THE CORPORATION OF THE TOWNSHIP OF BONFIELD BY-LAW NUMBER 2024-42 BEING A BY-LAW TO LICENCE, REGULATE AND GOVERN TRAVEL TRAILERS AND RECREATIONAL VEHCHLES IN THE TOWNSHIP OF BONFIELD

WHEREAS the *Municipal Act*, S.O. 2001, ("The Municipal Act") Section 164 authorizes a municipality to pass by-laws to licence trailers;

AND WHEREAS pursuant to Section 436(1)(3) of The *Municipal Act* permits a municipality to pass by-laws providing that the municipality may enter on land at any reasonable time for the purpose of carrying out an inspection to determine compliance with a by-law direction, order or to licence;

AND WHEREAS Section 444 of The *Municipal Act* provides that if a municipality is satisfied that a contravention of a by-law of the municipality passed under the Act has occurred, the municipality may make an order requiring the person who contravened the by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to discontinue the activity;

AND WHEREAS Section 434.1 of *The Municipal Act*, a municipality has the authority to impose a system of administrative penalties and fees as an additional means of encouraging compliance with this by-law;

AND WHEREAS the Corporation of the Township of Bonfield deems it desirable to licence, regulate and govern the use of trailers and recreational vehicles as defined by this by-law for the purpose of protecting the health and safety of the persons using a trailer or recreational vehicle to protect the neighbourhood amenity, the environment and to promote responsible ownership;

NOW THEREFORE the Council of The Corporation of the Township of Bonfield enacts as follows:

INTERPRETATION AND APPLICATION - SECTION 1

- 1.1 This By-law shall be cited as the "Trailer Licence By-law".
- 1.2 This By-law does not apply to:
 - a) Assessed Trailers as defined in Section 2.1.
 - b) Trailers located in Camping Establishments as defined in Section 2.2.
 - c) A Stored Trailer as defined in Section 2.10.
- 1.3 This By-law applies to any trailer within the geographic boundaries of the Township, even if the trailer was placed on the property prior to date of the enactment of this By-law.

DEFINITIONS - SECTION 2

- 2.1 **ASSESSED TRAILER** means any trailer legally located on a property and that is assessed under the *Assessment Act as amended*.
- 2.2 **CAMPING ESTABLISHMENT** as per the Township of Bonfield's Zoning by-law and successor thereto; means a parcel of land used or maintained as an overnight tent and trailer park where people are accommodated temporarily in tents or tourist trailers, or other similar facilities, whether a fee or charge is paid for the rental thereof but does not include a mobile home park.
- 2.3 **CHIEF BUILDING OFFICIAL** means the chief building official appointed by the Council under section 3 of the Building Code Act 1992, or their designate.
- 2.4 **COUNCIL**-means the elected Council of the Township of Bonfield.
- 2.5 **DWELLING** means a building, occupied or capable of being occupied as a home, residence or sleeping place by one or more persons, but shall not include hotels, boarding and rooming houses, motels, institutions, short-term rentals.
- 2.6 **LICENCE** means a licence issued under this by-law by the Township of Bonfield.

