

The Corporation of the Town of Tillsonburg Parks, Beautification & Cemeteries Committee AGENDA



Tuesday, April 30, 2024

5:00 PM

Boardroom CSC

10 Lisgar Ave.

1. Call to Order

2. Adoption of Agenda

Moved By: _____

Seconded By: _____

THAT the Agenda as prepared for the Parks, Beautification & Cemeteries Advisory Committee be adopted.

3. Disclosures of Pecuniary Interest and the General Nature Thereof

4. Adoption of Minutes of Previous Meeting

Moved By: _____

Seconded By: _____

THAT the minutes as prepared from the April 2nd meeting be adopted.

5. Presentations

6. Information Items

6.1 Lake Lisgar silt issues - letter from Ron Walder

6.2 Committee vacancies

7. General Business & Reports

7.1 Parks By-law review

Moved By: _____

Seconded By: _____

THAT the council review the updates arising from public consultation for the proposed Parks By-law

7.2 Newman Park fence

Moved By: _____

Seconded By: _____

THAT the council consider the proposed removal of the three (3) sides of the Newman Park fencing for the summer as a trial; AND that council direct the Staff to circulate letter regarding the fencing to the immediate neighbours of the park.

7.3 Discussion: Beautification of the East/West former railway trail - Paul DeCloet

7.4 Discussion: Identification of invasive species on public land; Tree by-law - Paul DeCloet

8. Next Meeting

May 28th

9. Adjournment

Moved By: _____

Seconded By: _____

THAT the April 30th meeting be adjourned at ____



**tion of the Town of Tillsonburg
ication & Cemeteries Committee
Meeting
MINUTES**

Tuesday, April 2, 2024
5:00 PM
Boardroom CSC
10 Lisgar Ave.

ATTENDANCE: Mike Dean
Maurice Verhoeve
Kristine Vandenbussche
Martha Kirkpatrick
Isaac Card
Joan Weston
Karen Clipson
Paul DeCloet
Pete Luciani
Deb Gilvesy

Regrets: Ron Walder
Barbara Wareing
Susan Saelens

Staff: Julie Columbus
Margaret Puhr

Regrets: Matt Johnson

1. Call to Order

The meeting was called to order at 5:00 p.m.

2. Adoption of Agenda**Resolution # 1****Moved By:** Joan Weston**Seconded By:** Mike Dean

THAT the April 2 agenda as prepared for the Parks, Beautification & Cemeteries Advisory Committee be adopted.

Carried**3. Disclosures of Pecuniary Interest and the General Nature Thereof**

There were no pecuniary interests disclosed.

4. Adoption of Minutes of Previous Meeting**Resolution # 2****Moved By:** Mike Dean**Seconded By:** Pete Luciani

THAT the minutes from February 27 meeting of the Parks, Beautification & Cemeteries Advisory Committee be adopted.

Carried**5. Presentations****5.1 Tillsonburg Horticultural Society Presentation**

Christine Nagy spoke about Bert Newman park fencing, per email attached to agenda. Historical Society would like to remove three sides of fencing and put in new pathways to leave it open, to see if that alleviates the issues associated with the use.

Resolution # 3**Moved By:** Mike Dean**Seconded By:** Paul DeCloet

THAT the presentation by Christine Nagy, President of Tillsonburg Horticultural Society, be received by the committee.

AND THAT the committee supports removing three sides of the fencing around Newman Park on a trial basis after other remediation is completed.

Carried

6. Information Items

6.1 Parks by-law public consultation draft - link

The deadline for public consultation has been extended to April 5, 2024.

6.2 Cemetery update memo

Director spoke to the memo as attached to the agenda.

6.3 Pickleball update memo

Director provided update per memo attached to the agenda. Mayor added that the pickleball courts are being paid for by development charges rather than taxpayers money.

7. General Business & Reports

8. Next Meeting

9. Adjournment

Resolution # 4

Moved By: Joan Weston

Seconded By: Maurice Verhoeve

THAT the Parks, Beautification & Cemeteries Advisory Committee meeting be adjourned at 5:56 p.m.

Carried

Concerns Regarding the North End of Lake Lisgar

My wife and I have been Tillsonburg residents for the last three years. Our property backs onto the north bay of Lake Lisgar and we have become increasingly concerned with what is happening with that area of the Lake. The central concern is the silting of the north bay as a result of high flow rates from heavy rains draining into the bay from a feeder creek that carries silt from agricultural areas to the north towards the airport. The depth of the water in the bay is rapidly declining which has had effects on recreation as well as potential effects on wildlife. Talking with many neighbours and other residents who have lived in town for many years, this has been going on for some time.

Silting Effects on Recreation

Kayaking and Canoeing are a much enjoyed activity on the Lake. In the last two years we have seen many Kayaks and Canoes getting grounded in on the silted areas of the north bay. Three years ago when we moved here we could kayak anywhere in the north bay. This eliminates access to the feeder creek and being able to curl around the islands on the east side of the bay. These two islands are silt deposition features built up over the years. They are a favourite playground of the geese and ducks, and a fun kayaking excursion but the silted shallow bay has no longer made it possible. The fear I have is that the deposition of silt will continue to spread into the larger Lake further reducing the recreational opportunities. It might also effect the rowing club's ability to perform their north-south 'laps'.

Potential Effects on Wildlife

The north bay is an area of the lake and associated park areas that is a somewhat wild, more natural area that houses many birds and animals you would not see around the larger Lake. We love watching Herons fishing, and the annual parade of ducks and ducklings, geese and goslings single filing across the bay. The north bay is ringed with waterfowl nesting. Also seen have been racoon families, fox, otter, deer, and muskrats. These are less likely to be seen in the more travelled Lake areas where there are more people. One concern we have is the turtles. when we first moved here we saw so many turtles in the back bay stacked 2 or 3 high on each other's back on a shoreline log sunning themselves. In the last year we have seen almost none in the north bay. I wonder if the shallow bay doesn't allow them to swim and feed to their liking. We have seen a surprising number around the pedestrian bridge where the water is much deeper. The back bay offers Turtles many nesting sites with very few people around.

Next Steps

Historically there has been efforts to dredge the north end of the Lake but it seems that was stopped for the last few years. First, the concerns presented need to be verified as valid. If it is determined to be a problem requiring an actionable response, an action plan will need to be created to solve the issue in a way that would serve the best interest of the Town, the Lake, and the associated parks of this cherished part of the Tillsonburg. The investigation would require input from the Town Council, park staff, this committee, the Long Point Conservation Authority, and likely Oxford County. I look forward to participating in the improvements to this important part of Lisgar Lake and associated park areas.

Sincerely,

Ron Walder & Kim Austin

**THE COPORATION OF THE TOWN OF TILLSONBURG
PARKS & FACILITIES BY-LAW 2024 -XX**

A BY-LAW to the use, protection and regulation of public parks and recreation areas in the Town of Tillsonburg.

WHEREAS Section 11 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, (“Municipal Act”) provides that a municipality may pass by-laws respecting matters within the sphere of jurisdiction of culture, parks, recreation and heritage;

AND WHEREAS Sections 23.1, 23.2, 23.3 and 23.5 of the *Municipal Act, 2001*, S.O. 2001, c.25 authorize a municipality to delegate certain powers and duties;

AND WHEREAS Section 128 of the *Municipal Act, 2001* provides that a Municipality may prohibit and regulate with respect to public nuisances, including matters that, in the opinion of Council, are or could become or cause public nuisances, and it is the opinion of Council that smoking, loitering, cause graffiti, being under the influence of alcohol/ Illicit drugs, and depositing Refuse are a nuisance.

AND WHEREAS Section 391 of the *Municipal Act, 2001* provides that a Municipality may impose fees or charges on any class of Persons for services or activities provided or done by or on behalf of it, and which by-law may provide for interest charges and other penalties, including the payment of collection costs, for fees and charges that are due and unpaid;

AND WHEREAS Section 425 of the *Municipal Act*, provides that a municipality may pass by-laws providing that a Person who contravenes a by-law of the municipality passed under this Act is guilty of an offence;

AND WHEREAS Section 426 of the *Municipal Act*, provides that no Person shall hinder or obstruct, or attempt to hinder or obstruct, any Person who is exercising a power or performing a duty under the *Municipal Act* or under a by-law passed under the *Municipal Act*;

AND WHEREAS the Municipality may enact by-law provisions that (without limitation) impose fines, powers of entry, authorize orders to achieve compliance or discontinue contraventions ,authorize inspections, authorize remedial work and provide for the collection of remediation costs, pursuant to Part XIV of the *Municipal Act*, including Sections 429,435 - 438, 441.1 and 444 - 446;

AND WHEREAS Section 35 of the *Liquor Licence Act*, R.S.O. 1990 c. L-19, as amended, provides that the Council of a municipality may by by-law designating a recreational area within the municipality that is owned or Controlled by the municipality as a place where the possession of Liquor is prohibited;

AND WHEREAS Section 15 of the *Police Services Act*, R.S.O. 1990, c. P.15, as amended, provides that a municipal Council may appoint municipal by-law enforcement Officers to enforce the by-laws of a municipality;

AND WHEREAS Section 61 of the *Provincial Offences Act*, R.S.O. 1990, c. P.33, as amended, provides that except where otherwise provided by law, every Person who is convicted of an offence under a municipal by-law is liable to a fine of not more than \$5,000;

AND WHEREAS Section 2 of the *Trespass to Property Act*, R.S.O. 1990, c. T.21, provides that every Person who engages in an activity on a premise when the activity is prohibited or does not leave the premise immediately after he or she is directed to do so by the occupier of the premise or a Person authorized by the occupier may be found guilty of an offence and liable to a fine of not more than \$10,000;

AND WHEREAS the *Fire Protection and Prevention Act*, 1997, S.O. 1997, c.4, Section 7(1)1(a)(b), as amended, provides that a Council of a municipality may pass by-laws

regulating fire prevention, including the prevention of the spreading of fires, and regulating the setting of open air fires, including the establishment of times during which open air fires may or may not be set;

AND WHEREAS all Parks and Recreation Areas under the authority of the Town of Tillsonburg are for the use, benefit, and enjoyment of the public;

AND WHEREAS the Council of the Town of Tillsonburg deems it desirable to pass a by-law to provide for the use, protection and regulation of public *Parks and Recreation Areas* in the Town of Tillsonburg;

BE IT THEREFORE ENACTED by the Council of the Corporation Town of Tillsonburg as follows:

**SHORT TITLE
PARKS AND RECREATION AREA BY-LAW**

**PART 1
INTERPRETATION**

1 Definitions
In this by-law:

“Aircraft” shall mean any fixed-wing Aircraft, helicopter, hot air balloon, hang glider, ultralight Aircraft or similar conveyance.

