



MISSISSAUGA

THE CORPORATION OF THE CITY OF MISSISSAUGA THE PARKS BY-LAW 186-05

(Amended by 80-06, 133-06, 281-11, 40-12, 154-14, 109-15, 149-15)

WHEREAS subsection 11(3) 5. of the *Municipal Act, 2001*, S.O. 2001, c.25, as amended (“*Municipal Act*”) provides that a municipality may pass by-laws respecting culture, parks, recreation and heritage;

AND WHEREAS subsection 11(3) 1. and 8. of the *Municipal Act* provide that a municipality may pass by-laws with respect to highways, including parking and traffic on highways and parking, except on highways;

AND WHEREAS subsection 11(2) 5. of the *Municipal Act* provides that a municipality may pass by-laws respecting the health, safety and well-being of persons;

AND WHEREAS section 444 of the *Municipal Act* provided that a municipality may make an order to require a Person to discontinue contravening a by-law and to do the work required to correct the contravention;

AND WHEREAS section 445 of the *Municipal Act* provides that a municipality may make an order requiring a Person who contravened a by-law or who caused or permitted the contravention or the owner or occupier of the land on which the contravention occurred to do work to correct the contravention;

AND WHEREAS section 446 of the *Municipal Act* provides that a municipality may proceed to do things at a Person’s expense which that Person is otherwise required to do under a by-law but has failed to do and the costs incurred by a municipality may be recovered by adding the costs to the tax roll and collecting them in the same manner as property taxes;

AND WHEREAS subsection 128(2) of the *Highway Traffic Act*, R.S.O. 1990, c. H-8 (HTA), as amended, provides that a municipality may pass by-laws prescribing a rate of speed different from the rate set out in subsection (1) of the HTA that is not greater than 100km per hour and may prescribe different rates of speed for different times of day;

NOW THEREFORE the Council of The Corporation of the City of Mississauga **ENACTS** as follows:

PART I: DEFINITIONS

1. In this By-law,

“Authorized Sign” means any sign, notice, or other device placed or erected in or upon a park by the City; (281-11)

“Bicycle” means a power assisted bicycle or any cycle propelled or driven by muscular power and equipped with an alarm bell, gong or horn, regardless of the number of wheels it has; (281-11)

“City” means The Corporation of the City of Mississauga; (281-11, 40-12)

“Commercial Vehicle” means a vehicle where goods and/or services are sold or offered for sale, and includes a refreshment vehicle and ice cream truck;

“City Limits” means the land located within the territorial boundaries of the City of Mississauga; (281-11, 40-12)

“Commissioner” means the Commissioner of Community Services or his or her designate in writing; (281-11)

“Council” means the Council of the City; (281-11)

“Designated Area” means an area of a park designated by the Commissioner for a specific purpose or use;

“Fence” means any physical barrier erected for the purpose of demarcation, including a railing, wall, hedge, line of posts, shrubs, trees, wire, gate, boards, pickets or other similar substances;

“Fireworks” means a pyrotechnic device or a substance that is made, manufactured or used to produce an explosion or detonation, including fireworks composition and manufactured fireworks as defined in the *Explosives Act*, R.S.C. 1985, c. E-17, as amended;

“Group Photography” means a group of two (2) or more people who are engaging in photography where such photography would disrupt park users or otherwise restrict use of the park by park users; (281-11, 40-12)

“Ice Cream Truck” means a Vehicle or cart from which ice cream, ice cream cones, iced milk or other iced confection, refreshments or foodstuff are sold or offered for sale to the public; (281-11)

“Ice Cream Truck Park Permit” means a permit issued to an owner of an Ice Cream Truck to operate an Ice Cream Truck in the designated Park of the City ; (281-11, 40-12)

“Motorized Recreational Vehicle” means a vehicle that is propelled or driven by an internal combustion engine or electric engine and that is used for recreational purposes, including but not limited to a snowmobile, go-cart, golf cart, trail bike, mini bike, motorized scooters, Power Assisted Bicycle or all terrain Vehicle; (281-11)