- 2.7 **LICENCE ISSUER** means any person or persons provided the authority by the Corporation of the Township of Bonfield.
- 2.8 **LICENSEE** means a person who holds a licence or is required to hold a licence under this By-law.
- 2.9 **PERMANENT BASIS** means either year-round occupancy or occupancy by persons who do not maintain elsewhere a usual or normal place of residence.
- 2.10 **PERSON** -means an individual, a corporation, a tenant, an association, a chartered organization, a firm, a partnership, an agent or trustee and the heirs, executors or other legal representatives of a person to whom the context can apply according to law.
- 2.11 RECREATIONAL VEHICLE (RV)- as per the Township of Bonfield's Zoning by-law or any other successor by-law thereto; means any vehicle so constructed that it is used for temporary eating and sleeping accommodation for travel, vacation and/or recreational use. Such vehicle shall include tourist trailers, or towed trailers, tent trailers, and campers mounted on motorized vehicles, but does not require a special highway movement permit.
- 2.12 **RURAL ZONE** as per mapping in the Township of Bonfield's Zoning by-law or any other successor by-law thereto.
- 2.13 **STORED TRAILER** means any trailer located on a property only for the purpose of storing such trailer for use at any location other than the property upon which it is stored, unless the trailer meets the requirements of this by-law and the Zoning By-Law 2012-49 Section 3.22 as amended or any successor by-law thereto.
- 2.14 **TOWNSHIP** means the Corporation of the Township of Bonfield and shall be defined as the lands and premises within the corporate limits.
- 2.15 **TRAILER**, **TRAVEL OR TENT** means any trailer which is designed to be temporarily utilized for living, shelter and sleeping accommodation, with or without cooking facilities and which has running gear and towing equipment that is permanently attached and is not permanently affixed to the ground. For the purpose of this by-law "*trailer*" will refer to a trailer travel or tent and recreational vehicle.
- 2.16 **VACANT LAND** means a parcel or combination of parcels of real property without industrial, commercial or residential buildings.
- 2.17 **YARD-** as per the Township of Bonfield's Zoning by-law or any other successor by-law thereto; means an area of a lot abutting a building and includes a:
 - a) Yard, Exterior Side means the side yard of a corner lot, which side yards extends from the front yard to the rear yard between the side lot line abutting a street and the nearest main wall of any main building or structure.
 - b) **Yard**, **Front** means a yard extending across the full width of the lot between the front lot line and the nearest main wall of the main building or structure on the lot.
 - c) Yard, Interior Side means a side yard that other than an exterior side yard.
 - d) **Yard**, **Rear** means a yard extending across the full width of the lot between the rear lot line and the nearest main wall of the main building on such lot.

LICENCE AND REGULATIONS - SECTION 3

- 3.1 No person shall be permitted to use or maintain a Trailer on Vacant Land without a Licence. This By-law provides the requirement to obtain a Licence and shall apply to Trailers which were located on property prior to the date of passage of this By-law.
- 3.2 A Licence shall be issued to Trailers on Vacant Land in the Rural land designations as per Zoning By-law 2012-49 and any successor thereto. Vacant Land in any mixed zone or other zone will not be permitted to be Licenced.
- 3.3 As per Plan of Subdivision agreements, no Trailer shall be permitted to be used or maintained in a Plan of Subdivision regardless of zone, other than for the purpose of

storage and meets the requirements in the Zoning By-law as amended and successor thereto.

- The issuance of a Licence does not grant the Licensee the authority to occupy the Trailer on a permanent basis. In furtherance of the foregoing, no person shall occupy or permit to be occupied a trailer during the period commencing December 15th of a calendar year and ending May 1st of the following calendar year. Furthermore, no Trailer will be occupied after December 15th until May, 1st for any purpose including exemptions listed in Section 4 of this By-law.
- 3.5 The issuance of a Licence is not intended and shall not be construed as permission or consent by the Township for the holder of the Licence to contravene or to fail to observe or comply with any law of Canada, Ontario, or any By-law of the Township of Bonfield.
- 3.6 A Licenced Trailer will be permitted to be stored on the Vacant Land associated with the Licence. Unlicensed trailers in the Township of Bonfield shall be stored as per the provisions of the Zoning By-Law 2012-49 as amended and any successor by-law thereto.
- 3.7 No Person shall erect or maintain an uncovered deck which exceeds the length of the Trailer and a maximum width of 3.048 meters (10 feet) and shall not be attached to the Trailer. Access stairs to the Trailer are permitted. Decks exceeding 60 cm. (2 feet) above grade shall apply for a building permit as per the Building Code Act,1990 as amended.
- 3.8 No Person shall construct or erect or allow the construction or erection of an enclosure, roof-over, permanent canopy, extension, sunroom addition, skirting or other structure that is in association with the Trailer as to render it permanent.
- 3.9 No Person shall store, use or maintain more than one Trailer on a parcel of land other than with the use of a Special Occasion Licence.
- 3.10 No Person shall place a Trailer on property belonging to another person without first obtaining the consent of the property owner. The owner shall sign the application prescribed in Schedule "A" forming part of this By-law.
- 3.11 No person shall store or place Trailers on Township property.
- 3.12 An accessory building shall be permitted for a Licenced Trailer used on a lot. Such accessory building shall not be more than 32 square meters (160 square feet) and shall not contain plumbing or heating and shall be for the purpose of storage only. If a Trailer is no longer on the property, has no valid Licence, or suspension of a Licence, the accessory building shall be removed from the property within thirty (30) days of such occurrence.
- 3.13 Trailers shall demonstrate an appropriate method of sewage and grey water management. A Trailer shall be connected to an approved septic system or an appropriate outhouse and approved grey water pit, with the appropriate certification from the North Bay Mattawa Conservation Authority for use to be considered for a Licence. Furthermore, outhouses shall be in the rear yard of the property.
- 3.14 No Trailer shall be used as a short-term rental unless otherwise permitted in a Camping Establishment.
- 3.15 No Licence shall be issued unless the Trailer for which such Licence is issued is in compliance with the setback requirements for a Trailer as prescribed and included in the required site plan in the application.

