

TOWNSHIP OF WOOLWICH

BY-LAW NUMBER 75-2005

A BY-LAW TO PROVIDE FOR THE ESTABLISHMENT, MAINTENANCE AND MANAGEMENT OF TOWNSHIP-OWNED COMMUNITY CENTRES, PARKS, AND TRAILS.

WHEREAS the Municipal Act, S. O. 2001, as amended, provides that a council of a local municipality may pass by-laws respecting matters within the sphere of jurisdiction of culture, parks, recreation and heritage;

NOW THEREFORE THE CORPORATION OF THE TOWNSHIP OF WOOLWICH ENACTS AS FOLLOWS:

1. Definitions

In this by-law:

- a. "Community Recreation Centre" means any land or all or part of a building or buildings or structure that is maintained and operated for community recreation activity, as defined in the Community Recreation Centres Act, R.S.O. 1990, Chapter C.22;
 - b. "Motorized Snow Vehicle" means a motorized snow vehicle as defined in the *Motorized Snow Vehicle Act*;
 - c. "Township" means the Corporation of the Township of Woolwich;
 - d. "Intoxicated" means to be under the influence of any alcoholic substance;
 - e. "Firearm" means a barrelled weapon from which any shot, bullet or other projectile can be discharged and that is capable of causing serious bodily injury or death to a person, and includes any frame or receiver of such a barrelled weapon and anything that can be adapted for use as a firearm."
2. The rules and regulations attached as Schedules A & B for Community Centres.
 3. The rules and regulations attached as Schedules C & D for Parks.
 4. The rules and regulations attached as Schedules E & F for Trails.
 5. In this by-law, unless the context otherwise requires, words importing the singular number shall include the plural and words importing the masculine gender shall include the feminine.
 6. Should any section of this by-law, including the section or part of any schedule attached hereto, be declared by a court of competent jurisdiction to be ultra vires, the remaining parts shall nevertheless remain valid and binding and shall be read as if the offending section had been struck out.

7. Every person who contravenes any provision of this by-law is guilty of an offence and, on summary conviction, is liable to a fine not exceeding Two Thousand Dollars (\$2,000.00), exclusive of costs, for each offence, recoverable under the Provincial Offences Act.
8. This By-Law shall come into effect on the date of the final passing thereof.
9. By-Law # 121-89 is hereby repealed.

PASSED this 22nd day of November, 2005.

Wm. L. Strauss
Mayor

Christine Broughton
Clerk

SCHEDULE A

1. That the facilities as set forth in Schedule "B" attached are hereby established as Community Recreation Centres pursuant to the provisions of the Municipal Act, S.O. 2001, as amended.
2. The provisions of this by-law shall apply to the Community Recreation Centres as outlined in Schedule "B" attached, which is hereby declared to be and form part of this by-law, and to any other facilities which may from time to time be acquired by the Township for community recreation activity.
3. No person or vehicle shall obstruct in any way any roadway, pathway, entrance to buildings or areas, and any vehicle creating such obstruction may be removed by the enforcement officers of the Township or the Waterloo Regional Police Force and the cost of removal assessed against the owner of the vehicle and any person creating such obstruction shall be considered to be in violation of the provisions of this by-law.
4. No person shall within any Community Recreation Centre:
 - a) Hinder or interrupt or cause to be hindered or interrupted, the agents of the Township, or any persons authorized by the Township in the exercise of their lawful duties;
 - b) Let off or discharge any water so that it runs waste or useless from any receptacle for water connected with any such Community Recreation Centre;
 - c) Wilfully cause injury to any person or damage any property by any means whatsoever;
 - d) Leave or deposit any ashes, bottles, garbage, or waste of any kind whatsoever, except in the receptacles provided for such purpose;
 - e) Cause a disturbance or use any foul or indecent language, or commit any disorderly act;
 - f) Injure, hurt, deface, tear or destroy any ornamental or shade tree or shrub or plant or any statue, fountain, vase or fixture or ornament, or utility, or permit any animal belonging to him or in his custody or control to unlawfully destroy or injure any tree, shrub or plant;
 - g) Distribute or expose any kind of commercial circular or advertisements or post, stencil, or otherwise affix any notice or bill or other paper to any Community Recreation Centre, including trees, fences and buildings (unless authorized by the Township);
 - h) Unless authorized by the Township, and after having obtained all necessary licences, sell or display for sale any goods, wares, merchandise, confectionary, tobacco, or refreshments of any kind;
 - i) Be intoxicated or have alcoholic beverages in his possession;
 - j) Dress or undress in or adjacent to any recreational facility except in the places provided for such purposes;
 - k) Loiter in any change room or conduct himself in such manner as to be objectionable or offensive to any other patrons or the public in or immediately adjacent to any such change house;

