

## RURAL MUNICIPALITY OF LAC DU BONNET

### TRAVEL TRAILER

#### BY-LAW No. 03-22 - Amendment

**BEING** a by-law of the Rural Municipality of Lac du Bonnet to provide for the regulation of seasonal long-term occupancy and parking of travel trailers on a private property with a dwelling within the boundaries of the Rural Municipality of Lac du Bonnet, and to amend by-law 03-22.

**WHEREAS** Section 232(1) of *The Municipal Act* provides as follows:

232(1) A council may pass by-laws for the municipal purposes respecting the following matters

- c) subject to section 233, activities or thing in or on private property.
- o) the enforcement of by-laws

**AND WHEREAS** Section 233 of the Municipal Act provides as follows:

233 A by-law under clause 232(1)(c) activities or things in or on private property may contain provisions only in respect of

- a) The requirement that land and improvements be kept and maintained in a safe and clean condition;
- b) The parking and storing of vehicles, including the number and type of vehicles that may be kept or stored and the manner of parking and storing;
- c) The removal of top soil; and
- d) Activities or things that in the opinion of the council are or could become a nuisance, which may include noise, weeds, odors, unsightly property, fumes and vibrations.

**AND WHEREAS** Section 236 of the Municipal Act provides as follows:

236(1) Without limiting the generality of clause 232(1)(o) enforcement of by-laws, a by-law passed under that clause may include provisions

- a) Providing for procedures, including inspections, for determining whether by-laws are being complied with; and
- b) Remedying contraventions of by-laws, including:
  - i. Creating offences,
  - ii. Subject to the regulations, providing for fines and penalties, including the imposition of a penalty for an offence that is in addition to a fine or imprisonment, so long as the penalty related to a fee, rate, toll, charge, or cost that is associated with the conduct that gives rise to the offence, or related to enforcing the by-law,
  - iii. Providing that an amount owing under subclause (ii) may be collected in any manner in which a tax may be collected or enforced under this Act,
  - iv. Seizing, removing, impounding, confiscating, and selling or otherwise disposing of plants, animals, vehicles, or other things related to a contravention,
  - v. Charging and collecting costs incurred in respect of acting under subclause
  - vi. Imposing a sentence of imprisonment for not more than six months for the commission of offences or nonpayment of fines

**AND WHEREAS** the Rural Municipality of Lac du Bonnet's *Enforcement By-Law* provides for the enforcement of any violations or contraventions of this by-law;

**AND WHEREAS** it is deemed necessary and desirable to regulate the seasonal long-term occupancy and parking of travel trailers on private property with a dwelling within the Rural Municipality of Lac du Bonnet;

**NOW THEREFORE** the Council of the Rural Municipality of Lac du Bonnet in Council duly assembled, enacts as follows:

## 1. DEFINITIONS:

- a) "Towing Company" means any person, firm or corporation who carries on the business of towing away illegally or improperly parked vehicles.
- b) "Designated officer" means the person or persons designated by the municipality as responsible for the enforcement of its by-laws.
- c) "Municipality" means the Rural Municipality of Lac du Bonnet.
- d) "Park" means to stand a vehicle whether occupied or not.
- e) "Stand", as applied to a vehicle, whether occupied or not, means
  - i) when required, to cause the vehicle to remain motionless in one place, and;
  - ii) when prohibited, to cause the vehicle to remain motionless in one place, except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or a traffic control device
- f) "Travel Trailer" (including motor homes, tent trailers and similar recreational vehicles) means a self-propelled vehicle or vehicles without a motive power, designed to be drawn by a motor vehicle, used as a transient living accommodation facility for travel, recreation, business, trade, vacation and construction work, and designed for frequent moves.

## 2. APPLICATION

This By-Law applies to owners, tenants, and occupants of the property within the Rural Municipality of Lac du Bonnet.

## 3. PROVISIONS

- a) No person may park a travel trailer on a vacant lot unless;
  - i) The property owner has an active building permit and temporary trailer permit.
- b) No person may park and occupy more than two travel trailers on their property with a dwelling except:
  - i) If the travel trailer(s) are parked on a property with a dwelling on a short-term basis for not more than a weekend, or a long weekend, or
  - ii) If the property is an approved Trailer Park and/or campground.
- c) Long term seasonal parking of travel trailers on a property with a dwelling may only be occupied on a seasonal basis from May 1<sup>st</sup> to October long weekend.
- d) Long term seasonal parking of trailer trailers on a property with a dwelling must be connected to a septic or holding tank that is consistent with Provincial environmental regulations for sewage disposal except:
  - i) If the travel trailer(s) are parked on the property with a dwelling on a short-term basis for not more than a weekend, or a long weekend, and;
  - ii) If the travel trailer is being stored on the property and is not being occupied by any person.

