

The Corporation of the Town of LaSalle

By-law Number 2025-097

A By-Law for the use and regulation of
Parks or Open Space within the Town of LaSalle

Whereas Subsection 11(3) 5 of the *Municipal Act*, 2001, S.O. 2001 c. 25 (*"Municipal Act"*), as amended, provides that a municipality may pass By-laws respecting matters such as culture, parks, recreation and heritage;

And whereas Subsection 11(3) 1 and 8 of the *Municipal Act* authorizes a municipality to enact By-laws for matters relating to parking and traffic on highways, and parking except on highways, respectively;

And whereas pursuant to Subsection 11(3) 9 of the *Municipal Act* a municipality may enact By-laws pertaining to matters respecting animals;

And whereas Section 35 of the *Liquor Licence Act*, R.S.O 1990, c. L. 19 authorizes the council of a municipality by By-law to designate a recreation area within the municipality that is owned or controlled by the municipality as a place where the possession of liquor is prohibited;

And whereas Subsection 434.1(1) of the *Municipal Act* provides that without limiting sections 9, 10, and 11, a municipality may require a Person, subject to such conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the Person has failed to comply with a By-law of the municipality;

And whereas the Council of the Town of LaSalle deems it desirable to regulate and govern the use of Parks or Open Spaces within the Town of LaSalle;

Now therefore the Council of the Corporation of the Town of LaSalle hereby enacts as follows:

1.0 Definitions

1.1 In this By-law:

"Commercial Vehicle" shall mean a motor Vehicle having permanently attached thereto a truck or delivery body, and includes ambulances, hearses, fire apparatus, buses, and tractors used for hauling purposes on highways;

"Council" means the Council of the Corporation of the Town of LaSalle;

"Designated Area" means an area within a Park or Open Space designated for a specific use or purpose either permanently or for a specific time, duration or occasion, which may include posted conditions;

"Director" means the Director of Public Works, or their designate;

"Drone" means a remotely piloted aircraft system (RPAS) that has a set of configurable elements consisting of a remotely piloted aircraft, its control station, the command-and-control links, and any other system elements required during flight operation, as defined by the *Canadian Aviation Regulations*, as amended;

"Firearm" means a barreled weapon from which any shot, bullet or other projectile can be discharged and that is capable of causing serious bodily injury or death to a Person, and for the purpose of this By-law shall also include an air gun, pellet gun, BB gun, paint ball marker, cross bow, long bow, traditional bow and compound bow or anything that can be adapted for use as a Firearm;

"LaSalle Boat Ramp" means the boat ramp located at the foot of Laurier Drive at the Detroit River owned by the Town of LaSalle;

“LaSalle Landing Waterfront” means the Detroit River waterfront area immediately to the west of the Event Centre at the LaSalle Landing (formerly Westport Marina) owned by the Town of LaSalle;

“LaSalle Marina” means the marina located at the foot of Laurier Drive at the Detroit River owned by the Town of LaSalle;

“Leash-Free Zone” means a Designated Area, such as a dog park, where a Person(s) owning or in control of a licensed dog(s) are permitted to allow such animals to be unleashed;

“Municipality” means the geographical location of the Town of LaSalle;

“Officer” means a Police Officer, a Provincial Offences Officer, or an individual employed by the Town to perform the duties of enforcing By-laws and appointed by Council as a Municipal Law Enforcement Officer;

“Organized Activity” means an activity pre-planned by a group or organization, including but not limited to sports and games, whether or not the participants wear uniforms;

“Park or Open Space” means any land or land covered as water established as a public park, public open space, community centre including any and all buildings, structures, facilities, and erections; any land designated as a sports field or playing surface; and any multi-use trail used for recreational pathways, regardless of where it is located within the Municipality, and includes bridges and structures;

“Permit” means a Town-issued Permit which outlines the specific rules for using a particular Park or Open Space including, but not limited to, fees, permitted activities and any specific restrictions, granted in accordance with this by-law;

“Person” means an individual person or any association, corporation or partnership but does not include any person charged with the maintenance of public order or the maintenance or supervision of a Park or Open Space;

“Recreational Vehicle” shall mean a vehicle that is intended to provide sleeping and other facilities for short periods of time, while traveling or vacationing, designed to be either towed behind a motor vehicle or is self-propelled, and includes such vehicles commonly known as travel trailers, camper trailers, pick-up coaches, motorized campers, motorized homes, boat, utility trailer, motorized snow vehicles, personal watercraft, all-terrain vehicles or other similar vehicles;

