

# **PARKS - RECREATION**

## **Chapter 594**

### **PARKS - MAINTENANCE - OPERATION MANAGEMENT - REGULATIONS**

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## **Article 1 INTERPRETATION**

### **594.1.1 Chattels - defined**

Without in any way limiting the generality of the word, "chattels", includes pedal boats, canoes, row boats, beach chairs, beach lounges and towels.

### **594.1.2 Superintendent - defined**

"superintendent" means the Director of Parks and Recreation.

### **594.1.3 Vehicle - defined**

"vehicle" includes a motor vehicle, bicycle, trailer, traction engine, farm tractor, road building machine and any vehicle drawn, propelled or driven by any kind of power, including muscular power.

## **Article 2 GENERAL PROVISIONS**

### **594.2.1 Alcoholic beverages - prohibited - exception - licensed**

No person shall have, bring into, or keep in any park or recreational area of the City of Sudbury for whatever purpose, any spirituous, fermented or intoxicating liquors of whatsoever nature and kind unless such person has received a license so to do from the Ontario Liquor License Board.

### **594.2.2 Sale - goods - merchandise - permission - required**

No person shall sell, offer for sale or keep for sale in any park or recreational area of the City of Sudbury, goods, wares, merchandise, or refreshments of whatsoever nature and kind without first having received written permission to do so from the Council.

### **594.2.3 Rental - chattels - other - permission - required**

No person shall rent, offer to rent or keep for renting, any chattels of whatsoever nature and kind in any park or recreational area of the City of Sudbury without the prior written permission of the Council.

### **594.2.4 Damage - person - personal property - prohibited**

No person shall cause injury to any other person or his/her personal property in any park or recreational area of the City of Sudbury.

### **594.2.5 Damage - park property - prohibited**

No person shall damage any park property of whatsoever nature and kind in any park or recreational area of the City of Sudbury.

**594.2.6 Destruction - trees - shrubs - fixtures - prohibited**

Without in any way limiting the generality of Section 594.2.5, no person shall injure, hurt, deface, tear or destroy any ornamental or shade tree, shrub, plant, flower, flower bed or any statue, fountain, vase or fixture, ornament or utility in any park or recreational area of the City of Sudbury.

**594.2.7 Promotions - distribution - permission - required**

No person shall in any park or recreational area of the City of Sudbury distribute, offer to distribute or bring into such park or recreational area for the purpose of distribution, any kind of promotional material of whatsoever nature and kind without the prior written permission of the Director of Parks and Recreation.

**594.2.8 Promotions - exposure - written permission - required**

No person shall in any park or recreational area of the City of Sudbury expose, offer to expose or bring into such park or recreational area for the purpose of exposing, any kind of promotional material of whatsoever nature and kind without the prior written permission of the Director of Parks and Recreation.

**594.2.9 Promotions - posting - permission - required**

No person shall in any park or recreational area of the City of Sudbury post, offer to post or bring into such park or recreational area for the purpose of posting, any kind of promotional material of whatsoever nature and kind without the prior written permission of the Director of Parks and Recreation.

**594.2.10 Promotions - posting - on tree - structure - prohibited**

No person shall in any park or recreational area of the City of Sudbury stencil or affix any notice or bill or promotional material of whatsoever nature and kind to any property in such park or recreational area including any tree, shrub, bush, plant, flower bed, statue, fountain, vase, fixture or ornament, fence, building or structure of whatsoever nature and kind without the prior written permission of the Director of Parks and Recreation.

**594.2.11 Waste - disposal - in receptacles - provided**

No person shall leave any waste of whatsoever nature and kind including bottles, breakable containers, ashes, and garbage, in any park or recreational area of the City of Sudbury except when same has been deposited by such person in waste receptacles placed in such park or recreational area for such purpose. By-law 76-100, 22 June, 1976.

**594.2.11.1 Disposal - needles - syringes**

No person shall place, deposit or abandon needles, hypodermic needles, syringes, intravenous tubing with needles attached, lancets, scalpel blades, razor blades, broken glass or other sharp objects in any park, city-owned property or road allowance. By-law 97-88, 13 May, 1997.

**594.2.12 Hunting - fishing - in park - prohibited**

No person shall hunt in any park or recreational area of the City of Sudbury.

**594.2.13 Fishing - from - near - bathing area - prohibited**

No person shall fish from, on or near any bathing area in any park or recreational area of the City of Sudbury.

**594.2.14 Animals - injured - disturbed - in park - prohibited**

No person shall injure, hurt or otherwise molest or disturb any animal, bird or fish kept in any park or recreational area of the City of Sudbury or in the lakes or ponds in, connected with or adjacent to any park or recreational area of the City of Sudbury.

**594.2.15 Operation - vehicle - areas - designated - by signs**

No person shall operate a vehicle in any park or recreational area of the City of Sudbury except in those areas specifically designated by appropriate signs or notices as being areas in which vehicles may be operated.

