

CORPORATION OF THE TOWNSHIP OF MCKELLAR

**BY-LAW NO. 94-17
as amended by 95-6 and 05-20**

**BY-LAW TO LICENCE TRAILERS IN THE
MUNICIPALITY**

WHEREAS the Municipal Act, R.S.O. 1990, c.M.45, Section 210.101 authorizes the Corporation to pass by-laws for the licencing of trailers in the Municipality;

NOW THEREFORE The Council of the Corporation of the Township of McKellar hereby enacts as follows:

1. Definitions

- (a) The "Corporation" shall mean the Corporation of the Township of McKellar
- (b) "Municipality" shall mean the lands and premises within the corporate limits of the Township of McKellar
- (c) "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 capable of being used for living, sleeping or eating accommodation of persons, notwithstanding that such vehicle is jacked up or that its running gear is removed, but for the purpose of this by-law, "trailer" shall not include any trailer when located within the Corporation only for the purpose of sale or storage.

2. Prohibition

- (a) No person shall use, maintain or locate any trailer within the municipality for more than 30 days in any year, except in a trailer camp operated or licenced by the Corporation, unless such person has first obtained a licence therefor under the provisions of this by-law.
- (b) No owner of land shall permit a person to use, maintain or locate any trailer on the land of the owner within the Municipality for more than 30 days in any year, except in a trailer camp operated or licenced by the Corporation, unless such person who is using, maintaining or locating the trailer has first obtained a licence therefor under the provisions of the by-law.
- (c) All applications for such a licence shall be made in the prescribed form attached to this by-law as Schedule 'A' and the applicant shall pay a licence fee of \$20.00 per month, in advance, for every month or portion of a month that the trailer is to be located in the Municipality except for the first 30 days it is so located in each year. No licence fee shall be charged in respect of a trailer assessed under the Assessment Act.
- (d) Every licence obtained under this paragraph shall expire on the 31st day of December in the year for which it was issued or upon the expiration of the period of time for which it was issued, whichever first occurs.

3. General

- (a) No licence shall be issued under this by-law if the application for the licence or the proposed undertaking by the applicant would be in contravention of any other by-law of the Corporation or of any Federal or Provincial law or regulation.
- (b) Applications for licences shall be made to the Chief Building Official and duly signed by the owner of the property on which the trailer is to be located.
- (c) Any licence issued under this by-law is not transferable.
- (d) The owner to whom a licence has been issued shall display the licence on the trailer in a conspicuous place.

(e) The onus is upon the owner to whom the licence has been issued to notify the Chief Building Official of the removal of such trailer from the Municipality and the surrender the licence, before any refund of the unused portion of the licence fee shall be made. Notwithstanding the above, no refund shall be made for an amount under \$10.00 and no refund shall be made after expiry of the licence.

(f) Any licence fee owing to the Municipality under the terms of this by-law shall constitute a debt owing to the Municipality.

(g) The classes of licences regulated by this by-law shall be those set out in Schedule 'B' attached to and forming part of this by-law.

(h) The fees for licences regulated by this by-laws shall be as set out in Schedule 'B' attached to and forming part of this by-law.

(i) For the purposes of this By-law, a signed application to Licence and Locate a Trailer in the municipality shall be conclusive proof that the applicant whose signature appears on the application is the owner of the trailer to be located on the property as set out in the application.

4. Penalty

Any person who contravenes any of the provisions of this by-law shall be guilty of an offence and shall be liable to the fines and penalties prescribed by the Provincial Offences Act, and each day of contravention shall constitute a separate offence.

5. Validity

If any 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 provision so declared to be invalid, and it is hereby declared to be the intention that all the remaining provisions of this by-law shall continue to be in full force and effect until repealed, notwithstanding that one or more provisions thereof shall have been declared to be invalid.

6. Effective Date

This by-law shall be effective from the 1st day of November, 1994.

READ a FIRST and SECOND time this 18th day of July, 1994.

DAVID MOORE
Reeve

SHAWN BOGGS
Clerk

READ a THIRD time and PASSED in OPEN COUNCIL this 6th day of September, 1994.

DAVID MOORE
Reeve

SHAWN BOGGS
Clerk

CORPORATION OF THE TOWNSHIP OF MCKELLAR

SCHEDULE 'A' to By-law No. 94-17

APPLICATION TO LOCATE AND LICENCE TRAILER

Pursuant to By-law No. 94-17 as amended, being a By-law to licence trailers located within the Municipality.

Class of Licence

Licence Fee

Existing Trailer\$20.00 per month or portion thereof

Temporary Trailer.....\$20.00 per month or portion thereof
and only permitted while a valid
Building Permit has been issued for
the main building

Method of Payment

Licence fees shall be charged for every month or portion of a month that the trailer is located in the Municipality, except for the first thirty (30) days it is so located in each year.

Initial fees shall be paid twelve (12) months in advance at the same time as the application for a licence is made; thereafter, fees shall be payable in advance once yearly by means of separate statement included with and due at the same time as the interim municipal property taxes.

Roll No: _____ Permit No: _____

1. Owner: _____ Telephone No: _____

2. Address: _____

3. Property Description: Lot _____ Con. _____ Plan _____

4. Zoning: _____

5. Trailer Description: _____

6. It is the Applicant's responsibility to ensure that the trailer conforms to the setback requirements of Zoning By-law No. 95-12 as amended.

7. I, _____, the undersigned, am the owner of the above described property and owner of the trailer that is the subject of this application.

_____ Date

_____ Signature (property owner)

8. I, _____, the undersigned, am the owner of the above described property and authorize _____ to locate on my property the trailer that is the subject of this application.

_____ Date

_____ Signature (property owner)

9. I, _____, the undersigned, having authorization to locate the trailer on the above described property, hereby certify that I am the owner of the trailer that is the subject of this application.

_____ Date

_____ Signature (property owner)

BY-LAW NO. 94-17

SCHEDULE 'B'

<u>Classes of Licences</u>	<u>Licence Fee</u>
Existing Trailer	\$20.00 per month or portion thereof
Temporary Trailer	\$20.00 per month or portion thereof and only permitted while a valid Building Permit has been issued for the main building

2. Method of Payment

Licence fees shall be charged for every month or portion of a month that the trailer is located in the Municipality, except the first thirty (30) days it is so located in each year.

Initial fees shall be paid twelve (12) months in advance at the same time as the application for a licence is made; thereafter, fees shall be payable in advance once yearly by means of separate statement included with a included with and due at the same time as the interim municipal property taxes.