

**TOWN OF CALMAR
BYLAW 2021-29
RECREATIONAL VEHICLE AND CAMPING BYLAW**

**BEING A BYLAW OF THE TOWN OF CALMAR, IN THE PROVINCE OF ALBERTA,
TO REGULATE RECREATIONAL VEHICLES AND CAMPING WITHIN THE TOWN.**

WHEREAS the Traffic Safety Act allows a municipality to regulate and control recreational vehicles within the municipality;

AND WHEREAS, the Municipal Government Act authorizes a municipality to pass bylaws respecting usage of town owned land;

AND WHEREAS the Municipal Government Act allows a municipality to pass bylaws and delegate authority with respect to streets under its direction, control and management and transport thereon;

AND WHEREAS, the Municipal Government Act authorizes a municipality to pass bylaws regarding the remedying of contraventions of bylaws;

AND WHEREAS, it is desirable for regulations which affect neighborhood livability to be located, as much as possible, in one bylaw;

NOW THEREFORE, THE COUNCIL OF THE TOWN OF CALMAR, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:

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1. This Bylaw shall be cited as the "Recreational Vehicle and Camping Bylaw".

2. **INTERPRETATION AND DEFINITIONS:**

- (a) **"Camp" or "Camping"** shall mean the act of using or occupying land for the purpose of locating, erecting or using a vehicle, trailer, tent, shed, or other similar structure for the provision of sleeping accommodation and includes sleeping overnight or any portion thereof in the open air;
- (b) **"Municipality"** shall mean the Town of Calmar;
- (c) **"Officer"** shall mean a Bylaw Enforcement Officer, Sheriff, Community Peace Officer, or Police;
- (d) **"Park land"** shall mean any land designated by the Town of Calmar for recreational purposes such as, but not limited to, sporting or recreational activities;
- (e) **"Person"** shall mean an individual, society, partnership or corporation;
- (f) **"Public land"** shall mean lands within the Town of Calmar owned by the Municipality, or under the Municipality's management and control and includes public buildings, service buildings, pavilions or other structures on such lands;
- (g) **"Recreational vehicle"** shall mean a vehicle designed, or not designed, to provide temporary, or permanent, living accommodation for travel, vacation, residence, or recreational use, and to be driven, towed, or transported;
- (h) **"Tent"** shall mean a portable and collapsible shelter made from canvas, cloth, synthetic or similar materials and supported by a pole, poles, or ropes, and includes a structure formed by a pliable membrane that achieves and maintains its shape and support by internal air pressure;
- (i) **"Town of Calmar"** shall mean the municipal corporation of the Town of Calmar or the area contained within the boundary thereof as the context requires;
- (j) **"Town Manager"** shall mean the Chief Administration Officer of the Municipality of Calmar;
- (k) **"Trailer"** shall mean a vehicle designed to be attached to or drawn by another vehicle, and includes any vehicle designed, constructed or equipped to be used by a person as living quarters or a sleeping place either permanently or temporarily;
- (l) **"Vacant land"** shall mean any land owned by the Town of Calmar with no structures or development present.
- (m) **Words importing the masculine gender only include the feminine gender whenever the context so requires and vice versa.**
- (n) **Words importing the singular shall include the plural whenever the context so requires and vice versa.**

3. PARKING OF TRAILERS AND RECREATIONAL VEHICLES:

- (1) No person shall park any recreation vehicle upon any roadway unless otherwise authorized by written permission given out by the Town Manager/CAO or designate, except on the area of the street immediately adjoining the owner or operator's place of residence for a period of no more than 72 consecutive hours.
- (2) No person shall park any trailer unless the trailer is attached to a vehicle by which it may be propelled or drawn, and when so attached the trailer shall be deemed part of the vehicle and subject to the requirements set out in this Bylaw pertaining to recreation vehicles, unless otherwise authorized by written permission given out by the Town Manager/CAO or designate.
- (3) No person shall park/store any recreation vehicle upon any town owned park land or town owned vacant land.
- (4) An owner or operator of a vehicle with an attached trailer must not park the trailer on the area of the street immediately adjoining the owner or operator's place of residence if the trailer was previously parked on that area of the street at any time during the preceding 48-hour period.
- (5) Notwithstanding anything else in this Section, an owner or operator of a recreational vehicle must not park the recreational vehicle on any street in the Town in such a manner as to constitute a hazard to other persons using the street.
- (6) No person shall occupy or suffer or permit any other person, to occupy a trailer, recreational vehicle, or removable camping accommodation, as a temporary or permanent dwelling upon a roadway or upon Town-owned property, unless:
 - (a) such property is a mobile home or recreational vehicle park; or
 - (b) received written permission from the Town Manager.
- (7) Where any type of motor vehicle has removable camping, accommodation installed on it the operator or owner of the vehicle or any person in charge of the vehicle either permanently or temporarily shall not leave the camping accommodation or other removable portion of the motor vehicle used for this purpose on any portion of a street after the same has been removed from the motor vehicle.
- (8) **ANY PERSON MAY APPEAL** the Town Manager's decision regarding Section 3(1)(2)(3)(6) 4(1) 5(1)(2)(3) of this Bylaw by requesting an appeal delegation at the following scheduled regular council meeting.