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“Multi-purpose Pad” means an asphalt or concrete surface area for non-motorized activities, such as – without limiting the generality thereof - basketball, skateboarding, roller-blade and street hockey;

“Multi-use Recreational Trail” means a multi-purpose path whether paved or unpaved, designed to permit the use by pedestrians and non-motorized conveyances, except motorized wheelchairs, unless otherwise posted; (281-11)

“Officer” means a Police Officer or an individual employed by the City to perform the duties of enforcing By-laws and appointed by Council as a Municipal Law Enforcement Officer as designated in the City of Mississauga By-law 299-04 (as amended), or its successors; (281-11, 40-12)

“Organized Sport or Activity” means a sport, game or activity that has been pre-planned and that involves more than one player;

“Park” means the land, including any body of water, buildings or structures located therein, that is owned by or made available to the City by lease, agreement, or otherwise, and that is established, dedicated, set apart or made available for use as public open space; but does not include a marina, golf course, or cemetery; (281-11)

“Parking Area” means a part of a park that is designated for the parking of motor vehicles;

“Parks Staff” means any permanent full-time employee in the Parks and Forestry Division of the City; (281-11, 154-14))

“Permit” means written permission or written authorization issued by the Commissioner under this By-law, issued for the temporary use or access to a park which shall include, but not limited to, a facilities rental contract, temporary access permit and a dog walker permit; (154-14, 109-15)

“Person” means an individual, partnership, association, firm or corporation, and in the case of a minor, the person having custody of the minor;

“Police Officer” means a chief of police or any other police officer, including a person who is appointed as a police officer under the *Interprovincial Policing Act, 2009*, but does not include a special constable, a First Nations Constable, a municipal law enforcement officer or an auxiliary member of a police force; (agent de police); (281-11)

“Power-Assisted Bicycle” means a Power-Assisted Bicycle as defined in the *Highway Traffic Act*, R.S.O. , c. H.8 but not weighing in excess of 40kg; (281-11, 154-14)

“Refreshment Vehicle” means a vehicle from which food or drinks are sold or offered for sale to the public but does not include an ice cream truck;

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“Refreshment Vehicle Park Permit” means a permit issued to an owner of a refreshment vehicle to operate a refreshment vehicle in the designated area as specified on the permit;

“Roadway” means a road that has been designed for vehicular traffic use; (281-11)

“Tree” means a tree, shrub or any form of vegetation;

“Vehicle” means an automobile, truck, motorcycle, motor assisted bicycle, traction engine, farm implement or equipment, motorized construction equipment, snowmobile, aeroplane, trailer or any other vehicle which is capable of being driven, propelled, or drawn by any kind of combustible, motorized, battery, solar or electric power, but does not include a motorized wheelchair; (281-11, 154-14)

“Watercraft” means any device for conveyance in or on water, including but not limited to boats, jet skis, row boats, sailboards, canoes, kayaks, and dinghies; (154-14)

“Woodland” means forested land covered with woody vegetation. (281-11)

PART II: ADMINISTRATION

2. 1) The Commissioner shall be responsible for the administration and enforcement of this By-law.
- 2) As part of his/her responsibility to administer this By-law, the Commissioner may: (281-11)
 - a) designate designated areas within a park including Special Management Areas which are listed in Schedule C of this By-law. (154-14)
 - b) designate areas within a park from which the public is excluded; (281-11)
 - c) make regulations and impose conditions upon which a designated area shall be used;
 - d) make regulations and impose conditions for the orderly use of a park and any park facilities;
 - e) issue permits for specific uses of a park or parts of a park;
 - f) impose conditions as a requirement of obtaining, continuing to hold or renewing a permit, in addition to the requirements under this By-law, and such conditions may vary depending on the type of permit; and
 - g) revoke a permit as a result of a breach of a condition of the permit or a provision of this By-law.

