

CITY OF ST. THOMAS

BY-LAW NO. 96-2019

A By-Law for the use, protection and regulation of Public Parks and Recreation Areas in the City of St. Thomas.

AS AMMENDED BY:

By-Law No. 105-2020 August 10, 2020

AUGUST 10, 2020

CITY OF ST. THOMAS

BY-LAW NO. 96-2019

A By-Law for the use, protection and regulation of Public Parks and Recreation Areas in the City of St. Thomas.

WHEREAS s. 11 of the *Municipal Act, 2001, S.O. 2001, c. 25* provides that a municipality may pass by-laws respecting matters within the sphere of jurisdiction of culture, Parks, recreation and heritage;

NOW THEREFORE THE MUNICIPAL COUNCIL OF THE CITY OF ST. THOMAS ENACTS AS FOLLOWS:

Part 1

INTERPRETATION

1.1 Definitions

Throughout this By-law, where the following words or phrases are commenced with capital letters they are read as having the respective meanings defined below.

In this By-law:

"**Authorized Parking Area**" means an area of a Recreation Area that has been Designated, set aside for or established, for the parking of Motor Vehicles, which may have posted regulations with respect to the use of the area for parking.

"**Authorized Person**" means an individual employed by or otherwise authorized by the City of St. Thomas whose duties include the monitoring of a City owned property and ensuring that unauthorized activities are not permitted.

"**Bicycle**" includes a unicycle, a tricycle and a battery powered assisted bicycle as defined in Ontario Regulation 369/09 but does not include a motor assisted cycle of any other type.

"**Boulevard**" means any part of a municipal road allowance except for the traveled portion of the road, the shoulder of the road and the sidewalk.

"**Cannabis**" has the same meaning as in subsection 2(1) of the *Cannabis Act, 2017, S.O. 2017, c.26, Sched.1*.

"**Change Room**" means any permanent or temporary structure or portion of a structure designed to accommodate persons for the purpose of changing their clothing. A change room may or may not include Washroom facilities.

"**City**" means the Corporation of the City of St. Thomas.

"**Control**" includes care, custody and responsibility for supervision.

"**Council**" means the Municipal Council of the Corporation of the City of St. Thomas.

"**Designated**" means an area defined or constructed for a specific use which may include posted conditions and may exclude areas subject to posted restrictions and an area where a defined use or activity is permitted, prohibited or restricted with notice by posted signage.

"**Director**" means the person appointed from time to time by the Council of the Corporation of the City of St. Thomas as "Director of Parks, Recreation and Property Management" or his/her designated representative.

"Environmentally Significant Area" and ("**ESA**") mean an area in the City of St. Thomas which is under City ownership or operational management, containing features and/or attributes of environmental and natural significance that warrant their retention in a natural state, and is Designated as such through a notice posted on or immediately adjacent to the Designated property.

"Hiking Trail" means those parts of a Park, Environmentally Significant Area or City wide community trail system that consists of footpaths for the purpose of hiking by the public, and are not hard-surfaced.

"Leash Free Dog Park" means a Park or portion of a Park that is enclosed by a fence or other means and which is Designated to permit a dog to Run at Large.

"Motor Vehicle" has the meaning attributed to it in Section 1(1) of the *Highway Traffic Act*, R.S.O. 1990, c. H.8.

"Recreational Trail" means those parts of a Park or City wide community trail system that have been improved to serve as a multi-use pathway with a hard surface and intended to accommodate a variety of uses including pedestrians, in-line skating, bicycling and Vehicles, excluding Motor Vehicles, motorized snow vehicles, horses and horse drawn conveyances of any sort.

"Natural Park Area" means an area which may be an entire Park or part of a Park, preserved in its natural or near natural state or an area created to retain a natural state as open space and available for use by the public.

"Park" means land and land covered by water and all portions thereof owned or made available by lease, agreement, or otherwise, to the City, that is or hereafter may be established, dedicated, set apart, or made available for use as public open space, including a general purpose Park of any size, a Natural Park Area and an Environmentally Significant Area as defined in this By-law, that has been or hereafter may be placed under the jurisdiction of the City, including any buildings, structures, facilities, erections and improvements located in or on such land.