Front Yard	Rear Yard	Exterior Side	Interior Side
Setback	Setback	Yard Set Back	Yard Set Back
30 meters	10 meters	15 meters	15 meters

3.16 No Licensee shall keep or leave their property in any condition that will attract wildlife, be deemed unkept or leave derelict vehicles on site. Waste must be disposed of at the municipal landfill site.

LICENCE EXEMPTIONS - SECTION 4

- 4.1 Where the Owner of land has obtained a building permit for the construction of a dwelling, and that owner wishes to use a Trailer for temporary accommodation while constructing such dwelling, the Owner may apply for permission to do so and be exempt from the requirement to obtain a Licence under this By-law. The Township may grant such exemption on the condition that the Owner enter into an agreement with the Township which, among other things, provides for the removal of the Trailer after twelve (12) months of issuing the building permit.
- 4.2 Where the Owner of land has a permanent dwelling or cottage, a Trailer may be used or maintained on the property for 120 days in a calendar year without a Licence. In furtherance of the foregoing, no person shall occupy or permit to be occupied a trailer during the period commencing December 15th of a calendar year and ending May 1st of the following calendar year.

LICENCE APPLICATION AND FEES - SECTION 5

- 5.1 All applications for such licence shall be made to the Township upon the prescribed form attached to this By-law as Schedule "A" and shall include the submissions referenced therein, including payment of the Licence Fee required in Schedule "B".
- 5.2 The Township may issue the following class of licences:
 - a. **Annual licence** this licence authorizes the placement of the trailer upon a property for a complete calendar year or any portion thereof, and its occupancy between May 1st and December 15th in the calendar year.
 - b. **Special Occasion Licence** this Licence authorizes the placement of additional Trailers upon the property for to a maximum of 14 (fourteen) days, between May 1st and December 15th in the calendar year. The fee is based per trailer per occasion.
- 5.3 Licences shall be displayed in or upon the trailer in a place that can be easily seen from outside of the trailer. The prescribed Licence attached to and forming part of this By-law in Appendix "A".
- 5.4 All Annual Licences expire on December 15th and all Special Occasion Licences expire on the date specified on the Licence.
- 5.5 A site plan shall accompany the application and shall provide the following;
 - a. The parcel boundaries with measurements;
 - b. Placement of the Trailer in relationship to the parcel boundaries, with measurements;
 - c. Placement of septic, well, grey water pit or tank, outhouse, with measurements:
 - d. Placement of storage shed with measurements if required;
 - e. Watercourses and or waterbodies.
- A refund may be obtained by surrendering the issued Licence and submitting a request in writing to the Township, indicating a Trailer is not located on a property and specifying the date on which it was removed including the accessory storage shed if one was built. The refund will be calculated from the first day of the month following relocation. The onus is on the applicant for a refund to provide supporting documentation of the date of such removal. No refund shall be made after the expiry date on December 15thof the calendar year.

ADMINISTRATION AND ENFORCEMENT - SECTION 6

6.1 The administration and enforcement of this By-law is delegated to the Chief Administration Officer, Chief Building Official, Fire Chief and Municipal By-Law

Enforcement Officer for the Township of Bonfield. They shall have the authority to issue Licences under this By-law; and may delegate the authority to issue Licences under this By-law as required.

