

BYLAW 212 / 2006
"Boat lifts and hoists bylaw"

BEING A BYLAW IN THE SUMMER VILLAGE OF SILVER BEACH, IN THE PROVINCE OF ALBERTA, TO REGULATE THE PLACEMENT OF BOAT HOISTS AND LIFTS, AND TO ESTABLISH A REGISTRATION SYSTEM FOR RESIDENT BOAT HOISTS AND LIFTS.

PURSUANT to the provisions of the Municipal Government Act, Chapter M-26.1, and amendments thereto; and

WHEREAS the Council of the Summer Village of Silver Beach deems it desirable to regulate the placement of boat hoists and lifts on public lands within the municipal boundaries of the Summer Village of Silver Beach; and

WHEREAS it is deemed desirable to implement a resident registration system for boat hoists and lifts to accommodate the regulation of placement of boat hoists and lifts;

NOW THEREFORE the Council of the Summer Village of Silver Beach duly assembled **ENACTS AS FOLLOWS:**

PART 1 - Regulation of Placement of Boat Lifts and Boat Hoists

1. Storage of boat hoists and lifts on public lands within the municipal boundaries of the Summer Village of Silver Beach is restricted to the residents of the Summer Village of Silver Beach.
2. The storage of boat hoists and lifts which impede access to public beach areas or which obstruct public walkways is prohibited.
3. Boat hoists / lifts which do not comply with this bylaw will be removed from public areas. The cost of removal, storage and any other applicable costs will be charged to the owner, and any equipment removed and / or stored shall be held by the Summer Village of Silver Beach until such time as these costs have been paid in full.
4. Where the identity of the owner cannot be determined, the Summer Village of Silver Beach reserves the right to dispose of the property as it sees fit after the property has been held and unclaimed for a period of one year.

PART 2 - Registration Procedure and Requirements

1. Each boat hoist / lift located on public lands shall be identified by a tag which shall be affixed to the object by the landowner / resident of the Summer Village of Silver Beach.
2. Such tags shall be available at the Administration office at a charge

determined from time to time by the Council of the Summer Village of Silver Beach and set out in "Schedule A" of the Fees and Charges Bylaw.

3. A record of owner information shall be kept in the Administration office.
4. The registration does not need to be renewed once approved, but the tag shall be turned over to the Summer Village of Silver Beach upon the sale or disposal of the identified equipment.

PART 3 - Indemnity and Insurance

As a condition to allowing boat hoists / lifts to be stored on public lands, the Summer Village of Silver Beach requires that the resident owner of the boat hoist(s) and / or lift(s) enter into a registration agreement which will provide that the owner will indemnify and save harmless the Summer Village of Silver Beach in respect of any claims which might arise from the storage of the any boat hoist(s) / lift(s) on public lands, or any and all claims which may arise due to its state of repair.

PART 4 - Enactment

This bylaw shall come into force and have effect on September 1, 2006, and upon it being read a third time and passed.

FIRST READING of Bylaw 212/2006 granted this 3rd day of May, 2006.

SECOND READING of Bylaw 212 / 2006 granted this 3rd day of May, 2006.

THIRD AND FINAL READING of Bylaw 212/2006 granted this 3rd day of May, 2006.

Mayor Allan Watt

Wendy Nickel, CAO