"Playground Equipment" includes slides, swings and other equipment provided for the use of young children within a defined area delineated by sand or other cushioning material.

"Refuse" includes but is not limited to paper wrappers, discarded papers or cardboard items, food containers, discarded food, disposable eating utensils, newspapers, drink containers of all kinds, disposable diapers, broken glass, grass clippings, furniture, appliances, machinery, building materials, automotive components and inert fill of any kind.

"Recreation Area" means an outdoor area or building or combination of both, under the Control of the City which is maintained and/or supervised by employees of the City and includes all Parks (inclusive of Natural Park Areas and Environmentally Significant Areas), Hiking Trail(s), Recreational Trail(s) and every tennis court, arena, Stormwater Management Facility, skating rink, swimming pool, wading pool/spray pad, play area, community centre, skateboard facility, sports field, building or portion of a building which is owned, leased or used by the City, including a school and school grounds leased or used by the City, for purposes which include offering natural open space or recreation to the public.

"Roadway" means that part of a Recreation Area that is Designated for public use by Vehicles and Motor Vehicles.

"Run at Large" relating to an animal means to be found in any place other than the premises of the owner of the animal and not under the physical control of any person by means of a leash held by a person.

"Sexual Activity" means any physical contact of a sexual nature involving genitalia, buttocks, or female breasts by one or more individuals.

“Splash Pad” shall mean a concrete surface with no standing water depth and water sprinkler nozzle which, when operating, sprays water upwards and down on the concrete surface and is intended to have a cooling effect.

“Service Animal” means a Dog, Cat or other Animal for which a person with a disability, as defined by the *Accessibility for Ontarians with Disabilities Act, 2005*, S.O. 2005, c. 11, provides a letter from a regulated health professional listed in 80.45(4)(b) of Ontario Regulation 191/11 (as amended or succeeded by further regulations) which confirms that the person requires the Dog, Cat or Animal for reasons relating to the disability.

“Stormwater Management Facility” means an area owned by the City which contains a pond or catchment area designed and excavated to function as a reservoir for accumulation of precipitation sourced stormwater from surface run-off and external storm drains.

“Tree” means all trees, shrubs and saplings, the trunk of which at ground level is located 60% or more on City owned land comprising a Recreation Area as defined in this By-law.

“Vapour Product” means an electronic cigarette, waterpipe, an e-substance, or any component of an electronic cigarette or a pipe or similar device or substance the primary purpose of which is to, by heating or burning, produce vapour gas or smoke for a person to directly inhale.

“Vehicle” means a truck, automobile, motorcycle, motor scooter, minibike, trailer, all-terrain vehicle, motorized Bicycle, carriage, wagon, sleigh, snowmobile, or any Vehicle or conveyance of every description and whatever the motive power, except a Bicycle, baby carriage or cart, child’s wagon, child’s sleigh, wheelchair or motorized assistive devices for persons with mobility disabilities.

“Washroom” means any permanent or temporary structure or portion of a structure located in Recreational Area that contains toilets or urinals and wash basins.

“Watercraft” means a boat, raft or other floating or submersible device of any kind capable of conveying a person on or in water.

Part 2

BY-LAW APPLICATION AND ADMINISTRATION

2.1 By-law Applicability

This By-law applies to all Recreation Areas, as defined in this By-law, inclusive of Parks, Environmentally Significant Areas, community recreation and sports facilities, trails, Natural Park Areas, Boulevards, Stormwater Management Facilities and other areas included in the Recreation Area definition as set out in Section 1.1 above and any premises located therein which are under the ownership or management of the City, together with approaches to Recreation Areas and approaches connecting the same.

2.2 Emergency - Maintenance Vehicles excepted

Notwithstanding any provision of this By-law, Vehicles and Watercraft operated on behalf of an emergency medical service, fire department, police department, public utility, and the City shall have full access to all parts of a Recreation Area at all times where such access is possible.