## 4. PERMIT APPLICATION

- a) Property owners must receive approval from the Rural Municipality of Lac du Bonnet authorizing long term occupancy of one (1) or two (2) travel trailers between May 1<sup>st</sup> and October long weekend, in accordance with Section 3 of this By-Law.
- b) Property owners must submit a permit application to the CAO, attached as Schedule "A."
- c) Upon receiving the permit application, the CAO will review and then advise the applicant if the permit application was approved.
- d) Upon approval of the permit application, the applicant must pay any applicable permit fees in full. The municipality will then provide the applicant with a permit, and they must display the permit in a prominent location on the travel trailer(s).
- e) All permits will expire on the Monday of October Long Weekend at 11:59 p.m.



- f) Upon expiration of the permit, the property owners must remove the travel trailers **unless**:
  1. The travel trailer is registered for use pursuant to the Highway Traffic Act, or
  2. The travel trailer has, within the preceding thirty days been registered for use pursuant to the Highway Traffic Act, or
  3. The travel trailer is wholly contained within a lawfully existing structure on the property, or
  4. The travel trailer is parked or stored in close proximity of any dwelling so as to be in a tidy, well-maintained manner.
  
- g) A permit is not required for travel trailers that are being **stored** on a property with a dwelling if:
  1. The travel trailer is registered for use pursuant to the Highway Traffic Act, or
  2. The travel trailer has, within the preceding thirty days been registered for use pursuant to the Highway Traffic Act, or
  3. The travel trailer is wholly contained within a lawfully existing structure on the property, or
  4. The travel trailer is parked or stored in close proximity of any dwelling so as to be in a tidy, well-maintained manner.

**5. ENFORCEMENT, NOTICE OF VIOLATION, ORDER TO REMEDY AND APPEAL**

- a) Any person who contravenes a provision of this by-law is subject to enforcement by the Municipality through the Municipal Act and/or the Municipalities Enforcement By-Law.
- b) Notices of Violation and Orders shall be issued in accordance with the Municipalities Enforcement By-Law. (Attached as Schedule B and Schedule C)
- c) Any person who receives an Order to Remedy shall follow the Appeal process in accordance with the Enforcement By-Law. (Attached as Schedule D)

**6. REMEDYING THE CONTRAVENTION**

- a) The Municipality may take whatever action or measures necessary to remedy a contravention of this by-law, the Municipal Act, or any other Act that the Municipality is authorized to enforce, or to prevent, and to prevent a re-occurrence of the contravention.
- b) The Designated Officer may remedy the contravention in accordance the Municipalities Enforcement By-Law.

**7. REMOVAL OF THE TRAVEL TRAILER**

Pursuant to Section 6, the Designated Officer may authorize any travel trailer parked in contravention of this By-Law be towed, impounded and stored by the Municipality, or an authorized Towing Company.

**8. REDEMPTION OF A TRAVEL TRAILER**

- a) A travel trailer removed from a contravention of this by-law, shall be released to the owner of the travel trailer upon full payment of all costs, penalties and/or fines in accordance with the Municipalities Enforcement By-Law.
- b) Costs associated with the removal of the vehicle include, but are not limited to, the towing, impoundment, storage, and/or destruction and disposal of the travel trailer.

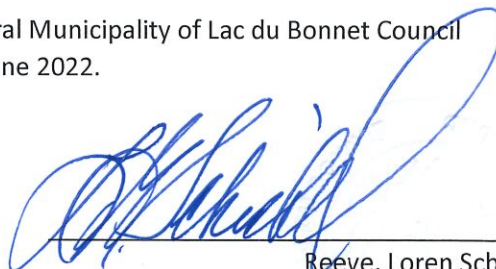
**9. PENALTIES AND CHARGES**

- a) The costs (including legal fees related to the enforcement) of an action or measure taken by the Municipality under this by-law are an amount owing to the Municipality by the Person who contravened the by-law in accordance with the Municipalities Enforcement By-Law.
- b) In addition, such costs, penalties and charges pursuant to this By-Law are a debt owing the Municipality and may be collected in the same manner as a tax may be collected or enforced under the Municipal Act.

