

**THE CORPORATION OF THE TOWNSHIP OF SOUTH FRONTENAC
BY-LAW 2004 - 93**

**BEING A BY-LAW TO LICENSE TRAILERS WHICH ARE LAWFULLY
LOCATED IN THE MUNICIPALITY, EXCEPT THOSE LOCATED IN AN
ESTABLISHED TRAILER PARK IN THE MUNICIPALITY**

WHEREAS the Corporation of the Township of South Frontenac desires to license trailers lawfully located within the boundaries of the Township of South Frontenac, other than those in an established Trailer Park located in the Township of South Frontenac

AND WHEREAS The Municipal Act, S.O. 2001, Section 168 authorizes a municipality to pass by-laws to license trailers

NOW THEREFORE the Corporation of the Township of South Frontenac enacts as follows:

TITLE – SECTION 1

1.1 This by-law shall be cited as the “Trailer License By-law”

DEFINITIONS – SECTION 2

- 2.1 **TOWNSHIP** means the Corporation of the Township of South Frontenac.
- 2.2 **TRAILER** means any vehicle so constructed that it is suitable for being attached to a motor vehicle for the purpose of being drawn or is propelled by the motor vehicle and is capable of being used for the living, sleeping, or eating accommodation of persons on a temporary, transient or short term basis, even if the vehicle is jacked up or its running gear is removed. Examples include a motor home, a tent trailer, a camper trailer, a recreational trailer, a fifth wheel, a bus converted into a motor home and a park model trailer.
- 2.3 **STORED TRAILER** 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 persons while located on the property.
- 2.4 **TRAILER PARK** means a trailer park or camp and/or an establishment comprising land as designated for such use as defined in the Township of South Frontenac Comprehensive Zoning By-Law.

SCOPE – SECTION 3

- 3.1 No person shall use and/or keep a trailer on any property within the Township; except in an established Trailer Park, where the use is permitted and conforms to the Township of South Frontenac Comprehensive Zoning By-law.
- 3.2 Where the trailer was legally placed on the property prior to the date of implementation of the initial Zoning By-law of each District, the trailer cannot continue to be occupied without a license. The dates of implementation for each District are;
 - Portland By-law #12-78 - November 7, 1978
 - Bedford By-law #14-1983 - September 27, 1983
 - Loughborough By-law #82-8 - June 7, 1982
 - Storrington By-law #87-04 - January 5, 1987
- 3.3 The owner of land; other than land used as an established Trailer Park within the Township; upon which a legally non-conforming trailer is located, shall be responsible for obtaining a license from the Township Office. No license shall be issued unless the prescribed fee has been paid.

- 3.4 Where a trailer, that is located on a property in the Township, other than on land used as an established Trailer Park, has been established to a legally non-conforming use and where such trailer has only been used occasionally for living, sleeping or eating accommodation of persons, such trailer shall not be deemed to be a stored trailer as defined in Section 2.3 and shall be subject to a license for the period of time on which it is located on the property.

EXEMPTIONS

- 4.1 A stored trailer, as defined in Section 2.3 does not require a license.
- 4.2 Where a building permit for a single family dwelling unit has been issued by the Township's Chief Building Official, and where the Zoning By-law permits such, the permit holder may enter into an agreement for the placement of a trailer on the property where the unit is being constructed or reconstructed solely for the purpose of the construction and only if any applicable fees are paid and the trailer is promptly removed prior to the expiration of the said building permit

LICENSE FEE – SECTION 5

- 5.1 The license fee for every trailer subject to a recreational vehicle license, shall be twenty (\$20.00) dollars for each month or part month that the trailer is located in the township. The license fee is applicable for 11 months of any license year.
- 5.2 The license year shall be from the first day of May of each year to the last day of April in the following year.
- 5.3 The license fee is payable in advance for one (1) year, or for the number of months remaining in that calendar year.
- 5.4 A refund may be obtained by submitting a request in writing indicating a trailer is not located on a property and specifying the date on which it was removed. The refund will be calculated from the first day of the month following re-location. The onus is on the landowner to provide supporting documentation of the date of such removal.
- 5.5 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 overdue license fees shall be collected in a like manner as municipal taxes.

PENALTY – SECTION 6

- 6.1 Any person who contravenes any of the provisions of this by-law, is guilty of an offence and upon conviction is liable to a fine as provided for in the Provincial Offences Act.
- 6.2 Upon registering a conviction for a contravention of any provision of this By-law, the Ontario Court, Provincial Division, may in addition to any penalty imposed by this by-law make an order prohibiting the continuation or repetition of the offence by the person convicted.

VALIDITY – SECTION 7

7.1 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 that 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 thereof shall have been declared to be invalid.

EFFECTIVE DATE – SECTION 8

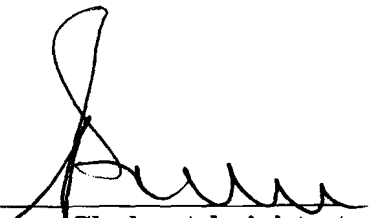
8.1 This by-law shall come into force three months to the day on which it receives third reading and is passed.

READ A FIRST AND SECOND TIME, THIS 5th DAY OF October 2004.

READ A THIRD TIME AND FINALLY PASSED THIS 5th DAY OF October 2004.



Bill Lake, Mayor



Gordon Burns, Clerk – Administrator