“Authorized Sign” means any signage, notice, or other device which has been placed or erected in or upon a Park under the authority of this or other by-laws for the purpose of the general management, identification, control and regulation of activities within a Park.

“Authorized Parking Area” means an area of a Park or *Recreation Area* that has been *Designated*, set aside for, or established by the Town for the parking of *Motor Vehicles*, and may have Posted regulations with respect to the use of the Designated Authorized Parking Area.

“Barbeque” means a portable or fixed device, whether powered by coal, wood, propane or other fuel, or electricity, including a hibachi, a permanent structure designed and intended solely for the cooking of food in the open air.

“Bicycle” includes a unicycle and a tricycle but does not include a *power-assisted Bicycle* or motor assisted cycle of any type.

“Bulk Feed” means the depositing of a quantity of food greater than 250ml for the purpose or intention of feeding wildlife, including, but not limited to, deer, geese, ducks, squirrels and/or groundhogs.

“Change Room” means any permanent or temporary structure or portion of a structure designed by the Town to accommodate Persons for the purpose of changing their clothing. A *Change Room* may or may not include *Washroom* facilities.

“Control” includes and refers to care and custody.

“Commercial Motor Vehicle” means a Motor Vehicle having attached thereto a truck or delivery body and includes ambulances, hearses, tow-trucks, motor buses, fire trucks and apparatus, motorized construction equipment, motorized farm Vehicles or equipment (including farm tractors), tractor trailers or any part thereof which are used for hauling purposes. For the purposes of this by-law shall also include transport trailers.

“Council” means the elected Council of the Corporation of the Town of Tillsonburg.

“Dangerous Dog” mean a dog that in the absence of any mitigating factor has bitten or attacked a Person or domestic animal, or have behaved in a manner that poses a menace to the safety of Person or other domestic animals. Dangerous Dog also means a dog, previously Designated as a potentially Dangerous Dog, that is kept or permitted to be kept by its owner in violation of the requirements for such dog. For the purposes of this by-law includes a Pit Bull.

"Designated" means an area defined or constructed for a specific use by the Town and may include Posted conditions.

“Director” means the Director of Recreation, Culture and Park or any employee acting under their direction which may include contracted staff.

“Dock” means structures located on lands owned or under the Control of the Town used as a Dock, wharf, pier or boat launching or recovery area together with all adjacent and underlying lands related thereto.

“Dog Toys” including but not limited to balls, squeeze toys, plastic Dog Toys, Frisbees, ropes, rawhide chews, bones etc.

“Domesticated Animal” including but not limited to dog, cat, pony, horse, goat, or any other animal which is owned as a pet.

“Electronic Cigarette” means a vaporizer or inhalant-type device, whether called an Electronic Cigarette or any other name, that contains a power source and heating element designed to heat a substance and produce a vapour intended to be inhaled by the user of the device directly through the mouth, whether or not the vapour contains nicotine;

"Environmental Protected Area" means those areas delineated as an *Environment Protection Area* on a Map Schedule of the Official Plan for the *Town* as may be amended from time to time, and which are under the Control or management or joint management of the Town.

“Firearm” means any barreled Weapon from which any shot, bullet or other missile can be discharged and that is capable of causing serious bodily injury or death to a Person or animal, and includes any frame or receiver of such a barreled Weapon and anything that can be adapted for use as a Firearm. It includes a device that propels a projectile by means of any explosion, compressed gas or spring and includes, without limitation, a rifle, handgun or spring gun, crossbow, longbow, air or pellet rifle.

“Fireworks” means devices containing combustible chemicals that cause explosions or spectacular effects.

"Hiking Trail" means that part of a *Park* that has been marked, posted or blazed for the purpose of hiking, cross country skiing or running by the public and is not pavement or concrete and on which the use of in-line skates, skateboards, *Bicycles*, *power-assisted Bicycles*, *Motor Vehicles*, *Motorized Snow Vehicles* or *Off-Road Vehicles* are prohibited. Note that *Hiking Trails* may or may not be accessible to motorized wheelchairs depending on topographic restrictions.

“Illicit Drugs” shall mean a Controlled substance as specified in the Controlled Drug and Substances Act. S.C. 1996, c. 19.

“In-Line Skating” shall mean a shoe with a line of rollers fixed to the sole.

“Liquor” shall have the same meaning as defined in the *Liquor Licence Act*, R.S.O. 1990, c. L-19, as amended.

“Lived Gender Identity” mean the gender a person feels internally (“gender identity” along the gender spectrum) and expresses publicly (“gender expression”) in their daily life including at work, while shopping or accessing other services, in their housing environment or in the broader community.

"Motorized Snow Vehicle" means a self-propelled Vehicle designed to be driven primarily on snow including but not limited to snowmobiles.

"Motor Vehicle" has the meaning attributed to it in the *Highway Traffic Act*, R.S.O. 1990, c. H.8, as amended.

"Municipality" shall have the same meaning as Town.

"Multi-use Pathway" means that part of a *Park* on Towns property that has been improved with a hard surface and includes any bridge or structure with which it is contiguous and is intended for a variety of uses including pedestrians, In-Line Skating, Bicycle, power-assisted Bicycle and Vehicles, any may exclude some Vehicles including but not limited to *Motor Vehicles*, *Off-Road Vehicles*, horses and horse drawn carriages or other conveyances of any sort and *Motorized Snow Vehicles*.

"Open Space" means an area which may be an entire *Park* or part of a *Park*, preserved in its natural or near natural state or an area created to remain thereafter in a natural state as Open Space and available for use by the public. Open Space is delineated on a Map and/or Schedule of the Official Plan for the Town as may be amended from time to time, and which are under the Control or management or joint management of the Town.

"Officer" means a police Officer, conservation Officer, Peace Officer, Animal Control Officer or By-law Enforcement Officer appointed by the Council of the *Town*.

"Off-Road Vehicle" has the meaning attributed to it in the *Off-Road Vehicle Act*, R.S.O. 1990, c. O.4, as amended. In addition, for the purposes of this by-law shall include motorbikes, four-wheelers, ATVs, trikes, and Argos.

"Park" means land and land covered by water and all portions thereof under the *Control* or management or joint management of the *Town*, that is or may be established, dedicated, set apart, or made available for use as public, including but not limited to *Open Space* and an *Environmental Protected Area* as defined in this by-law, including but not limited to any buildings, structures, facilities, storm water management ponds, erections and improvements located in or on such land.

"Parks Permit" shall mean a document issued by the Town to a sports group organization individual authorizing participants and spectators associated with an event to use a Recreation Area on a specific day commencing and ending at a certain time and shall include a license or rental agreement.

"Person" includes an individual, a sole proprietorship, a partnership, an unincorporated association, a trust, a body corporate and a natural Person.

"Pit bull" means the breed of dog, which includes:

- (a) a Pit Bull terrier,
- (b) a Staffordshire bull terrier,
- (c) an American Staffordshire terrier,
- (d) an American Pit Bull Terrier, or
- (e) a member of a class of dogs that have the appearance and physical characteristics that are substantially similar to dogs referred to in (a) through (d) above. In determining whether a dog is a Pit Bull regard may be had to the breed standards established, for dogs referred to in (a) through (d) above, by the Canadian Kennel Club, the United Kennel Club, the American Kennel Club or the American Dog Breeders Association.

"Pleasure Craft" shall mean kayaks, canoes, inflatable boats, rowboats, cobsles, and paddle boats.

"Post, Posting or Posted" refers to the erection or presence of Authorized Signs and "Posted Area" means an area where Authorized Signs are erected or displayed.

“Power-Assisted Bicycle” has the meaning attributed to it in the *Highway Traffic Act*, R.S.O. 1990, c. H.8, as amended, and is commonly referred to as an electric *Bicycle* or e-bike, and for greater certainty, has affixed to it pedals that are operable, and for greater certainty an e-bike and an e-scooter are defined as follows:

“e-bike” shall mean a “Power-Assisted Bicycle” that has the appearance of a *Bicycle*;
 “e-scooter” shall mean a “Power-Assisted Bicycle” that has the appearance of a scooter;

“Public Meeting or Gathering” means a picnic, organized gathering or organized event of more than twenty five Persons.

“Refuse” means any article, thing that appears to be waste material and is discarded as waste including but not limited to the following classes of waste material:

- (a) grass clippings, tree cuttings, brush, leaves and garden *Refuse*;
- (b) paper, cardboard, clothing;
- (c) all kitchen and table waste, of animal or vegetable origin resulting from the preparation or consumption of food except any acceptable material placed in a container;
- (d) cans, glass, plastic containers, dishes;
- (e) new or used material resulting from or for the purpose of construction, alteration, repair or demolition of any building or structure;
- (f) refrigerators, freezers, stoves or other appliances and furniture;
- (g) furnaces, furnace parts, pipes, fittings to pipes, water or fuel tanks;
- (h) unlicensed Motor Vehicle, inoperative Motor Vehicle, Vehicle parts and accessories, Vehicle tires mounted on rims or unmounted, mechanical equipment;
- (i) rubble, inert fill, fencing materials; and
- (j) other miscellaneous scrap metal, and shopping carts;
- (k) anything that appears to be worthless abandoned, worn-out, and of no practical value or unsightly.

“Recreation Area” means an area, building or combination of both, under the Control of the Town for the purpose of offering recreation to the public, and that is maintained and/or supervised by employees of the Town including but not limited to a tennis courts, arena, outdoor ice rink, skating rink, ice surface, swimming pool, wading pool/spray pad, play area, community centre, skateboard facility, Sports Fields, dog park, squash court, [pickle ball court](#), Lake Lisgar Waterpark, senior centre, health club, J.L Scott McLean Recreation Pad, Lake Lisgar, Community Gardens, park, a building or portion of a building that is owned, leased or used by the Town, for the purpose of offering recreation to the public.

“Roadway” means that part of a *Park* or *Recreation Area* that is improved, designed or ordinarily used by Vehicles and Motor Vehicles.

“Run at Large” means a Domesticated Animal found in any place other than the premises of the owner of the Domesticated Animal and that is not under the physical *Control* of any Person by means of a leash held by a Person in Control of the Domesticated Animal.

“RZone” means the RZone Policy.

“Sexual Activity” means any physical contact or exposure of a sexual nature involving genitalia, buttocks, or female breasts by one or more individuals.