**10. COMING INTO FORCE**

a) This By-Law comes into force on the day of passage.

**DONE AND PASSED** in Council duly assembled at the Rural Municipality of Lac du Bonnet Council Chambers in the Province of Manitoba this 14<sup>th</sup> day of June 2022.



Reeve, Loren Schinkel



Chief Administrative Officer, Sandra Broek

READ A FIRST TIME: May 24, 2022

RESOLUTION: 2022 0287

READ A SECOND TIME: May 24, 2022

RESOLUTION: 2022 0288

READ A THIRD TIME: June 14, 2022

RESOLUTION: 2022 0335



**TRAVEL TRAILER BY-LAW No. 03-22  
SCHEDULE "A"  
TRAVEL TRAILER PERMIT APPLICATION & FEES**

4187 Hwy #317 – Box 100  
Lac du Bonnet, MB R0E 1A0  
Phone: 204-345-3701  
Fax: 204-345-6716  
Email: [rmldb@lacdubonnet.com](mailto:rmldb@lacdubonnet.com)

**DATE:** \_\_\_\_\_

**PROPERTY OWNER NAME:** \_\_\_\_\_

**PROPERTY OWNER ADDRESS:** \_\_\_\_\_ **ROLL NUMBER:** \_\_\_\_\_

**NUMBER OF TRAVEL TRAILERS REQUESTED:** \_\_\_\_\_ (maximum 2)

**ARRIVAL DATE:** \_\_\_\_\_ **DEPARTURE DATE:** \_\_\_\_\_

(Only between May 1<sup>st</sup> to October Long Weekend)

**TRAVEL TRAILER VEHICLE PLATE NUMBERS** (list all plate numbers)

\_\_\_\_\_

**REASON FOR PERMIT APPLICATION:**

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

**FEES**

- a) 1<sup>st</sup> travel trailer – Permit Required and No Fee.
- b) 2<sup>nd</sup> travel trailer – Permit Required and a \$350.00 non-refundable permit fee
- c) No permit and no fee's required for weekend or long weekend occupancy.

I acknowledge and declare that:

- 1. All statements and representations contained in this application for permit are correct and accurate.
- 2. The property owner, lessee, occupier or person in control of a premises is responsible for invitees, guests or other persons on the property.
- 3. The property owner will remove the additional travel trailers promptly after the permit expiration date.

Signature of Property Owner: \_\_\_\_\_ Date: \_\_\_\_\_

<b>For Office Use:</b>	
<b>Application Number:</b>	<b>Permit Number (if different):</b>
<b>Date Received:</b>	<b>Payment Received:</b>
	<b>Date Permit Expires:</b>



**TRAVEL TRAILER BY-LAW No. 03-22  
SCHEDULE "B"**

IN THE MATTER of the Travel Trailer By-law 03-22 of the Rural Municipality of Lac du Bonnet.

**NOTICE OF VIOLATION**

**DATE OF NOTICE:** \_\_\_\_\_ **FILE NO:** \_\_\_\_\_

**PROPERTY OWNER:** \_\_\_\_\_ **CIVIC ADDRESS:** \_\_\_\_\_

**TRAVEL TRAILER OWNER:** \_\_\_\_\_ **ROLL NUMBER:** \_\_\_\_\_

**TRAILER PLATE #:** \_\_\_\_\_ **PROVINCE:** \_\_\_\_\_

**DATE OF INSPECTION:** \_\_\_\_\_

**DESCRIPTION OF NON CONFORMANCE(S):**

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**MANNER OF RECTIFICATION:** \_\_\_\_\_ **DATE TO BE COMPLETED:** \_\_\_\_\_

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In accordance with Section 239(1) of the Municipal Act, the Municipality will enter onto the property to conduct a second inspection. If there has been no compliance with this Notice, an order may be issued authorizing the Municipality to take actions or measures necessary to bring the vehicle/travel trailer into compliance with this by-law. Your co-operation and assistance in this manner is appreciated.

**DATE OF SECOND INSPECTION:** \_\_\_\_\_

\_\_\_\_\_  
**DESIGNATED OFFICER (PLEASE PRINT)** \_\_\_\_\_  
**SIGNATURE**

**RANK & CONTACT INFORMATION:**  
\_\_\_\_\_  
\_\_\_\_\_





**TRAVEL TRAILER BY-LAW No. 03-22  
SCHEDULE "C"**

IN THE MATTER of the Travel Trailer By-Law 03-22 of the Rural Municipality of Lac du Bonnet.

