

MUNICIPALITY OF JASPER
BYLAW #23

**BEING A BYLAW OF THE MUNICIPALITY OF JASPER IN THE PROVINCE OF ALBERTA TO
REGULATE CAMPING IN THE TOWN OF JASPER**

WHEREAS pursuant to the provisions of the Agreement for the Establishment of Local Government in Jasper dated June 13th, 2001 and the Agreement for the Provision of Interim Municipal Services and Functions between the Municipality of Jasper and Her Majesty the Queen in Right of Canada dated 1 April 2002 the Council of the Municipality of Jasper may regulate and control camping in the Town of Jasper;

NOW THEREFORE, the Council of the Municipality of Jasper in the Province of Alberta, duly assembled, enacts:

1. CITATION

1.1 This Bylaw may be cited as the "Jasper Camping Bylaw".

2. DEFINITIONS

2.1 In this Bylaw:

- 2.1.1 "*Bylaw Enforcement Officer*" shall mean a Bylaw Enforcement Officer of the Municipality of Jasper appointed pursuant to the Jasper Municipal Enforcement Officer Bylaw;
- 2.1.2 "*Camp*" or "*Camping*" shall mean the act of using or occupying land for the purpose of locating, erecting or using a Vehicle or Trailer, or a Tent, shed, or other similar structure for the provision of sleeping accommodation and includes sleeping overnight or any portion thereof in the open air;
- 2.1.3 "*Municipal Manager*" shall mean the Municipal Manager of the Municipality of Jasper;
- 2.1.4 "*Municipality*" shall mean the Municipality of Jasper in Jasper National Park of Canada as described in the Agreement for the Establishment of Local Government in Jasper, June 13th, 2001;
- 2.1.5 "*Person*" shall mean an individual, society, partnership or corporation;
- 2.1.6 "*Public Land*" shall mean lands within the Town of Jasper leased to the Municipality, held by the Municipality under licence of occupation, or under the Municipality's management and control and includes public buildings, service buildings, pavilions or other structures on such lands but does not include lands within the Town of Jasper held by the Parks Canada Agency Jasper National Park of Canada;
- 2.1.7 "*Tent*" shall mean a portable and collapsible shelter made from canvas, cloth, synthetic or similar materials and supported by a pole, poles, or ropes, and includes a structure formed by a pliable membrane that achieves and maintains its shape and support by internal air pressure;
- 2.1.8 "*Town of Jasper*" shall mean the Town of Jasper as defined in the Agreement for the Establishment of Local Government in Jasper dated June 13th, 2001;
- 2.1.9 "*Trailer*" shall mean a Vehicle designed to be attached to or drawn by another Vehicle, and includes any Vehicle designed, constructed or equipped to be used by a Person as living quarters or a sleeping place either permanently or temporarily;

2.1.10 *"Vehicle"* shall mean a device in, on, or by which any Person or property may be transported or drawn on land;

2.1.11 Words importing the masculine gender only include the feminine gender whenever the context so requires and vice versa.

2.1.12 Words importing the singular shall include the plural whenever the context so requires and vice versa.

3. CAMPING

3.1 No Person shall Camp on any Public Land in the Town of Jasper.

3.2 No Person shall use, occupy or park any Trailer or Vehicle on any Public Land in the Town of Jasper for the purpose of Camping.

3.3 A Peace Officer or Bylaw Enforcement Officer is hereby authorized to remove or cause to be removed to a place designated by the Municipal Manager any camping equipment, Trailers, Tents, Vehicles or apparatus used in contravention of, or found in contravention of, this Bylaw.

3.4 Any camping equipment, Trailers, Tents, Vehicles, and apparatus removed pursuant to Section 3.3 shall be impounded until claimed by the owner or his authorized agent and shall be released to the owner or his authorized agent upon payment of any storage or removal costs incurred by the Municipal Manager.

3.5 Storage and removal costs relating to any impounded camping equipment, Trailers, Tents, Vehicles, or apparatus unclaimed by the owner may be collected pursuant to the provisions of the *Municipal Government Act* (Alberta) as amended.

3.6 Any impounded camping equipment, Trailers, Tents, Vehicles or apparatus unclaimed by the owner after thirty (30) days from the date of impoundment shall be disposed of by the Municipality in accordance with the *Municipal Government Act* (Alberta) as amended.

4. PROSECUTIONS

4.1 Any Person who contravenes this Bylaw is guilty of an offence.

4.2 Persons contravening certain sections of this Bylaw shall be liable for the penalties set out in such section or set out opposite such section number in Schedule "A" herein.

4.3 A notice of form commonly called an Offence Ticket having printed wording approved by the Municipal Manager, may be issued by a Peace Officer or a Bylaw Enforcement Officer to any Person alleged to have breached any provision of this Bylaw, and the said notice shall require the payment to such official in the amount specified in this Bylaw or the regulations pursuant to the *Provincial Offences Procedure Act* (Alberta), as amended.

4.4 An Offence Ticket shall be deemed to be sufficiently served:

4.4.1 if served personally on the accused; or

4.4.2 if mailed to the address of the registered Owner of the Trailer or Vehicle concerned; or to the Person concerned; or

4.4.3 if attached to or left securely and visibly upon a Trailer or Vehicle in respect of which an offence is alleged to have been committed.

4.5 Except as otherwise provided in this Bylaw, a Person who is guilty of an offence under this Bylaw for which a penalty is not otherwise provided, is liable to a fine of not more than \$30.00 and, in default, such penalties as are provided for by the *Provincial Offences Procedure Act* (Alberta) as amended.

5. NOTICE

5.1 Any notice provided for in this Bylaw shall be in writing.

5.2 Service of any notice provided for in this Bylaw shall be made as follows:

5.2.1 personally upon the Person to be served;

5.2.2 by mailing the copy to the Person to be served by double registered mail or certified mail to the last known post office address of the Person to be served, and service shall be deemed to be effected at the time the copy is delivered by an official of the post office to the Person to be served or to any Person receiving it on his behalf; or

5.2.3 in the case of an Offence Ticket, as described in Section 4.4 herein; or

5.2.4 as directed by the Court.

6. SEVERANCE

6.1 If any provision herein is adjudged by a Court of competent jurisdiction to be invalid for any reason, then that provision shall be severed from the remainder of this Bylaw and all other provisions of this Bylaw shall remain valid and enforceable.

7. COMING INTO EFFECT

7.1 This Bylaw shall come into force and effect on the final day of passing thereof.

7.2 If any provision herein is adjudged to be repugnant to any federal regulation or legislation, this Bylaw shall continue in full force and effect but any such repugnant provision shall be of no force or effect until such time as the repugnancy is removed by repeal or amendment of the federal legislation or regulation.

GIVEN FIRST READING THIS 4th DAY OF FEBRUARY A.D., 2003

GIVEN SECOND READING THIS 6th DAY OF MAY A.D., 2003

GIVEN THIRD AND FINAL READING THIS 24th DAY OF JUNE A.D., 20023

Mayor

Municipal Manager

Schedule 'A'

Penalties

Section	Offence	Fine
3.1	Camp on any Public Land in the Town of Jasper.	\$30.00
3.2	Use, occupy or park any Trailer or Vehicle on any Public Land in the Town for the purpose of Camping.	\$30.00