“Service Animal” shall mean any animal used by a Person with a disability for reasons relating to the disability where it is readily apparent that the animal is used by the Person for reasons relating to their disability; or where the Person provides a letter from a physician or nurse confirming that they require the animal for reasons relating to their disability; or a valid identification card signed by the Attorney General of Canada or a certificate of training from a recognized guide dog or Service Animal training school, as per Ontario Regulation 165/16, s. 16;

“Town” means the Corporation of the Town of LaSalle;

“Vehicle” means a motor vehicle, trailer, traction engine, farm tractor, road-building machine, recreational vehicle, and any vehicle drawn, propelled, or driven by any kind of power, including muscular power, but does not include the cars for electric or steam railways running only upon rails;

“Wheeled Device” means any non-motorized device operating on one or more wheels, including, not limited to, bicycles, roller skates, in-line skates, roller skis, skateboards, electronically powered bicycles and scooters, and non-motorized scooters but excludes a wheelchair or similar device, powered or otherwise, used by an individual due to a disability, baby carriage or cart, wagon, stroller, or other conveyance of like nature.

2.0 Conditions of Use

- 2.1 All Persons entering a Park or Open Space shall do so at their own risk.
- 2.2 All Persons within a Park or Open Space shall conduct themselves in a safe manner.
- 2.3 Use of the Park or Open Space shall be deemed as acceptance of the conditions of use, as prescribed in this By-law.

3.0 Compliance Requirements

- 3.1 Notwithstanding the terms and conditions of this By-law, any action permitted under a valid Permit shall comply with the terms and conditions of that Permit.
- 3.2 Except as otherwise authorized by Permit, all Persons within a Park or Open Space shall comply with all posted rules and conditions, as may be amended from time to time.
- 3.3 All Persons within a Park or Open Space shall comply with all applicable legislation, regulations, By-laws, guidelines, rules or other lawful authorities, whether federal, provincial, or municipal.
- 3.4 No Person shall disobey an authorized sign erected by the Town.
- 3.5 No person shall obstruct, hinder, or otherwise interfere with an Officer, employee of the Corporation, or contractor acting on behalf of the Corporation, in the lawful carrying out of their duties and responsibilities.

4.0 Park Hours

- 4.1 No Person shall enter or remain in any Park or Open Space between the hours of 10:00 p.m. and 6:00 a.m., unless authorized by Permit or written agreement with the Town, or if posted otherwise.
- 4.2 No Person shall park a Vehicle in any Park or Open Space between the hours of 10:01 p.m. and 5:59 a.m. unless authorized by a Permit or written agreement with the Town or posted.
- 4.3 Notwithstanding Subsection 4.1 or 4.2, the Director or Officer may close a Park or Open Space, or a portion thereof, where it is determined by the Director or Officer that it is necessary, which may include, but is not limited to, maintaining safety or security, maintenance, or events in the Park or Open Space.

5.0 Prohibited Activities

5.1 Damage to Property and Equipment

No Person shall, in any Park or Open Space:

- i. climb any building, structure or equipment, with exception to equipment designed for climbing; or
- ii. remove, change location of, or in any way disturb, the setting of the playground or any equipment, chattels or fixtures, or any part or portion thereof.

5.2 Damage to Vegetation or Landscaped Areas

No Person shall, in any Park or Open Space:

- i. damage, disturb, or remove any trees, landscape features, flowers, shrubs, plants, sod, grass or other vegetation, soil, sand, gravel or wood;
- ii. construct upon or alter the grade of any property; or
- iii. destroy or disturb ground, which is under repair, prepared for planting, has newly seeded or sodded.

5.3 **Littering or Dumping**

While in any Park or Open Space, no Person shall:

- i. dispose of or dump garbage, litter, tree trimmings or like refuse, except for that which is generated through the normal use of the Park or Open Space and is deposited in receptacles provided; or
- ii. dump, drain, discharge, or cause to be dumped, drained, or discharge onto any soil or into any body of water, including but not limited to, pools, splash or spray pad, areas, fountains, ponds, lakes, sewers, drains, tributaries, or any other watercourse, where such substances may cause or contribute to pollution.

5.4 **Restricted Areas**

While in any Park or Open Space, no Person shall enter, or attempt to enter, any marked off, enclosed, or fenced area, as well as an area without paying an admissions charge, if said charge is required.