“Slurry” is a mixture of denser solids suspended in liquid and not limited to the following:

- (a) slurry or other material from vacuum excavation (i.e., “vac trucks”);
- (b) slurry from directional boring, drilling or other activities;
- (c) concrete slurry or related products and by-products;
- (d) excavated material from the cleanout of storm water management ponds;
- (e) fill that affects the Control of flooding, erosion, dynamic beaches, pollution or the conservation of land;

“Smoke or Smoking” includes the carrying of a lit cigar, cigarette, Electronic Cigarette, pipe, waterpipe or any other lighted smoking equipment or smoking product but does not include smoke or smoking where smoke or smoking is used in a stage production of a theatrical performance;

“Smoking Product” means tobacco or tobacco-like product whose primary purpose is to be burned or heated to produce vapours, gases or Smoke, which are inhaled, and shall include but is not limited to non-tobacco herbal shisha, and other plant material or oils intended for inhalation;

“Sports Field” means a special area, made of natural or artificial turf, within a Park within which a game is Designated to be played, including, but not limited to, soccer, or baseball;

"Town" means the Town of Tillsonburg.

“Trail” shall have the same meaning as Hiking Trail but not include a trail pass from the OFSC (Ontario Federation of Snowmobile Clubs);

“Trained Service Animal” includes a guide dog or other certified service animal often identifiable by a harness or vest and includes but is not limited to those trained service animals used to assist Persons with sight or physical assistance, warning of seizures or other disabilities. A service dog is not a therapy dog or an emotional support dog. The person must provide documentation from one of the following regulated health professionals confirming that the person requires the animal for reasons relating to the disability:

- (i) A member of the College of Audiologists and Speech-Language Pathologists of Ontario;
- (ii) A member of the College of Chiropractors of Ontario;
- (iii) A member of the College of Nurses of Ontario;
- (iv) A member of the College of Occupational Therapists of Ontario;
- (v) A member of the College of Optometrists of Ontario;
- (vi) A member of the College of Physicians and Surgeons of Ontario;
- (vii) A member of the College of Physiotherapists of Ontario;
- (viii) A member of the College of Psychologists of Ontario;
- (ix) A member of the College of Registered Psychotherapists and Registered Mental Health Therapists of Ontario, O. Reg. 165/16, s. 16;

Therapy Dog or Emotional Support Animal” means a dog that has not specialized training

"Vehicle" includes a *Motor Vehicle, Motorized Snow Vehicle, Bicycle, Power-Assisted Bicycle, e-bike, e-scooter, Off-Road Vehicle*, and any Vehicle drawn, propelled or driven by any kind of power including muscular power but excludes a child's wagon, a baby carriage, a child's stroller, a wheelchair or similar device (motorized or otherwise) used by an individual due to a disability.

“Washroom” means any permanent or temporary structure or portion of a structure that contains toilets, or urinals and wash basins and which is owned, leased or operated by the Municipality.

“Watercraft” means any device for the conveyance in or on water and includes but is not limited to boats, pontoons, fishing boat, speed boat, row boats, sail boats, jet ski, sea-doo, or any *Vehicle* propelled or driven by any kind of power including muscular power.

“Weapon” means any device or contrivance designed for use in causing injury or death to any Person or animal, or any device designed for threatening or intimidating any Person or animal. For the purposes of this by-law, Weapon includes any Firearm.

“Wheeled Conveyance” means every manner of conveyance which has one or more wheels, including but not limited to, roller skates, in-line-skates, roller skis, skateboards, scooters, peddle assisted Bicycle, carriage, wagon or sleigh; but excludes a wheelchair or similar device (powered or otherwise) used by an individual due to a disability, a Motor Vehicle, baby carriage or cart, child's wagon, child's stroller, child's sleigh, or other conveyance of like nature.

PART 2
BY-LAW APPLICATION AND ADMINISTRATION

2.1 By-law applicability - defined

This by-law applies to all *Recreation Areas*, *parks* and any premises that are under the *Control* or management or joint management of the *Town* and includes the avenues, boulevards, drives, streets and approaches to these areas and any connections or system of *Recreation Areas* and/or *Parks*.

2.2 Emergency - maintenance Vehicles - exception

Notwithstanding any provision of this by-law, *Vehicles* operated on behalf of an ambulance service, fire department, police department, Hydro and the *Town* shall have full-unrestricted access to all parts of a *Park* and/or a *Recreation Area* at all times.

2.3 By-law administration & enforcement

The Director shall administer this by-law and an Officer shall carry out the enforcement of the by-law.

2.4 In Line Skating and Skateboarding

The *Director* may prohibit In-Line Skating or skateboarding in any *Park* or *Recreation Area*, and shall direct that signs be Posted prohibiting such activity.

PART 3
GENERAL PROHIBITED ACTIVITIES

3.1. Activities - prohibited

In any *Park* or *Recreation Area* within the *Town*, no Person shall:

- (1) drive, ride or operate any *Vehicle* or carry on In-Line Skating upon a *Roadway* in any direction other than the direction indicated on signs Posted by the *Director*;
- (2) drive, ride or operate a *Vehicle* including Wheeled Conveyance in violation of Posted signs or in any building;
- (3) operate any *Vehicle* including Wheel Conveyance at a rate of speed in excess of 20 kilometres per hour in Posted areas;
- (4) drive, ride or operate a Motorized Snow Vehicle;
- (5) drive, ride or operate an Off-Road Vehicle;
- (6) operate a *Motor Vehicle* except on a *Roadway* or in an *Authorized Parking Area*;
- (7) leave a *Motor Vehicle*:
 - i) in a place other than an *Authorized Parking Area*;
 - ii) outside the pavement markings or outside the Designated space;
 - iii) in a manner or place blocking a driveway or gate; and
 - iv) for purposes other than accessing the *Park* or *Recreation Area*
- (8) drive, operate, or leave unattended a *Motor Vehicle* in any part of a *Park* or *Recreation Area* between 11:00 p.m. and 6 a.m. of the following day except at times where the *Director* has authorized use of the *Park* or *Recreation Area* beyond 11:00 p.m.;

- (9) engage in unbecoming behaviour including but not limited to riotous, boisterous, violent, threatening, or illegal conduct or use profane or abusive language, including making any verbal comments or physical gestures, about or toward anyone that could reasonably be considered to be unwarranted, offensive, derogatory or abusive;
- (10) engage in conduct that endangers the health and safety of themselves or others;
- (11) cause graffiti;
- (12) engage in any *Sexual Activity*;
- (13) remain in a *Recreation Area* or *Park* for the purpose ~~of or appearance of loitering~~;
- (14) consume, serve, sell or possess *Liquor* without proper approval and Parks Permit of the Town and/or the Alcohol and Gaming Commission of Ontario;
- (15) hold or take part in an unauthorized Public Meeting or Gathering;
- (16) play or practice golf or strike any golf ball by any means whatsoever in an area not *Designated* for such activities;
- (17) ~~enter or~~ remain in a *Recreation Area* or *Park* between 1~~1~~9:00 p.m. and 6:00 a.m. of the following day, except that a Person may enter or remain in a *Park* during the times the *Director* has authorized use of the *Recreation Area* or *Park* beyond 1~~1~~9:00 p.m.;
- (18) operate, drive or ride a *Vehicle* on any *Roadway* within the *Park* if the entrances to the *Park* are closed by means of a barrier and or signs;
- (19) climb, break, peel bark from, cut, remove, burn, deface or otherwise damage any tree, shrub or bush, or pick, destroy or remove any flower, plant, roots, grass or rock;
- (20) cause or permit any animal under their *Control* or ownership to damage any tree, shrub, bush, flower, plant or roots;
- (21) erect any sign or poster on any tree, bush, shrub, pole, structure or building;
- (22) remove, break, deface, or otherwise damage any Municipal equipment or property.
- (23) fail to remove *Refuse*;
- (24) fail to remove any utensils, equipment or articles taken into an area *Designated* for picnics;
- (25) permit any Domesticated Animal under their *Control* or ownership to enter in any swimming, wading pool, ~~or~~ spray pad or storm water pond.
- (26) remove or injure the nest or egg of any bird;
- (27) fish in an area Posted;
- (28) drive, ride or operate *Watercraft* in storm water pond;
- (29) drive, ride or operate *Pleasure Craft* in storm water pond.
- (30) let off or discharge any water so that it runs out of any building, reservoir, pond, river, or lake located in a *Park* or *Recreation Area*;

- (31) lay or cause to be laid any pipe, or conduit to communicate with any pipe or main belonging to the waterworks connected with any *Park or Recreation Area* or in any way obtain water without the consent of the *Director*;
- (32) discharge or permit the discharge of any water from private properties, including pool water and water from a roof drainage system, onto, into or over any *Park or Recreation Area*;
- (33) enter or use gender-segregated facilities that do not correspond to their lived gender identity, in any *Park* or facility, set apart for the opposite gender. This shall not apply to children who are 12 years of age or younger and who are, at the time, accompanied by a parent, guardian, caregiver or caretaker;
- (34) loiter in any *Washroom* or *Change Room*, or engage in conduct that could reasonably be considered to be offensive;
- (35) encroach on Town owned lands or erect fences, buildings or structure on Town owned lands without the written consent of the *Town* and any such object encroaching shall be removed by the abutting land owner forthwith at their expense;
- (36) permit a Domesticated Animal under their Control to Run at Large;
- (37) fail to remove and dispose of excrement forthwith of a Domesticated Animal under their Control;
- (38) allow a Domesticated Animal on a leash longer than 2 meters in length;
- (39) enter a Sports Field with a domestic animal, including but not limited to baseball infields/outfields, soccer fields, football fields, basketball courts, horseshoe pits, tennis court, or skate park;
- (40) smoke inside or within 9 metres of any building, structure or fenced in Designated dog park;
- (41) smoke within 20 metres of any Sports Field, tennis court, outdoor ice rink, pool, splash pad, playground, Lake Lisgar Water Park or basketball court.
- (42) ride or use a sled, where Authorized Signs are in place prohibiting this activity;
- (43) ignite, start, possess a charcoal, wood or brisket Barbeque;
- (44) *Bulk Feeding* of wildlife;
- (45) be in possession of glass containers in areas where glass containers is prohibited, including in and around splash pads, swimming pools, skateboard facilities, tennis court or as Posted;
- (46) possession of or use of any Firearm, rocket, any type of air gun, bow and arrow, axe or offensive Weapon of any kind;
- (47) use any building, structure or equipment for a purpose other than that for which it is originally intended;
- (48) climb any building, structure or equipment, unless the equipment is designed for climbing;
- (49) swim, bathe, wade snorkel or use any other underwater breathing device in the water in a *Recreation Area* or storm water pond;
- (50) light, ignite, or release a Chinese lantern or similar device;

- (51) remove safety equipment, fire extinguishers, or defibrillator without emergency;
- (52) pull fire alarm or open emergency doors without emergency;
- (53) use any device for the purposes of recording images in Change Rooms or washrooms;
- (54) perform unsafe behaviour;
- (55) throw or propel stones, javelins, lawn darts, or lawn bowling;
- (56) tamper with any lighting or electrical component(s);
- (57) release balloons;
- (58) move furniture;
- (59) interfere with an organized sports, picnic, organized gathering or special event authorized by a Town issued permit;
- (60) enter into an area where it is Posted to prohibit or restrict admission to the public;
- (61) urinate or defecate except in a permanent or portable Washroom facility;
- (62) engage in selling, using, soliciting, or under the influence Illicit Drugs;
- (63) dispose of or bury a dead animal;
- (64) cause a noise likely to disturb any inhabitant or interfere with the enjoyment of others;
- (65) remain on the playing surface while repairs or maintenance are being performed;
- (66) walk on grass in area where an Authorized Sign is Posted prohibiting such activity;

(67) enter on to the ice in a storm water pond;

-(68) fish in any storm water pond;

3.2 Wheel Chairs Exemption

Despite any regulation in this by-law restricting the use of Motor Vehicles in *parks*, and for greater certainty only, a wheelchair or similar device (motorized or otherwise) used by an individual due to a disability may be used in all areas of *parks* including but not limited to all *Multi-use Pathways* and the accessible portions of *Hiking Trails*.

