

EXPLANATORY NOTE
TO
BY-LAW No. 2026-40

This By-law amendment proposes revisions to the Town of Wasaga Beach By-law 2025-18 being a By-law to Establish Administrative Monetary Penalties By-law - Non-Parking, as amended, specifically to update Schedule “A” – Designated By-laws and Administrative Penalties, to include penalties associated with the Fireworks By-law 2025-12, as amended, and Beach By-law 2026-39.

This amendment is being brought forward following Council’s approval of Fireworks By-law 2025-12 on April 10, 2025, with an effective date of October 1, 2025. In addition, the proposed Beach By-law 2026-39 is scheduled to be brought forward to Council for consideration on May 14, 2026. Subject to Council approval, staff are recommending that By-law 2025-18 being a By-law to Establish Administrative Monetary Penalties By-law - Non-Parking also be amended to include applicable administrative penalties related to enforcement of the Beach By-law.

Incorporating these By-laws into the Administrative Monetary Penalties framework will provide staff with the authority to address non-compliance, promote adherence to the regulations, and apply enforceable administrative penalties where required.

This By-law is properly before Council for consideration.

THE CORPORATION OF THE TOWN OF WASAGA BEACH

BY-LAW NO. 2026-40

A By-law to amend By-law 2025-18 being a By-law to establish a System of Administrative Monetary Penalties – Non-Parking

WHEREAS section 5(3) and section 434.1 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, authorize a municipality to exercise its powers by by-law and to establish a system of administrative penalties for contraventions of its by-laws;

AND WHEREAS the Council of the Town of Wasaga Beach enacted By-law 2025-18, being a By-law to establish a System of Administrative Monetary Penalties – Non-Parking, as amended, to provide for the administration and enforcement of administrative monetary penalties for designated by-laws;

AND WHEREAS the Council of The Corporation of the Town of Wasaga Beach enacted By-law 2025-63, being the Municipal Accommodation Tax By-law, to establish and govern the collection and remittance of a municipal accommodation tax within the municipality;

AND WHEREAS the Council of The Corporation of the Town of Wasaga Beach enacted By-law 2025-12, being the Fireworks By-law, to prohibit and regulate the sale and use of fireworks;

AND WHEREAS the Council of The Corporation of the Town of Wasaga Beach enacted By-law 2026-39, being the Beach By-law, to to protect, prohibit, regulate and promote responsible enjoyment and use of the Beach Areas of the Town of Wasaga Beach;

AND WHEREAS Council deems it necessary and desirable to amend the Administrative Monetary Penalties By-law to update Schedule “A” – Designated By-laws and Administrative Penalties, to include administrative penalties for contraventions of By-law 2025-12, and By-law 2026-39, as amended;

AND WHEREAS Council of the Town of Wasaga Beach deems it necessary and desirable to include these by-laws into the Administrative Monetary Penalties framework to provide the authority to address non-compliance, promote compliance, and apply enforceable administrative penalties where required;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF WASAGA BEACH HEREBY ENACTS AS FOLLOWS:

1. **THAT** Schedule A, Designated By-laws and Administrative Penalties is hereby amended by adding the following:

10. Fireworks By-law

For the purposes of Section 9.6 of this By-law:

- (a) Column 1 in Table 1 lists the provisions in the **Town's** Fireworks By-law 2025-12, as amended, that are hereby designated for the purposes of Section 434.1 of the **Municipal Act**;
- (b) Column 2 in Table 1 sets out the short form wording to be used in a **Penalty Notice** for the contravention of the designated provisions listed in Column 1;
- (c) Column 3 in Table 1 sets out the **Administrative Penalty** amounts that are payable by a **Person** excluding a **corporation** for a contravention of the designated provisions listed in Column 1 of the **Town's** Firework By-law 2025-12, as amended.