2.3 Wheel chairs excepted

Despite any regulation in this By-law restricting the use of Motor Vehicles and Vehicles in Parks, and for greater certainty only, a wheelchair or similar device (motorized or otherwise) used by an individual due to a disability may be used in all areas of Parks including all Recreational Trails and the accessible portions of Hiking Trails.

2.4 By-law administration

This By-law is administered by the Parks, Recreation and Property Management Department of the City or such successor as City Council may designate.

Part 3

GENERAL PROHIBITED ACTIVITIES

3.1. Activities - prohibited

In any Recreation Area within the City, no person shall:

Hours of Use

- (1) enter or remain in a Recreation Area between 11:00 p.m. and 5:00 a.m. of the following day, except to the extent that the City has specifically authorized the use of the Recreation Area beyond 11:00 p.m.

Vehicles and Parking

- (2) drive any Vehicle other than on the Designated Roadways, or drive or ride or be in the care or Control of any Vehicle on any area which is not a Roadway, or which has any signage, gate or barricade showing that such area is closed to public use or vehicular traffic, or on any Roadway intended to be used for vehicular traffic if travelling in any other direction than that indicated by the signs placed thereon by the City;
- (3) operate any Vehicle or Bicycle at a rate of speed in excess of the posted speed limit or in excess of 20 kilometers per hour in un-posted areas;
- (4) drive, operate, park, leave unattended a Motor Vehicle between 11:00 p.m. and 5:00 a.m. of the following day, except for special organized functions approved by Council upon recommendation of the Special Events Committee.
- (5) use a motorized snow vehicle, all-terrain vehicle or a golf cart or a motorized Watercraft;
- (6) park or stand, even briefly, any Vehicle in the traveled portion of any Roadway except while persons are entering or descending from such Vehicle;
- (7) park a Vehicle contrary to any posted parking restrictions;
- (8) park a Vehicle for a period of more than 5 consecutive hours in an area not specifically Designated for longer term parking;
- (9) use any part of a Park or Recreation Area for the purpose of washing, servicing, or maintaining any Vehicle, except for polishing a Vehicle or, in the event of an emergency, repairing a Vehicle;

Personal Conduct

- (10) engage in riotous, boisterous, violent, threatening, lewd or illegal conduct or use profane or abusive language, including:
 - i. making any verbal comments or physical gestures, about or toward anyone that could reasonably be considered to be offensive, derogatory or abusive;
 - ii. making noise likely to disturb any inhabitant or interfere with the enjoyment of the Recreation Area through the use of electronic equipment or any other means;

- (11) smoke, hold or otherwise use lighted tobacco, lighted Cannabis or use a Vapour Product, regardless of whether a “no smoking sign” of any format or content is posted.
- (12) urinate or defecate except in a Washroom facility;
- (13) engage in conduct that endangers the health and safety of himself, herself or others;
- (14) engage in any Sexual Activity;
- (15) paint likeness, take recognizable pictures or by any method record video images or audio recordings of any person without the consent of the person, (or where the person is a minor, without consent of a parent or legal guardian), or in instances where a reasonable objection or reasonable public complaint has been received regarding such activity, except for picture or recordings by accredited members of the media or where surveillance devices have been authorized by the City or a Police Service;
- (16) use a cellular phone, camera or any device capable of recording images in Change Rooms or Washrooms;
- (17) have in the person’s possession alcoholic beverages, whether for consumption or otherwise, or carry alcoholic beverages in any facility, except in connection with an approved Special Occasion Permit;
- (18) enter any Washroom or Change Room, or portion thereof, set apart for the opposite sex provided that this shall not apply to children who are 12 years of age or younger and who are, at that time, accompanied by a parent, guardian, caregiver or caretaker;
- (19) occupy any Washroom or Change Room without reasonable aim or purpose consistent with the purposes for which such facilities are provided, or engage in conduct that could reasonably be considered to be offensive to other persons using the Washroom or Change Room;
- (20) remain in a Park or Recreation Area facility after being ordered to vacate same by an Authorized Person, Municipal By-law Enforcement Officer, or Police Officer;
- (21) hinder or obstruct, or attempt to hinder or obstruct, any person exercising or performing a duty under this By-law;