- 6.2 The administrative penalty system will apply to any contravention of this By-law.
- 6.3 No person shall hinder or otherwise obstruct, either directly or indirectly, an Officer, an employee and or agent of the Township of Bonfield in the lawful. Exercise of a power of duty under this By-law.
- 6.4 Upon registering a conviction for a contravention of any provision of the By-law, the *Provincial Offenses Court* may, in addition to any other remedy and to any penalty imposed by this By-law, make an order prohibiting the continuation or repetition of the Person convicted.
- 6.5 Consideration of the issuing, suspension, refusal or revocation of a Trailer Licence shall be administered without prejudice to enforce this By-Law, *Provincial Act* or regulation including, but not limited to, the *Provincial Offenses Act*, the *Building Code Act*, and *Fire Protection and Prevention Act and any other regulation or Bylaw of the Township of Bonfield.*
- 6.6 The Licence Issuer may refuse to issue or renew a Licence or revoke or suspend a Licence as per Schedule "C" of this By-law where:
 - a. there are reasonable grounds for belief that the use of a Trailer at a specific premises may be averse to the public;
 - b. a premises or applicant has had a Licence that has been previously revoked, suspended, or made subject to terms and conditions;
 - c. a premises or applicant applying for a Licence has presented a history of contravention of this By-law, or other Township of Bonfield by-laws;
 - d. the septic system requirements have not been met or maintained;
 - e. the Owner is indebted to the Township of Bonfield with respect to fines, penalties, judgements, or any other amounts owing, including awarding legal costs, disbursements, outstanding property taxes and late payment charges against a property Owner;
 - f. The property does not conform with applicable federal and provincial regulations, or Township by-laws, but not limited to, the Zoning by-law, Property Standards by-law, the *Building Code Act*, 1992, or the *Fire Protection and Prevention Act*, 1997, S.O. 1997, c.4; or
 - g. it has been found that the Application was misrepresented, and the information contained was not presented in a truthful manner.
- 6.7 The Licence Issuer, upon confirmation a Licensee has received an order issued of this By-law will;
 - a. First Offence: Educate the Licensee and provide fourteen (14) days to remedy the offence;
 - b. Second Offence: monetarily penalize the Licensee and provide seven (7) days to remedy the offence;
 - c. Third Offence: monetarily penalize the Licensee and immediately suspend the Licensee to a maximum of two (2) years with an order to remove the Trailer and storage shed if one is located on the property.
- 6.8 Any Person who contravenes any provision(s) of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for in the *Provincial Offences Act*.
- 6.9 Each day that a contravention of this By-law continues shall constitute a separate offence.
- 6.10 Every person who provides false information in any application for a licence under this By-law or in an application for a renewal of licence is guilty of an offence.

- 6.11 Where a conviction is entered under this section, in addition to any other remedy or any penalty provided by law, the court in which the conviction was entered, and any court of competent jurisdiction thereafter, may make an order prohibiting the continuation or repetition of the offence by the person convicted.
- 6.12 If the Township is satisfied that a contravention of this by-law has occurred, the Township may make an order requiring the person who contravened this by-law or who caused or permitted the contravention or the owner or occupier of the Trailer to discontinue the contravening activity. The order shall contain;
 - a. The municipal address or the legal description of the property;
 - b. The particulars of the activities to be discontinued;
 - c. Indicate the time for complying with the terms and conditions of the order;
 - d. Indicate the final date for giving the notice of appeal.
- 6.13 Any person who contravenes an order made under subsection 6.12 is guilty of an offence.
- 6.14 Chief Administration Officer, Chief Building Official, Fire Chief or Municipal By-Law Enforcement Officer for the Township of Bonfield .accompanied by any person under their direction, may enter onto any land that is used or believed to be used in contravention of this By-law for the purposes set out in subsection 436(1) of the *Municipal Act*, 2001 and shall have all powers of inspection set out in subsection 436(2) of the Act. No person shall hinder or obstruct or attempt to hinder or obstruct any person designated to enforce the provisions of the bylaw.
- 6.15 Any Trailers used, maintained or located in contravention of this By-law shall be removed from the lot, at the expense of the Owner of the lot. Failure to remove any Trailers from a lot within the time prescribed by the Municipal Law Enforcement Officer may result in the removal of said Trailer by the Township, at the expense of the Owner of the lot. If a storage shed was built it will be dealt with in the same manner as the Trailer. Unpaid expenses incurred by the Township shall be added to the Owner's tax roll and collected in the same manner as property taxes.
- 6.16 Pursuant to Section 441 of the *Municipal Act*, if any part of a fine for contravention of this By-law remains unpaid after the fine becomes due and payable under Section 66 of the *Provincial Offences Act*, R.S.O 1990, c.P.33 ("Provincial Offences Act") including extension of time for payment ordered under that Section, the Township may give the person against whom the fine was imposed, written notice specifying the amount of the fine payable on the final date on which it is payable, which shall not be less than twenty one (21) days after the notice. If the fine remains unpaid after the final dates specified in the notice, the fine is deemed to be unpaid taxes pursuant to Section 351 of the *Municipal Act* and may be added to the Owner's tax roll and collected in the same manner as Property taxes.