5.5 **Fires and Barbeques**

While in any Park or Open Space, no Person shall:

- i. light, build or stoke a fire or bonfire unless authorized by a written agreement with the Town;
- ii. use a Barbeque whether it uses charcoal, briquettes or a propane tank unless authorized by a written agreement with the Town; or
- iii. leave a fire unattended or leave the site of the fire before the fire is completely extinguished.

Section 5.5 herein shall be subject to the Town's By-law to Regulate the Setting of Fires, in effect from time to time.

5.6 **Tents and Inflatables**

While in any Park or Open Space, unless authorized by Permit or written agreement with the Town, no Person shall:

- i. place, install, erect, or park any temporary or permanent tent, shelter, structure, or trailer; or
- ii. place, install, or erect any inflatables such as bounce castles or slides.

5.7 **Camping and Lodging**

Unless authorized by Permit or written agreement with the Town, no Person shall dwell, camp, or lodge in a Park.

5.8 **Glass Containers**

No Person shall, in any Park or Open Space, consume from or use glass containers.

5.9 **Alcohol, Tobacco, and Vaping**

No Person shall, in any Park or Open Space:

- i. have, consume, serve, or sell alcoholic beverages unless authorized through a liquor licence and a Special Occasions Permit from the Town; or
- ii. smoke or use any tobacco, vape, or hookah as per the Town's Smoke-free Outdoor Spaces By-law, in effect from time to time.

5.10 **Improper Behaviour and Nuisance**

While in any Park or Open Space, no Person shall:

- i. display riotous, boisterous, threatening or indecent conduct, use profane or indecent language, or create a nuisance by loitering, spying, frightening or annoying any other Person in any other manner;
- ii. interfere with the peaceful enjoyment of others;
- iii. practice, carry on, conduct or solicit any trade;

- iv. distribute or post or cause to distribute any hand bills, circulars or advertising of any kind;
- v. display or cause to be displayed any sign, poster or banner without a Permit; or
- vi. damage, deface or destroy any Town posted notices, signs or instructions.

5.11 Music and Speakers

While using any Park or Open Space, no Person shall:

- i. operate or use any sound emitting device in a manner which disturbs or interferes with other people in or near the Park or Open Space;
- ii. use loudspeakers or sound amplifier unless authorized by a written agreement;

6.0 Animals in any Park or Open Space

6.1 Dogs and Leash-Free Zones

While in a Park or Open Space, all Persons shall comply with the requirements of this By-law and the Town's By-law to Regulate, Licence, and Control Animals within the Town of LaSalle, including, but not limited to:

- (a) adherence to Leash-Free Zone requirements, including but not limited to, requiring every Person as an owner or having control of a dog to:
 - i. carry a leash;
 - ii. immediately remove a dog that shows aggression towards people or animals, or at the direction of an Officer or employee, or designate, of the Town;
 - iii. ensure the dog does not leave the Designated Area while off leash;
 - iv. maintain visual sight of the dog at all times; or
 - v. pick-up and remove, forthwith, excrement left by a dog, and dispose of it in a sanitary manner such as a garbage receptacle provided by the Town.
- (b) with the exception of Service Animals, permit any dog to enter any swimming area, garden, landscaped area, or any area posted to prohibit the same, or disturb or damage any Park or Open Space resources;
- (c) allow a dangerous or prohibited animal that poses a danger to other users and dogs, or have been previously advised by an Officer not to bring a dog to a Park or Open Space, to enter a Park or Open Space.

6.2 Equine Use

In any Park or Open Space, no Person shall walk, ride, or transport any horse or pony, without a Permit or written agreement with the Town.

7.0 Organized Use

7.1 Events or Gatherings

No Person shall, in any Park or Open Space:

- i. hold a picnic, Organized Activity or other event for which an invitation has been extended without a Permit or written agreement with the Town; or
- ii. prevent, interfere with or disrupt a picnic, Organized Activity, or other event which is authorized by Permit.

7.2 Organized Sports

No Person, while in any Park or Open Space, shall:

- i. arrange or engage in an Organized Activity, with exception to a Designated Area including, but not limited to, a sports field;
- ii. interfere with an Organized Activity in a Designated Area;
- iii. utilize a Designated Area without a Permit where it is posted to prohibit or restrict such use;
- iv. use of a Designated Area under unsafe conditions, including, but not limited to, presence of lightning.