Vandalism and Damage to Property

- (22) cut, pick flower or fruit from, break, peel or otherwise deface, burn, destroy, transplant or remove from the Recreation Area a Tree, any other plant, aquatic vegetation, wood, roots, soil, rock, gravel or sand;
- (23) plant or transplant any plant, aquatic vegetation or roots or dump or deposit any wood, soil, rock, gravel or sand;
- (24) walk on grass in area where a sign is posted prohibiting such activity;
- (25) remove, break, deface, or otherwise damage any monument, display, cage, pen, gate, seat, bench, picnic table, fence, posted sign, lock, barrier or any other apparatus or equipment of the City located in the Recreation Area;
- (26) willfully break, deface, or otherwise damage any of the gates, locks, bolts or fences or any of the seats or benches, buildings, structures, fixtures, water lines, or equipment or other property of the City located in the Recreation Area;

- (27) willfully break, destroy, cut, mark, dig, tear up, burn, paint or write upon or in any way damage or deface any wading or swimming pool or spray pad, fountain, bridge, fence, wall, gate, Roadway, pavement, parking area, sidewalk, walk or other facility, erection or improvement, or any building, or other structure or any appurtenance thereof or any swing, slide, playground apparatus, table, seat, bench, sign, vase, or other fixture, equipment or personal property of ornament or utility;
- (28) attach to or in any manner fasten to any Tree, any wire, rope, chain, cable, or other such devices;

Animal Care and Control

- (29) cause or permit any animal under their Control or ownership to damage any Tree, shrub, bush, flower, plant or sod;
- (30) cause or permit any animal under their Control or ownership to swim in or enter into or foul any swimming or wading pool or spray pad intended for human use;
- (31) cause of permit any animal under their ownership or Control to foul any of the waters of any pond, stream or river;
- (32) accompany any dog or other animal unless such animal is kept on a leash not more than two (2) meters in length, except, in the case of a dog, in a Designated Leash Free Dog Park;
- (33) train any dog or dogs for any purpose involving the attack or potential attack of persons;
- (34) permit a dog or Service Animal to defecate unless the owner or other person in Control of the dog or other animal forthwith removes the feces;
- (35) permit an animal under their ownership or Control to Run at Large except in the case of a dog, in a Designated Leash Free Dog Park;
- (36) fasten an animal to a Tree;

Fish and Wildlife

- (37) fish in an area not Designated by the City for fishing;
- (38) fish in violation of Provincial or Federal statutes or regulations;
- (39) remove or injure the nest or egg of any bird;
- (40) wound, kill, torment or injure any vertebrate or invertebrate animal, whether domestic or wild, including but not limited to, birds, fish, mollusks and arthropods;

Trash and Recycling

- (41) no person shall cast off, dump, litter or leave waste or Refuse of any kind;
- (42) fail to deposit Refuse in containers provided or if containers are not provided fail to remove Refuse;
- (43) place Refuse in a Designated recycling container not specified as acceptable for that container;
- (44) fail to remove any utensils, equipment or articles taken into an area Designated for picnics;

Water and Waterways

- (45) place, use or moor any Watercraft on a water area not Designated by the City for boating;
- (46) use or moor motorized Watercraft;
- (47) use a Watercraft between sunset and dawn the next morning;
- (48) swim or bathe in the water of any pond, stream, river, pool or reservoir not Designated by the City for swimming;
- (49) let off or discharge any water so that it runs waste or useless from or out of any reservoir, pond, river, or lake, or from any City waterworks;
- (50) pollute in any way the waters of any pond, stream or river;
- (51) lay or cause to be laid any pipe, or conduit to connect or interact with any pipe or main belonging to the City waterworks or in any way obtain water without the consent of the City;
- (52) discharge or permit the discharge of any water from private properties, including pool water and water from a roof drainage system, onto, into or over any Recreation Area with the exception of natural over land flow from adjacent residential yards;

Property Encroachment

- (53) encroach on municipally owned lands or erect fencing or cause landscaping on a municipally owned Recreation Area without the written consent of the City;
- (54) fail to remove an encroaching structure, object or landscaping feature within ten (10) days upon notice by the City;

