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RURAL MUNICIPALITY OF LAC DU BONNET

TRAILER BYLAW

BY-LAW NO. 3-16

*BEING a By-law to amend trailer bylaw #3-85 and to repeal bylaw #2-02 and to amend by-law 7-03;*

*WHEREAS bylaw #3-85 is a bylaw is to license and regulate the placing and locating of mobile houses, trailer parks and tourist camps within the Rural Municipality of Lac du Bonnet, this By-law shall be known as the Rural Municipality of Lac du Bonnet Trailer By-law;*

AND WHEREAS it is in the best interests of the Municipality to further amend the Trailer by-law #3-85 and to repeal bylaw #2-02 and to amend by-law 7-03 with this Bylaw 3-16;

AND WHEREAS 309.3.1 The Municipal Act has the authority to amend a license fee bylaw;

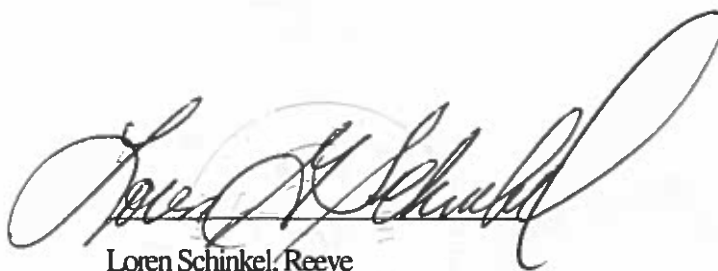
NOW THEREFORE the Reeve and Council of the Rural Municipality of Lac du Bonnet hereby enact the following amendments to bylaw 3-85 as follows:

1. that By-Law 02-02 be repealed
2. that clause I(1) DEFINITIONS of By-law #3-85 hereby be amended by adding the clause I.1(c) (i) DEVELOPMENT OFFICER defined as  
**“Development Officer” means the officer appointed by the District Board of The Lac du Bonnet Planning District in accordance with the provisions of the Act.**
3. that clause I(1) DEFINITIONS of By-Law 3-85 hereby be amended by adding the clause I.1(n) DWELLING defined as **“DWELLING means a building or portion thereof designed for residential occupancy.”**
4. that clause I.(1) (m) the definition of License Inspector be repealed
5. that clause II.(4) be repealed to remove reference to the issue of a license for placement exceeding 21 days which is no longer issued
6. that clause II(6) be amended to create an offence and to remove reference to the Lac du bonnet district Planning Scheme 1970 and will read:  
**“No person shall place or locate a mobile home or travel trailer or travel trailer with additions for the purposes of temporary accommodation**  
**(a) on a lot without a permitted permanent dwelling absolutely or**  
**(b) at any other location other than within an approved and registered mobile home park or travel trailer park, a mobile home sub-division, a private mobile home site or other site as provided for and where permitted by the Lac du Bonnet Municipal Zoning by-law.”**
7. that Clause III “APPLICATION FOR LICENSE – MOBILE HOME SPACE OR TRAVEL TRAILER SPACE” be repealed as the Lac du Bonnet Municipal Zoning by-law prohibits such placement
8. that clause IV(1) be amended to remove reference to the Lac du Bonnet District Planning Scheme 1970 and will now read  
**All mobile home parks, travel trailer parks and tourist camps shall confirm to the requirements of the zoning by-law subject to special provisions applicable to existing developments as may be set out in such zoning by-law and subject to such non-conforming rights as are set out in the Planning Act.**
9. that clause IV(2) be amended to remove the term “License Inspector” and replace it with the term “Development Officer” and to remove the term “Appendix A” and replace same with the term “Schedule A”
10. that clause IV(2)(l) be amended to replace the word “Council” with the term “Development Officer”
11. that clause IV(2)(m) be added to read “Upon review of the information the Development Officer will make recommendation to Council with respect to the approval of the park application