7.3 Pools and Splash Pads

No Person shall:

- i. enter a public swimming pool or swimming deck outside the posted times for permitted use;
- ii. enter any public swimming pool while infected with a communicable disease or with open sores on their body;
- iii. fail to obey the instructions or direction of any lifeguard or employee of the Town, falsely call for help, or stand, sit, or climb on a lifeguard station;
- iv. misuse or damage any lifesaving equipment;
- v. take any inflatable device, swimming assist, snorkel, or other underwater breathing device into the water, other than a Canadian Standards Association (CSA) or Transport Canada approved personal flotation device, unless posted or provided to the Person by the Town;
- vi. swim, bathe or wade without wearing proper swim attire; or
- vii. enter any public swimming pool without wearing an incontinence product that keeps fecal matter contained within the product if the Person is not in control of their bladder or bowels.

7.4 Ice Skating

No Person shall, on any ice surface designated for skating:

- i. skate or act in a manner as to interfere with or endanger any other Person using the surface;
- ii. use a stick of any kind except in accordance with posted conditions; or
- iii. disregard the instructions or directions provided by staff or a posted sign.

8.0 Recreational Use

8.1 Tennis and Pickleball

No Person shall, in any Park or Open Space, enter, walk, or play upon a Designated Area for tennis or pickleball except in accordance with the posted rules and regulations.

8.2 Kites

While using a Park or Open Space, no Person shall:

- i. Fly a kite within twenty-five (25) meters of any tree, building, light pole, or hydro or utility pole;
- ii. Fly a kite in parking lots or pathways;
- iii. Fly a kite for competitive purposes, unless authorized by Permit or written agreement.

8.3 Golfing and Archery

While using a Park or Open Space, no Person shall strike a golf ball or unleash an arrow.

8.4 Fireworks and Weapons

No Person shall, in any Park or Open Space:

- i. ignite, discharge, or set off fireworks, firecrackers, or sky lanterns except as authorized under the Town's By-law 8013 to Regulate the Sale and Discharge of Fireworks within the Town of LaSalle, in effect from time to time;
- ii. be in possession of or use any weapon of any kind, including but not limited to, a Firearm, axe, or knife; or
- iii. throw or propel stones.

9.0 Motorized Vehicles, Wheeled Devices, and Remote Controls

9.1 Motorized Vehicles

While in a Park or Open Space, no Person shall use any motorized Vehicles including, but not limited to, motor bikes, snowmobiles, or all-terrain Vehicles unless authorized by Permit or written agreement with the Town.

9.2 Wheeled Devices

(a) No Person shall, in any Park or Open Space:

- i. Operate, use, or ride a Wheeled Device where posted that it is prohibited or restricted use;
- ii. Obstruct, inconvenience, or endanger other users while riding or operating a Wheeled Device;
- iii. Construct or assemble any ramps, jumps, pathways, or obstacle courses;
- iv. Ride or operate a bicycle in a manner which results in damage to trails, vegetation, or natural features; or
- v. Ride or operate a Wheeled Device in a manner or speed which could result in injury to other Persons.

(b) No Person shall operate a Wheeled Device in a Park or Open Space during the period commencing one half hour (30 minutes) after sunset and ending one half hour (30 minutes) before sunrise, unless:

- i. the Wheeled Device, such as a bicycle, is equipped with at least one (1) functioning headlamp with a lens and bulb in clear colour, at least one (1) functioning red tail lamp which can emit a flashing or steady mode, and at least one (1) red reflector mounted at the rear;
- ii. the Wheeled Device is equipped with a device(s) which emits either a clear or red light in a flashing or steady mode, affixed to the Person's body or clothing.

9.3 Drones and other Unmanned Vehicles

No Person shall, in any Park or Open Space, operate model aircraft, rockets, watercrafts, Drones which are both recreational or non-recreational, unmanned aerial Vehicles, or other similar machines unless authorized by a Permit or written agreement with the Town.

10.0 Unauthorized Activities

10.1 No Person shall, in any Park or Open Space:

- i. wash, clean, service, maintain or repair any Vehicle, except in the event of an emergency;
- ii. instruct, teach or coach any Person in the driving or operation of a motor Vehicle; or
- iii. store a boat and/or trailer, Recreational Vehicle or Commercial Vehicle without a Permit or written agreement with the Town.

- 10.2 No Person shall, in any Park or Open Space:
- i. swim, bathe, or wade in any fountain, pond, or stream;
 - ii. use a public or private stormwater management facility or pond for skating, swimming, fishing, ice fishing, wading, bathing, or any other recreational uses;
 - iii. fish, ice fish, swim or wash in any Town-owned boat ramps or marinas, including, but not limited to, the LaSalle Boat Ramp, LaSalle Marina or LaSalle Landing Waterfront;
 - iv. urinate or defecate, except in a designated washroom facility.

