

Town of Mundare
Bylaw 960/25
Campground Bylaw

A BYLAW OF THE TOWN OF MUNDARE IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE CONTROL AND OPERATION OF PARKS AND CAMPGROUNDS UNDER THE JURISDICTION OF THE MUNICIPALITY HEREBY CITED AS “THE BYLAW RESTRICTING INDOOR USE OF GAS AND WOOD BURNING STOVES IN PUBLIC PARKS AND CAMPGROUNDS”.

WHEREAS, under the provisions of the *Municipal Government Act*, RSA 2000, Chapter M-26, and amendments thereto, a Council’s power to pass a bylaw includes a power to amend or repeal a bylaw;

AND WHEREAS the *Municipal Government Act* grants authority to Council to pass bylaws with respect to the safety, health and welfare of people and the protection of people and property;

AND WHEREAS the Council of the Town of Mundare has established public parks and campgrounds;

AND WHEREAS the Council of the Town of Mundare wishes to establish rules and regulations for the control and operation of its public parks and campgrounds;

AND WHEREAS the Council of the Town of Mundare is concerned about the safety and property risks associated with indoor use of gas and wood burning heaters and stoves in parks and campgrounds;

NOW THEREFORE, the Council of the Town of Mundare, duly assembled in the Province of Alberta, hereby enacts the following:

A. DEFINITIONS

1. Words in the singular shall include the plural or vice versa whenever the context so requires.
2. In this Bylaw, the following definitions apply:
 - a. “Camping Accommodation Unit” means:
 - i. A tent;
 - ii. A tent trailer;
 - iii. A camper trailer;

- iv. A fifth-wheel;
 - v. A motorhome or recreational vehicle;
 - vi. A van or truck camper;
 - vii. A converted bus; or
 - viii. Any other accommodation unit, whether motorized or not;
 - used by a person as shelter equipment while camping on Park Lands.
- b. “Chief Administrative Officer” means the Chief Administrative Officer for the Town of Mundare appointed by Council, or the Chief Administrative Officer’s authorized delegate;
 - c. “Council” means the duly elected Council of the Town of Mundare;
 - d. “Gas Stove” means any heater or stove that is fueled by burning gas that was not incorporated into the Camping Accommodation Unit at the time of manufacture;
 - e. “Long Term Camper” means any person who intends to or does leave or use a Camping Accommodation Unit on Park Land for two (2) weeks or more;
 - f. “Long Term Camping Agreement” means an agreement between a Long Term Camper and the Town of Mundare in a form approved by the Chief Administrative Officer from time to time;
 - g. “Motor Vehicle” shall have the definition as given in the *Traffic Safety Act*, RSA 2000, c T-6, as amended, and regulations thereto;
 - h. “Park Land” means every recreational area owned or under the direction, control and management of the Town of Mundare that lies within the limits of the municipality whether such land is improved in whole or in part or remains in its natural state, but shall include other neighbourhood beautification areas, campgrounds and publicly maintained areas administered by the Town of Mundare.
 - i. “Enforcement Officer” means:
 - i. Any member of the Royal Canadian Mounted Police;
 - ii. Any Peace Officer or Bylaw Enforcement Officer appointed by the Town of Mundare; and
 - iii. The Chief Administrative Officer.

- j. “Violation Ticket” means a ticket or similar document issued by the Town of Mundare pursuant to Part II of the *Provincial Offences Procedures Act*, RSA. 2000, c P-34.
- k. “Wood Stove” means any heater or stove that is fueled by burning wood, coal or charcoal.

B. USE OF PUBLIC PARKS AND CAMPGROUNDS

1. GAS STOVES AND WOOD STOVES

- a. No person shall maintain a Gas Stove and/or Wood Stove inside a Camping Accommodation Unit on Park Land.
- b. No person shall use a Gas Stove and/or Wood Stove inside a Camping Accommodation Unit on Park Land.
- c. No person shall use a Gas Stove and/or Wood Stove within 1.5 metres of a Camping Accommodation Unit on Park Land.

2. LONG-TERM CAMPER AGREEMENTS

- a. A Long-Term Camper shall provide a completed Long-Term Camper Agreement to a Enforcement Officer prior to bringing a Camping Accommodation Unit onto Park Land.
- b. Where a person who is already on Park Land becomes a Long-Term Camper, that person shall provide a completed Long-Term Camper Agreement to a Enforcement Officer forthwith.

3. ENTRY AND INSPECTION

- a. Any person who seeks to bring a Camping Accommodation Unit onto Park Land must, on request, permit a Enforcement Officer to enter and inspect the Camping Accommodation Unit to ensure compliance with this Bylaw. Refusal by that person to grant such entry to the Enforcement Officer shall be grounds for the Enforcement Officer to deny entry to the person onto Park Land.
- b. A Enforcement Officer may, at any time, enter and inspect any occupied or unoccupied Camping Accommodation Unit on Park Land to ensure compliance with this Bylaw.
- c. Any person who refuses access to or obstructs entry and/or inspection of a Camping Accommodation Unit by a Enforcement Officer pursuant to this Bylaw shall be guilty of an offence under this Bylaw, regardless of whether that person is in care or control of the Camping Accommodation Unit.

C. AUTHORITY OF THE CHIEF ADMINISTRATIVE OFFICER

1. Without limiting the foregoing, the Chief Administrative Officer may exercise any authority set out in this Bylaw as well as:
 - a. Designate and/or erect signs and notices for the purposes of enforcing the terms of this Bylaw;
 - b. Appoint persons necessary for the administration of this Bylaw as Enforcement Officers; or
 - c. Determine if a person shall be prohibited from accessing Park Land and the duration of such a prohibition.