3.3 Exemption Officer (Discharge Firearm or Kill Animal)

An Officer is exempt from Section 3.1 (46) and 4.1 (17) of this by-law if they discharge a firearm or kill an animal during the course of executing their duties.

3.4 Exemption - Lake Lisgar Waterpark & Indoor Swimming Pool

A Person using the Lake Lisgar Water Park and Indoor Swimming Pool at the Complex are exempt from section 3.1 (49) of this by-law.

3.5 Exemption – Community Gardens

A Person or group with permission from the Director may plant vegetation for the purposes of using the Community Garden, and may remove any plant, rock, tree or tree limb impeding gardening.

3.6 Exemption – Parents & Care Workers

Despite regulation 3.1 (33) in this by-law, a parent, guardian, caregiver or caretaker are permitted to use gender-segregated facilities while caring for a child under 12 or person with mental or physical disabilities.

PART 4**ACTIVITIES - SUBJECT TO APPROVAL****4.1 Activities prohibited - subject to approval**

Unless authorized by the *Director* or permitted by a Parks Permit, no Person shall engage in any of the following activities in a *Park* or *Recreation Area*:

- (1) ignite, start or maintain a fire;
- (2) use a Sports Field for any game or practice by an organized group;
- (3) erect a tent or shelter, or leave a camping trailer;
- (4) conduct commercial worm picking;
- (5) hold or take part in a Public Meeting or Gathering without a Parks Permit;
- (6) hold or take part in a meeting or gathering that obstructs the free passage of vehicular traffic;
- (7) have exclusive use of any portion or all of a *Park* or *Recreation Area*;
- (8) ride or lead a horse, pony, donkey, mule or other animal in an area not *Designated* for such activity;
- (9) drive, lead or use a horse drawn wagon or sleigh;
- (10) erect any sign or poster on any pole, planter, building, fence, bench, picnic table, electrical transmission unit, lamp standard, or Town property or Hydro equipment of any kind;
- (11) sell refreshments or other merchandise to the public;
- (12) operate any business, game, show or amusement for admission by the public;
- (13) operate or use a metal detector;
- (14) solicit funds for any charities, organizations or individuals of any kind;
- (15) use a trained dog as a means of controlling waterfowl;
- (16) allow any Domesticated Animal to enter a Recreation Area building, facility or *Change Room*, unless the Domesticated Animal is a *Trained Service Animal*;
- (17) disturb, wound, kill, or injure any animal, whether domesticated or wild, including but not limited to, birds, fish, snakes;
- (18) ignite, discharge or set off any Fireworks or firecrackers;
- (19) cause to take place or participate in marriage ceremony except in a *Designated* area;
- (20) operate powered models of Aircraft, rockets or drones;
- (21) enter, move, or remove an item from a waste receptacle;

(22) skate, walk or be present on any frozen body of water in a *park*;

(23) use a tennis court or pickle ball court for any purpose other than tennis or pickle ball;

(24) excavate or bury any object;

(25) create, cause or maintain an open fire, except propane barbecues or propane stoves, in picnic areas set aside by the Town.

(26) perform repairs or maintenance of any Sports Field, ice surface, playing surfaces, scoreboards, dugout, fences, electrical, plumbing, warming huts, water station, surrounding gardens, trash receptacles, or lighting.

(27) operate a kite on or within 20 meters of any Town owned or leased building, Roadway, parking lot, playground, structure, bridge, tennis court, skate park, dog park, light or hydro or any other utility pole;

(28) wash, clean, service, or maintain any Vehicle;

(29) leave any Commercial Vehicle except, a Commercial Vehicle that is being used for the purpose of making a delivery;

(30) remote control operated machine;

PART 5 SPECIAL PROHIBITIONS

5.1 Special prohibitions - applicability

The special prohibitions in this Part are in addition to any applicable general prohibitions in Part 3 & 4 of this by-law.

5.2 Environmental Protected Area (EPA) - prohibitions

The following special prohibitions shall apply to all Persons entering into and using a *Park Designated* as an *Environmental Protected Area* and *Open Space*:

- (1) No Person shall deposit, dump or leave waste and/or *Refuse* of any kind;
- (2) No Person shall operate a Vehicle, Bicycle, *Power-Assisted Bicycle*, or *Motorized Snow Vehicle* within the boundaries of an *EPA* or *Open Space* unless Authorized\ Signs are Posted specifically allowing such activity;
- (3) No Person shall ride, or lead any animal within the boundaries of an *EPA* or an *Open Space*, except for a dog that is leashed;
- (4) No Person shall walk, run, jog, or ski other than on a *Hiking Trail*.
- (5) No Person shall drive, ride or operate a Bicycle, Power-Assisted Bicycle, e-bike, e-scooter, Motor Vehicle, Motorized Snow Vehicle, Off-Road Vehicle or skateboard or carry on In-Line Skating on a Hiking Trail;
- (6) Park Designated as an Environmental Protected Area and Open Space is shown in schedule A".

5.3 Multi- Use Pathway

No Person shall on a Multi-use Pathways conduct the following;

(1) use between the months of December 1st to April 1st when Posted;

(2) drive, ride or operate a Motor Vehicle unless authorized by the Director;

- (3) drive, ride or operate a Motorized Snow Vehicle unless from Tillson Ave to Hawtrey between November 1st to March 1 with a trail pass from the OFSC (Ontario Federation of Snowmobile Clubs);
- (4) drive, ride or operate an Off-Road Vehicle,
- (5) fail to yield the right of way;
- (6) operate Vehicle exceeding 20 km/hour; where Posted;
- (7) fail to use crosswalk on uncontrolled intersection;
- (8) use crosswalk on an uncontrolled intersection in an unsafe manner;
- (9) fail to exercise reasonable consideration for any other user;
- (10) fail to give an audible signal by voice, bell or other signalling device before overtaking another user;

(11) ride a horse;

5.4 Outdoor Ice Rink – prohibitions

No Person shall on an outdoor ice rink conduct the following:

- (1) speed skating unless authorized by Parks Permit;
- (2) consume, distribute, or sell Liquor or Illicit Drugs;
- (3) act in such manner as to interfere with, endanger or disrupt any other Person;
- (4) enter the ice surface without skates;
- (5) interfere with the Town staff conducting maintenance;
- (6) play hockey/ringette when not permitted;
- (7) skate or figure skate when not permitted;
- (8) enter the ice surface when the “Red Flag” warning is erected;
- (9) pile snow in front of gate entrances;
- (10) operate, ride, or push a snow blower, lawn tractor, leaf blower over the ice surface or surrounding areas;
- (11) remove Town provided shovels or brooms from the property;
- (12) allow Domesticated Animal on the ice surface or in a warming hut;
- (13) interfere with an approved organized activity at the outdoor rink or surrounding area;
- (14) use the outdoor rink when temporarily or permanently closed.

5.5 Lake Lisgar (Docks Ramps) – prohibitions

No Person shall on Lake Lisgar conduct the following:

(1) place, operate, drive, or ride any fuel operated Watercraft, except by Parks Permit or written Permission from the Director;

~~(2) place, operate, drive, or ride any Watercraft or Pleasure Craft between 9:00 pm and 7:00 am;~~

(3) enter onto the ice- ~~when warning signs are posted~~for any reason;

~~(4) ice fish;~~

(5) fish unless following the Ontario Fishing Regulations;

(6) import any crayfish, salamanders, live fish or leeches for use as bait, or transport any live or dead baitfish or leeches into or out of Lake Lisgar;

(7) sell or buy any fish crayfish, leech, frogs or fish eggs from Lake Lisgar;

(8) fish by any means other than angling;

(9) abandon fish-~~or allow the flesh to spoil~~, if the fish is suitable for human

(10) fish from Hawkins Bridge;

(11) diving, jumping, repel from Hawkins Bridge or the Lake Lisgar gazebo.

(12) mow, trim, prune, remove vegetation, bushes, trees, aquatic vegetation, or wildflowers from the shoreline or in the water, without written approval from Long Point Regional Conservation Authority or by the Director;

~~(13) operate Watercraft or Pleasure Craft between November 1st and April 1st;~~

(14) remove water for irrigation, commercial or industrial use, dust control, drinking or other use without a written approval from the Long Point Regional Conservation Authority and the Director;

(15) dig, level, site grade, alter shorelines and inlets of the lake for the purpose of controlling flooding, erosion, implementation of beach(s), Docks, lookouts, or yard expansion .

(16) change, alter or interfere with the wetland;

(17) erect or alter a building or structure of any kind on the shoreline without written permission from the Town of Tillsonburg Building Department, Long Point Regional Conservation Authority and the Director;

(18) alter the shoreline without Long Point Regional Conservation Authority and the Director;

(19) temporary or permanent place on shoreline Slurry;

(20) store Watercraft or Pleasure Craft for more than 2 hours at a Town Dock;

(21) store a boat at any Town Dock between the hours of 11:00 p.m. and 6:00 a.m.;

(22) impede or interfere with the use of a launching ramp or Dock;

(23) wash animals or equipment on Town Docks and boat ramps.

(24) dive, jump off of Town Docks or boat ramps;

(25) swim, wade or bathe;

(26) tamper or remove fountain;

(27) come within 105 metres of the fountain;

(28) come within 1029 metres of the gazebo drain;

5.6 Lake Lisgar – Exemptions

(1) Tillsonburg Rowing Club is allowed to use approved Watercraft by the Director of maintenance and practices with the approval of the Director.

(2) Town employees, Long Point Regional Conservation Authority and Town approved contractors are exempt from all provisions of section 5.5 while performing their duties.