11.0 General

- 11.1 Council may prescribe a fee for the use of a Park or Open Space, or a portion thereof, in accordance with the Town's User Fee By-law, in effect from time to time.
- 11.2 The Town may issue a Permit or written agreement for the use of all, or a portion of, a Park or Open Space, subject to such terms and conditions as considered desirable, reasonable, and appropriate.
- 11.3 All requests for the use of a Park or Open Space for specific purposes are to be referred to the Culture and Recreation Department, or as directed to the appropriate department, to undertake the allocation of the Park or Open Space on available dates for the purposes required, all Persons and organizations in the Municipality, having equal rights to the use of the Park or Open Space subject to the directions, regulations and fees as approved by Council.

12.0 Permits and Written Agreement

- 12.1 Permits issued for activities contemplated in this By-law may be subject to such fees as Council approved through the Town's User Fee By-law, in effect from time to time.
- 12.2 Permits or written agreement can be obtained through the Culture and Recreation Department.
- 12.3 Permits issued may have additional conditions than those outlined in this By-law.
- 12.4 The issuance of a Permit under this By-law shall not relieve any Person from the requirement to obtain any other license, Permit, or approval required under applicable municipal, provincial, or federal laws, or from any other authority with jurisdiction.

13.0 Exemptions

- 13.1 This By-law shall not apply to:
- i. LaSalle Police Department, LaSalle Fire Service, or paramedic services, while acting in their scope of duties, to provide emergency services or enforcement activities within a Park or Open Space;
 - ii. the Town, its Vehicles, and its employees or agents acting within their scope of duties as employees or agents of the Town.

14.0 Enforcement and Penalties

- 14.1 Any Person obtaining a Permit under this By-law shall produce a written copy on the demand of an Officer.
- 14.2 No Person shall interfere with, hinder or impede, or attempt to interfere, hinder or impede, an Officer in the performance of any duty authorized by this By-law or provincial legislation.

- 14.3 An Officer may require the name, address, and proof of identity of any Person believed to have committed or is committing an offence under this By-law, and the Person shall supply the required information.
- 14.4 No Person shall provide any false information in any statement made to an Officer investigating an offence under this By-law.
- 14.5 If the Officer, or designate, is satisfied that a contravention of this By-law has occurred, the Officer, or designate, may require the Person who contravened the By-law or who caused or permitted the contravention to:
- i. stop the contravening activity; and/or
 - ii. remove the Person and/or animal, and their belongings, from the Park or Open Space.
- 14.6 Where any Person who has been issued a Permit or written agreement with the Town, or is in said group:
- i. contravenes this By-law;
 - ii. contravenes the conditions of the Permit; or
 - iii. fails to comply with directions of an Officer or Town employee
- the Permit of such Person or group shall be deemed to be immediately revoked.
- 14.7 Any Person contravening any provision of this By-law is guilty of an offence and on conviction is liable to such penalty as is provided for under the *Provincial Offences Act*, R.S.O. 1990, Chapter P.33 (“*POA*”), as amended from time to time.
- 14.8 Any Person who contravenes a provision of this By-law may be liable to pay an Administrative Penalty in accordance with the Town’s Administrative Penalty By-law.
- 14.9 If a Person is issued an Administrative Penalty in respect of a contravention of this By-law, the Person shall not be charged under the *POA* with an offence in respect to the same contravention.
- 14.10 In the event payment is not received, the fees and penalties will constitute a debt to the Town. The cost will be collected in accordance with Subsection 398(2) of the *Municipal Act* by which the treasurer, or delegate, may add unpaid fees, charges and/or fines issued under this By-law to the tax roll and collect them in the same manner as property taxes.

15.0 Severability

- 15.1 Each provision of this By-law is independent of all other provisions, and if any provision is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this by-law remain valid and enforceable.

16.0 Short Title

- 16.1 This By-law may be referred to as the “Parks By-law”

17.0 Effective Date

17.1 This By-law comes in full force and effect on the date of final passing thereof.

Read a first, second time, and third time and finally passed this 25th day of November, 2025.

1st Reading – November 25, 2025

2nd Reading – November 25, 2025

3rd Reading – November 25, 2025

Mayor

Clerk