

BYLAW NO. 2024-27

A BYLAW OF THE RURAL MUNICIPALITY OF MERVIN No. 499 RESPECTING SERVICE FEES FOR RECREATIONAL VEHICLES

WHEREAS, the Council for the Rural Municipality of Mervin No. 499 has deemed it necessary to provide regulations for permits for recreational vehicles within the municipality;

WHEREAS, section 8(1) of *The Municipalities Act* allows that a municipality has a general power to pass any bylaw for the purposes of providing services on behalf of the municipality including establishing fees for providing those services;

WHEREAS, section s. 8(1)(i) of the *Municipalities Act* allows municipalities to establish fees for services provided by or on behalf of the municipality;

WHEREAS, section 8(3)(c) of the *Municipalities Act* allows that a municipality has a general power to pass any bylaw for the purposes of providing a system of licences, inspections, permits or approvals;

WHEREAS, section the RM of Mervin No. 499 Zoning Bylaw No. 94-4 and all amendments thereto permits the temporary principle use of recreational vehicles in the municipality that obtain an approved temporary permit for a residential principal use in the A – Agricultural District, CR1 – High Density Country Residential District, CR2 – Medium Density Country Residential District, CON – Conservation District, LD1 – Lakeshore Development District;

NOW THEREFORE, the Council of the Rural Municipality of Mervin No. 499, in the Province of Saskatchewan, enacts as follows:

Part I - General Matters

Short Title

1. This bylaw shall be referred to as the “Recreational Vehicle (RV) Service Fee Bylaw”.

Purpose

2. The purpose of this bylaw is to provide for the regulation of recreational vehicles, that are issued a discretionary use permit by the Rural Municipality of Mervin No. 499.

Definitions

3. In this bylaw the expression:
 - a. “**Administrator**” means the Administrator of the Municipality or designate;
 - b. “**Council**” means the Council of the RM of Mervin No. 499;
 - c. “**Designated Officer**” means a person appointed by the Municipality to enforce this bylaw and shall include a Peace Officer;
 - d. “**Municipality**” means the RM of Mervin No. 499;
 - e. “**Peace Officer**” means a peace officer as defined in *The Summary Offences Procedures Act*;
 - f. “**Occupied**” means with respect to a site that has any item related to the use of the property, or any other items so stored or placed, on or within that site for any period between January 1st and December 31st;
 - g. “**Site**” shall have the meaning as defined by the Zoning Bylaw for the Municipality;
 - h. “**Trailer**” means, subject to regulations, a structure that:
 - i. is equipped to travel on a road;
 - ii. is intended to provide accommodation for vacation or recreational use;
 - iii. is not connected or attached to an improvement; and
 - iv. is not connected to any utility service provided by a public utility;
 - i. “**RV**” shall mean a tent trailer, travel trailer, truck camper, fifth wheel trailer, motor home or other similar structure intended to provide temporary accommodation for travelers, tourists and campers or other such accommodation intended for use within all districts of the RM.

Part II – General

4. RVs within the Municipality, that are located on a parcel without a dwelling, shall obtain a “Temporary Principal RV Use” permit.
5. Notwithstanding Section 4, RVs located within RV Parks or Seasonal Campgrounds will be exempt from the “Temporary Principal RV Use” permit and fees prescribed in this bylaw.
6. Each approved “Temporary Principal RV Use” permit will initiate a “RV Service” fee, which will be issued to the permit holder, for the purpose of recovering the costs of infrastructure/services provided on behalf of the Municipality
7. The fee payable for the RV Service fee shall be prescribed in Schedule “A” at the time of the application..
8. Each permit holder is responsible for remitting the RV Service Fee to the Municipality. Such Service Fees shall be incurred each year for the period of January 1st to December 31st inclusive for the duration allowed for the “Temporary Principal RV Use” permit.
9. The Service Fee shall be paid to the Municipality on or before December 31st of the year, in which the fees are imposed.
10. When the “Temporary Principal RV Use” permit is issued for a parcel within a hamlet, organized or unorganized, the Service Fee will be applied to the respective hamlet revenue account as determined by the annual allocation agreement.
11. Any Service Fee not paid by the prescribed time shall be subject to a late payment financial penalty as listed in Schedule “B”.
12. The administration and enforcement of this bylaw is hereby delegated to a designated officer for the Municipality.
13. The inspection of any property in the Municipality to determine if this bylaw is being complied with is hereby authorized.
14. The Municipality may take such proceedings as it considers appropriate for the purposes of enforcing compliance with this bylaw pursuant to Part XII Division 4 of *The Municipalities Act*, as amended from time to time, including, but not limited to obtaining injunctive relief from a court of competent jurisdiction.

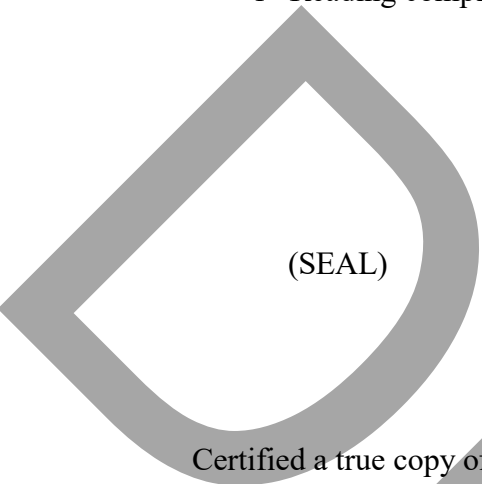
Offences and Penalties

15. No person shall:
 - a. Obstruct or hinder any designated officer or any other person acting under the authority of this bylaw; or
 - b. Fail to comply with any provision of this bylaw.
16. Except where, or in addition to, a penalty is specifically provided for in this bylaw, every person who contravenes any provision of this bylaw is guilty of an offence and liable on summary conviction:
 - a. in the case of an individual, to a fine not less than \$250.00 and not exceeding \$10,000.00 and, in the case of a continuing offence, to a further fine not exceeding \$10,000.00 for each day during which the offence continues; and
 - b. in the case of a corporation, to a fine not less than \$450.00 and not exceeding \$25,000.00 and, in the case of a continuing offence, to a further fine not exceeding \$25,000.00 for each day during which the offence continues; and
 - c. not more than one year in jail.

Coming into Force

- 17. No prosecution for a contravention of this bylaw may commence more than two years after the date of the alleged offence.
- 18. Bylaw No. 2024-12 is hereby repealed in its entirety.
- 19. This bylaw shall come into force and take effect upon its passing.

1st Reading completed at the October 8, 2024 Meeting.



(SEAL)

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Reeve

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Administrator

Certified a true copy of
Bylaw No. 2024-27 adopted
by resolution of Council this

..... day of....., 2024

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Reeve

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Administrator

(S E A L)



Schedule "A"

The RV Service fees are as follows:

Service Provision	Previous Year Expense Amount	Total Dwellings	Cost per Dwelling
Fire Protection	\$170,301.38	1810	\$94.09
Health Provision	\$49,802.50	1810	\$27.52
Lagoon	\$43,950.44	1810	\$24.28
Recreation	\$52,710.61	1810	\$29.12
Solid Waste Management	\$144,062.71	1810	\$79.59
Total			\$254.60

Schedule "B"

The late payment financial penalty consists of 1% per month being charged on all past due amounts.