



# The Corporation of the Town of New Tecumseth

## By-law 2005-100 (Consolidated – as amended)

### Park Closure Bylaw

**A by-law to provide for the closure of certain parks  
in the Town of New Tecumseth during specified  
times**

Consolidation		
Amendment No. 2	By-law No. 2024-042	April 8, 2024
Amendment No. 1	By-law No. 2015-138	August 24, 2015

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E&OE

**Office Consolidation**  
Current to Amendment No. 2  
By-law No. 2024-042, April 8, 2024

**The Corporation of the Town of New Tecumseth**

## **Office consolidation of bylaw**

Number 2005-100

“Park Closure By-law”

A by-law to provide for the closure of certain parks in the  
Town of New Tecumseth during specified times

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**Whereas** Section 8 of the Municipal Act, 2001, S.O. 2001, c. 25, as amended, provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purpose of exercising its authority under the Act;

**And whereas** Section 9 of the Municipal Act, 2001, provides that Sections 8 and 11 shall be interpreted broadly so as to confer broad authority on municipalities to (a) enable municipalities to govern their affairs as they consider appropriate and, (b) enhance their ability to respond to municipal issues;

**And whereas** Council deems it necessary for the health, safety and welfare of its residents to implement a Park Closure By-law;

**Now therefore** the Council of The Corporation of the Town of New Tecumseth hereby enacts as follows:

1. Definitions:

- 1.1. **“Authorized Hours of Use”** shall mean the hours of use for a park, and the times during which persons, other than Town employees or agents, may enter a Park, as determined by the Town;
- 1.2. **“Authorized Sign”** shall mean a sign authorized by the Town of New Tecumseth in accordance with the Sign By-law;
- 1.3. **“Designated Dog Park Area”** shall mean the lands enclosed by fence in a Designated Dog Park Area.
- 1.4. **“Officer”** means a Canine Control Officer, Municipal Law Enforcement Officer a Police Officer or other person appointed by a by-law to enforce the provisions of this By-law;
- 1.5. **“Park”** means land and land covered by water and all portions thereof owned or made available by lease, agreement, or otherwise to the Town, that is or hereafter may be established, dedicated, set apart or made available for use as woodlot, ravine, recreation centre, square, garden, water or any other area in the Town, devoted to active or passive recreation;
- 1.6. **“Person”** means any human being, association, firm, partnership, incorporated company corporation agent or trustee and the heirs, executive or other legal representatives of a person to whom the context can ply according to law;
- 1.7. **“Town”** means The Corporation of the Town of New Tecumseth.

2. Hours of Operation:

- 2.1. No person shall be in or enter a park or Designated Dog Park Area between the hours of 11:00pm and 5:00am of the following day, unless otherwise specified as set out in Schedule "A" attached hereto and forming part of this By-law.
- 2.2. The Authorized Hours of Use will be listed on Authorized Signs located at the Parks and Designated Dog Park Areas in the Town.

3. Enforcement:

3.1 An Officer may:

- a) enforce the provisions of this By-law; and
- b) where the Officer has reason to believe that a Person has contravened a Town By-law, ask the Person to leave the Park or the Designated Dog Park Area.

- 3.2 Any Person who contravenes any provision of this By-law is, upon conviction, guilty of an offence and is liable to any penalty as provided in the Provincial Offences Act and is subject to the Set Fine Schedule.

4. Notice to Leave Park:

- 4.1. An Officer may issue a verbal warning or written notice to a person to leave the Park or Designated Dog Park Area if the person contravenes this By-law.

5. General:

- 5.1. If any section, clause, or provision of this By-law is for any reason declared by a Court of competent jurisdiction to be invalid, the same shall not affect the validity of the By-law as a whole or any part thereof, other than the section, clause or provision so declared to be invalid and it is hereby declared to be the intention of Council that the remaining sections, clauses or provisions of the by-law shall remain in full force and effect until repealed, notwithstanding that one or more provisions of this by-law shall have been declared to be invalid.

**READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 25<sup>TH</sup> DAY OF JULY, 2005.**

MAYOR Office  
Consolidation

CLERK \_\_\_\_\_

**Schedule "A" to By-law 2024-042**

**Designated Town of New Tecumseth Parks and Closure Times**

<b>PARK NAME</b>	<b>CLOSURE TIMES</b>
Beeton Community Park	10:00 p.m. to 5:00 a.m.
G.A. Wright Athletic Field (in cooperation with the Simcoe County District School Board)	10:00 p.m. to 5:00 a.m.
Rotary Adventure Playground, Alliston	10:00 p.m. to 5:00 a.m.
Tottenham Conservation Area (campers excluded)	10:00 p.m. to 5:00 a.m.
Hillcrest Off-Leash Dog Park	8:00 p.m. to 8:00 a.m.