Golf

- (55) play or practice golf or strike any golf ball by any means whatsoever in an area not specifically Designated for golf activities;

Weapons

- (56) carry, have in possession, use or discharge any firearm, slingshot, bow and arrow, catapult or airgun or throw any stone or missile, except under specifically written permission from the City in an area Designated for organized target or marksmanship sport activities;

Part 4

ACTIVITIES - SUBJECT TO APPROVAL

4.1 Activities subject to approval

Unless under permits issued by the City or otherwise authorized in writing by the City or by a person designated by the City, in any Park or Recreation Area within the City, no person shall:

Fires

- (1) start or maintain any fire including barbecues except for barbecues that use propane as a source of fuel;

Sports Fields

- (2) use a fenced soccer/football field, fenced ball diamond or community centre facility for any game or practice;

Overnight Accommodation

- (3) erect a tent or shelter, or park a trailer or recreational vehicle of any kind for overnight accommodation;

Commercial Activities, and Solicitation

- (4) take part in or conduct commercial worm picking;
- (5) offer refreshments, other merchandise or services for sale to the public;
- (6) operate any business, game, show or amusement for paid or unpaid admission of the public;
- (7) operate or use a metal detector;
- (8) solicit funds, erect displays, post signage or conduct organized recruitment or promotional activities for any charity, individual, or organization of any kind, save and except personal solicitation of votes on behalf of a nominated candidate running for office in a federal, provincial or municipal election;
- (9) cut or remove timber logs, tree limbs or firewood;

Organized Meetings

- (10) hold or take part in a public or private meeting or picnic or other organized event or gathering attended by more than twenty-five persons save and except labour related events undertaken by or on behalf of a provincially or federally recognized labour organization;
- (11) hold or take part in a meeting or gathering that obstructs the free passage of vehicular traffic;

Exclusive Use

- (12) have exclusive use of any portion or all of a Park or other Recreation Area;

Animals

- (13) ride, drive, lead or tether a horse, pony, donkey or mule in an area not Designated for such activity;
- (14) use a trained dog as a means of controlling waterfowl;
- (15) allow a dog or any other domesticated or wild vertebrate animal to enter a building, facility or change room, unless the animal is a Service Animal and its presence does not contravene public health or safety standards;
- (16) use a horse drawn Vehicle of any kind;

Posting Notices

- (17) post any sign or poster on any pole, Tree, planter, building, fence, bench, picnic table, electrical transmission unit, lamp standard, or City or utility company equipment of any kind;

Fireworks

- (18) ignite, discharge or set off any fireworks;

Alcoholic Beverages

- (19) consume, serve, sell or possess alcoholic beverages except with proper approval and permitting of the City and the Alcohol and Gaming Commission of Ontario;

Parking

- (20) park a Motor Vehicle in a place other than an Authorized Parking Area;
- 4.2** Where no other application or permit process exists, under City policy or applicable Provincial regulation, authorization of the City should be sought by written request to the Director of Parks, Recreation and Property Management or a person designated by the Director.

Part 5

SPECIAL PROHIBITIONS

5.1 Special prohibitions - applicability

The special prohibitions in this Part are in addition to any applicable general prohibitions in Parts 3 and 4 of this By-law.

5.2 Skateboarding and In-Line Skating

Use of skateboards or in-line skates in any Recreation Area or Designated portions thereof where the City has posted signs prohibiting such activity;

5.3 Bicycles

Riding a Bicycle in any Recreation Area where the City has posted signs prohibiting such activity;

5.4 Pinafore and Waterworks Parks

In addition to other prohibitions set out in this By-law, the following special prohibitions shall apply to the use of Pinafore and Waterworks Park:

- (1) No person shall operate, drive or ride a Vehicle or Bicycle on any Roadway within the Park if the Roadways are closed by means of a barrier and or signs;
- (2) Other than while persons are entering or descending from such bus, no passenger buses capable of transporting 15 or more passengers are permitted to park within the park boundaries except as authorized by the City.