12. that clause IV(3) (a) be amended to remove reference to the "Planning Scheme"
13. that By-law 07/03 section 2, 3 and 4 be repealed
14. that By-law 03-85 Clause V(1) Annual License Fee be amended to remove reference to Square Foot area and to amend the fee and shall read  
**"Annual Fees for Mobile Homes, Travel Trailers and Travel trailers with additions are listed in Schedule B attached to this by-law"**
15. that clause V.(3) be repealed to remove the application for mobile home or travel trailer individual licenses.
16. that clause V.(4) be amended to include the responsibility of the mobile home park, travel trailer park or tourist camp owners to collect the fees and submit same to the Municipality and shall read  
**"The owner of the park on which the mobile home, travel trailer or travel trailer with additions is parked or standing shall be responsible to collect the fees prescribed hereby and remit same to the Municipality prior to the last day of September of each year."**
17. that clause V.(4) be amended by adding clause V.(4)(a) to add a recourse should the owner not collect and remit the fees to the Municipality and shall read  
**"If the park owner fails to collect or remit the fee by September 30th, the amount thereof shall be calculated by the Development Officer and added to the taxes payable in respect of the land and collected in the same manner as other taxes payable in respect of the land upon which the mobile home, travel trailer or travel trailer with additions is parked or standing.**
18. that clause V(4) be amended by adding V(4)(b) to create park inventory dates and reads  
**"for the purpose of collection of the fees all mobile homes, travel trailers and travel trailers with additions must be inventoried by the owner of the park on the 30th of June each year and must provide the Municipality with a list of tenants and amend the list with the Municipality as necessary.**
19. that clause VI INSPECTOR/BUILDING INSPECTOR be amended by replacing the term Licensed Inspector with the term **Development Officer**
20. that clause VI be amended by adding VI(a) to read **"Yearly Inspections of each park will be conducted at the discretion of the development officer"**
21. that clause VII ALTERATION TO STRUCTURES AND LAND be amended by removing any reference to the Lac du Bonnet District Planning Scheme 1970 and will read  
**"No additions or alterations shall be made to any mobile home, travel trailer, building, structure or land except where permitted by the zoning by-law and only after a development permit has been issued by the Lac du Bonnet Planning District"**
22. that clause VIII DUTIES OF THE LICENSE INSPECTOR be amended by replacing the term Licensed Inspector with the term **Development Officer**
23. that clause VIII(3) be repealed as the individual license for a mobile home or travel trailer is no longer permitted
24. that clause VIII(5) be repealed as the individual license for a mobile home or travel trailer is no longer permitted
25. that clause VIII(6) be repealed as the individual license for a mobile home or travel trailer is no longer permitted
26. that clause VIII(10) be repealed as the placement of a mobile home or travel trailer requiring an individual license is no longer permitted.
27. that clause X be amended by replacing the term Inspector with **Development Officer**.
28. that clause XI (1) be repealed as it deals with penalty for failing to obtain an individual license which has been repealed.
29. that clause XI(2) be amended to repeal reference to individual license and to reflect the new Municipal By-Law penalty regime and will read  
**"Any person who commits a breach of this By-Law shall be subject to penalty pursuant to the Municipal By-Law Enforcement Act and the penalties set out in Schedule C"**

- 30. that clause XI(3) be amended to reflect the new Municipal By-Law penalty regime and will read  
“Where a corporation commits a breach of this By-Law each Director or Officer of the corporation who authorized, consented to, connived at, or knowingly permitted or acquiesced in the doing of the act that constitutes the offence, is likewise guilty of the offence and shall be subject to penalty pursuant to the Municipal By-Law Enforcement Act and the penalties set out in Schedule C”
- 31. that Appendix A be amended to renamed same Schedule A
- 32. that Appendix B be repealed
- 33. that Schedule B be added to reflect the Trailer fee schedule.
- 34. that Schedule C be added to reflect the penalties as prescribed by the MUNICIPAL BY-LAW ENFORCEMENT ACT

**DONE, PASSED AND ENACTED** by Council duly assembled in the Council Chambers of the Rural Municipality of Lac du Bonnet, in the Province of Manitoba, this 14<sup>th</sup> day of June, 2016.



Loren Schinkel, Reeve



Tannis Lodge, Chief Administrative Officer

FIRST READING:	April 18, 2016	Resolution # 2016 - 0166
SECOND READING:	May 24, 2016	Resolution # 2016 - 0242
THIRD READING:	June 14, 2016	Resolution # 2016 - 0287

SCHEDULE B  
Trailer Fee Schedule  
Trailer By-Law

Unit Description	Annual Fee
Mobile Home as defined in (1) (e) (i)	\$350.00
Travel Trailer including motor homes, tent trailers, and similar recreational vehicles) As defined in (1) (e) (ii)	\$350.00
Travel Trailer with Additions As defined in (1) (e) (iii)	\$350.00

Schedule C  
TRAILER BYLAW 3-16  
FINE SCHEDULE

Provision of By-law	Description of Offence	Set fine for 1 <sup>st</sup> offense	Set fine for 2 <sup>nd</sup> offense	Set fine for 3 <sup>rd</sup> Offense
Part II Sec 3	Place mobile home or travel trailer on property within the Municipality without the mobile home or trailer meeting requirements of Building and Mobile Homes Act.	\$150.00	300.00	600.00
Part II Section 5	Operate a mobile home park, travel trailer park or tourist camp without approval from Council	\$150.00	300.00	600.00
Part II Section 6(a)	Place a mobile home, travel trailer or travel trailer with additions within the Municipality on a lot without a permitted permanent dwelling	\$150.00	300.00	600.00
Part II Section 6(b)	Place a mobile home, travel trailer or travel trailer with additions within the Municipality on a lot with a permitted permanent dwelling longer than 21 days	\$150.00	\$300.00	\$600.00
Part II Section 6(c)	Place a mobile home, travel trailer or travel trailer with additions within the Municipality at any other location other than an approved park or as authorized by the Zoning By-law.	\$150.00	\$300.00	\$600.00