5.7 Dog Park– Prohibitions

No Person shall at the Dog Park conduct the following:

- (1) fail to carry a leash for their dog;
- (2) allow a “Small Dog” in the “Large Dog” area;
- (3) allow a “Large Dog” in the “Small Dog” area, unless a dog is injured;
- (4) fail to have a collar and proof of the Town license;
- (5) fail to take immediate physical Control of their dog at the request of an Officer or Town employee;
- (6) leave the Designated Area while their dog is off leash;
- (7) allow their dog out of visual sight;
- (8) fail to remove excrement forthwith left by a dog;
- (9) endanger or frighten any person or dog;
- (10) allow a puppy under 6 month old to enter;
- (11) allow a female dog in heat to enter;
- (12) possess Dog Toys;
- (13) remain or attend at the Dog Park if they have previously been requested to leave by an Officer or Town employee;
- (14) allow more than two (2) dogs under their control at once;
- (15) allow children under the age of 15 years old to be unsupervised;
- (16) allow Domesticated Animal into to the Dog Park, excluding a dog;
- (17) use a pinch, prong, or spiked collars;
- (18) allow a Pit Bull to enter;

PART 6 PARKS PERMITS, LICENCES & FEES

6.1 Use without payment - prohibited

No Person shall use a *Park* or *Recreation Area* for the activities listed in Part 4 of this by-law without first having received a *Parks Permit* from the Town and paid the applicable fee, if any, established in the Rates and Fees by-law, or having made the appropriate arrangements for the scheduled payment of fees according to the practices established by the *Director*.

6.2 Parks Permits

- (1) *Parks Permits* issued for activities contemplated by this by-law may include conditions as to time, location, area, equipment, number of participants, type of activities, release, indemnity, and insurance coverage.
- (2) The issuance of a *Parks Permit* pursuant to the by-law shall not relieve any Person from the necessity of acquiring any other license required for such activity by any governmental or public authority.
- (3) The authority to issue *Parks Permits* referred to in this by-law is delegated to the *Director* or his/her delegate.

6.3 Permit Holders

Holders of *Park Permits* for the use of *Parks* and/or *Recreation Areas* shall be responsible to ensure that all applicable provisions of this by-law are upheld and failure to comply will result in the *Park Permit* being voided with no refund.

PART 7 ENFORCEMENT (TRESPASS, ORDER TO DISCONTINUE ACTIVITY, FAIL TO COMPLY)

7.1 Enforcement – trespass

- (1) Where any Person contravenes any provisions of this by-law, such Person is subject to the provisions of the *Trespass to Property Act*, R.S.O. 1990, c. T.21.
- (2) Any *Officer* or Person under contract with the *Town* to enforce this by-law may enforce the provisions of this by-law.
- (3) An *Officer* or Person under contract with the *Town* to enforce this by-law, or the *Director* may order a Person believed to be in contravention of this by-law to:
 - (a) cease the activity that is in contravention of the by-law; and/or
 - (b) leave the *Park* or facility;
- (4) The *Director* or *Manager of Human Resources* may create a letter under *RZone* that trespass a person from *Town* owned property if a contravention of the by-law has occurred.
- (5) *Park* and *Recreation Area* users are subject to all applicable *Town* by-laws and all provincial and federal laws and regulations. All Persons violating any by-law or law may be required to leave any *Park* or *Recreation Area*.

7.2 Enforcement – Order to Discontinue Activity

- (1) If an *Officer* or Person under contract with the *Town* to enforce this by-law is satisfied that this by-law has been contravened, the *Officer* may make an order, known as an *Order to Discontinue Activity*, requiring the Person who contravened the by-law, or who caused or permitted the contravention to discontinue the contravention or resolve the matter as specified.

- (2) An Order to Discontinue Activity shall set out:
- (a) the address of the property or name on which the contravention occurred;
 - (b) the date of the contravention;
 - (c) the reasonable particulars of the contravention of the by-law;
 - (d) the required remedial action and
 - (e) the date by which there must be compliance with the order.
- (3) The Order to Discontinue Activity may be served personally on the Person to whom it is directed; by e-mail or registered mail to the last known address of that Person in which case it shall be deemed to have been given on the 5th day after it is mailed. Service on a corporation can be effected by registered mail to the corporate mailing address.
- (1) No Person shall contravene an Order to Discontinue Activity.

7.3 Enforcement - Fail To Comply

- (1) Where a Person defaults in complying with a direction, requirement or Order under this By-law to do a matter or thing, the Officer may, with such assistance from others as may be required, enter the land on which the contravention occurred at any reasonable time, and carry out such direction, requirement or Order and all expenses will be the responsibility of the Person.
- (2) In accordance with section 446 of the Municipal Act, the Town may recover the costs from the Person directed, required or ordered to do a matter or thing under this By-law, by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes, and such expenses shall include interest at a monthly rate of 1.25 percent and or annual rate of 15 percent.
- (3) For the purposes of subsection 7.3, interest shall be calculated for the period commencing the day the Town incurs the expenses and ending on the day the expenses including the interest are paid in full.

7.4 Obstruction

- (1) No Person shall hinder or obstruct, or attempt to hinder or obstruct, an Officer.
- (2) No Person shall hinder or obstruct, or attempt to hinder or obstruct, any Person exercising or performing a duty under this by-law.

PART 8

LAND REGISTRY- REGISTER & DISCHARGE LIEN

- (1) The amount of the expenses, including interest, constitutes a lien on the land upon the registration in the proper Land Registry Office of a notice of lien.
- (2) Upon receiving payment of all expenses payable plus interest accrued to the date of payment, the Town shall register a discharge of the lien in the proper Land Registry.
- (3) The Person will be responsible to pay fee under the Rates & Fees By-law for the registration and discharge from the Land Registry Office.
- (4) Where any of the matters or things are removed in accordance with this by-law, the matters or things may be immediately disposed of by an Officer, Director or Person assisting with the cleanup.

PART 9

FEES AND CHARGES

9.1 Authority

All expenses will be recovered with interest in relation to the administration and Enforcement of this By-law under The Municipal Act 2001, S.O. 2001, c. 25, as amended Section 446 (3) & (5).

9.2 Recovery – Contractor & Staff Time

Where action is required on the behalf of the Town, the Person responsible will pay for all contractor costs and the rates calculated under the Rates & Fees By-law for each staff members time accumulated.

9.3 Cost of Orders & Administrative Fees

The Person will be responsible to pay rates calculated under the Rates & Fees By-law for the cost of Orders and administrative fees.

**PART 10
PENALTY**

10.1 Contravention of By-Law

Every Person who contravenes any provision of this By-law is guilty of an offence under the provisions of the *Provincial Offences Act, R.S.O 1990, c P.33*, as amended, and is liable on conviction to a penalty not exceeding \$5,000, exclusive of costs, subject to the provisions of the Act.

10.2 Set Fines

Every Person who contravenes any of the provisions of this By-law is guilty of an offence and liable upon conviction to a penalty as prescribed under the Provincial Offences Act.

10.3 Continuing Offences

Every Person who contravenes any of the provisions of this By-law is guilty of an offence and, pursuant to Section 429 of the *Municipal Act, 2001*, c. 25, as amended, all contraventions of this by-law are continuing offences.

10.4 Fines Transferred to Taxes

Pursuant to section 441.1 of the Municipal Act, upon the request of a Municipality that has entered into a transfer agreement under Part X of the Provincial Offences Act, the treasurer of a local Municipality may add any part of a fine for a commission of a provincial offence that is in default under section 69 of the Provincial Offences Act to the tax roll for any property in the local Municipality for which all of the Owners are responsible for paying the fine and collect it in the same manner as municipal taxes.

10.5 Continuation – repetition of offence – prohibited

The court in which a conviction has been entered and any court of competent jurisdiction thereafter may make an Order prohibiting the continuation or repetition of the offence by the Person convicted.

**PART 11
MISCELLANEOUS**

~~**11.1 By-law reference on signs – deemed to conform**~~

~~On a sign Posted by the Town in a Park or Recreation Area, references to By-law shall be deemed to be references to this by-law.~~

11.1 By-law reference on signs - deemed to conform

On a sign Posted by the Town in a Park or Recreation Area, references to By-law shall be deemed to be references to this by-law.

11.2 Short Title

This by-law may be referred to as The *Parks and Recreation* By-Law.

11.3 SEVERABILITY

In the event that any provision or part of this By-Law is found to be invalid or unenforceable for any reason whatsoever, then the particular provision or part thereof shall be deemed to be severed from the remainder of the By-Law and all other provisions or parts thereof shall remain in full force and shall be valid and enforceable to the fullest extent permitted by law.

11.4 Coming into Force

This by-law comes into force and take effect on the date it is passed.

READ A FIRST AND SECOND TIME THIS _____ day of _____, 2024.