5.5 Environmentally Significant Areas (ESA) - Prohibitions

In addition to other prohibitions set out in this By-law, the following special prohibitions shall apply to all persons entering into and using a Recreation Area Designated as an Environmentally Significant Area or as a Natural Park Area. No person shall:

- (1) carry out any sampling or surveys for scientific investigation or study without the written authority of the City which may impose specific conditions which shall be adhered to;
- (2) camp, set up a tent, park a trailer or hold a picnic, unless the area is specifically Designated for such purpose;
- (3) operate a Vehicle or Bicycle or use a Watercraft within the boundaries of an ESA or a Natural Park Area unless signs are posted specifically allowing such activity;
- (4) ride, lead or drive or accompanied by any animal within the boundaries of an ESA or a Natural Park Area, except for a Service Animal or a dog, all of which must be on a leash;

- (5) cause or permit any animal under their ownership or Control to enter into any waters.

Part 6

FEES

6.1 Use without payment - prohibited

No person shall use a Recreation Area or any facility therein without first having paid the applicable fee, if any, or having made the appropriate arrangements for the scheduled payment of fees according to the practices established by the City and as established in the applicable Fees and Charges By-law. Applications are to be made through the Parks, Recreation and Property Management Department.

Part 7

ENFORCEMENT

7.1 Enforcement

- (1) Where any person in a Park or Recreation Area contravenes any provisions of this By-law, such person is subject to the provisions of the *Trespass to Property Act, R.S.O. 1990, c. T.21*
- (2) Where any person in a Recreation Area contravenes any of the provisions of this By-law, the permission of such person to remain is revoked.
- (3) Any Police Officer, Municipal Law Enforcement Officer, or Authorized Person may enforce the provisions of this By-law.
- (4) The City, a police officer, a Municipal Law Enforcement Officer, or an Authorized Person, may order a person believed to be in contravention of this By-law to:
 - (a) cease the activity that is in contravention of the By-law; and/or
 - (b) leave the Park, Recreation Area or any facility therein.
- (5) Upon the default of any person to do anything required to be done under the provisions of this By-law, or to repair any damage caused by any action prohibited by this By-law, the City may, upon giving ten days' notice in writing to the said person, do the work required to be done, or repair the damages caused by the said person at the expense of the said person. All expenses incurred by the City in doing the said works including, but without limiting the generality of the foregoing, materials, labour, equipment, administration and legal expenses shall be paid by the said person and may be recovered by action in any court having jurisdiction. Expenses incurred by the City for removal of an encroachment shall be deemed to be payable by the owner of the property abutting the encroachment.

The expenses as aforesaid shall bear simple interest at the rate of 1.25% per month, from the date incurred until paid.

7.2 Applicable Law

Users of Parks and Recreation Areas are subject to all applicable Municipal By-Laws and all Provincial and Federal laws and regulations and all persons violating any by-law or law may be required to leave any Park or Recreation Area.

7.3 Permit Holders

Holders of permits or other authorization for use or occupation of Recreation Areas, or any portions thereof, shall be responsible to ensure that all applicable provisions of this By-law are upheld by all persons attending the Recreation Area in connection with such permit.

Part 8

PENALTY

8.1 Contravention of By-Law

Every Person who contravenes any provision of this By-law is guilty of an offence and on conviction is liable to a fine as provided for the *Provincial Offences Act*, R.S.O. 1990, C.P.33, or any successor thereof. Upon summary conviction for offences listed in Schedule “A” of this By-law, a Person shall be liable for the set fines provided in Schedule “A” of this By-law.

8.2 Continuation, Repetition of Offence- prohibited by order

The court in which the conviction has been entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the Person convicted, and such order shall be in addition to any other penalty imposed on the Person convicted.

Part 9

MISCELLANEOUS

9.1 By-law reference on signs - deemed to conform

On a sign posted by the City in a Park or Recreation Area, references to predecessor By-laws shall be deemed to be references to this By-law.

9.2 Short Title

This By-law may be referred to as “The Parks and Recreation Area By-Law”.

