

The Corporation of the Township of Huron-Kinloss



# BY-LAW

**2008-62**


**BEING A BY-LAW TO ADOPT A REGULATE MOTORIZED VEHICLE  
USE ON THE BEACH POLICY  
FOR THE TOWNSHIP OF HURON-KINLOSS**

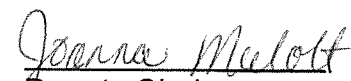
**WHEREAS** the Council of the Township of Huron-Kinloss deems it expedient to establish a Regulate Motorized Vehicle Use On The Beach Policy that applies to the entire length of beach on Lake Huron in the Township of Huron-Kinloss.

**NOW THEREFORE** the Council of the Township of Huron-Kinloss **ENACTS** as follows:

- 1.0 The Corporation of the Township of Huron-Kinloss hereby adopts the Regulate Motorized Vehicle Use On The Beach Policy contained in the attached Schedule "A" to this by-law.
- 2.0 This By-Law shall come into full force and effect upon its final passage.
- 3.0 This By-law may be cited as the "Regulate Motorized Use On The Beach Policy By-Law"

**READ a FIRST, SECOND and THIRD time and FINALLY** passed this 21<sup>st</sup> day of May, 2008.

  
Mayor

  
Deputy Clerk



## Policies & Procedures Manual

Section: 5.0 General	Date: May 21st, 2008
Policy: Regulate Motorized Vehicle Use on the Beach	Pages: 2
By-Law: 2008-62	Revision:

- Coverage:** This policy shall govern the use of Motorized Vehicles along the entire Lake Huron Beach of Huron-Kinloss.
- Policy Statement:** The use of vehicles, including heavy equipment, all-terrain vehicles and snowmobiles, can have a profound negative impact on both beaches and dunes.
- Dunes are fragile systems and trampling by beach goers destroys the vegetation and results in deterioration of the dune. Destruction of vegetation makes the dunes unstable, increases wind erosion and causes the coastline to recede.
- Since the dunes in Huron-Kinloss are a finite resource, it is critical to manage people's interaction with these features so that negative impacts are kept to a minimum. All other options to motorized vehicles on the beach should be explored due to the sensitive beach dune ecosystem.
- Legislative Authority:** Township of Huron Kinloss Agreement with Ministry of Natural Resources
- Contents:** The use of motorized vehicles is not permitted on the beach.
- Exceptions*
- The following motorized vehicles are allowed on the beach
- Municipally owned and operated ATV
  - All other municipally owned and operated equipment
  - Any other operator contracted and authorized by the Director of Facilities & Recreation.
  - Any other Contractor with a permit authorized by the

municipality.

*Conditions of Permit*

Application Form – A Permit to operate a motorized vehicle on the beach shall be completed for each request. See attached Schedule “A”.

Administration Fee- As set in the Township’s Consolidate Fee By-law which is amended from time to time.

Authorization- The Director of Facilities & Recreation

Refundable Deposit – A refundable deposit in the amount of \$1000.00 shall be collected prior to the issuance of the permit. This deposit shall be refunded by the Recreation Department, less any amounts for dune restoration.

Dune Restoration -- All damaged Dunes must be restored as per the Huron-Kinloss Beach Stewardship Guide, at the permit holder’s expense.

Cancellation of Permit – Where the permit has not been utilized and accepted by the Township within one-year of the date of the permit, then the permit shall be null and void. There will be no refund of the administration fee.

Stop Work Order - A Municipal staff person who finds a contravention of this policy or the permit may make an order to stop all further work, and directing compliance with such.

**SCHEDULE "A"**  
**TOWNSHIP OF HURON - KINLOSS**  
**MOTORIZED VEHICLE USE PERMIT**

**APPLICANT:**

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

PHONE: \_\_\_\_\_

Applicant must notify Municipal staff three days before commencement of any work.

Pre-Photo Date \_\_\_\_\_ Activity Photo Date \_\_\_\_\_ Post Activity Photo Date \_\_\_\_\_

**DESCRIPTION OF ACTIVITY (and map)**

**DEPOSIT FEE:**

DEPOSIT FEE OF \$ \_\_\_\_\_ IS HEREBY ACKNOWLEDGED.

DATE: \_\_\_\_\_ AUTHORIZED SIGNATURE: \_\_\_\_\_

**PERMISSION:**

DATE: \_\_\_\_\_ AUTHORIZED SIGNATURE: \_\_\_\_\_

COMMENTS: \_\_\_\_\_

## TOWNSHIP OF HURON - KINLOSS

### MOTORIZED VEHICLE USE PERMIT INFORMATION

The Township Recreation department shall consider the following criteria when reviewing all applications for motorized vehicle use on the beach.

- a) protection of the beach through limited and controlled use of motorized vehicles on the beach.
- b) protection of the public investment in the beaches.
- c) minimizing Township expenditures on dune restoration.
- d) workers are aware of the sensitivities of the dunes and its vegetation, and take measures to avoid damage to the dune, and where damage has occurred, to restore the site to pre-disturbance conditions. Workers should strive to ensure that their vehicles have minimal contact time with the beach, and during clean up and maintenance activities, impact as little of the beach-dune area as possible.

**Permit on Site:** If approved, a signed copy of the permit will be provided to the applicant, and must be available for review during the works.

**Other Permits Required:** Depending on the activity being undertaken, a permit may also be required from the Saugeen Valley Conservation Authority under their shoreline regulations. Work undertaken near or in the water may require permission from the federal Department of Fisheries and Oceans and/or Ontario Ministry of Natural Resources.

**Dune Restoration:** All damaged Dunes must be restored as per the Huron-Kinloss Beach Stewardship Guide, at the permit holder's expense.

**Additional Fines:** Failure to obtain a permit will result in the maximum fine as per the Ministry of Natural Resources

**Photography:** Municipal staff will photograph the traveled area on the beach before, during, and after the permit, to properly document the travelled area. The Applicant must notify Municipal staff three days prior to commencement of works.

**Refundable Deposit:** A refundable deposit in the amount of \$1000.00 shall be collected prior to the issuance of the permit. This deposit shall be refunded by the Recreation Department, less any amounts for dune restoration.

**Cancellation of Permit:** Where the permit has not been utilized and accepted by the Township within one-year of the date of the permit, then the permit shall be null and void. There will be no refund of the administration fee.

**Stop Work Order:** A Municipal staff person who finds a contravention of this by-law may make an order to stop all further work, and directing compliance with this by-law.

THE CORPORATION OF THE  
TOWNSHIP OF HURON-KINLOSS

MOTION

Moved by Hanna  
Seconded by Murray

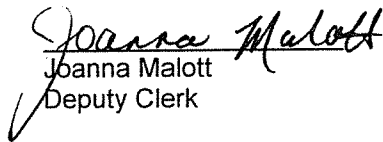
AMEND THE  
REGULATE  
MOTORIZED  
VEHICLE USE  
ON THE  
BEACH POLICY

213

THAT Huron-Kinloss Township Council hereby approves amending  
The Regulate Motorized Vehicle Use on the Beach Policy adopted by  
2008-62, May 21<sup>st</sup>, 2008 to include as an exception for privately funded  
grooming within 16 feet of the waters edge by an authorized contractor  
with a permit.

Defeated.

Certified to be a true and complete copy of  
resolution #213, defeated by the Council of  
The Corporation of the Township of Huron-  
Kinloss on the 16<sup>th</sup> day of June 2008.

  
Joanna Malott  
Deputy Clerk