READ A THIRD AND FINAL TIME AND PASSED THIS _____ day of _____, 2024

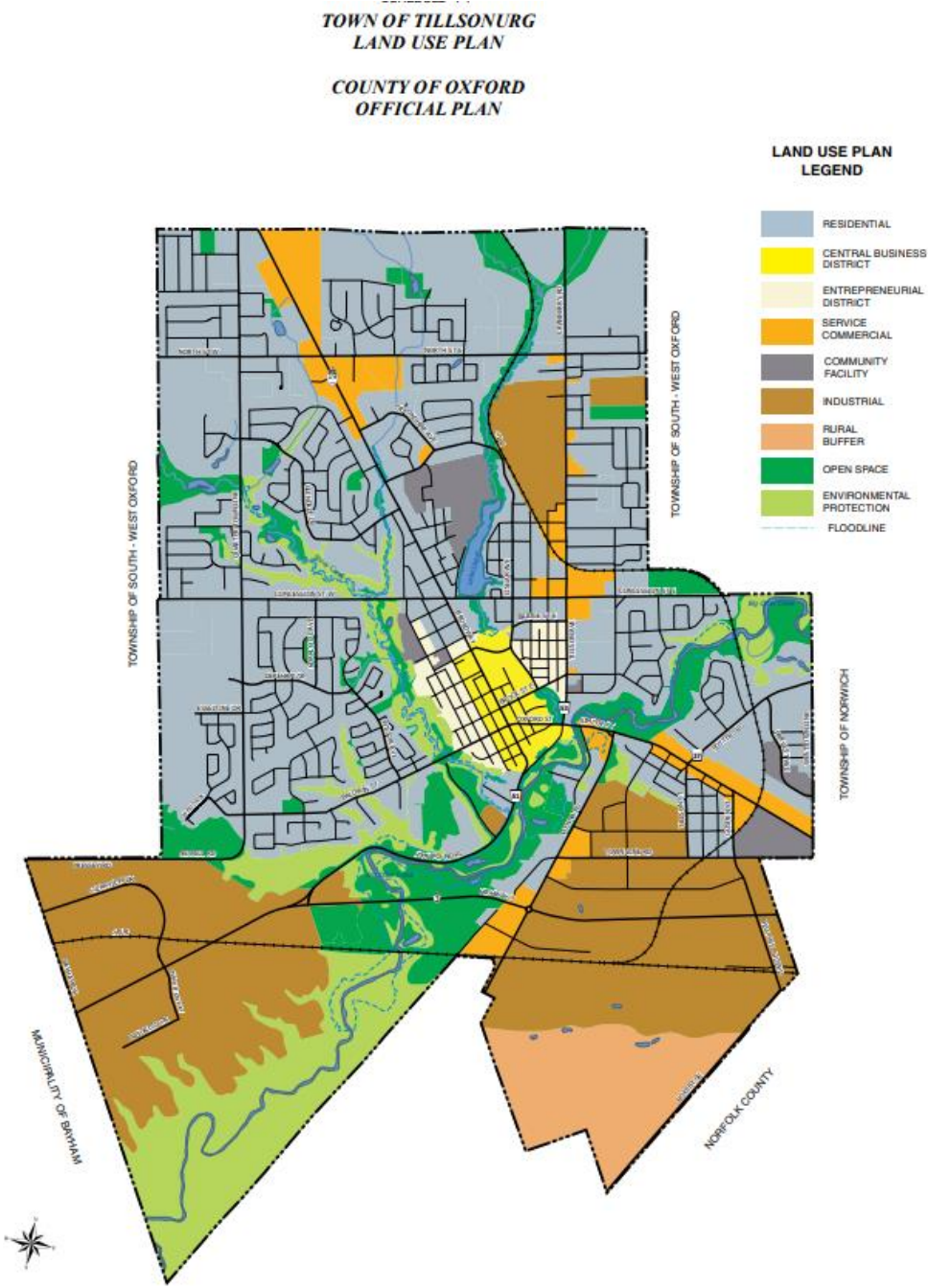
MAYOR - Deb Gilvesy

CLERK - Tanya Daniels

DRAFT

SCHEDULE “A”
TO BY-LAW NO. _____

MAP OF OPEN SPACE & ENVIRONMENTAL ZONES



April 4, 2024

Dear Councillors,

It has come to our attention that there is a proposed draft for a series of bylaws that refer to Lake Lisgar and the Parks in Tillsonburg.

There are a few bylaws being brought forward that we believe would be an injustice for the community and for council to approve.

Lake Lisgar

5:5 (13) No person shall enter onto the ice for any reason.

Is this to include ice fishing and ice skating?

Lake Lisgar is considered to be one of the highest treasures in our town. We overlook Lake Lisgar and know, firsthand of the recreational enjoyment Lake Lisgar provides, not only in the summer but also in the winter months. We have observed ice skating and ice fishing on the lake and is considered a family affair steeped in memories and traditions. It warms my heart to look out the window to see the families skating and the ice fishing tents on the ice in winter.

It was in Jan 2022 that the lake froze over without a snowfall, it was clear and clean like glass giving residents the ability to skate in its entirety without shovelling off a section.

Trevor Polleberg said it best when he took a photo and entitled it:

WHAT DREAMS ARE MADE OF

(it features a dad and his two young boys skating on the beautiful us girl located in the heart of my hometown Tillsonburg Ontario.

"I have waited my entire life to be able to skate on this lake. I'm not talking about skating on a little shovelled off section of the lake but the entire length of the lake. I've seen photos of clear frozen lakes out west where people can skate for miles and miles. I have dreamt of the day where I could do the same on the local lake. The other reason this was such a special time for me was that I was able to share the experience with my wife. We skated around the lake a number of times with smiles ear to ear. There were many locals doing the same, some were ice fishing, skating and exploring. I

couldn't help with how special this day was, all involved, and that it was once in a lifetime experience."

It's not simply about passing bylaws proposed by people who do not live in town and understand the recreational opportunities or use the lake. This is about denying the residents of Tillsonburg the opportunity to make lifelong memories with their families.

5:5 (13) No person shall operate a watercraft between Nov 1 and April 1

With the unseasonable winter temperatures of 2023/2024, we have seen our neighbour Joanne and others take advantage of the weather and venture out in her Kayak over the past winter (proposed restricted months). What a great opportunity to experience Lake Lisgar by Kayak on Christmas Day, another memory of what dreams are made of!

I don't believe there has ever been an incident on the lake that required rescue of a Kayaker. Those that have paid the price of real estate to be close to the lake deserve the opportunity to use it year-round and as responsible citizens there should be exceptions as there are for other groups outlined in the proposal.

We used to view Tillsonburg as a community with a small town feel and Lake Lisgar worthy of a Norman Rockwell painting. With the proposed changes to our community, I'm afraid we are starting to view our little town as more of an urban city where the residents have little to No say on how to live.

Concerned citizens,

[REDACTED]

Margaret Puhr

From: [REDACTED]
Sent: Saturday, April 6, 2024 12:12 AM
To: Margaret Puhr
Subject: RE: Apparent New Unethical Bylaws

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Please consider this with an understanding for what's right, and how nonsensical rules that go against nature and rights, can affect some people's livelihood and mental health in a negative way.

1. You don't want people or dogs on ice or in the water. You cannot take the right away from someone to indulge in nature in a way that makes us happy. I am a 31 year old woman with aspergars, who is on disability. Nature has always been the biggest part of my life, and needing to have a dog, so is he. We get out as much as we can, and one of our favourite things is going on walks/hikes, and walking around in the water together, and we will continue to do so. I don't have a car and I don't have ways of getting around out of town very often. Many aspects of this tie into the next paragraph.

2. You want a maximum of 2m(6in) leashes. I can understand and agree with trying to do something about flexi-leashes. I see too many people letting their dogs at its full extent, letting them cross the road before the owner and if a car ever zipped through, it wouldn't be good, along with other hazards that come with those leashes. I also see people disrespecting everyone's properties/yards by letting their dogs way up on them with flexis. I think this leash should be banned. However, there should be an exemption of normal leashes that are much longer and for the purpose of being able to let dogs run and explore, and get the exercise they need, while still being leashed. I have a 10ft waterproof leash for when we are adventuring in the water, and a 50ft rope leash for when we are in a large open area that allows us to play frisbee and other games while still having him leashed. I have a Belgian Malinois. This is a breed I can NOT cut corners with. He needs to be worked and exercised on the daily. This means I NEED to keep using my long leashes during our adventures. Normal long leashes need to be accepted. You can't allow a few bad dog owners to ruin it for the rest of us. The main thing is that dogs are kept on leash, and people always pick up after them. If you argue the dog park, here's the situation with that place; I can't go there because there are too many problem people and dogs. A husky named [REDACTED] being the biggest issue. It's an unfixed male and all it ever did was go after my dog by the neck and wouldn't let go. He gets very aggressive with other dogs and bites, but the owner does nothing at all. That dog should be banned. A different dog made mine's lip bleed. Then there's the evening food group. A group of people go every evening/night (especially in the warm seasons) with take out food which is not allowed! Then they get mad when dogs beg and jump on the table. It's a dog park, not a people park. They need to stop bringing food because you never know how someone else's dog could react to that. This is all relevant to the 2m leash bylaw idea and going in the water, if I CAN'T ever go to the dog park, I need to be able to do what I have to do with my long leashes to keep my dog happy, me happy, and live the best quality of life, without walking on eggshells thinking someone is going to come along and try telling us to get out of the river. As someone with aspergers (on the autism spectrum), and anxiety, this would do nothing good and just trigger a panic attack that would cause me to faint while being attached to my very strong malinois.

3. You say you don't want people using multipurpose pathways from December to April, basically all winter. So if this means no going on walks through the trails throughout the winter, that's not gonna happen. If I'm wrong then great, but if this is what you mean, then you don't have the right to take that away from people. Have you ever heard of winter birding, or birding at all for that matter? And I don't think I need to repeat myself of what life is like with a Belgian Malinois and needing to live the best quality of life. Nature and exploring with my dog-son is my life. I forgot to mention that I'm a nature photographer.

4. No dogs on sports fields? It's better to just address the problem-people instead of ruining it for everyone. I do agree with dealing with them and making sure people are clear not to let dogs run off leash on them. I do,

however, am wondering if just walking through is exempt. If someone is passing through with their dog and the field is empty, there is nothing wrong with that. It would be silly to go all the way around.

I also must say, you can't be a hypocrite by telling people not to disturb wildlife, when you are the ones doing illegal things! **TAKE THOSE FAKE SWANS OUT OF THE LAKE!** They are going to get taken out one way or another, so please do the right thing.

I spilled my heart out writing this for over an hour, so I hope everything is taken into caring consideration with seriousness. I do not require an email back. I'm just voicing what needs to be said, with the hope that things can be seen in a new light. Put yourself in other's shoes. Thank you.

From: [REDACTED]
Sent: Thursday, April 4, 2024 9:27 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: FW: New Parks & Recreation By-Law Draft Proposal

Sent: Thursday, April 4, 2024 8:23 AM

To: Pat Cornell <patcornell@gmail.com>

Cc: Julie Columbus <jcolumbus@tillsonburg.ca>; Jonathan Graham <jgraham@tillsonburg.ca>; Councillors

<cor>

Tom

Subject: Re: New Parks & Recreation By-Law Draft Proposal

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Dear [REDACTED] (and everyone),

I appreciate your quick response after reviewing the Draft Parks and Facilities By-Laws.

As you indicated, I purchased my property near Lake Lisgar (in early 2023) and am very pleased to be back in Tillsonburg where I grew up. I arrived with the plan to carry my kayak to the lake to paddle around on each of the days when the weather cooperated. This past winter I was able to enjoy the lake on many occasions (including Christmas Day and Boxing Day) as there were many calm and warm days and there was little ice.

Being able to get out in my kayak when the weather allows helps to get me through the long gray winter months and means the world to me. The thought of having the option taken away is very distressing. Just imagine what it would be like to sit and watch the rowers make use of the lake on a warm sunny day while I cannot. I cannot stress enough how much it means to me to have the privilege.

Each of us has worn life jackets every time and I know that at least 2 of us are often picking up fishing lines and lures dangling from trees and brush that would endanger the wildlife. One of us was also helpful in placing one of the new swans out of reach as requested.

I find it insulting to suggest that I cannot be held responsible for my own safety and agree that a "Use at your own risk" sign should suffice. Where is Tillsonburg's enthusiasm for the ParticipACTION campaign for better mental, physical and

social health and well-being? Many people have suggested that any such by-law should be ignored but I am one who has followed the rules so would expect the rules to be reasonable.

For the sake of those of us who make use of the lake throughout the year, I would ask that proposed By-Law 5.5 (13) be removed. There are other questionable items within the proposed by-laws but this is the one that will impact me every day for 5 months of the year. I plan to attend the Council meeting on April 22 when the draft by-laws will be on the agenda.

I am excited to know the fountain will be back in place soon and appreciate the many hours the volunteers put in to make the lake such a wonderful feature for the Town of Tillsonburg. See you on May 4th!

