

THE CORPORATION OF THE TOWNSHIP OF TARBUTT
BY-LAW NO 4-2020

TRAILER LICENSING

Being a By-Law to License Trailers in the Township of Tarbutt

AND WHEREAS the Municipal Act, 2001, Section 164 (1) authorizes the Municipality to pass by-laws for the licensing of Trailers within the Municipality;

NOW THEREFORE the Council of the Corporation of the Township of Tarbutt **REPEALS BY-LAW 6-75 AND ANY AND ALL AMEMDMENTS TO SAME, AND HEREBY ENACTS AS FOLLOWS:**

SHORT TITLE – SECTION 1

- 1.1 This By-Law shall be cited as the ‘Trailer License By-Law’.

DEFINITIONS – SECTION 2

For the purpose of this By-Law, the following definitions shall apply:

- 2.1 **The Township or Municipality** shall mean The Corporation of the Township of Tarbutt and shall be defined as the lands and premises within the corporate limits.
- 2.2 **Trailer** shall mean any vehicle so constructed that it is suitable for being attached to a motor vehicle for the purpose of being drawn or propelled by the motor vehicle and is capable of being used for the living, sleeping or eating accommodation of person on a temporary, transient or short term basis, even if the vehicle is jacked up or its running gear is removed. Examples include but not limited to those trailers commonly referred to as a tent trailer, pop up trailer, a camper trailer, a recreational trailer, a fifth wheel, a bus converted into a motor home and a park model trailer. Does not include trailers that haul livestock or utility trailers. Any trailer having dual purpose of hauling and living is subject to this by-law when used predominantly for the purpose of living.
- 2.3 **Stored Trailers** means any trailer located on the property only for the purpose of sale or storage but shall not include any trailer being used at any time for living, sleeping or eating accommodations of person while located on that property.
- 2.4 **Assessed Trailer** means any trailer legally located on a property and that is

assessed under the Assessment Act.

- 2.5 **Camping Establishments** means lands used for the parking and temporary use for at least 5 campsites occupied by tents, motor homes, truck campers and recreation vehicles; for which a fee to occupy a specific space is charged.

SCOPE – SECTION 3

- 3.1 The owner of land on which a Trailer is situated within the Municipality of Tarbutt shall be responsible for obtaining a license from the Municipality, unless an exemption under this By-law is applicable. No license shall be issued unless the prescribed fee has been paid.

EXEMPTIONS – SECTION 4

- 4.1 A stored Trailer shall not require a permit.
- 4.2 Trailers situated within a licensed Trailer Park, shall not require a license.
- 4.3 An assessed Trailer shall not require a license.
- 4.4 Where a Building Permit has been issued by the Chief Building Official, a Trailer may be temporarily located on the property while the Building Permit is in effect. The Trailer shall be exempt, if promptly removed at the expiration of the Building Permit.
- 4.5 A Trailer that hauls livestock or utility trailers shall not require a license. Any trailer having dual purpose of hauling and living is subject to this by-law when used predominantly for the purpose of living.
- 4.6 Trailers used for a family reunion or social event (one time, once per year) shall not require a permit. However, the proponent of the event shall notify the Municipality prior to the event advising the Municipality of the time period of the event and the number of Trailers expected. If the Trailers are to be used for a period of more than 5 days the proponent shall notify the Municipality of what efforts have been put in place to address sewage and grey water disposal.
- 4.7 Any trailer that is used for more than 7 days must be hooked to services for septic and grey water. If not hooked in the owner of the property must provide proof of disposal of septic and grey water.
- 4.8

LICENSE FEES – SECTION 5

- 5.1 The license fee for each trailer shall be \$500.00. The fee shall be applicable for a period of not more than 364 days.
- 5.2 The license fee is payable in advance of the term.
- 5.3 The license fee is imposed upon the owner of the property on which the Trailer is located. If the owner fails to make payment of the license fee in any year, the fee shall be deemed overdue and such license fees shall be collected in like manner as Municipal Taxes.
- 5.4 Any violation of this by-law shall result in the withholding of a future permit until such violation has been addressed.

VALIDITY – SECTION 6

- 6.1 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 the section, clause or provision so declared to be invalid and it is hereby declared to be the intention that all the remaining sections, clauses or provisions of the By-law shall remain in full force and effect until repealed, notwithstanding that one or more provisions therefore shall have been declared to be invalid.

EFFECTIVE DATE – SECTION 7

- 7.1.1 This By-law shall come into effect on the date of the third and final reading and it being passed in open council.

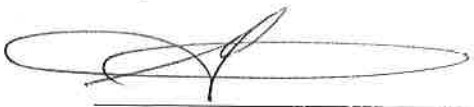
READ A FIRST AND SECOND TIME ON THE 18th DAY OF December, 2019

READ A THIRD AND FINAL TIME ON THE 15th DAY OF January, 2020 AND PASSED THIS DAY IN OPEN COUNCIL.

Seal



Mayor, L. Smith



Clerk, G. Martin