- l) Being a male person, enter any portion of any change house or washroom set apart for the use of female persons or, being a female person, enter any portion of any change house or washroom set apart for the use of male persons.

SCHEDULE B

COMMUNITY HALLS

Elmira Community Centre
Elmira Seniors Centre
Woolwich Township Hall (St. Jacobs)

ARENAS

Elmira Arena
Woolwich Township Arena (St. Jacobs)

SWIMMING POOLS

Elmira Swimming Pool

TENNIS COURTS

Elmira Tennis Courts (Gibson Park)
Heidelberg Tennis Courts (Heidelberg Park)
St. Jacobs Tennis Courts (Snider Park)

RECREATION CENTRES

Bloomingdale Community Recreation Centre
Conestogo Community Recreation Centre

FIELD HOUSES

Lions Park (Elmira)

SCHEDULE C

1. That the parks as set forth in Schedule "D" attached are hereby established as parks pursuant to the provisions of the Municipal Act, S.O. 2001, as amended.
2. The provisions of the by-law shall apply to the parks as outlined in Schedule "D" attached, which is hereby declared to be and form part of this by-law, and to any other facilities which may from time to time be acquired by the Township for park and recreational purposes.
3. No person shall in any park:
 - a) Drive, ride or park any horse, vehicle or trailer of any description and of whatever motive power except upon the roadways and parking lots therein which are posted areas designated for such vehicular use and, in such instances, at no speeds in excess of speed limits as may be posted in any area;
 - b) Wilfully cause injury to any person or damage to any park property by any means whatsoever;
 - c) Discharge a gun or other firearm, air-gun, spring-gun, cross-bow, long-bow or any other weapon;
 - d) Play or practise golf or strike golf balls;
 - e) Leave or deposit any ashes, bottles, garbage or waste of any kind whatsoever except in the receptacles provided for such purposes;
 - f) Permit any animal to run unattended and unleashed. The Township shall require the attendant of any animal to clean up any fecal matter discharged by any animal and deposit it in the garbage receptacle or remove it from the park;
 - g) Distribute or expose any kind of commercial circular or advertisement or post or otherwise affix any notice to any tree, fence, building or structure;
 - h) Destroy, damage, remove or alter any roadway, walkway, grassed area, tree, flower, plant, shrub or flower bed without consent of the Township;
 - i) Unless authorized by the Township and after having obtained all necessary licences, sell or display for sale any goods, wares, merchandise, confectionary, tobacco or refreshments of any kind;
 - j) Light or build a fire except in fireplaces, fire pits or manufactured barbecues owned by the user;
 - k) Operate any amplifying system or loudspeaker without the written consent of the Township;
 - l) Place, maintain or allow to remain therein any coin operated machine or game of any nature or kind.
 - m) Ride, park or drive a motorized snow vehicle in any park of the Township.
5. No person shall, without first obtaining the District Fire Chief's permission, ignite, discharge, or set off firecrackers, rockets or other fireworks in a park.

6. No person shall be given permission to use any park for any activities related to take-off procedures for hot air balloons.
7. No person shall use any park facility without having paid the fees prescribed, if any.
8. All parks under the control and management of the Township shall be closed each day from 11:00 p.m. to 6:00 a.m. the following day.
9. Notwithstanding the above clauses, Township staff engaged in the maintenance of parks are exempted from restrictions to vehicular access.
10. No person shall be in a park when it is closed except:
 - a) A member of the Waterloo Regional Police Force;
 - b) An employee of the Township;
 - c) For those engaged in Township authorized activities.