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PART III: EXEMPTIONS

3. This By-law shall not apply to:
 - 1) employees or agents of ambulance and police services acting in the scope of their duties to provide emergency services or enforcement activities within a park;
 - 2) the vehicles and other properties of ambulance and police services used for the purpose of providing emergency services or engaging in enforcement activities within a park;
 - 3) the City, its vehicles, and its employees or agents acting within the scope of their duties as employees or agents of the City. (281-11)
4. The Commissioner may exempt persons from all or part of the requirements and prohibitions of this By-law from time to time if such exemption is required for the beneficial administration of a park.

PART IV: PERMITS

5. An applicant for a permit under this By-law shall:
 - 1) complete an application for the permit on the forms as provided by the Commissioner;
 - 2) submit a completed application together with the applicable fees as set out in the applicable City of Mississauga Fees and Charges By-law, which may include a security deposit; (281-11, 40-12, 149-15)
 - 3) provide any documentation and insurance certificates as required by the Commissioner or Parks Staff as prerequisites and requirements for the issuance of the permit. (154-14)
6.
 - 1) A permit holder shall comply or ensure the compliance of all the provisions and conditions of the permit and this by-law.
 - 2) Failure to comply with any provision or condition of a permit or this By-law may result in the revocation of the permit by the Commissioner or Parks Staff, in addition to any other enforcement proceedings against the permit holder as permitted by law. (154-14)
 - 3) The permit holder of a revoked permit shall immediately cease or ensure the immediate cessation of all the activities for which a permit has been issued upon revocation of the permit under subsection (2).

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- 4) Where a permit holder has damaged any park property, including but not limited to, landscaping, trees or park facilities, the permit holder may be ordered to (149-15)
 - (i) repair and/or compensate for the damage to the satisfaction of the City at the expense of the permit holder; and/or
 - (ii) provide any studies or documentation, as deemed appropriate by Parks staff, to determine the extent of the damage before repairing the damage.
- 5) If the permit holder fails to comply with an order made under subsection 6(4) or if the City chooses to correct the damage itself, the City may correct the damage and use any security deposit posted by the permit holder to pay for any costs associated with carrying out the work. (149-15)
- 6) If the costs incurred by the City in carrying out any work under subsection 6(5) are greater than the security deposit posted by the permit holder, any costs not covered by the security deposit shall be a debt owed by the permit holder to the City and the City may recover the costs of carrying out the work from the permit holder or add the costs to the tax roll of the property in question and collect them in the same manner as property taxes. (149-15)
7. The issuance of a permit under this By-law does not relieve any person from the necessity of acquiring any other license or permit required for carrying on an activity in a park under any other applicable laws, by-laws, regulations, and requirements of other governmental authority.
8. A permit is the property of the City and is not transferable. (281-11)

PART V: HOURS

9. All parks shall close at 11:00 pm and shall remain closed until 7:00am the following day, unless otherwise specified in this Part or Schedule A of this By-law. (281-11)
10. 1) Notwithstanding section 9, the Commissioner or Officer may close a park or portion of a park for a period of time, where the Commissioner or Officer determines that it is necessary: (154-14)
 - (a) to maintain the safety or security of the park; or
 - (b) to conduct an investigation; or
 - (c) to allow the Commissioner or Officer to adequately administer and enforce this By-law; or
 - (d) for the beneficial administration of the park or to carry out the functions as authorized by a Permit for use of the park or part of the park.

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- 2) The Commissioner shall not close a park or a portion of a park for a different period of time as provided in section 9 for more than 6 consecutive months without Council approval.

PART VI: GENERAL PROHIBITION

Park Entry

11. No person shall:
 - 1) enter or remain in a park after it has been closed, unless otherwise permitted; or
 - 2) enter or remain in an area of a park where admission is prohibited or restricted without a permit; or
 - 3) enter or access through a park for the purpose of conducting any work on private property or park property without a permit; or (149-15)
 - 4) enter or access through a woodland between dusk and dawn.