Kindest regards,
[REDACTED]

On Wed, 3 Apr 2024 at 17:59, [REDACTED] wrote:

[REDACTED] thank you for bringing to my attention the draft proposal for the new By-Law for the areas of the Complex, Memorial Park and Lake Lisgar areas.

It was a rainy afternoon here today, so I took the opportunity to read through the document.

I was unaware of this being implemented, as I am out of the country during the winter months and will not be returning home for another three weeks. I too share your sentiment with the concern for limiting the use of non motorized watercraft on the lake from Nov 1st to April 1st.

Last fall the Kinsmen Club removed the fountain on Nov 4th, a glorious day (for early Nov.) for the task when others in the community also took advantage of the weather to enjoy a day on the Lake, kayaking, fishing, etc.

You have told me that you, as an avid kayaker, also took the opportunity to utilize the Lake and its beauty several days this winter. It truly is a Gem in the middle of our town.

The days are long gone when we played hockey on the lake for several weeks in the winter months. Former mayor Claire Esseltine even plowed several rinks for the players and skaters using his International Scout.

I too question why there is restricted use during this time? Is it a recommendation by the LPRCA? I don't believe this to be a spawning period for fish, etc.?

Or is the Town attempting to limit their liability to Slip & Fall claims during the winter months?

If it is the latter, then why not simply post "Use At Own Risk" signage at the boat ramps and docks? Trying to protect **ALL** people from themselves is getting a little absurd and could be ruining the recreational opportunities of others.

I also noticed there is no provision or exception stated for the Kinsmen Club to use the town owned Kinship 1 barge to service the fountain and other Lake assets?

Last I knew, our Club was not a contractor of the Town? We are service club volunteers who have provided a "free" service to the Town to enjoy the Fountain for the past 31 years.

Perhaps the Town is ready to take over the task and spend 1000s of taxpayer dollars to attempt to replicate the 40 hour annual task?

I would welcome having the first Saturday of May and last Saturday of October free to spend as I please. Not to mention all the work and personal resources that are expended by myself and others in preparation before and after the spring launch and fall removal.

There are a couple of other issues I have with the draft. Running , walking, etc. on other than the hiking trails ??

Also restricting the hobby of **metal detecting** ?? That in my mind would collaterally be a service to the Town as detection and the removal of sharp objects, parts of syringes, etc. would make it safer for all users. If you can think of more to add to this email, please reply to all.

It was great that you have retired and moved back to Tillsonburg after your professional career on the West Coast and that you were actually able to purchase a small home adjacent to the Lake, where you have access to continue your passion for kayaking.

I hope the other recipients of this email will consider our concerns before the By-Law is finalized.

I will hopefully see you on May 4th during the fountain launch.

Best Regards,



[REDACTED]

From: [REDACTED]
Sent: Friday, April 5, 2024 7:38 AM
To: [REDACTED]
Subject: P&F 2024 bylaw

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Hi

Please pass on.

Concerning Parks and Facilities by-law 2024 section 5.6.

#1 - Why would the rowing club get an exemption, over me as a licensed water craft operator?

[REDACTED]

From: [REDACTED]
Sent: Friday, April 5, 2024 9:15 AM
To: [REDACTED]
Cc: [REDACTED]
Subject: Park bylaws

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Good Day

I have a couple of concerns with this bylaw. I have lived in this town all my life. As a kid we looked forward to skating on lake lisgar and playing ice hockey . It was a winter thing to do. So now you want to take that away. Too!! We have a beautiful body of water that can provide great recreational activity year round and you don't use it to its full advantage. How s as bout a loitering bylaw downtown especially in front of the mall. Where all the crackheads pass out at the tables why isn't there a loitering bylaw downtown. But if I want to grab a book and read in a town park I'm loitering !!! What a joke !

Thanks for your time.

F [REDACTED]

Sent from my iPhone

[REDACTED]

From: [REDACTED]
Sent: Friday, April 5, 2024 1:32 PM
To: [REDACTED]
Subject: Bylaws

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

I have only just seen these new bylaws that are in the works for the town of Tillsonburg. While I am currently at work and have not yet had a chance to review all of them I can definitely say I have issues with 3.1(8), 4.1(5), and 5.2(1). There are many more points that are not very clear on what's being restricted to the people of this town.

Thanks,
Concerned resident of Tillsonburg

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[REDACTED]

From: [REDACTED]
Sent: Friday, April 5, 2024 3:00 PM
To: [REDACTED]
Subject: Your email re: new bylaws

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Hi Margaret:

"No usage of parks 10 pm - 6 am"

Re: the entire paragraph:

Who will enforce this and how?

Tickets to create greater personal or family expenses that does nothing but increase the Town coffers?

"Gender segregated washroom"

Agree with the first paragraph but for those who have challenges and need assistance - makes no sense! Again who and how will this be enforced?

"Public Meetings or gatherings - Permits"

I understood a permit is already required for use of the pavilion? Or was it just "per availability"? It's popular for family gatherings, and club meetings.

"Multi use pathways"

My same question - which pathways? Are the town pathways not considered "public ways"?

And accessibility is a great concern.

Again - who and how would this be enforced and the "pathways" need to be identified.

(If you defined them in your picture I couldn't read them) I'll try on my computer later.

Thanks

[REDACTED]

Accessibility Advisory Committee

Food Bank Client Service

[REDACTED]

From: [REDACTED]
Sent: Friday, April 5, 2024 4:00 PM
To: [REDACTED]
Subject: New Bylaws

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Hello,

I, along with many Tillsonburg residents, are taking issue with quite a few things on your bylaw agenda. I read through most of the proposed bylaws and, in my respectful opinion, many of these would absolutely ruin the small town essence that we have here in Tillsonburg. I am born and raised in this town and the thought that myself and many other will not be allowed to do things like skate on the lakes and ponds, walk in our beautiful parks during certain hours, run mini umpire clinics to help our young umpires without a permit (\$), fish and teach our kids how to fish in lake lisgar, etc. are all extremely troubling thoughts. I grew up doing most of these things and wouldn't trade the small town upbringing for anything. The fact that I just learned about these proposed bylaws two days ago is also concerning as town council has not made this information readily available.

From the responses I've read, it is not looking to be well received by the majority. While I understand some of them, I feel the town is going overboard in policing the small town joys and pleasures that haven't been effecting anyone in a negative way at any point in my 35 years in this town. For example, Two years ago Lake Lisgar flash froze and the whole town was out enjoying skating. It was absolutely amazing. To know that I won't be able to take kids there to play pond hockey or skate like that without being fined is a shame. We've lost our tobogganing hills to greed, and now we are looking to take more away from youth. While we have an outdoor rink, it's not the same and often extremely busy with restricted hours and stick/puck times.

I would encourage council to really evaluate a lot of these proposed bylaws and the negative effect it's going to have. This town has already suffered enough with raised and unreasonable property taxes, the free dump being taken away and now charging people, paying for garbage, an explosion of new subdivisions and a lack of infrastructure to maintain the growth, water bans, etc. This town has already lost its small town feel, why take away what's left of that?

Thank you.

Sent from my iPhone

[REDACTED]

From: [REDACTED]
Sent: Friday, April 5, 2024 5:01 PM
To: [REDACTED]
Subject: Park bylaws

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Hello Margaret,

Tillsonburg has put together a little bylaw list for the parks in town. They surprisingly didn't have any bylaws previous to this.

Highlights include, no usage of parks between 10pm and 6am. This means workers on afternoons that live in limited green space areas cannot take their dog for a walk through the park. Nor can people use certain paths to get from point A to point B quicker and must instead go around. It's also going to affect the houseless in town from having safe spaces to spend the night

No one can enter a gender segregated bathroom that doesn't match their lived gender identity unless they are under 12 with a parent. This can affect so many, including those with neurodiversity or physical challenges from having assistance they need from a parent or caregiver.

No domestic pets on sports fields. This is not inclusive of service animals

No one may engage in the buying or selling of illicit drugs. This is already a law and therefore not needed as a bylaw. Why are we doubled up on this?

Public meeting or gatherings are not permitted without a permit obtained by the town. What constitutes a public meeting or a gathering in a park? This is thinly veiled against the houseless but also can include ANY group they deem fitting

No one can use a multi use pathway between Dec 1 and April 1. What pathways do they mean and what does this mean for accessibility in town? I've seen it explained as any paved pathways.

And no person shall enter onto the ice on lake Isgar for any reason. This removes ice fishing from being accessed in town. Something that has been done for many years. While some folks are on ice when it's thinner and shouldn't be, it makes no sense to not allow anyone to use good judgement. More awareness and signage at the lake can make this a safe activity. There is also another bylaw just above that includes no skating or walking on the ice in town either

I have issues with these bylaws. I believe many changes need to be made before these are in place

[REDACTED]

[REDACTED]
[REDACTED]

From: [REDACTED]
Sent: Friday, April 5, 2024 7:32 PM
To: [REDACTED]
Subject: New bylaws

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To whom it may concern.

I have just been reading about the new bylaws that the town is purposing. Not sure where they posted before I read them on social media this evening.

Some of these new bylaws are very restrictive of people using some of the town recreational areas. These bylaws would discourage many people from using the areas that belong to them.

Has anybody done a survey as to what the people want, as it is the people that own them, not the town. The residents of Tillsonburg pay for areas through tax dollars.

As a long time citizen and tax payer in Tillsonburg, I think some of these bylaws should not be put in place.

it seems like some of them are aimed at the homeless.

As for lake Lisgar, this has been a life long recreational area that has been iced fished and hockey played on for generations! Would it not be more effective to have hire someone to evaluate the ice, rather than a bylaw officer!

[REDACTED]

From: [REDACTED]
Sent: Monday, April 8, 2024 7:01 PM
To: [REDACTED]
Subject: [REDACTED]

[REDACTED]

-----Original Message-----

From: [REDACTED]
Sent: Friday, April 5, 2024 12:41 AM
To: [REDACTED]
Subject: Winter Kayaking on Lake Lisgar

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Hello,

I was reading an article on the Talk Tillsonburg Facebook page tonight that mentioned a few of the bylaw proposals put forth by council. One of the proposals would greatly affect me, which is not allowing watercraft on the lake until April.1.

I am one of the few locals that winter kayak the lake to photograph the wildlife. I've won some National Awards with the Professional Photographers of Canada, of images that were captured on the lake during the winter. These images would not have been possible without being allowed in my kayak during the winter months.

There are definitely a few of us in the area that use the lake in all seasons (if conditions permit). We all take the necessary safety precautions by wearing full dry suits and proper floatation vests. It would be a real shame to lose that ability to enjoy the lake in winter.

I'm not sure if this is the proper channel to address my concerns but this was the email address that was suggested to me.

[REDACTED]

From: [REDACTED]
Sent: Monday, April 8, 2024 7:03 PM
To: [REDACTED]
Subject: FW: New bylaws.