**594.2.16 Parking - areas - times - designated - by signs**

No person shall park any vehicle in any park or recreational area of the City of Sudbury except in those areas specifically designated by appropriate signs and notices as being areas in which vehicles may be parked and then only when the park or recreational area concerned is in a period of operation and therefore open to the public and then only between the hours of 8 a.m. and 11 p.m. and then only for no longer than a reasonable length of time.

**Article 3  
PERIODS OF OPERATION**

**594.3.1 Established - signs posted - by Superintendent**

The Director of Parks and Recreation shall establish each year the periods of operation for each and every park and recreational area in the City of Sudbury for that year and the Superintendent shall arrange to post at each of the entranceways to each park and recreational area a sign or signs indicating the period or periods during that year when that park or recreational area is in operation and therefore, open to the public.

**594.3.2 Entrance - park - closed - permission - required**

No person shall enter, be or remain in any park or recreational area of the City of Sudbury without the prior written permission of the Director of Parks and Recreation during any period of the year when that park or recreational area is not in operation and therefore not open to the public.

**594.3.3 MAINTENANCE - OPERATION - MANAGMENT 594.4.5**

**594.3.3 Summer - daytime - hours - 8 a.m. - 11 p.m.**

During any period of operation when a park or recreational area is open to the public, the hours of operation for that park or recreational area on any day during that period shall be 8 a.m. - 11 p.m.

**594.3.4 Entrance - park - closed - nighttime - permission**

During any period of operation when a park or recreational area is open to the public no person shall enter, be or remain in any park or recreational area of the City of Sudbury without the prior written permission of the Director of Parks and Recreation during all or any part of the hours of 11 p.m. of one day to 8 a.m. of the next day.

**Article 4  
ANIMAL - CONTROL**

**594.4.1 Animals - in park - prohibited**

Subject to Section 594.4.2, no person shall permit any animal belonging to him/her or in his/her custody, possession or control to enter, be or remain in any park or recreational area of the City of Sudbury.

**594.4.2 Dog - cat - on leash - maximum length**

No person shall permit any dog or cat belonging to him/her or in his/her custody, possession or control to enter, be or remain in any park or recreational area of the City of Sudbury except when such dog or cat, as the case may be, is on a leash held by such person and no greater in length than nine feet.

**594.4.3 Dog - cat - restricted to - roads - walkways - footpaths**

Such persons as referred to in Section 594.4.2, shall restrict the movement of the dog or cat, as the case may be, to the roads, walkways and footpaths in such park or recreational area.

**594.4.4 Excrement - removal device - responsibility**

Such persons as referred to in Section 594.4.2, shall carry with him/her some sort of device to clean up any mess which the dog or cat, as the case may be, makes in the park or recreational area.

**594.4.5 Excrement - removal - responsibility**

Such persons as referred to in Section 594.4.2, shall clean up any mess which the dog or cat, as the case may be, makes in the park or recreational area and in doing so abides by Section 594.2.11 of the Chapter.

**594.4.6 Animals - swimming - deposit by - in water - prohibited**

No person shall permit any animal belonging to him/her or in his/her custody possession or control to swim in or throw or deposit any injurious, noisome or offensive matter into the water and any reservoir, lake, pond or other receptacle for water in, connected with or adjacent to any park or recreational area of the City of Sudbury.

**594.4.7 Animals - deposit by - on ice - prohibited**

No person shall permit any animal belonging to him/her or in his/her custody, possession or control to throw or deposit any injurious, noisome or offensive matter upon the ice of any water in, connected with or adjacent to any park or recreational area of the City of Sudbury.

**594.4.8 Animal - damaging - works - water - prohibited**

No person shall permit any animal belonging to him/her or in his/her custody, possession or control, to foul the water or commit any unlawful damage or injury to the works, pipes or water or encourage same to be done in any park or recreational area of the City of Sudbury.

**594.4.9 Animal - injuring - trees - plants - flowers - prohibited**

No person shall permit any dog or cat, as the case may be, belonging to him/her or in his/her custody, possession or control, to damage, break down, destroy or injure any tree, shrub, plant, flower or flower bed in any park or recreational area of the City of Sudbury.

**Article 5**

**BATHING - REGULATIONS**

**594.5.1 Clothing - bathing suit - proper - required**

No person shall in any park or recreational area of the City of Sudbury enter or bathe in any water in, connected with or adjacent to such park or recreational area without being properly clothed in a bathing suit.

**594.5.2 Dress - undress - undesignated areas - prohibited**

No person shall in any park or recreational area of the City of Sudbury dress or undress in or adjacent to any water in, connected with or adjacent to such park or recreational area except in those places specifically provided for such purposes.

**594.5.3 Loitering - nuisance - in - near bathhouse - prohibited**

No person shall in any park or recreational area of the City of Sudbury loiter in any bathhouse or bathing station or conduct himself/herself in such manner as to be objectionable to other persons in or near any such bathhouse or bathing station.



