

# THE CORPORATION OF THE MUNICIPALITY OF WHITESTONE

## BY-LAW NO. 20-2015

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### Being a By-Law to Licence Trailers in the Municipality of Whitestone

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**WHEREAS** Section 164 (1) of the Municipal Act, 2001, as revised, authorizes the Municipal Corporation to pass by-laws for the licencing of trailers in the Municipality;

**NOW THEREFORE** the Council of the Corporation of the Municipality of Whitestone hereby enacts as follows:

#### **1. Definitions:**

- a) The “Corporation” shall mean the Corporation of the Municipality of Whitestone.
- b) “Municipality” shall mean the lands and premises within the corporate limits of the Municipality of Whitestone.
- c) “Trailer” means 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 by persons for living, sleeping or eating, even if such vehicle is jacked-up or its running gear is removed, but for the purposes of this By-Law, “Trailer” shall not include any trailer when located within the Corporation only for the purpose of sale or storage or when used as an accessory building to a principal dwelling.

#### **2. Prohibitions on Vacant Land:**

- a) No person shall use, maintain or locate any trailer on vacant land within the Municipality for more than thirty (30) days in any given year, except in a trailer camp operated or licenced by the Corporation, unless such person has first obtained a Temporary Trailer Licence under the General Provisions of this By-Law and a valid Building Permit for a Principal Dwelling is in place.
- b) No owner of land shall permit a person to use, maintain or locate any trailer on vacant land within the Municipality for more than thirty (30) days in any given year, except a trailer camp operated or licenced by the Corporation unless such person has first obtained a Temporary Trailer Licence under the General Provisions of the By-Law and a valid Building Permit for the Principal Dwelling is in place.
- 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 the month that the trailer is to be located in the Municipality except for the first thirty (30) days it is 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 31<sup>st</sup> 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 occurs first.

### **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 transferrable.
- d) The owner to whom the 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 to 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-law shall be set out in Schedule "B" attached to and forming part of this by-law.
- i) The temporary trailer licence will be valid for a period of three (3) years from the date of issue.

### **4. Non-Conforming Uses:**

The provisions of this By-Law shall not apply to Trailers presently licenced with the Municipality which existed prior to the amalgamation of the Corporation of the Municipality of Whitestone in 2001.

### **5. Exemptions:**

Trailer may be permitted while a valid Building Permit has been issued for the Main Principal Dwelling and a Temporary Trailer Licence has been purchased.

**6. Penalty:**

Any person who contravenes any of the provisions of this By-Law will be charged under the Provincial Offences Act, and each day of contravention shall constitute a separate offence.

**7. Enactment:**

7. (1) That By-Law No. 25-2001 be repealed.

7. (2) This By-Law shall come into force and take effect upon passage by Council.

**Read a First and Second** time this 19<sup>th</sup> day of May, 2015.

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**Mayor** Chris Armstrong

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**CAO-Clerk-Treasurer** Tammy Wylie

**Read a Third** time and **Passed, Signed and Sealed** this 19<sup>th</sup> day of May, 2015.

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**Mayor** Chris Armstrong

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**CAO-Clerk-Treasurer** Tammy Wylie

The Corporation of the Municipality of Whitestone

Schedule "A"

Class of Licence: Temporary Trailer Licence

Licence Fee: \$20.00 per month

Method of Payment:

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

Initial Fees shall be paid twelve (12) months in advance at the same time as the application for the licence is made; thereafter, fees shall be payable in advance once yearly by means of a separate statement.

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Roll No. \_\_\_\_\_ Principal Building Permit No. \_\_\_\_\_

Trailer Permit No. \_\_\_\_\_

Owner(s) \_\_\_\_\_ Telephone No. \_\_\_\_\_

Address \_\_\_\_\_

Property Description: Lot \_\_\_\_\_ Con \_\_\_\_\_ Plan No. \_\_\_\_\_ Zoning \_\_\_\_\_

Trailer Description: Make \_\_\_\_\_ Model \_\_\_\_\_

Licence \_\_\_\_\_ Serial No. \_\_\_\_\_

It is the Applicant's responsibility to ensure that the trailer conforms to the setback requirements of the Zoning By-Law.

I \_\_\_\_\_ am the authorized owner of the above described property.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

The Corporation of the Municipality of Whitestone

Schedule "B"

Classes of Licence: Temporary Trailer Licence

Licence Fee: \$20.00 per month

Method of Payment:

Licence fees shall be charged for every month or portion of the month that the trailer is located in the Municipality of Whitestone, 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 the 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 tax. The licence shall cease after the Chief Building Official had made a final inspection of the Principal Dwelling for which the Building Permit is in place.