General Conduct

12. While in a park, no person shall:
 - 1) engage in riotous, boisterous, violent, threatening, or illegal activity, or use profane or abusive language; or (154-14)
 - 2) engage in any activity that creates a nuisance or that interferes with the use and enjoyment of the park by other persons; or
 - 3) engage in any activity that may cause injury or damage to any person, animal, tree or property; or
 - 4) engage in archery; or
 - 5) engage in the shooting of a sling-shot or a projectile of any nature; or
 - 6) disobey an authorized sign; or
 - 7) fire or set off any fireworks without a valid permit issued under By-law 0293-2001, as amended, being a by-law respecting the setting off of Fireworks within the City Limits; or (281-11, 40-12)
 - 8) release any balloons without a permit; or

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- 9) operate any remote-controlled or other powered devices, including but not limited to, model versions of aircraft, rockets, watercraft and vehicles, other than in a designated area unless authorized by Permit; or
- 10) use a skateboard other than in a designated area; or
- 11) use roller-blades anywhere in a park other than in a multi-use recreational trail or a multi-purpose pad; or
- 12) golf; or
- 13) erect, place, install, or cause the erection, placing or installation of any permanent or temporary structure, tent or booth without a permit; or
- 14) camp, erect or place a tent for shelter or temporary abode of any kind; or
- 15) operate any motor vehicle or any other form of motorized conveyances on a multi-purpose pad or multi-use recreational trail; or (281-11)
- 16) skate, walk, or engage in any activities on snow/ice-covered ponds, lakes, streams, rivers, or any other snow/ice-covered bodies of water; or (281-11)
- 17) ski, toboggan, snowboard, skibob, or sled except at designated areas in the parks listed in Schedule B of this By-law; or (281-11)
- 18) possess, consume, serve or sell alcoholic beverages unless authorized by a Permit, and after having complied with all of the requirements of the *Liquor License Act*, R.S.O. 1990 c.L19; or (281-11, 154-14)
- 19) engage in group photography in a designated park except as authorized by a Permit; or (281-11, 154-14)
- 20) be in possession of or use a firearm, air gun, cross bow, bow and arrow, axe, paint guns or any similar weapon of any kind unless authorized by Permit; or (154-14)
- 21) urinate or defecate except in a designated washroom; or (154-14)
- 22) activate any emergency alarm or device, or use any emergency telephone except in situations of emergency; or (154-14)
- 23) operate a metal detector; or (154-14)
- 24) cause to take place or participate in a marriage ceremony except in a designated area unless authorized by Permit; or (154-14)
- 25) enter or attempt to enter any area locked or otherwise restricted from public access; or (154-14)

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- 26) make use of an area designated for tennis except in accordance with the posted rules and regulations; or (154-14)
 - 27) fail to comply with an order given by Parks Staff or an Officer; or (154-14)
 - 28) engage in hockey or carry or use a hockey stick or similar equipment on a natural or artificial ice surface which is designated for pleasure skating only unless authorized by posted rules or Permit. (154-14)
13. No person shall dump, deposit, drain, or otherwise dispose of:
- 1) any waste anywhere in the park, except waste generated from the use of the park and wholly into receptacles provided in the park for such purposes; or
 - 2) any snow, fill, soil, or construction materials in a park without a permit; or
 - 3) any material into any pool, pond, lake, stream, fountain, watercourse, or any other body of water in a park; or
 - 4) any material into any soils in a park.
14. No person shall bury, scatter, or otherwise dispose of any cremated remains in a park.

Damage to Property

15. While in a park, no person shall:
- 1) plant, prune, remove or damage any plant, shrub, flower, flowerbed, bush, sod, grass, or any other vegetation unless otherwise authorized by the Commissioner; (281-11)
 - 2) plant, prune, climb, remove, damage, or deface any tree, tree roots or parts of a Tree ; or (281-11)
 - 3) climb, remove, damage, or deface any fence, bench, seat, table, monument, fountain, or sign; or
 - 4) climb any building, structure or equipment, unless the structure or equipment is designed for climbing; or
 - 5) damage or deface any building, structure or equipment; or
 - 6) damage or disturb in any manner grounds prepared for planting; or
 - 7) remove any soil, sand, gravel, stone, rocks, wood, or any other material located in the park.

