



To: Mayor Cornell and Members of Council

From: Steven Harvey, Chief Municipal Law Enforcement Officer
By-law Department

Report Number: MLE-008-20

Meeting Date: 05-25-2020

Subject: 2020 Temporary Beach Encroachments

Recommendation

It is recommended that MLE-008-20, dated May 25, 2020 be received as information; and

That proposed By-law # 20-029, being a by-law to amend Fee By-law #09-022 be considered for approval.

Background/Analysis

As part of the 2019 summer season By-law Staff were tasked with Temporary Beach Encroachment tagging and inspections of these items. By the end of the season it was determined that additional communication would be of great assistance as we head into 2020. To that end, messaging has continued to be posted on our website, in the Newspaper and most recently in the recent Tax Bill Newsletter.

To further enhance that communication staff have created the attached brochure using the same format as the previous brochures recently requested by Council. This additional information will be shared with the beach associations in the hope that early messaging will assist in establishing a uniform beach expectation for 2020. By-law Staff will be patrolling the beach as early as possible and tag any items promptly to avoid the subject matter growing in scope.

One of the lessons learned in 2019 was the municipal costs to deal with these items. Costs include: initial inspection and tagging, follow up calls, re-inspection, item removal and transportation, storage, additional calls, arranging for pickup or disposal costs association with unclaimed items. Staff has reviewed these costs and feels that a **Temporary Beach Encroachment - Removal Fee: \$150** (Page 2 of proposed By-law #20-029) is necessary for any items removed.

In order to implement this new fee an amendment By-law #20-029 has been drafted and attached for Council consideration. This fee will assist in the cost recovery of this program and also add an incentive to ensure items are not stored on municipal property.

Options/Alternatives

1. Staff directed to proceed with the 2020 Temporary Beach Encroachment program as outlined in the report and that proposed By-law #20-029 be approved.
2. Direct staff to report back as necessary.

Financial Implications

Staff anticipates minimal financial implications associated with the implementation of this new fee.

Relationship to Strategic Plan

- Deliver Efficient and Exceptional Municipal Services
- A Well-Connected & Engaged Community

Conclusion

With Council approval, the By-law Department will proceed as outlined in the staff report.

Respectfully,

Prepared and Submitted By:



Steven Harvey, Chief Municipal Law Enforcement Officer

Financial Implications Reviewed By:



Doug Taylor, Director of Finance & Administration

Report Approved By:



Doug Luker, Chief Administrative Officer

Attached Appendices to MLE-008-20:

- Appendix 1 - Temporary Beach Encroachment Brochure
- Appendix 2 – Fee By-law amendment 20-029

Use of Public Beaches - Private Events

The Township of Tiny **does not** permit, allow or approve of any use of a Municipally-owned beaches for any exclusive private events. This will include reserving, restricting or delineating any public areas for such use restricting public access to the municipal beach.

Council reviewed Public Works Report PWR-020-19 regarding weddings on public beaches at the May 13, 2019 Committee of the Whole Meeting. As such the Township of Tiny does not support exclusive use of municipally-owned beaches for private events.



Residents are reminded that public beaches are not for booking private events such as weddings. They are for public use by everyone.

Submitting a Complaint

All complaints are addressed as quickly as possible and in an impartial manner. Our goal is to achieve compliance with the municipal by-laws.

Municipal Law Enforcement Officers work on a complaint basis. When a complaint is received, an officer will investigate whether the complaint is a contravention to the by-law.

The volume of complaints fluctuates on a seasonal basis; thus, the department coverage also fluctuates. During the summer, the department hires a number of summer students to assist with the influx of complaints received. Please visit our **Municipal Law Enforcement** webpage for seasonal hours of operation. It is advisable to call By-law when an issue is occurring to obtain the best evidence.

To submit a formal complaint to the Township, you will be asked to provide the following information:

- Complete details of complaint.
- When? Where is the activity happening? (accurate address of property).
- Contact details for complainant (name, address, telephone). This allows the complainant to call in and follow-up with the action taken at the property.

The complainants' personal details provided to the Municipal Law Enforcement Department are kept confidential according to the *Municipal Freedom of Information and Protection of Privacy Act*.