SCHEDULE D

LOCAL PARKS

Priddle Park (Conestogo)
Ann Street Park (Elmira)
Aspen Park (Elmira)
Bitternut Park (Elmira)
Valleyview Park (St. Jacobs)
Letson Park (West Montrose)

Hopewell Park (Breslau)
Westfield Park (Elmira)
Bristow Creek Park (Elmira)
Crane Park (Elmira)
Gole Park (West Montrose)

MAJOR PARKS

Bloomingdale Park
Bolender Memorial Centennial Park (Elmira)
Breslau Memorial Park
Conestogo Community Park
Gibson Park (Elmira)
Heidelberg Community Park
Industrial Ball Park (Elmira)
Park Manor Park (Elmira)
Snider Park (St. Jacobs)
Riverside Meadows Park (St. Jacobs)
Maryhill Heritage Park

ORNAMENTAL PARKS

Bristow Park (Elmira)
Gore Park (Elmira)

E. B. W. Snider Memorial Park (St. Jacobs)
Memorial Park (Elmira)

PLAYING FIELDS

Bloomingdale Park
Breslau Memorial Park
Conestogo Community Park
Elmira Lawn Bowling Club
Floradale Community Park
Heidelberg Community Park

Lions Park (Elmira)
Park Manor Park (Elmira)
Snider Park (St. Jacobs)
Riverside Meadows Park (St. Jacobs)
Maryhill Heritage Park
Industrial Ball Park (Elmira)

SCHEDULE E

1. The provisions of this by-law shall apply to the trails as outlined in Schedule F attached, which is hereby declared to be and form part of this by-law, and to any other trail which may from time to time be acquired by the Township for recreational purposes.
2. No person shall on any trail;
 - a. Drive, ride or park any motorized vehicle of any description and of whatever motive power except at the trail access points and at roadways and parking lots which are posted areas designated for such vehicular use and, in such instances, at no speeds in excess of speed limits as may be posted in any area;
 - b. Wilfully cause injury to any person or damage to any trail property by any means whatsoever;
 - c. Discharge a gun or other firearm, air-gun, spring-gun, cross-bow, long-bow or any other weapon;
 - d. Play or practise golf or strike golf balls;
 - e. Leave or deposit any ashes, bottles, garbage or waste of any kind whatsoever except in the receptacles provided for such purposes;
 - f. Permit any animal to run unattended or unleashed. The Township shall require the attendant of any animal to clean up any fecal matter discharged by any animal and deposit it in the garbage receptacle or remove it from the trail;
 - g. Distribute or expose any kind of commercial circular or advertisement or post or otherwise affix any notice to any tree, fence, building or structure;
 - h. Destroy, damage, remove or alter any trail without the knowledge and written consent of the Township;
 - i. Unless authorized by the Township and after having obtained all necessary licences, sell or display for sale any goods, wares, merchandise, confectionary, tobacco or refreshments of any kind;
 - j. Light or build a fire;
 - k. Operate any amplifying system or loudspeaker without the written consent of the Township;
 - l. Place, maintain or allow to remain therein any coin operated machine or game of any nature or kind.
3. No person shall ignite, discharge, or set off firecrackers, rockets or other fireworks on any trail of the Township, as listed in Schedule F.
4. Notwithstanding the above clauses, Township staff engaged in the maintenance of trails are exempted from restrictions to vehicular access.
5. All trails under the control and management of the Township shall be closed each day from 11:00 p.m. to 6:00 a.m. the following day.

6. No person shall be on a trail when it is closed except:
 - a. A member of the Waterloo Regional Police Force;
 - b. An employee of the Township;
 - c. For those engaged in Township-authorized activities;

SCHEDULE F

1. Mill Race Trail / Trans Canada Trail – St. Jacobs
2. Health Valley Trail / Trans Canada Trail – St. Jacobs
3. Lions Ring Trail - Elmira
4. Trans Canada Trail – south section
5. Hopewell Trail – Breslau
6. Bristow Creek Trail – Elmira
7. Westfield Acres Pathway - Elmira