4. PARKING ON PRIVATE LAND:

- (1) No visiting recreational vehicle/trailer may be parked outside the confines of the private property visited for longer than a period of **FOUR (4)** days for the purposes of camping on private property, unless the property owner has written permission from the Town Manager.
- (2) No visiting recreational vehicle/trailer to the Town of Calmar may be parked outside the confines of the property unless parked directly out front of the property on the public roadway for no longer than described by Section 4(1) of this Bylaw.
- (3) All visiting recreational vehicle/trailer to the Town of Calmar must comply with all sections of this Bylaw.

- (4) In order to determine the time which a vehicle or recreational vehicle has been parked in a location where parking is restricted to a specific time a Peace Officer, or other person charged with the enforcement of parking prohibitions and restrictions, may place an erasable chalk mark on the tread face of the tire of the parked or stopped vehicle or recreational vehicle without such Peace Officer or other person or the Town incurring any liability for so doing.
- (5) No person shall remove an erasable chalk mark placed under **Subsection (4)** while the vehicle remains parked in the location where it was marked.

5. CAMPING:

- (1) No person shall camp on any public land within the Town of Calmar corporate limits without written permission from the Town Manager.
- (2) No person shall camp on any private land, longer than **FOUR (4)** days within the Town of Calmar corporate limits without written permission from the Town Manager.
- (3) No person shall use, occupy, or park any trailer or vehicle on any public land in the Town of Calmar for the purpose of camping without written permission from the Town Manager.
- (4) An Officer is hereby authorized to remove, cause to be removed, or tow to a place designated by the Town Manager, any camping equipment, trailers, tents, vehicles, or apparatus used in contravention of, or found in contravention of, this Bylaw.
- (5) Any camping equipment, trailers, tents, vehicles, and apparatus removed pursuant to **Section 6(3)** shall be impounded until claimed by the owner or his authorized agent and shall be released to the owner or his authorized agent upon payment of any storage or removal costs incurred by the Town of Calmar.
- (6) Storage and removal costs relating to any impounded camping equipment, trailers, tents, vehicles, or apparatus unclaimed by the owner may be collected pursuant to the provisions of the Municipal Government Act (Alberta) as amended.
- (7) Any impounded camping equipment, trailers, tents, vehicles or apparatus unclaimed by the owner after **THIRTY (30) DAYS** from the date of impoundment shall be disposed of by the Town of Calmar in accordance with the Municipal Government Act (Alberta) as amended.

6. REMOVAL OF VEHICLES:

- (1) A Peace Officer is hereby authorized to remove and impound or cause to be removed and impounded, at the registered owner's expense, any vehicle parked in contravention of any provision of this Bylaw.
- (2) Notwithstanding anything else in this Bylaw, where portable traffic control signs have been placed on or near a roadway by the Town or with permission of the Town, its employees, servants, agents or representatives may:
 - (a) tow and impound any vehicles parked in contravention of those signs at the expense of the registered owner. If the violating vehicle is unclaimed for sixty (60) days, the storage facility may sell or auction off the violating vehicle to recover all costs related to the removal of the violating vehicle.

“SCHEDULE A”

3(1)(2)(3)(4)(5)(6)(7)	Park contrary to this Bylaw	\$250.00.
4(1)(2)	Park on private land contrary to this Bylaw.....	\$250.00.
4(5)	Remove chalk mark.....	\$250.00.
5(a)(b)(c)(d)	Camp contrary to this Bylaw.....	\$500.00.