

**TOWN OF CHESTERMERE
PROVINCE OF ALBERTA
BOAT LAUNCH BYLAW NO. 005-09**

A Bylaw of the Town of Chestermere to regulate parking and Boat / Personalized Watercraft / Non motorized watercraft launching at the Chestermere Lake boat launching site and surrounding areas.

WHEREAS pursuant to the provisions of the Municipal Government Act, Council may pass bylaws for municipal purposes relating to the health and welfare of people and the protection of people and property; services provided by or on behalf of the Municipality; and public utilities, and

WHEREAS Council for the Town of Chestermere deems it advisable and necessary to make provisions for Boat / Personalized Watercraft / Non motorized watercraft launching at the Chestermere Lake boat launching facility and surrounding area.

AND WHEREAS it is deemed desirable and expedient to regulate the launching, and to levy fees for the use of this facility;

NOW THEREFORE, pursuant to the authority conferred upon it by the Municipal Government Act, R.S.A. 2000, c.M-26, as amended, or as repealed and replaced from time to time, the Council of the Town of Chestermere duly assembled, enacts as follows

1. CITATION

- 1.1 This bylaw may be cited as the "Boat Launch Bylaw".
- 1.2 This Bylaw is gender neutral, the masculine gender shall include the feminine and vice versa where applicable, similarly this bylaw is numerically neutral, the singular shall include the plural and vice versa where applicable.
- 1.3 In a Court of Law, should any section or subsection of this Bylaw be declared invalid, such section shall be severed from the Bylaw and the remainder of the Bylaw shall remain valid and in force.

2. DEFINITIONS

2.1 In this Bylaw:

- 2.1.1. "*Boat*" shall mean a small open water vehicle propelled engine for use in inland waters.
- 2.1.2 "*Boat Launch Fee*" shall mean the amount to be paid to launch a Boat / Personalized Watercraft / Non motorized watercraft at the Chestermere Lake Boat Launch.
- 2.1.3 "*Boat Launch Decal*" shall be the decal provided to Chestermere residents who register their Boat / Personalized Watercraft / Non motorized watercraft with Town of Chestermere.
- 2.1.4 "*CAO*" shall mean the Chief Administrative Officer of the Town of Chestermere and includes any person authorized to act for or in the name of the CAO;
- 2.1.5 "*Non motorized watercraft*" shall mean a watercraft that is usually propelled by a single or double-bladed paddle such as a canoe or kayak.
- 2.1.6. "*Peace Officer*" means a Law Enforcement Officer, which may include RCMP, Community Peace Officer or Municipal Enforcement Officer.
- 2.1.7. "*Personalized Watercraft*" shall mean a motorized recreational vehicle normally ridden by straddling a seat. They are often referred by names Wave Runner, Jet Ski, or Sea Doo which are brand names owned by Yamaha, Kawasaki and Bombardier respectively.
- 2.1.8. "*Tenant*" shall mean someone who resides at an address in Chestermere on a full time basis, and is not the property owner.
- 2.1.9. "*Town of Chestermere*" and "*Town*" shall mean the Town of Chestermere in the Province of Alberta;

3. REGISTRATION

- 3.1. Property Owners or Tenants of the Town of Chestermere who use the Boat Launch facility at John Peake Park, must register their Boat/ Personal Watercraft/Non motorized watercraft at the Town Office or the Boat Launch facility at which time they will receive a Boat Launch decal at no cost.

A utility bill, picture identification and Pleasure Craft License will be required for those residents that register at the Boat Launch facility.

Picture identification and a Pleasure Craft License will be required for those residents that register at Town Hall.

- 3.2. A property owner may provide the Town with a letter of authorization which will permit only a tenant to register his/ her Boat / Personalized Watercraft/Non motorized watercraft at the same address as the property owner.
- 3.3. There cannot be more than 2 Boats and 2 Personalized Watercraft registered at any one civic address.
- 3.4. When using the Boat Launch, property owners or tenants must stop and show the launch attendant their current boat launch decal. The decal, provided by the Town, is to be placed on the Starboard/Bow (right/front) of the Boat/Personalized Watercraft. The decal must be visible to the attendant in the Boat Launch Office.
- 3.5. A Boat Launch decal shall expire on December 31 of the year it was issued and must be renewed on an annual basis.
- 3.6. Non-residents are required to pay a boat launch fee and will be issued a receipt as proof of registration for the day.

4 USAGE OF CHESTERMERE LAKE BOAT LAUNCH

- 4.1. Motor vehicles without boat trailers attached are prohibited from parking in the regulated boat trailer parking stalls at John Peake Park.
- 4.2. Motor vehicles and/or boat trailers shall not be left parked on the launching ramp except for the period of time necessary to either launch or retrieve a boat from the water.

5. FEES

5.1. Non-residents or anyone who does not have Boat Launch decal are required to pay the following fees to launch their Boat / Personalized Watercraft / Non Motorized Watercraft:

- a) Boat: \$40.00/day/boat
- b) Personal Watercraft: (i.e. Sea-Doo) \$30.00/day/watercraft
- c) Non motorized watercraft (i.e. canoe/kayak)
\$10.00/day/non motorized watercraft

5.2. Non-residents may purchase a set of ten (10) individual Boat Launch Passes and receive a discount of 10%. Passes shall expire on December 31 of the year issued.

6. REFUNDS

6.1. Property Owners or Tenants that are charged a launch fee for not having a Boat Launch decal will not receive a refund.

6.2. A refund will not be issued after a boat, personal watercraft or non motorized watercraft is launched.

7. PENALTIES

7.1. Enforcement of this bylaw shall be done by a Peace Officer.

7.2. Launching a Boat / Personalized Watercraft / Non motorized watercraft without payment of fees or not having a current Boat Launch decal shall be subject to a fine of \$100.00 and suspension of facility use until fine is paid.

7.3. Using the Town of Chestermere launch pad without paying or without a decal will be considered trespassing during boat launch office hours.

7.4. Parking a vehicle without a boat trailer attached in a regulated boat trailer stall will be subject to a fine of \$50.00 per day and towed away at the expense of the registered owner of the vehicle.

7.5. Motor vehicles and/or boat trailers parked on the launching ramp, except for the period of time necessary to either launch or retrieve a boat from the water, will be subject to a fine of \$50.00 per day and may be towed away at the expense of the registered owner of the vehicle.

7.6. Abuse of staff may result in loss of permit.

8. COMMENCEMENT

8.1 This Bylaw comes into force upon the date of the third and final reading.

Introduced and given first reading this 17th day of February, 2009

Given second reading this 2nd day of March, 2009

Given third and final reading this 20th day of April, 2009

Res #'s _____

Mayor

Chief Administrative Officer