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PART VII: SPECIFIC PARK USES

Campfire and Barbeque

16. While in a park, no person shall:
- 1) light, build or stoke a fire or bonfire without a permit; or
 - 2) use a solid fuelled portable barbecue in an area other than a designated area or without a permit; or
 - 3) use fuel other than charcoal or briquettes in a barbecue provided by the City, unless authorized by permit; or (281-11)
 - 4) violate any provisions of the Open Air Burning By-law 49-03, as amended; or (154-14)
 - 5) leave a barbeque or campfire unattended without extinguishing the fire and ensuring that the embers are cold. (154-14)

Organized Gatherings and Picnics

17. No person shall in a park:
- 1) hold a picnic, organized gathering or event for more than twenty-five persons without a permit; or
 - 2) interfere with a picnic, organized gathering or event authorized by permit; or
 - 3) engage in cooking except as otherwise provided in this part or in designated areas.
18. Notwithstanding section 17, if the organized gathering or event is an organized sport activity, no person shall arrange or engage in such a sport activity or event except in a designated area and with a valid permit where one is required.

Amplifiers and Speakers

19. 1) While in a park, no person shall operate or use any sound amplifying equipment, including but not limited to a radio, tape player, compact disc player, and car radio in a manner that, in the opinion of a Park Staff or an officer, disturbs or interferes with other persons in or near the park. (281-11)
- 2) In addition to subsection (1), no person shall operate or use any sound amplifying equipment:
- a) contrary to the provisions of the City of Mississauga Noise Control By-law 360-79, as amended; or (281-11, 40-12)

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- b) in Erindale Park without a permit; or (281-11, 40-12)
- c) in Huron Park; or
- d) in Jack Darling Memorial Park; or (281-11)
- e) in Meadowvale Conservation Park; or (154-14)
- f) in Richard's Memorial Park (154-14)

Group Photography

- 20. No person shall engage in Group Photography except as authorized by a Permit issued by the Commissioner. (281-11)
- 21. Repealed (281-11)
- 22. In addition to any other conditions imposed by the Commissioner in the issuance of a Permit for Group Photography as necessary for the proper administration of the Park, every Person or group to whom a Permit for Group Photography has been issued shall depart the Park immediately after the scheduled block of time as provided on the Permit. (281-11)

Watercrafts

- 23. No person shall:
 - 1) launch a watercraft anywhere in a park except in a designated boat ramp; or
 - 2) moor or dock a watercraft anywhere in a park except in a designated area.
- 24. No person shall fuel a watercraft:
 - 1) from any vehicle or other equipment on land, including the piers or docks, except from a designated area and using the equipment as provided by the City; or (281-11)
 - 2) from another watercraft; or
 - 3) without a fuel attendant of the City on duty and supervising the fuelling. (281-11)

Bathing, Swimming

- 25. No person shall in a park:
 - 1) enter any public swimming pool except at times designated for swimming; or

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- 2) disobey posted signs or instructions of any lifeguard or officer in or adjacent to any swimming pool; or (281-11)
- 3) swim, bathe or wade in any fountain, pond, lake, stream, or any body of water except in designated areas; or
- 4) take any inflatable device, swimming assist, snorkel, or other underwater breathing device into any body of water unless otherwise permitted; or
- 5) misuse or damage the City life saving equipment. (281-11)

Washrooms and Change-rooms

26. 1) No person shall enter into any washroom, bathhouse, or change-room in a park set apart for the opposite sex save and except for the City's contractor's retained for the purpose of servicing the washroom, bathhouse or change-room. (281-11)
- 2) No person shall use or operate or turn on any photographic devices, including cameras, video equipment, and cellular phones with video or photographic functions, in a washroom, bathhouse, or change-room in a park.

