

# Summer Village of Larkspur BYLAW

## Temporary Seasonal Dock and Lifts on Municipal Reserves

<b>Bylaw Name:</b>	<b>Temporary Seasonal Docks and Lifts on Municipal Reserves</b>		
<b>Bylaw number</b>	<b>21-3</b>	<b>Date Approved:</b>	<b>April 29, 2021</b>
<b>Reviewed By:</b>		<b>Date Reviewed:</b>	

### 1. Purpose

- a. The purpose of this bylaw is to manage the placement of temporary seasonal docks and lifts on municipal reserves.
- b. Alberta Environment and Parks (AEP) have established a Disturbance Standard under section 3 of the *Public Lands Administration Regulation*. The Disturbance Standard creates a general permission for “waterfront holders”, and “semi-waterfront holders” to place temporary seasonal docks, lifts and buoy anchors on the lakebeds and shores without the need for a Temporary Field Authorization from the AEP.
- c. Semi-waterfront holders whose properties border a municipal owned reserve would be allowed to place a temporary seasonal dock on the reserve subject to the Disturbance Standard and this bylaw.

### 2. Definitions

- a) All definitions in this bylaw apply as defined in the Public Lands Act, RSA 2000, c P-40 and the Public Lands Administration Regulation except where expressly stated in this bylaw.
- b) “semi-waterfront holder” means the person who is registered under the Land Titles Act as the owner of the fee simple estate in the land directly adjoining a municipal reserve, where the municipal reserve directly adjoins the bank of a water body.
- c) “waterfront holder” means the person who is registered under the Land Titles Act as the owner of the fee simple estate in the land directly adjoining the bank of the water body.

### 3. General

- a. All docks and lifts must conform to the *Disturbance Standard for Temporary Seasonal Docks and other Mooring Structures for Personal Recreational Purposes, April 2021*.
- b. Only temporary seasonal docks and lifts are permitted to be placed on the bed and shore of a water body.
- c. A waterfront holder or a semi-waterfront holder shall not construct or place more than one temporary seasonal dock within the mooring area.
- d. A semi-waterfront holder shall apply to the Chief Administrative Officer for the Summer Village of Larkspur for a “Temporary Seasonal Dock and/or a lift for Personal Recreational Use” and must receive written permission to place a dock and/or a lift.

- e. Semi-waterfront holders shall collaborate with other adjacent holders within the reserve to share usage of the dock.
- f. A waterfront holder shall remove the temporary seasonal dock and/or lift before the end of the open water part of the year and store the temporary seasonal dock above the bank on the waterfront holder's property.
- g. A semi-waterfront holder shall remove the temporary seasonal dock and/or lift before the end of the open water part of the year, and
  - i. store the temporary seasonal dock and/or lift above the bank on the semi-waterfront holder's property, or
  - ii. apply and receive written permission from the Chief Administrative Officer to temporarily store the dock and/or lift on a municipal reserve, provided they have met all requirements that have been requested of them.
- h. Waterfront holders and semi-waterfront holders that do not comply with this bylaw shall be liable to a penalty and further actions as outlined in the "Use of Public Lands" bylaw.

#### 4. Policy

- a. The Council of the Summer Village of Larkspur may publish guidelines and policies to assist in the interpretation of this bylaw.

This bylaw comes into force upon the date of final passing.

Read a first time this \_\_\_\_\_ day of \_\_\_\_\_, 2021

Read a second time this \_\_\_\_\_ day of \_\_\_\_\_, 2021

Read a third time and finally passed this \_\_\_\_\_ day of \_\_\_\_\_, 2021

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Mayor

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Administrator