[REDACTED]

-----Original Message-----

From: [REDACTED]
Sent: Thursday, April 4, 2024 6:27 PM
To: [REDACTED]
Subject: New bylaws.

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The council seems to be stretching too far with proposing no ice skating or ice fishing. These activities have been practiced for centuries. Let people decide for themselves. Or to really make sure there are no issues, if there are those who don't follow the updates on ice thickness for angling purposes, then maybe the fire dept could take that task on to entire it's safe.

[REDACTED]

From: [REDACTED]
Sent: Monday, January 29, 2024 6:32 PM
To: [REDACTED]
Subject: Tillsonburg master plan, att. Mr Matt Johnson

Follow Up Flag: Follow up
Flag Status: Flagged

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I have reviewed the above mention draft plan. My focus today is limited to parks and trails, mostly trails and trees

I would like to commends to firm for its thorough report. It's absolutely a large undertaking. Town staff and input from the community is not to be denied also.

My comments

Page142/ Oxford County forestry plan andTillsonburg Bylaw 4001

Tillsonburg bylaw 4001 was drafter a few years ago and lists trees not only those to be planted but also invasive and unwanted trees in separate categories. It was done by experts.

Page 163/ removal of invasive trees and plants is critical in any beautification plan. Unwanted trees, trees that may be acceptable in forests environment but not in a residential area. I specifically refer to walnut trees as an example. In Tillsonburg there are a lot of walnut trees. Squirrel do a fantastic job planting them. They can (will) dominate a park or trail in time.

I thank the chair for given me the opertuniy to give my thoughts and wishes. Tillsonburg is indeed a town (city) that has given me great pride.

Kind regards

[REDACTED]

cc: [REDACTED]

[REDACTED]

From: [REDACTED]
Sent: Thursday, March 21, 2024 1:38 PM
To: [REDACTED]
Subject: Parks Bylaw changes

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To whom it concerns

My name is [REDACTED] I live at [REDACTED] Tillsonburg. The recent news of proposed parks bylaw changes published in the Norfolk and Tillsonburg News has raised a large concern for me. In general I do agree with the overall changes, however there are very substantive concerns in some areas. The proposal : charges for obstructing officers , is in my mind oppressive and heavy handed. For example , suppose I have a different view of a so-called event that an officer has deemed an offence. If I argue with the officer and I refuse to co-operate, it will be deemed as obstruction and I will be charged. The very fact that a set of controls and checks has not been established leaves the process open to corruption by the officer. After-all , it's a public park. Should charges be levied in all cases or some cases or cases where the officer just doesn't not like your face or skin colour and the officer interprets the infraction arbitrarily? I can understand enforcement when an illegal activity such as drug use or violence is evidenced, but the idea that using a barbeque or neglecting to leave a park in time, is not enough for me to accept a bylaw that could bring charges for any offense that an officer calls obstruction.

Another proposal : charges for unauthorized gatherings; is in my opinion VERY offensive. It's a PUBLIC PARK people! You are proposing to allow officers to interpret who can congregate, how many are deemed acceptable and when and where people can go inside a park. This is totally unacceptable and smacks of heavy handed paranoia. Suppose, a group of teens ,say four teens ,gather along a path in the park. They are using the park. They cannot be condemned or suspected of committing a crime or mischief. Innocent until PROVEN guilty is a phrase often listened to, seldom heard in todays' race for so-called safety at the expense of freedom of assembly. Please get the bylaw people to get a grip on their fears and paranoia.

Finally the proposal : charges for smoking in a park. REALLY! Cigarettes are sold in stores legally. Cannabis is sold legally. Are you proposing that all the people who use these products are criminals? I can understand that in a community center ,a closed space, that it is unacceptable to smoke. But, there are bylaws in place to deal with that issue. I also see today that ALL people who do smoke, will respect the smoking bylaw and smoke outdoors. Many smoke outside their own home! Which brings me to the fact that a park is outdoors. The bylaw proposal can be interpreted by a zealous officer to include a semi-indoor space, such a pergola. Added to that ,mix in the prejudices that an officer may have toward a group or an individual , you have a recipe for distrust not only towards the police officer but also towards the council as a whole. Please reconsider the park bylaws changes to allow a more measured approach, with an emphasis on citizens freedoms .

I realize that there is a perceived pressure by the public for more security. In my opinion the balance between security and civil freedoms sits squarely on the shoulders of the government . Please do not give in to the perception that all people want more security. Please consider that the price of security is at the expense of freedom. Giving more power for security to the police should be tempered with the idea of the consequences of the sacrifice of civil freedoms.

With Regards

[REDACTED]

From: [REDACTED]
Sent: Thursday, March 21, 2024 2:24 PM
To: [REDACTED]
Subject: New bylaws/dog park

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Dear Mayor Deb, Matt and Margaret,

My dog and I have personally been using the dog park almost daily for 4 1/2 years. We are grateful to have a place in town for off leash exercise!

The dog park used to be a very enjoyable place for the dogs to run off some energy and to socialize with other dogs and people.

There was enough room for all the dogs to interact, run and play. If there was any kind of issues, the owners had enough common sense to figure it out by either removing their dog or the ball/toy if it became a problem.

In my opinion, I feel there are just too many dogs now for the size of the dog park. This seems to have recently created some issues.

Is the town planning on opening up another dog park to support our growing population? Could we add on to the one we have? I know we could fundraise for the fencing. It wouldn't create more work for the town as they are already mowing that area. This could solve any current issues by having a 3rd section for high energy dogs who enjoy lots of running, including chasing balls.

I'm also writing to ask, "will you PLEASE reconsider, and not make it a bylaw, that the dogs not be able to enjoy their only off leash time/place in Tillsonburg, with their toys/ball?" I know my dog and some others would be most grateful!

Thank you for your time in reading my letter. I look forward to hearing back from you and pray on behalf of many dogs and their owners that a favourable solution will be made.

[REDACTED]

From: [REDACTED]
Sent: Friday, March 22, 2024 3:46 PM
To: Margaret Puhr
Subject: RE: Agenda - Rec & Sports Advisory

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Good afternoon Margaret,

Just looking at the new Parks bylaw, it is quite a large list and I was wondering if the new Pickleball courts shouldn't be added to cover all bases in the near future?

Just an observation.

Thank you,

[REDACTED]

[REDACTED]

Best,

[REDACTED]

From: [REDACTED]
Sent: Sunday, March 24, 2024 10:11 PM
To: Margaret Puhr; Matt Johnson
Subject: Proposed new by-law

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Hello,

I have several concerns about sections of this document.

1. Section 4.1 We had a trail festival in Tillsonburg June 2, 2019 with horses on the trail as an attraction and for participants in the festival to visit and learn about horses and trail riding. Under this new by-law this would be prohibited. We also have wagon rides at the market in the summer,,, not allowed now???

2. Multi Use Pathway # 11

I am assuming you mean the Trans Canada Trail that Tillsonburg is proud to have go through the town. Horses are allowed on the trail, in fact they are designated and approved. I participated in the opening of the Trans Canada in Port Burwell in 2000 and horses and riders were included in the opening celebration parade.

Our Amish neighbor's shop in Tillsonburg, and I feel the bylaws pertaining to horses are onerous and need to be eliminated. In fact, Tillsonburg could raise the bar and provide covered shelter for the horses and buggies that have to stand in the sun on the hot pavement parking lot behind Avondale Church in the summer or stand in the rain on cold days. Tied to lamp standards?? We can do better. Let's do it.

Sincerely

[REDACTED]



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From: [REDACTED]
Sent: Friday, March 22, 2024 8:48 AM
To: Matt Johnson <mjohnson@tillsonburg.ca>
Subject: re: recreation bylaw

Good morning,

Has this bylaw officially been passed? I am an avid kayaker and use Lake Lisgar regularly. It is disheartening to read that I cannot kayak between November and March because of the bylaw. It is restricting my leisure activities. Will you be banning fishing as well? Often times there I can actually paddle well into late November and as early as February. What is the justification behind this?

[REDACTED]

From: [REDACTED]
Sent: Wednesday, March 27, 2024 4:21 PM
To: [REDACTED]
Subject: New parks bylaws public engagement inquiries

Good day,

I have received multiple questions from 3 different folks with different questions / concerns. I have encouraged them to write to you Margaret as your name/email is on the public release.

Because the inquiries/concerns were sent to me as well., I thought I would also send inquiry on their behalf.

re: Park prohibition between 10pm and 6am:

If this is due to homeless people, do we have a place for them to go if they are removed?

Will homeless people (or others) be fined if there between these hours?

People on afternoon shift at factories get home at 11pm and often like to go for a walk with family pets....many from the Lisgar apartments for instance go to Memorial Park with their dogs. This would take away this right/ access!

Many people go for walks/runs early before work in parks at 430-6am in parks and especially on trails. Does this include trails?

RE: no domestic animals on sports fields....does this include service animals? If not, should that be included in wording.

"No one can enter or use gender-segregated facilities that do not correspond to their lived gender identity, in any park or facility, set apart for the opposite gender." Does this mean how they identify? Or how born? The definition for this term is not included in definitions and perhaps should be.

Also "states that this does not apply to children who are 12 years of age or younger and who are, at the time, accompanied by a parent." I assume this means a parent identifying with the gender of bathroom they are using. What about neurodiversity / mental disabilities kids over 12? They sometimes need assistance. Should there be an exclusion for that?

Why and what is this for...."Unless authorized by the director or permitted by parks permit.....no public meeting or gathering without a parks permit (allows the ability to charge for protests). Can you clarify what this means?

Are there any gender-neutral facilities?

"No loitering" in park? What if we are meeting friends, going for a walk and then having a picnic? We need approval by the director?

Not allowed on ice....the inability of going ice fishing as many have for many years will cause some backlash.

[REDACTED]

From: [REDACTED]
Sent: Thursday, April 4, 2024 8:34 AM
To: Margaret Puhr
Subject: P&F bylaw 2024

CAUTION: This email originated from outside your organization. Exercise caution when opening attachments or on clicking links from unknown senders.

Dear [REDACTED]

I am a citizen of Tillsonburg and a regular user of Lake Lisgar for 50 years.

Concerning Parks and Facilities by-law section 5.5.

#2 Is unreasonable as it eliminates sunrise and sunset usage.

#3 Is unreasonable as it eliminates normal use of safe ice.

#4 see #3

#9 strange wording

#13 Time frame based on what?

#19 strange wording

#25 Have you ever noticed how clean it is around the lake? There is a group of citizens who daily clean around and occasionally wade to get flotsam and jetsam.

#27 and #28 There is not 35 meters between the two, paddlers couldn't approach south end.

Please advise the time frame going forward and how we get our voices heard.

Regards,

[REDACTED]