APPEAL PROCESS- SECTION 7

- 7.0 Where the Licence Issuer has refused to issue or renew a Licence under Section 6.6 of this By-law the applicant may appeal such decision to the Committee of Adjustment through a letter of appeal to the Chief Building Official or designate within ten (10) days of the decision.
- 7.1 Where the By-law Enforcement Officer, or Chief building Official, or Fire Prevention Officer has revoked or suspended a licence the same process in 7.0 of this By-law will be followed.
- 7.2 The appeal under sections 7.0 and 7.1. of this By-law shall contain the following information:
 - a. Reasons for the appeal; and
 - b. Order Appeal Fee as provided in Schedule "B"
- 7.3 Where a request for an appeal is received, in accordance with sections 7 and 7.1 of this By-law. The Chief Building Official shall schedule a meeting of the Township of Bonfield' Committee of Adjustment within 20 days for the purpose of a public hearing of the appeal and the Applicant, Owner, Licensee shall be provided written notice thereof.

- 7.4 The provisions of the Statutory Powers Procedure Act, R.S.O. 1990, c. S.22 shall apply to hearings and conducted by the hearing committee.
- 7.5 After such opportunity to be heard is afforded to the Person, the Committee shall make a decision. When making its decision, the Committee may consider any matter pertaining to this By-law, or other matters that relate to the general welfare, health, or safety of the public. When making its decisions the Committee may refuse to issue or renew a licence, revoke, suspend or impose any condition to the Licence.
- 7.6 If the Owner, Applicant or Licensee fails to appear at the appointed time for their appeal hearing, the decision of the order or Licensee Issuer shall be final and binding.
- 7.7 The Committee's decision is final and binding and shall not be subject to further review.

VALIDITY AND EFFECTIVE DATE - SECTION 8

- 8.1 If any section, clause or provision of this By-law is for any reason declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the By-law as a whole or any part thereof other than that section, clause or provision so declared to be invalid and it is hereby declared to be the intention that all remaining sections, clauses or provisions of the By-law shall remain in full force and effect until repealed, notwithstanding that one or more provisions thereof shall have been declared to be invalid.
- 8.2 This By-law shall come into effect on the date of the third reading, and it being passed.

•	-
BY-LAW READ A FIRST, SECOND TIME O	N THIS day of 2024
	HE CORPORATION OF THE TOWNSHIP OF ONFIELD
	Mayor
	Clerk

SCHEDULE "A" TO BY-LAW 2024-42

APPLICATION TO LICENCE A TRAVEL TRAILER OR RECREATIONAL VEHICLE

Complete and attach all information prior to submitting

1.	Applicant Information
	Name:
	Mailing Address:
	Phone Number: Email Address:
	If the applicant is not the registered owner of the property, the applicant must have the 's written consent to apply for such licence.
2.	Property Information:
	Owner:
	Civic Address:
	Phone Number: Email Address: Roll Number:
	Proof of Ownership: Attach Copy of parcel register or deed or current tax bill.
	If no civic address has not been applied to the property, one must be applied for. If s not and entrance to the property an entrance permit must be applied for.
3.	<u>Trailer Information</u> :
	Make and Model: Licence Plate # Serial Number or V.I.N
Please	e attach four (4) pictures of the trailer (One of each side, front and back)
	<u>Licence Type</u> : Please check the licence type you are applying for.
	Annual Licence: Special Occasion Licence:
	If applying for a special occasion Licence, please indicate the dates the trailer will be located on the property:
	Start Date: End Date: (14 day maximum)
5.	Services Information: What type of septic management system will the trailer be connected to?
	Class 4 Septic System (septic tank and field bed) Class 1 (outhouse) and Class 2 (grey water pit)
	Is a copy of the approved system permit from the North Bay Mattawa Conservation Authority attached to this application?
	Yes No
	If no, when will a copy be supplied?