Commercial Activities

27. 1) Unless authorized by permit, no person shall, while in a park, sell, offer to sell, or display for sale:
 - a) any flowers, food, including fruits and vegetables, drink, or refreshment; or
 - b) any goods, wares, merchandise, or articles, including promotional material, souvenirs and novelties; or
 - c) any art, skill, service, or work.
- 2) Unless authorized by permit, no person shall, while in a park, practice, carry on, conduct, or solicit for any trade, occupation, business, profession, or charity.
28. While in a park, no person shall:
 - 1) film, photograph, or videotape for remuneration without a permit; or
 - 2) make television broadcast without a permit, except if the broadcast is made by the news media.
29. 1) Every owner of an ice cream truck shall prominently display the Ice Cream Truck Park Permit on the ice cream truck(s) when the owner's ice cream truck(s) is operating in a park.

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- 2) No person may operate, vend, or offer for sale any goods from an ice cream truck unless a valid Ice Cream Truck Park Permit is prominently displayed on the truck.
- 30.
- 1) Every owner of a refreshment vehicle shall prominently display the Refreshment Vehicle Park Permit on the refreshment vehicle(s) when the owner's refreshment vehicle(s) is operating in a park.
 - 2) No person may operate, vend, or offer for sale any goods from a refreshment vehicle unless a valid Refreshment Vehicle Park Permit is prominently displayed on the vehicle.

Circulars and Advertisements

31. No person shall:
- 1) distribute or display any handbill, notice, or any other type of circulars, bills, advertisements, or any form of promotional item or samples in a park without a permit; or
 - 2) erect, display, alter or allow the erection, display, or alteration of any sign in a park unless in compliance with the City of Mississauga Sign By-law 54-02, as amended. (281-11, 40-12)

PART VIII: ANIMALS

Definitions

32. In this Part,
- 1) **“at large”** means not being under the control of its owner and in the case of dogs including not being put on a leash;
 - 2) **“owner”** means a person who keeps, harbours, have temporary or permanent possession of an animal, and, in the case of a minor, “owner” means the person responsible for the custody of the minor;
 - 3) **“leash”** means a rope chain or other restraining device for a dog which may not exceed two (2) metres long; and
 - 4) **“leash-free zone”** means a designated area as listed on the City website at <http://www.mississauga.ca/portal/residents/leashfree> for the purpose of permitting an animal to be at large. (281-11, 40-12, 154-14)

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Animals in Parks

33. 1) No person shall: (154-14)
- a) bring any animal other than a domesticated animal into a park unless authorized by a permit; or
 - b) allow an animal to be at large other than in a leash-free zone; or
 - c) allow an animal to be at large in a leash free zone at a time other than the permitted hours as provided on the City website; or (281-11, 40-12)
 - d) allow an animal at large in a leash-free zone without the owner's supervision; or
 - e) allow an animal to enter any beach, pond, swimming area, spray pad, garden, landscaped area, playground or sports field, or any other area posted to prohibit the animal; or (154-14)
 - f) allow an animal to disturb any wildlife or vegetation; or (281-11)
 - g) allow an animal to engage in any activity that is prohibited under Part VI of this By-law; (154-14, 109-15)
 - h) Allow an animal under his or her control to defecate in a park without removing and disposing of any excrement deposited by the animal on the grounds of the park. (154-14)
 - i) have leashed or have in his/her possession or control between 5 and 8 dogs in a Park with a Leash-Free Zone or a Leash-Free Zone without a Permit; or (109-150)
 - j) have leashed or have in his/her possession or control more than 8 dogs in a Park with a Leash-Free Zone or a Leash-Free Zone. (109-15)
- 2) Notwithstanding subsection (1), an owner shall not permit his animal to enter into any area within the leash-free zone which access is prohibited through signage by the City. (281-11)
- 3) Subsection (33)(1) does not apply to a person who has control of a service animal where is is being used to aid a person with a visual, hearing or other impediment. (154-14)
34. An owner shall immediately remove his animal from the leash-free zone:
- 1) if it creates a nuisance or shows signs of aggressiveness towards another person or animal; or