**594.5.4 MAINTENANCE - OPERATION - MANAGMENT 594.6.6**

**594.5.4 Devices - dangerous - in water - at beach - prohibited**

No person shall in any park or recreational area of the City of Sudbury bring to any beach at such park or recreational area or into any water adjacent thereto, any device which may be dangerous or cause injury to other persons using the said beach or water including such devices as underwater spears or shooting devices.

**594.5.5 Inflatable objects - toys - mattresses - balls - prohibited**

No person shall in any park or recreational area of the City of Sudbury bring to any bathing beach at such park or recreational area or into the water adjacent thereto any inflatable objects such as air toys, air mattresses, beach balls and tires.

**594.5.6 Entry - bathhouse - opposite sex - prohibited**

No person shall in any park or recreational area of the City of Sudbury being a male person, enter any portion of any bathhouse or bathing station set apart for the use of female persons or being a female person, enter any portion of any bathhouse or bathing station set apart for the use of male persons.

**Article 6**

**ACTIVITIES - PERMITS - REQUIRED**

**594.6.1 Written permit - required - from Superintendent**

No person shall in any park or recreational area of the City of Sudbury do any of the things set out in Sections 594.6.2 through 594.6.9 inclusive without first receiving a written permit so to do from the Director of Parks and Recreation.

**594.6.2 Perform - art - service - for reward - prohibited**

No person shall without a permit perform for reward any art, skill or service.

**594.6.3 Pavement - sidewalk - grass - flower bed - digging up**

No person shall without a permit dig or tear up any pavement, roadway, sidewalk, crosswalk, footpath, pedestrian way, grass plot or flower bed.

**594.6.4 Amplifying system - operation**

No person shall without a permit operate any amplifying system or loud speaker.

**594.6.5 Fires - lighting - building**

No person shall without a permit light or build a fire.

**594.6.6 Boats - mooring - beaching**

No person shall without a permit moor or beach a boat.

**594.6.7 Coin operated machines - operation**

No person shall without a permit place or maintain any coin operated machine or game of whatsoever nature and kind.

**594.6.8 Event - organized - maximum participation - 25**

No person shall without a permit organize or arrange an event at which more than twenty-five persons are invited or are expected to attend.

**594.6.9 Structures - erection - construction**

No person shall without a permit erect, construct, build or cause to be erected, constructed or built, any structure of whatsoever nature and kind and without in any way limiting the generality of the word, "structure", includes, "tents", "shelters", "fences", and "buildings".

**594.6.10 Permits - granted - terms - conditions - discretionary**

In granting a permit or permits to do any matter or matters set out in Sections 594.6.2 through 594.6.9 inclusive, the Director of Parks and Recreation may set such terms and conditions respecting the issuance of the permit as he/she in his/her sole discretion determines advisable.

**594.6.11 Permit - authorization - areas - terms - designated**

Should a person receive from the Director of Parks and Recreation a permit to do any one or more of the matters set out in Sections 594.6.2 through 594.6.9 inclusive, then such person shall do such matter or matters only:

- (a) in those areas designated by the Director of Parks and Recreation for the carrying on of such matter or matters;  
and
- (b) in accordance with any terms or conditions which the Director of Parks and Recreation sets on the issuance of the permit.

**Article 7  
AUTHORITY**

**594.7.1 Enforcement - officials - designated**

The Sudbury Regional Police, the Municipal By-law Enforcement Officers of the City, the Director of Parks and Recreation or any of their designates are hereby authorized and requested to enforce this Chapter.

**594.7.3 MAINTENANCE - OPERATION - MANAGMENT 594.9.1**

**594.7.3 Identification - production - on request - required**

Every person, when requested to do so by any person mentioned in Section 594.7.1, who is engaged in enforcing the provisions of this Chapter, shall produce reasonable identification of himself/herself, i.e. his/her correct name and address and his/her failure so to do is hereby deemed to be a contravention of this Chapter.

**594.7.4 Failure - to leave park - when requested - prohibited**

Every person, when requested to do so by any person mentioned in Section 594.7.1, who is engaged in enforcing the provisions of this Chapter, shall leave the park or recreational area concerned and his/her failure so to do, is hereby deemed to be a contravention of this Chapter. By-law 76-100, 22 June, 1976.

**Article 8  
ENFORCEMENT**

**594.8.1 Fine - for contravention**

Every person who contravenes any of the provisions of this Chapter is guilty of an offence and shall, upon conviction thereof, forfeit and pay a penalty of not more than five thousand dollars (\$5,000), exclusive of costs and every such fine is recoverable under the *Provincial Offences Act*. By-law 91-13, 15 January 1991.

**Article 9  
ENACTMENT**

**594.9.1 Effective date**

This Chapter comes into force and takes effect immediately upon the final passing of the enabling by-law. By-law 76-100, 22 June, 1976.