Note: If the trailer is not connected to an approved sewage disposal system or is not serviced by an approved grey water pit and outhouse, a Trailer Licence will not be issued until the Township is satisfied that the septic or grey water management strategy is approved by the North Bay Mattawa Conservation Authority.

	Will the trailer be directly connected to ele Yes No	ctrical services?	
	If yes, please provide the Electrical Safety requirement only applies if the trailer will h system. (i.e. does not apply to an extension connected, the panel must be located at the	ave a direct connection to the electricity on cord plugged into a generator). If direct	etly
	Are there working smoke alarms, a workin maintained and tested? Yes No	g CO (Carbon Monoxide) detector install	ed,
	Does the trailer have a working ABC fire e Yes No	xtinguisher?	
6.	Required Submissions:		
	Has a site plan been submitted? Yes The site plan will show the location or propoundaries of the property and include all watercourses and proposed storage shed All property lines and distances above will	posed location of the trailer in relation to to existing buildings, sewage systems, well if applicable.	
the ter	undersigned, have provided truthful informa ms and conditions of the By-law being a by creational vehicles in the Township of Bonf	-law to licence, regulate and govern trave	
Applica	ant Signature	Date	
Prope	ty Owner Signature	Date	
If the p	property owner and applicant are the same,	please sign both locations.	
Towns	hip of Bonfield Administrative Use Only:		
	Application was received:		
	ete Application? Yes No	<u> </u>	
lf no, v	vhat action has been taken?		
Appro			
	ved By:	Date:	
Licenc	ved By:e Number Assigned:		
Effecti			

SCHEDULE "B" TO BY-LAW 2024-42

Licence Fees:

Annual Fee: Special Occasion Fee: Order Appeal Fee:

\$600.00 per year \$10.00 for 14 days once a year As per special meeting in by-law 2024-21 as amended

Part 1 Provincial Offences Act – Set Fines

Schedule "C"

THE CORPORATION OF THE TOWNSHIP OF BONFIELD

By-Law No. 2024-42, Trailer By-Law

ltem	Column 1 Short Word Form Wording	Column 2 Provision Creating or Defining Offence	Column 3 Set Fine
1	Occupying a Trailer without a Licence	3.1	\$500.00
2	Occupying a Trailer in the wrong zone	3.2	\$500.00
3	Occupying Trailer in a Plan of Subdivision	3.3	\$500.00
4	Occupying Trailer between December 15 th and May 1st	3.4	\$500.00
5	Improper storage of a Trailer	3.6	\$300.00
6	Deck exceeds size or is attached to Trailer	3.7	\$300.00
7	Constructed structures to render trailer permanent	3.8	\$300.00
8	More than one trailer per conveyable parcel	3.9	\$300.00
9	Owner did not provide permission	3.10	\$300.00
10	Trailer on Township Property	3.11	\$300.00
11	Accessory building left on property	3.12	\$300.00
12	Improper or no septic/greywater systems	3.13	\$500.00
13	Trailer used as Short-term rental	3.14	\$500.00
14	Trailer does not meet setbacks	3.15	\$300.00
15	Property standards	3.16	\$300.00
16	Obstruction of an Officer of the Township	6.3	\$500.00
17	Provided false information on an application	6.10	\$500.00

NOTE:

The Penalty Provision for the offences indicated above is Section 6 of Bylaw 2024-42, a certified copy of which will be filed upon adoption.

Set fine schedule subject to the approval of the Ministry of the Attorney General

APPENDIX "A" TO BY-LAW 2024-42

Approved Licence Notice

TRAILER LICENCE



Approved Trailer Licence issued to:		
Property Address:		
Licence Number:		
This licence is issued under the authority of Township of Bonfield By-Law Number 2024-42.		
Licence Issued by:		

^{*}Notice to be printed and laminated upon issuance. Original document to be posted at the site of the trailer. Copies will not be accepted.