

WAKAW LAKE REGIONAL PARK

BYLAW NO. 1/23

A BYLAW RESPECTING RESPECTFUL USE OF THE PARK

The Board of the Wakaw Lake Regional Park Authority in the Province of Saskatchewan enacts as follows:

1. Short Title

1.1 This Bylaw may be cited as the Respectful Use of Park Bylaw and/or the Respectful Use of Park Policy.

2. Purpose

2.1 The purpose of this Bylaw is to ensure that all employees, volunteers, and patrons of the Wakaw Lake Regional Park experience a safe and respectful environment in which to enjoy the Park.

3. Interpretation

3.1 All terms referenced herein shall have the same meaning as that set out in the Policy appended at Schedule "A".

4. Use of Park

4.1 The use of the Park by all patrons will be subject to the standards set out in the Policy appended at Schedule "A", as amended from time to time, and those patrons who violate these standards may be subject to the reprimands set out therein.

5. Coming into Force

This Bylaw is enacted pursuant to sections 12 and 13 of *The Regional Parks Act, 2013*. This Bylaw shall come into force and effect on the day of third reading.

Read a first time and second time this 18 day of OCTOBER 2023.

Read a third time and adopted this 18 day of OCTOBER, 2023.




Board Chair


Park Administrator

SCHEDULE "A" TO BYLAW NO. 1/23

**Wakaw Lake Regional Park Authority
Respectful Use of Park Policy**

Policy Intent

Every employee, volunteer, and patron of Wakaw Lake Regional Park Authority (the "Park") is entitled to a safe and respectful environment within which to enjoy the Park, beach, golf course, and all other grounds within the Park. To further this goal, all patrons or users of the Park must be respectful of each other and Park employees, volunteers, and board members. Use of the Park is subject to this policy, the purpose of which is to promote a respectful, inclusive, and safe environment within the Park.

Authority

The Park has the authority to implement this policy for the effective administration and governance of the Park and for the health, safety, and welfare of all persons within the Park pursuant to sections 12 and 13 of *The Regional Parks Act, 2013*, as amended from time to time.

Policy Scope

Standards to be followed:

This policy applies to all users within the Park, from those with seasonal campsites, to monthly or nightly campers, to daily users, to golf course users, and everyone in between. Upon entry into the Park, all users are expected to comply with this policy and bear it in mind in their use of the Park and dealings with other users, Park staff, board members, etc.

Breach of this policy or the provisions of any other bylaw, policy, or rules of the Park may lead to consequences for those individuals, such as fines, eviction from the Park, or banishment from the Park. The Board and/or Park Manager, as the case may be, shall have discretion in imposing penalties for breach of this policy.

Examples of the standards to be followed while enjoying the Park may be found in, but are not limited to:

1. Campground Rules provided to patrons at the Park gate or upon request;
2. Anti-Harassment Policy posted at the front gate and available upon request;
3. All bylaws of the Park, available on the website (www.wakawlakeregionalpark.ca) and available upon request.

In addition, patrons or users of the Park must not engage in conduct which is discriminatory or derogatory in nature. The Park will not tolerate any racism,

homophobia, or discrimination or derogatory statements based on race, religion, gender, gender identity, sexual orientation, disability, or any other prohibited ground as defined in *The Saskatchewan Human Rights Code, 2018*, as amended from time to time. Nor will the Park tolerate physical violence or verbal harassment from a patron or user of the Park against any other Park patrons, staff, board members, or anyone else in the Park.

Examples of behaviours which will not be tolerated include, but are not limited to:

- Verbal or written abuse, vile language, or threats;
- Insulting, derogatory, or degrading comments, jokes, or gestures;
- Fighting or disorderly conduct;
- Personal ridicule or malicious gossip;
- Interference with or vandalizing personal or Park property;
- Noise during quiet hours;
- Abuse of alcohol, marijuana, drugs, drunkenness, loud music, loud parties, or other disturbances;
- Making alterations to campsites or commencing any developments within the boundaries of the Park without approval;
- Failing to follow the directions of Park security personnel and staff.

What happens if the standards described above are breached?

If the Park receives any information which confirms that any of the standards set out above have been breached, action may be taken. Any complaints that the standards have been breached or of behaviour which may constitute a breach of the standards will be received by the Park in writing, where possible, and in the form attached as Appendix A. Where not possible or the information comes from Park staff, Park staff will take down the information in writing, including the date and time of the offence, date and time of the report, who is reporting the offence (unless they wish to remain anonymous), and what occurred. This ensures that the Park has a record from which to work.

Upon receiving such information, Park staff will then provide this information to the Park Manager. The Park Manager will then follow up and investigate the information provided by speaking to witnesses and the individuals complained of. The Park Manager is delegated the authority by the Board to implement this policy, investigate breaches of the standards of conduct described herein, confirm whether those breaches have occurred, and impose penalties where appropriate. However, the Park Manager shall still be entitled to discuss matters with the Park Administrator and/or the Board, and refer decisions to the Board to be made where the Park Manager deems it appropriate.