9.3 Validity

It is declared that notwithstanding that any Part or Parts of this by-law, or sections thereof, may be found by any court of law to be unenforceable or illegal or beyond the power of the Council to enact, such Part or Parts or sections thereof shall be deemed to be severable and that all other Parts or sections of this by-law are separate and independent therefrom and enacted as such.

9.4 Repeal

By-law No. 41-80 and all amendments thereto, are hereby repealed.

By-law No. 163-2009 and all amendments thereto, are hereby repealed.

By-law No. 111-2008 and all amendments thereto, are hereby repealed.

9.5 Coming into Force

This by-law comes into force and effect on the date it is passed.

READ a First and Second time this 12th day of August, 2019.

READ a Third time and Finally passed this 12th day of August, 2019.

Maria Konefal
City Clerk

Joseph Preston
Mayor

Schedule "A"
The Corporation of the City of St. Thomas
Part I Provincial Offences Act
By-law No. 96-2019:
To provide for the use, protection and
regulation of Public Parks and Recreation
Areas in the City of St. Thomas

Part 1 Provincial Offences Act
Set Fine Schedule

Item	Short-form wording	Provision creating or defining offence	Set Fine
1.	Enter/remain in Recreation Area between 11:00 p.m. and 5:00 a.m.	3.1 (1)	\$300.00
2.	Damage to tree, plant, aquatic vegetation, soil, rock, gravel, sand	3.1 (23)	\$500.00
3.	Walk on grass where prohibited	3.1 (24)	\$300.00
4.	Permit an animal to swim in pool/spray pad	3.1 (30)	\$300.00
5.	Permit an animal to defecate – fail to remove feces	3.1 (34)	\$100.00
6.	Permit an animal to Run at Large	3.1 (35)	\$300.00
7.	Fishing in non-Designated area	3.1 (37)	\$300.00
9.	Wound, kill, torment or injure any vertebrate or invertebrate animal	3.1 (40)	\$300.00
10.	Littering	3.1 (41)	\$100.00
11.	Contaminate a recycling container	3.1 (43)	\$100.00
12.	Fail to clean up after picnic	3.1 (44)	\$50.00
13.	Use motorized Watercraft in non-Designated area	3.1 (45)	\$300.00
14.	Use motorized Watercraft	3.1 (46)	\$300.00
15.	Swim, bathe in non-Designated area	3.1 (48)	\$300.00
16.	Pollute pond, stream or river	3.1 (50)	\$500.00
17.	Discharge water from private property onto Recreation Area	3.1 (52)	\$300.00
18.	Encroachment on Recreation Area	3.1 (53)	\$500.00
19.	Encroachment, non-compliance with Notice	3.1 (54)	\$500.00
20.	Possess or use a weapon	3.1 (56)	\$300.00
21.	Start a fire	4.1 (1)	\$300.00
22.	Unauthorized use of sports fields	4.1 (2)	\$300.00
23.	Posting Notices without approval	4.1 (17)	\$100.00
24.	Unauthorized use of fireworks	4.1 (18)	\$300.00

NOTE: The general penalty provision for the offences listed above is found in Section 61 of the *Provincial Offences Act*, RSO 1990, c. P.33.

Schedule "B"
The Corporation of the City of St. Thomas
Part II Provincial Offences Act
By-law No. 96-2019:
To provide for the use, protection and
regulation of Public Parks and Recreation
Areas in the City of St. Thomas

Part II Provincial Offences Act
Set Fine Schedule

1.	Park Vehicle between 11:00 pm and 5:00 a.m.	3.1 (4)	\$100.00
2.	Park Vehicle on travelled portion of the Roadway	3.1 (6)	\$100.00
3.	Park Vehicle contrary to posted restriction	3.1 (7)	\$100.00
4.	Park Vehicle over 6 consecutive hours	3.1 (8)	\$100.00
5.	Park Motor Vehicle in place other than an Authorized Parking Area	4.1 (20)	\$100.00
6.	Park Bus without authorization	5.4 (2)	\$100.00

NOTE: The general penalty provision for the offences listed above is found in Section 61 of the *Provincial Offences Act*, RSO 1990, c. P.33.