TABLE 10

	Column 1 Designated Provision	Column 2 Short Form Wording	Column 3 Administrative Penalty		
			First Contravention	Second Contravention	Subsequent Contravention
1	Section 4.1	Use or discharge any Fireworks without a permit	\$650.00	\$750.00	\$850.00
2	Section 4.1	Permit the use or discharge of fireworks without a valid permit	\$650.00	\$750.00	\$850.00
3	Section 4.2	Sell or permit the sale of fireworks within the Town	\$750.00	\$850.00	\$950.00
4	Section 4.3	Ignite Sky Lantern within the Town	\$650.00	\$750.00	\$850.00
5	Section 4.4	Sell, offer for sale, buy or offer to buy a Sky Lantern	\$750.00	\$850.00	\$950.00
6	Section 4.5	Set, host or permit a Pyrotechnic display without a valid permit	\$900.00	\$1,000.00	\$2,000.00
7	Section 5.6	Fail to set off Fireworks on days specified by a permit	\$750.00	\$850.00	\$950.00
8	Section 5.7	Permit Holder fail to ensure that display Supervisor or Pyrotechnician is present	\$750.00	\$850.00	\$950.00
9	Section 5.8	Fail to comply with provisions of the Act	\$750.00	\$850.00	\$950.00
10	Section 6.3	Fail to produce a Permit upon request	\$750.00	\$850.00	\$950.00
11	Section 8.1	Obstruct or attempt to Obstruct Officer	\$1,100.00	\$1,200.00	\$1,300.00

2. **THAT** Schedule A, Designated By-laws and Administrative Penalties is hereby amended by adding the following:

11. Beach By-law

For the purposes of Section 17.2 of this By-law:

- (a) Column 1 in Table 1 lists the provisions in the **Town's** Beach By-law 2026-39, as amended, that are hereby designated for the purposes of Section 434.1 of the **Municipal Act**;
- (b) Column 2 in Table 1 sets out the short form wording to be used in a **Penalty Notice** for the contravention of the designated provisions listed in Column 1;
- (c) Column 3 in Table 1 sets out the **Administrative Penalty** amounts that are payable by a **Person** excluding a **corporation** for a contravention of the designated provisions listed in Column 1 of the **Town's** Beach By-law 2026-39, as amended.

TABLE 11

	Column 1 Designated Provision	Column 2 Short Form Wording	Column 3 Administrative Penalty		
			First Contravention	Second Contravention	Subsequent Contravention
1	Section 2.1	Remain or enter a Beach Area during prohibited hours	\$125.00	\$250.00	\$500.00
2	Section 2.2	Enter prohibited or restricted area on Beach Area	\$500.00	\$700.00	\$900.00
3	Section 3.1	Start or maintain a fire on Beach Area	\$250.00	\$500.00	\$750.00
4	Section 3.2	Discharge or permit fireworks without permit on Beach Area	\$650.00	\$850.00	\$1,050.00
5	Section 3.2	Discharge or permit Flying Lantern on Beach Area	\$650.00	\$850.00	\$1,050.00
6	Section 4.1	Deposit human waste outside washroom on Beach Area	\$1,000.00	\$1,500.00	\$2,000.00
7	Section 4.2	Deposit litter outside receptacle on Beach Area	\$650.00	\$850.00	\$1,050.00
8	Section 4.3	Store or maintain wildlife attractant on Beach Area	\$250.00	\$500.00	\$750.00
9	Section 5.1	Erect tent on Beach Area	\$250.00	\$500.00	\$750.00
10	Section 5.2	Camp or sleep overnight on Beach Area	\$250.00	\$500.00	\$750.00

11	Section 6.2	Use barbecue or cooking device in unauthorized Beach Area	\$250.00	\$500.00	\$750.00
12	Section 6.3	Use non-approved cooking device on Beach Area	\$250.00	\$500.00	\$750.00
13	Section 7.1	Permit domestic animal in prohibited Beach Area	\$125.00	\$250.00	\$500.00
14	Section 7.1	Permit domestic animal during prohibited hours on Beach Area	\$125.00	\$250.00	\$500.00
15	Section 7.3.1	Permit domestic animal off leash on Beach Area	\$125.00	\$250.00	\$500.00
16	Section 7.3.2	Permit domestic animal to make excessive noise on Beach Area	\$125.00	\$250.00	\$500.00
17	Section 7.3.3	Permit domestic animal to disturb persons on Beach Area	\$125.00	\$250.00	\$500.00
18	Section 7.3.4	Permit domestic animal on leash exceeding 2 metres on Beach Area	\$125.00	\$250.00	\$500.00
19	Section 7.3.5	Permit domestic animal to disturb wildlife	\$250.00	\$500.00	\$750.00
20	Section 7.4	Fail to remove domestic animal feces on Beach Area	\$250.00	\$500.00	\$750.00
21	Section 8.1	Drive motorized vehicle on Beach Area	\$1,000.00	\$1,500.00	\$2,000.00
22	Section 8.2	Park in unauthorized Beach Area	\$250.00	\$500.00	\$750.00
23	Section 8.3	Obstruct or use emergency access point without authorization on Beach Area	\$800.00	\$1,000.00	\$1,200.00
24	Section 9.1	Engage in disorderly or unsafe conduct on Beach Area	\$250.00	\$500.00	\$750.00
25	Section 9.2	Use audio device causing disturbance on Beach Area	\$125.00	\$250.00	\$500.00
26	Section 9.3	Engage in abusive or threatening conduct on Beach Area	\$800.00	\$1,000.00	\$1,200.00
27	Section 9.4	Damage or interfere with property or natural feature on Beach Area	\$1,500.00	\$2,000.00	\$2,500.00
28	Section 9.5	Feed or attract wildlife on Beach Area	\$750.00	\$950.00	\$1,150.00
29	Section 9.6	Damage vegetation or natural features on Beach Area	\$1,500.00	\$2,000.00	\$2,500.00