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- 2) at the request of a Park Staff or an officer, if in the opinion of the Park Staff or officer, the animal is showing signs of aggressiveness towards another person or animal or creating a nuisance, or if the owner fails to supervise the animal and keep it under control while being at large. (281-11)

Protection of Wildlife

35. No person shall:
 - 1) kill, attempt to kill, hunt, trap, fish, or otherwise pursue an animal in any manner so as to disturb its presence in the park; or
 - 2) feed any waterfowl except in designated area.
36. Section 35 does not apply to fishing in the Credit River, Lake Aquitaine, Lake Wabukayne, Lake Ontario, or in any other lakes or streams where fishing is permitted by posted signs.

Animal Care and Control By-law

37. Repealed (281-11)

PART IX: VEHICLES

General Prohibitions

38.
 - 1) Unless otherwise permitted, no person shall drive, operate, pull, or ride any vehicle in a park except on a roadway or parking area.
 - 2) Unless otherwise permitted, no Person shall allow another Person to drive, operate, pull, or ride any Vehicle that is in their care or possession in a Park except on a Roadway or Parking Area. (281-11)
 - 3) In addition to subsection (1), no person shall drive or operate or park: (281-11)
 - i) any heavy machinery or equipment of whatever mode of power; or
 - ii) any truck or trailer except for the purpose of making a delivery to a point within the limits of the park; or
 - iii) any recreational vehicles commonly known as “RV”s which may provide living accommodations for persons; or
 - iv) a snowmobile.
 - 4) Subsection (2) does not apply to an owner of an ice cream truck or refreshment vehicle who holds a valid permit issued under this By-law for the purpose of operating an ice cream truck or a refreshment vehicle in the park. (281-11)

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39. No person shall use a roadway or parking area in a park for:
- 1) washing, cleaning, servicing, maintaining or the repair of a vehicle; or
 - 2) instructing, teaching, or coaching any person in the driving or operation of a vehicle, except for a bicycle; or
 - 3) games or sport activities.
40. 1) No person shall park any vehicle in a parking space except while using the park.
- 2) No person shall park a school bus in a park except for the purpose of pick-up and drop-off, and in any event, no person shall park a school bus for that purpose for more than 30 minutes.
- 3) An Officer or Parks Staff may direct vehicular or pedestrian traffic at their discretion where it is considered reasonably necessary to ensure the orderly movement of traffic, or to permit action in an emergency. (154-14)

Bicycles

41. 1) Notwithstanding section 38, a Person may ride a Bicycle on a Multi-use Recreation Trail within a Park, unless otherwise posted. (281-11, 154-14)
- 2) All Bicycles must be equipped with lights for use after dusk. (154-14)
- 3) No person shall obstruct, inconvenience or endanger other users of a park while riding or operating a Bicycle. (154-14)

Commercial Vehicles

42. In addition to section 38, no person shall drive, operate, pull, ride, or park any commercial vehicles in a park unless the person and/or the owner of the vehicle:
- 1) has a valid permit issued by the Commissioner to conduct commercial activities using the vehicle in the park; and
 - 2) satisfies all licensing requirements as provided in other applicable City Limits of Mississauga by-laws for the operation of such commercial motor vehicle in the City; (281-11, 40-12)
 - 3) complies with all the provisions in the permit as issued by the Commissioner.

Speed

43. No person shall operate a motor vehicle on a roadway in excess of the posted limit.

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44. All roadways in a park shall have a maximum speed limit of 25 kilometers per hour for all vehicles.