**ORDER TO COMPLY**

**DATE OF NOTICE:** \_\_\_\_\_ **FILE NO:** \_\_\_\_\_

**PROPERTY OWNER:** \_\_\_\_\_ **CIVIC ADDRESS:** \_\_\_\_\_

**TRAVEL TRAILER OWNER:** \_\_\_\_\_ **ROLL NUMBER:** \_\_\_\_\_

**TRAILER PLATE #:** \_\_\_\_\_ **PROVINCE:** \_\_\_\_\_

Further to the Notice sent to you on \_\_\_\_\_, a second inspection of your Property found that it continues to be in violation of the Rural Municipality of Lac du Bonnet Travel Trailer By-Law 03-22.

**DESCRIPTION OF NON-CONFORMANCE(S):**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**ORDER TO COMPLY:**

Under the authority of Section 242(1) of the *Municipal Act*, you are hereby ordered to make the following changes to bring you into compliance with the Rural Municipality of Lac du Bonnet Travel Trailer By-Law 03-22

**ACTION REQUIRED TO REMEDY NON-CONFORMANCES:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**DATE OF ORDER:** \_\_\_\_\_ **DATE TO BE COMPLETED:** \_\_\_\_\_

**NON-COMPLIANCE WITH THIS ORDER:**

In the event that you do not comply with this order, please note that the costs of actions or measures taken by the Municipality to carry out the terms of an Order issued by the Designated Officer are an amount owing to the Municipality by the Owner of the Property. In addition to all other rights of collection, which the Municipality may have at law, the Municipality may collect such amount in the same manner as a tax may be collected or enforced under the *Municipal Act and the Municipalities Enforcement By-Law*.

**APPEAL:**

You may appeal this order this Order by filing with the Chief Administrative Officer of the Rural Municipality of Lac du Bonnet withing fourteen (14) days, an objection substantially in the form attached to this By-Law as Schedule "D" a copy of which is attached.

\_\_\_\_\_  
Designated Officer

\_\_\_\_\_  
Signature



**TRAVEL TRAILER BY-LAW No. 03-22  
SCHEDULE "D"**

IN THE MATTER of the Travel Trailer By-Law 03-22 of the Rural Municipality of Lac du Bonnet.

**NOTICE OF APPEAL**

**Date:** \_\_\_\_\_

**TO:** The Rural Municipality of Lac du Bonnet

PLEASE TAKE NOTICE that the undersigned appellant, pursuant to section 5 of By-Law 03-22, hereby appeals to the Council of the Rural Municipality of Lac du Bonnet.

Order No. \_\_\_\_\_, dated \_\_\_\_\_, to appeal \_\_\_\_\_  
(nature of action/measures ordered)

respecting vehicle/travel trailer \_\_\_\_\_  
(License Plate/Travel Trailer Description)

**REASON FOR APPEAL:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Dated at \_\_\_\_\_, Manitoba this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Name of Appellant (Please Print)

\_\_\_\_\_  
Signature of Appellant

**ADDRESS:** \_\_\_\_\_  
\_\_\_\_\_

**PHONE NUMBER:** \_\_\_\_\_

**EMAIL:** \_\_\_\_\_



**R.M. of Lac du Bonnet  
Resolution No. 2022 0335  
14 June, 2022**

Moved By: Darrell Scheirich

Seconded By: Grant Hein

**BE IT RESOLVED** that Bylaw 03-22 being a bylaw of the Rural Municipality of Lac du Bonnet to provide for the regulation of seasonal long-term occupancy and parking of travel trailers, and to amend ByLaw 03-22, be hereby given third and final reading, signed by the Reeve and the Chief Administrative Officer and sealed with the Municipal Seal.

Name	Yes	No	Abstained	Absent
Darrell Scheirich	✓			
Grant Hein	✓			
Loren Schinkel		✓		
Rob Doyle	✓			
Scott Jones	✓			

**Carried**

I, Sandra Broek, Chief Administrative Officer of the Rural Municipality of Lac du Bonnet, hereby certify that under the Corporate Seal of the Rural Municipality of Lac du Bonnet, that the foregoing is a true and correct copy of the Rural Municipality of Lac du Bonnet.

  
\_\_\_\_\_  
Rural Municipality of Lac du Bonnet