30	Section 9.7	Harm or disturb wildlife on Beach Area	\$2,000.00	\$2,500.00	\$3,000.00
31	Section 9.8	Disobey authorized sign on Beach Area	\$1,000.00	\$1,500.00	\$2,000.00
32	Section 9.9	Possess or consume alcohol on Beach Area	\$125.00	\$250.00	\$500.00
33	Section 9.10	Possess glass bottle or container on Beach Area	\$125.00	\$250.00	\$500.00
34	Section 9.11	Hit or propel golf ball on Beach Area	\$125.00	\$250.00	\$500.00
35	Section 9.12	Smoke or vape on Beach Area	\$125.00	\$250.00	\$500.00
36	Section 10.1	Operate or possess watercraft in Designated Swim Area	\$1,000.00	\$1,500.00	\$2,000.00
37	Section 10.2	Use wind sports equipment in prohibited area on Beach Area	\$250.00	\$500.00	\$750.00
38	Section 10.3	Operate wind sports outside designated Allenwood Beach Area	\$250.00	\$500.00	\$750.00
39	Section 10.3.1	Interfere with swimmers or wildlife while operating wind sports equipment on Beach Area	\$250.00	\$500.00	\$750.00
40	Section 10.3.2	Operate wind sports during temporary restriction or closure	\$800.00	\$1,000.00	\$1,200.00
41	Section 10.4	Fish or attempt to fish within Beach Area	\$125.00	\$250.00	\$500.00
42	Section 11.2	Enter closed or evacuated Beach Area	\$1,000.00	\$1,500.00	\$2,000.00
43	Section 12.1	Sell or distribute without authorization on Beach Area	\$125.00	\$250.00	\$500.00
44	Section 12.2	Engage in unauthorized commercial activity on Beach Area	\$250.00	\$500.00	\$750.00
45	Section 12.3	Host event without Special Event Permit on Beach Area	\$250.00	\$500.00	\$750.00
46	Section 12.4	Fail to comply with Special Event Permit conditions on Beach Area	\$250.00	\$500.00	\$750.00
47	Section 13.3	Conduct work without Work Permit on Beach Area	\$1,000.00	\$1,500.00	\$2,000.00
48	Section 13.4	Fail to comply with Work Permit conditions on Beach Area	\$250.00	\$500.00	\$750.00

49	Section 13.6	Continue work after Stop Work Order on Beach Area	\$1,000.00	\$1,500.00	\$2,000.00
50	Section 13.7.1	Place materials or equipment without authorization on Beach Area	\$750.00	\$950.00	\$1,100.00
51	Section 13.7.2	Spill or deposit harmful substances on Beach Area	\$2,000.00	\$2,500.00	\$3,000.00
52	Section 13.7.3	Throw or place debris on Beach Area	\$250.00	\$500.00	\$750.00
53	Section 13.7.4	Install landscaping or plant vegetation	\$250.00	\$500.00	\$750.00
54	Section 15.2	Fail to comply with Officer direction	\$750.00	\$850.00	\$950.00
55	Section 15.3	Fail to provide identification to Officer	\$750.00	\$850.00	\$950.00
56	Section 16.1	Obstruct or attempt to Obstruct Officer	\$1,100.00	\$1,200.00	\$1,300.00

3. **THAT** all other provisions of the Administrative Monetary Penalties - Non-Parking By-law, as amended, shall remain in full force and effect.

4. **THAT** this By-law shall come into force and take effect on the date of its passing.

BY-LAW READ A FIRST, SECOND AND THIRD TIME AND FINALLY PASSED THIS 14TH DAY OF MAY, 2026.

THE CORPORATION OF THE TOWN OF WASAGA BEACH

Brian Smith, Mayor

Nicole Rubli, Clerk