If it is found that the individual has breached the standards of conduct described herein, the consequences will vary depending on the nature and severity of the breach. The Park Manager has the discretion to impose these penalties as they see fit. However, if the Park Manager has found that the standards have been breached and believes banning an individual from the Park may be necessary, those particular cases will be referred to the Board to make a decision as to the appropriate penalty. The penalties may include, but are not limited to:

- Warnings;
- Fines, as may be provided in the Park bylaws;
- Eviction from the Park; or
- Banishment from the Park for a length of time that the Board deems appropriate.
 - Where a decision is made to ban an individual from the Park for an indefinite period of time, that individual shall have a right to apply to the Board through the Park Manager for a review on each anniversary that the decision to ban was made. This review is separate and apart from the right to appeal, as set out later in this policy. Upon review, the individual will provide written submission to address the circumstances leading to the ban from the Park, how they will prevent such circumstances in the future, and whether there are any accommodations they reasonably require. The Board will then review the information and decide whether to lift the ban or if it will remain in place, with written notice of the decision along with reasons provided to the individual.

In assessing a penalty to be imposed, the Park Manager or Board, as the case may be, is entitled to consider all matters including, but not limited to:

- Whether the conduct is an offence under the *Criminal Code*;
- Whether the conduct is an offence under any other legislation or under Park bylaws;
- The extent of the mental or physical injury caused by the conduct;
- Whether the individual persisted in behavior that was known to breach this policy or for which it was reasonably foreseeable would breach this policy;
- Whether the individual acknowledges that the conduct was unacceptable and makes a commitment to refrain from participating in such conduct in the future;
- Whether the individual has apologized to any other Park user, staff, Board member, etc. who was affected by the conduct;
- Any past complaints made regarding the individual or anyone occupying or using their permitted site;
- Whether the individual and persons occupying or using their permitted site have complied with all Park bylaws, policies, rules, and permits in the past;
- Any history of non-compliance with the permits, leases, or bylaws of any other regional park;
- Whether the individual has been disrespectful to or has harassed Park staff, Board members, or other campers or users of the Park in the past;
- Whether the individual and those using or occupying their permitted site have been good stewards within the Park in the past;
- Whether the individual or anyone who is reasonably expected to use the applicant's permitted site (if granted) is indebted to the Park with respect to previous camping seasons or violations;
- Any other fact or circumstance which the Park Manager or Board, as the case may be, considers relevant.

Once a decision has been made, the individual will be notified in writing of the decision and the conduct giving rise to the decision, including which standards of conduct have been breached, along with the penalty, if any. The individual will further be advised of their right to appeal pursuant to this policy.

Ability to appeal:

Where any individual has been banned from attending the Park pursuant to this policy, they shall have a right to file in writing an appeal of such decision with the Park Manager setting out their grounds for appeal in addition to their contact information. Such appeal must be filed and received by the Park within 14 days of the decision date and may be mailed to the Park (Box 730, Wakaw, Saskatchewan S0K 4P0) or emailed to parkmanager@wakawlakerp.ca. The filing of an appeal does not have the effect of automatically setting aside or postponing the decision to ban the appellant from the Park.

After a notice of appeal has been filed, the Park shall, within 14 days, set a date for the appeal hearing to be heard, no later than 30 days from the date that the appeal was received by the Park. The appellant shall have the opportunity to file written materials and evidence in support of their appeal at least 7 days prior to the date set for the hearing.

The appeal hearing shall be heard by the Board in an in-camera session, where appropriate. Submissions may be made by the appellant in person if requested by the appellant and authorized by the Board in its sole discretion. Where in-person submissions are not requested or authorized, all submissions will be in writing. The submissions should address the circumstances leading to the ban from the Park, how they will prevent such circumstances in the future, and whether there are any accommodations they reasonably require. The Board shall hear the appeal with open minds and ask appropriate questions to gain better understanding.

Following the appeal hearing, the Board shall render its decision within 10 business days and may either deny the appeal or allow the appeal, with or without conditions attached.

See Appendix A for the Information Form

Appendix A

(See next page)

WAKAW LAKE REGIONAL PARK AUTHORITY

INFORMATION FORM

Name of Informant: _____ Phone: _____

Name of Person(s)/campsite for which the information is provided:

Describe the incident(s) or event that is the basis of this information: (Indicate dates and location of events. Attach separate page for more space if necessary).

List names of possible witnesses:

Name	Contact (phone)
_____	_____
_____	_____
_____	_____

I hereby confirm that the statements contained in this form are true to the best of my knowledge. I understand that a copy of this information may be provided to the subject individual(s) for the purpose of investigating.

Date

Signature of Informant

I acknowledge receipt of this information.

Date

Signature of Receiving Officer