PART X: ENFORCEMENT

45. 1) An officer or Parks Staff may order any person believed to be contravening or have contravened any provision of this By-law: (281-11)
- a) to immediately desist from the activity constituting or contributing to such contravention; or
 - b) to immediately remove from the park any animal or thing owned by or in the control of such person which is involved in such contravention; or
 - c) to leave the park immediately.
 - d) No person shall knowingly provide any false information in any statement, whether in writing or otherwise, made to an officer investigating an offence under this by-law. (281-11)
 - e) Where an Officer believes that any person has committed or is committing an offence under this By-law, the officer may require the name, address and proof of identity of that person, and the person shall supply the required information. (154-14)
- 2) An officer or Parks Staff may order any person engaging in an activity that requires a permit under this by-law to provide the original copy of the permit for inspection. (281-11)
- 3) No person shall fail to comply with the order given by an officer or Parks Staff in subsections (1) or (2). (281-11)
- 4) No person shall willfully obstruct, hinder or otherwise interfere with an officer in the performance of their duties or the exercise of their rights, functions, powers or authority under this by-law. (281-11)
46. Every person who contravenes any provision of this By-law is guilty of an offence and is liable to a fine, and such other penalties, as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P-33, as amended and the *Municipal Act, 2001*, as each may be amended from time to time. (281-11)
47. In addition to Section 46 of this By-law, any person who is charged with an offence under this By-law by the laying of an information under Part III of the Provincial Offences Act and is found guilty of the offence is liable: (281-11)
- (i) on a first conviction to a fine of not more than \$15,000.00 and (40-12)

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- (ii) on any subsequent conviction to a fine of not more than \$30,000.00.

PART XI: CONFLICT

48. In the event of any conflict between this By-law and the City of Mississauga Animal Care and Control By-law 0098-2004, as amended, the Animal Care and Control By-law shall take precedence. (281-11, 40-12)

PART XII: VALIDITY

49. If a court of competent jurisdiction declares any section or part of a section of the By-law invalid, it is the intention of Council that the remainder of the By-law shall continue to be in force. (281-11)

PART XIII: INTERPRETATION

50. If a court of competent jurisdiction declares any provisions or part of a provision of this By-law to be invalid or to be of no force and effect, it is the intention of Council in enacting this By-law that the remainder of this By-law shall continue in force and be applied and enforced in accordance with its terms to the fullest extent possible according to law. (281-11)

PART XIV: SHORT TITLE

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

ENACTED and PASSED this 25th day of May, 2005.

Signed by: Hazel McCallion, Mayor Crystal Greer, City Clerk

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SCHEDULE A

Special Park Closing Times

(amended by 154-14)

PARK	CLOSING TIMES
Bradley Museum	Gates closed to vehicle access between 9pm to 7am the following day, unless otherwise authorized by Permit. Park closed to access by any person between 11pm and 7am the following day.
Jack Darling Park*	Gates closed to vehicle access between 9pm and 7am the following day. Park closed to access by any person between 11pm and 7am the following day.
Kariya Park	Closed between dusk and 7am the following day.
Lakeside Park & Totoredaca Park Leash Free Zones	Closed midnight to 5:30am the following day
Quenipponon Park Leash Free Zones	Close 9:30pm to 7am the following day.

* Jack Darling Park Leash Free Zone will be open from 7am to 11pm daily except between Victoria Day weekend and Labour Day. From Victoria Day weekend to Labour Day, the Jack Darling Leash Free Zone will be open:

- 7am to 11pm Monday to Friday
- 7am to 11am and 7pm to 11pm only Saturdays, Sundays and Statutory Holidays

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SCHEDULE B

Parks for Skiing, Tobogganing, Snowboarding, Skibobbing/Sledding

Birchwood Park

Brookmede Park

Erindale Park

Jack Darling Park

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**SCHEDULE C
SPECIAL MANAGEMENT AREAS**

(amended by 154-14)

Brueckner Rhododendron Gardens

- Dogs not permitted in horticultural beds

McEwan Terrace Garden

- Dogs not permitted in the garden area
- Bicycles not permitted

Kariya Park

- Dogs not permitted

Jubilee Gardens (Civic Centre)

- Dogs not permitted