00
5	Erect, have or occupy a tent on beach	Section 4.5	400.00
6	Cutting/damaging removing dune grass, plants or trees	Section 4.6	600.00
7	Have or use any device for the purpose of cooking while on the beach	Section 4.7	400.00
8	Set, have or use a fire of any kind on beach	Section 4.8	600.00
9	Deposit Litter on beach	Section 4.9	600.00
10	Build solid structure on the beach	Section 4.10	400.00
11	Offered for sale any item on beach	Section 4.11	400.00
12	Permit or cause an animal to be on the beach	Section 4.12	400.00
13	Have or consume any beverage containing alcohol on beach	Section 4.13	400.00
14	Interfere with Officer while performing their duties	Section 6	250.00

Note: The penalty provisions for the offence(s) indicated above is/are Section 6 of By-Law Number 55-2021 of which a certified copy has been filed.

Set Fine Schedule
Part 1 of Provincial Offences Act
The Corporation of the Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law

Item	Column 1 Short Form Wording	Column 2 Offence Creating Provisions	Column 3 Set Fine
1	Have, park, operate or drive a motor vehicle on beach	Section 4.1	
2	Use generator or other such devices on beach	Section 4.2	
3	Permit, allow, have or carry dog on beach June 1 st to Labour Day in each and every year	Section 4.3	
4	Camping on beach	Section 4.4	
5	Erect, have or occupy a tent on beach	Section 4.5	
6	Cutting/damaging removing dune grass, plants or trees	Section 4.6	
7	Have or use any device for the purpose of cooking while on the beach	Section 4.7	
8	Set, have or use a fire of any kind on beach	Section 4.8	
9	Deposit Litter on beach	Section 4.9	
10	Build solid structure on the beach	Section 4.10	
11	Offered for sale any item on beach	Section 4.11	
12	Permit or cause an animal to be on the beach	Section 4.12	
13	Have or consume any beverage containing alcohol on beach	Section 4.13	
14	Interfere with Officer while performing their duties	Section 6	

Note: The penalty provisions for the offence(s) indicated above is/are Section 6 of By-Law Number 55-2021 of which a certified copy has been filed.

Set Fine Schedule
Part II of Provincial Offences Act
The Corporation of the Town of South Bruce Peninsula
By-Law Number 55-2021: Sauble Beach By-Law

Item	Column 1 Short Form Wording	Column 2 Offence Creating Provisions Section 4.1	Column 3 Set Fine
1	Park a motor vehicle on beach		300.00

Note: The penalty provisions for the offence(s) indicated above is/are Section 6 of By-Law Number 55-2021 of which a certified copy has been filed.