D. AUTHORITY OF AAN ENFORCEMENT OFFICER

1. An Enforcement Officer may issue a Violation Ticket for any contravention of this Bylaw in accordance with the penalties set out in Schedule A attached to and forming part of this Bylaw. The Violation Ticket shall require payment to the Town of Mundare for the specified penalty amount for the applicable offence.
2. A Violation Ticket or written notice of contravention of this Bylaw shall be deemed to be sufficiently served if:
 - a. Served personally on the person accused of the offence;
 - b. Mailed to the address of the registered owner of the Camping Accommodation Unit, where applicable;
 - c. Mailed to the address provided in the Long-Term Camper Agreement, where applicable;
 - d. Mailed to the address provided on government-issued identification of the person accused of the offence; or
 - e. Attached or left upon the Camping Accommodation Unit in respect of which the offence is alleged to have been committed.
3. An Enforcement Officer may seize, remove and/or dispose of a Camping Accommodation Unit in accordance with this Bylaw if, upon inspection, it:
 - a. Is involved in a contravention of this Bylaw, regardless of whether it is found in the possession of the person alleged to have committed the contravention; or
 - b. Is deemed by the Enforcement Officer to have been abandoned.

4. Where an Enforcement Officer seizes a Camping Accommodation Unit pursuant to this Bylaw, the cost of doing so, including but not limited to any associated transportation or storage cost:
 - a. Shall be the responsibility of the owner of the Camping Accommodation Unit;
 - b. Constitutes a lien on the Camping Accommodation Unit;
 - c. May be recovered from the owner in an action for debt; and
 - d. Must be paid before the Camping Accommodation Unit is released to the owner or person otherwise authorized to retrieve it.
5. Should a Camping Accommodation Unit be seized pursuant to this Bylaw and not claimed within sixty (60) days of seizure, it shall become the property of the Town of Mundare for disposal at the discretion of the Chief Administrative Officer, subject to any applicable limits under the *Municipal Government Act*, RSA 2000 c M-26 and *Traffic Safety Act*, RSA 2000, c T-6.
6. An Enforcement Officer is a designated officer for the purposes of inspections and enforcement in relation to this Bylaw, including in relation to the inspections under Section 542 of the *Municipal Government Act*, RSA 2000 c M-26 and the issuance of Orders to Remedy under Section 545 of the *Municipal Government Act*, RSA 2000 c M-26.

E. OFFENCES AND PENALTIES

1. Where a Camping Accommodation Unit is involved in an activity in contravention of this Bylaw, the person with care and control of the Camping Accommodation Unit is guilty of an offence under this Bylaw regardless of whether the person with care and control of the Camping Accommodation Unit was present for the contravention, and without limiting the liability of any other person involved in the contravention.
2. Any person who contravenes any provision of this Bylaw is guilty of an offence and shall be held liable on summary conviction to the applicable penalty as specified in Schedule A to this Bylaw.
3. Any person who contravenes any provision of this Bylaw shall be required to leave the Park Land immediately, subject to any other requirements set out in this Bylaw. Failure to do so shall constitute a further offence under this Bylaw and be subject to additional penalties as specified in Schedule A to this Bylaw.
4. Where a Camping Accommodation Unit is involved in an activity in contravention of this Bylaw, the person with care and control of the Camping Accommodation Unit shall be required to remove the Camping Accommodation Unit from the Park Land immediately. Failure to do so shall constitute a further

offence under this Bylaw and be subject to additional penalties as specified in Schedule A to this Bylaw.

F. SEVERABILITY

- 1. It is the intention of Council that each separate provision of this Bylaw shall be deemed independent of all other provisions herein and it is the further intention of Council that if any provision of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion shall be severed and the remainder of the Bylaw is deemed valid and enforceable.

G. EFFECTIVE DATE

- 1. This Bylaw shall come into force and have effect from and as of the date of the third and final reading thereof.

Read a first time on March 4, 2025.

Read a second time on March 4, 2025

Read a third time on march 4, 2023

Date

Mayor

Date

Chief Administrative Officer

BYLAW NO. 960.25

SCHEDULE "A" – PENALTIES

OFFENCES	SECTION	SPECIFIED PENALTY
Maintaining a Gas Stove and/or Wood Stove inside a Camping Accommodation Unit	B.1.a.	\$500.00
Using a Gas Stove and/or Wood Stove inside a Camping Accommodation Unit	B.1.b	\$500.00
Using a Gas Stove and/or Wood Stove within 1.5 m of a Camping Accommodation Unit	B.1.c	\$500.00
Failing to provide a completed Long-Term Camper Agreement before bringing a Camping Accommodation Unit onto Park Land	B.2.a	\$500.00
Failing to provide a completed Long-Term Camper Agreement upon becoming a Long-Term Camper	B.2.b	\$500.00
Failing to grant entry on request for inspection before bringing a Camping Accommodation Unit onto Park Land	B.3.a	\$500.00
Obstructing entry and/or inspection of a Camping Accommodation Unit on Park Land	B.3.b & B.3.c.	\$1000.00
Failing to leave Park Lands	E.3	\$1000.00

Failing to remove Camping Accommodation Unit from Park Lands	E.4	\$1000.00
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