Contact Information

This information brochure has been prepared for general information only. For specific information, please refer to the Township By-laws:
www.tiny.ca

If you have any questions about the by-law, please feel free to contact the By-law Department at:

Township of Tiny

130 Balm Beach Road West

Tiny, Ontario L0L 2J0

PH: (705) 526-4136 FX: (705) 526-2372

BylawComplaints@tiny.ca

Revised: February 26 2020

Temporary Beach Encroachments



This Information brochure has been prepared for convenient reference only. For specific information, please refer to the Township Website.

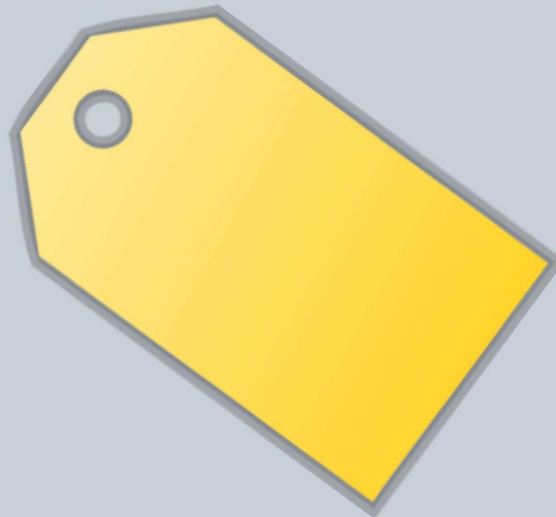
Removing Temporary Beach Encroachments

The Township of Tiny is committed to improving access and enjoyment of municipally-owned parks and beaches, while respecting non municipally owned property. To this end, the Township implemented a Beach Enjoyment Strategy Tiny (BEST Strategy) to address temporary encroachments throughout the Township.

Residents and visitors are reminded that personal items/private property **cannot** be stored, left unattended or left overnight on municipally-owned property.

This includes but is not limited to the following:

- Chairs
- Umbrellas
- Tents
- Watercraft's
- Barbeques
- Boat launches/docks/lifts
- Decks/platforms
- Fire pits
- Delineation - Physical/Invisible fencing
- Objects restricting access along shore or pathways



Enforcement

Staff will be conducting patrols of municipally owned beaches and parks to ensure that no personal items/private property are left unattended or left overnight.

Items left on municipal property will be labelled with a yellow warning tag and must be removed within **7 calendar days**.

After **7 calendar days**, the municipality will remove the items from municipal property and store them at a municipal facility to allow property owners to recover their items.

If the items at the Municipal facility are not claimed by the owner after **30 days** the items will be disposed of.

How can I pick up items that were removed?

1. Call the Municipal Law Enforcement Office 705-526-4136.
2. Arrange a time that you will come in and collect the items. A **recovery fee of \$150** will be required to release the items.
3. Describe in detail the location where the items were located, colour and make.

Please be advised that the pick-up location is at the Municipal Office (**130 Balm Beach Road West**). The items are stored off site and will be brought to the office for pick-up.



Use of Public Beaches

Fires and Fire Pits- As per the Township Parks By-law, you are NOT allowed to light, set, stoke or maintain a fire on a beach, park or on Public Property. If you have a property adjacent to a municipal beach, please make sure that you know where your lot lines are so that you do not unintentionally have a fire on Municipal Property.

THE CORPORATION OF THE TOWNSHIP OF TINY

BY-LAW NUMBER 20-029

**Being a by-law to amend By-law 19-022
(Township Fee Schedule By-law)**

WHEREAS By-law 19-022 was passed on the 29th of April 2019 to establish fees or charges for services or activities provided or done by or on behalf of The Corporation of the Township of Tiny;

AND WHEREAS it is deemed necessary to amend By-law 19-022 to reflect the new Temporary Beach Encroachment – Removal Fee within the Township of Tiny;

NOW BE IT ENACTED as a by-law of this Corporation as follows:

1. That Schedule "A" attached hereto form part of this by-law.
2. That Schedule "A" to this By-law hereby replaces Schedule "B" to By-law 19-022.
3. That applicable taxes will be added to the fees where required.
4. That Schedule "A" of this By-law shall come into force and effect on the date of passing.

READ A FIRST AND SECOND TIME THIS 15th DAY OF JUNE 2020.

READ A THIRD TIME AND FINALLY PASSED THIS 15th DAY OF JUNE 2020.

THE CORPORATION OF THE TOWNSHIP OF TINY

MAYOR, George Cornell

CLERK, Sue Walton

Schedule "A" to By-law 20-029

Schedule B
Licences, Permits and Agreements Fees

Service	Fee
*Fee Paid Annually	
Lottery Licences: (Including but not limited to Bingos, Nevadas and Raffles)	3% of Prize Board
Marriage Licences:	\$125
Business Licence:	
Campground *	\$180
Exhibition/Festival *	\$140
Hawker & Peddler *	\$130
Public Hall *	\$130
Recreational Establishment *	\$130
Refreshment Vehicle *	\$130
Restaurant *	\$120
Taxi Plate Owner *	\$110
Taxicab Driver *	\$ 90
Replacement Plate Owner	\$ 40
Replacement Driver's Card	\$ 30
Change of Cab	\$ 80
Dog Licence: *	
Obtained on or before March 31 st of each year	\$15
Obtained after March 31 st of each year	\$25
Obtained within 6 weeks of getting new dog	\$15
Replacement Tag	\$10
Kennel Licence: *	
Obtained on or before March 31 st of each year	\$50
Obtained after March 31 st of each year	\$75
Impound fee	\$40
Boarding fee:	
(First three days)	\$5/day
(After three days)	\$10/day
Encroachment Agreement & Annual Licence:	
Minor Encroachments/Agreement Rental Fee \$500.00/year	\$1,000
Major Encroachment/Agreement:	\$1,000
Rental Fee – Calculated based on assessment Value and square footage. Minimum Rental Fee \$500.00/year	
Temporary Beach Encroachment – Removal Fee:	\$150
Entrance Permit – New Access:	\$100
Commercial Filming on Municipal Property:	\$100
Fire Permits:	
Class A	\$25
Class B	\$75
(includes the inspection and permit fee)	
Class C	\$100

Schedule "A" to By-law 20-029

Schedule B
Licences, Permits and Agreements Fees

Service	Fee
Parking Permit:*	
Residents/Ratepayers (1 st Permit)	Free
Residents/Ratepayers (2 nd Permit)	\$30
Non-Residents	\$100
(A non-resident is defined as a resident of Midland, Tay, Penetanguishene and Springwater)	
Special Occasion Parking Permit (General request):	
Ratepayers – per day/per vehicle (1-15 permits)	\$15
Ratepayers – per day/per vehicle (16-50 permits)	\$5
Special Occasion Parking Permit (Wedding/Funeral request):	
Ratepayers – per day/per vehicle (1-50 permits)	\$4.50
Special Occasion Parking Permit (Contractor request):*	
Township of Tiny – Certain specified business types	\$100
Special Occasion Parking Permit (Guest Permit request):	
Ratepayers – per day/per vehicle	Free
Parking Fees (Pay & Display Parking Machines):	
Rate #1:	
0.25¢ for 5 minutes (\$2.50/hr)	
Minimum: \$5	
Maximum: \$20/day	
Locations (Area):	
1. Jackson Park Parking Lot (Jackson Park Area)	
2. Parent Park Parking Lot (Balm Beach Park Area)	
3. Concession Road 2 West (Woodland Beach Park Area)	
4. Lafontaine Park Parking Lot (Lafontaine Beach Area)	
5. Rue Lafontaine Road West (Lafontaine Beach Area)	
Rate #2:	
0.25¢ for 5 minutes (\$2.50/hr)	
Minimum: 0.25¢	
Maximum: \$20/day	
Locations (Area):	
1. #18 Tiny Beaches Road North (Balm Beach Park Area)	
2. Tiny Beaches Road North (Balm Beach Park Area)	
3. Balm Beach Road West (Balm Beach Park Area)	
4. Oliver Drive (Balm Beach Park Area)	
5. #5 Parkside Drive (Balm Beach Park Area)	
Rate #3:	
0.25¢ for 3 minutes and 45 seconds (\$4/hr)	
Minimum: \$8	
Maximum: \$30/day	
Locations (Area):	
1. Jackson Park Parking Lot (Vehicle and Trailer spaces)	