

# RURAL MUNICIPALITY OF ST. LAURENT

## BY-LAW NO. 16/2023

Amendment Resolution #	Date Carried	By-law #
# 55/2023	December 6, 2023	22/2023

### **Title:**

This By-law shall hereby be called the "Fees, Fines and Charges By-law".

### **Authority:**

**WHEREAS** *The Municipal Act* provides under section 231 that a council has the power to pass by-laws to:

- (a) Give broad authority to council and to respect its right to govern the municipality in whatever way the council considers appropriate, within the jurisdiction given to it under this and other Acts

**AND WHEREAS** *The Municipal Act* provides under section 232(2) Council may:

(d) establish fees or other charges for services, activities or things provided or done by the municipality or for the use of property under the ownership, direction, management or control of the municipality

(e) subject to the regulations, provide for a system of fees, for inspections, licences, permits or approvals, including any or all of the following:

(i) establishing fees, and terms for payment of fees, for inspections, licences, permits and approvals, including fees related to recovering the costs of regulation,

(ii) establishing fees for licences, permits and approvals that are higher for persons or businesses who do not reside or maintain a place of business in the municipality

**AND WHEREAS** *The Municipal By-Law Enforcement Act* provides under section 3(2) that:

A Municipality may only require administrative penalties to be paid if it first passes a by-law that does the following:

- (a) Designates the by-law contraventions that may be dealt with by a penalty notice;
- (b) Sets the amount of the administrative penalty for each contravention, which must not exceed the amount prescribed by regulation;
- (c) Sets the period within which a person may pay the administrative penalty or request a review by a screening officer, subject to subsection 10(2)
- (d) Provides for the appointment of one or more screening officers and specifies their powers and duties, which may include:
  - (i) The power to reduce the amount of an administrative penalty set out in a penalty notice, and
  - (ii) The power to enter into a compliance agreement, on behalf of the municipality, with a person to whom a penalty notice has been issued;
- (e) Sets the period within which a person must deal with a screening officer's decision under subsection 11(2);
- (f) Establishes an adjudication scheme described in section 14 to resolve matters relating to administrative penalties and compliance agreements.

**NOW THEREFORE** the Council of the Rural Municipality of St. Laurent, in a meeting duly assembled, enacts as follows:

1. **THAT** all of the fees, fines and charges to be enforced under this By-law be placed in schedules, attached hereto.
2. **AND THAT** the Rural Municipality of St. Laurent may issue a certificate showing the name of a person required to pay an administrative penalty and the total amount of the administrative penalties due and payable by the person, and may file the certificate in the Court of King's Bench. Once filed, the certificate becomes a judgement of the Court and may be enforced as a judgement.
3. **AND THAT** for the purposes of enforcing payment of amounts due and payable to the Municipality in relation to designated by-law contraventions, a municipality has the powers and duties of an authority under sections 92 to 94 of *The Provincial Offences Act*. Those sections apply not only to amounts due and payable in relation to contraventions involving the parking of a vehicle, but to amounts due and payable in relation to all designated by-law contraventions for which a penalty notice is issued under *The Municipal By-law Enforcement Act*.
4. **AND THAT** for the purposes of clarity, each schedule shall be updated, when there is a third reading of an amendment to the By-law, to reflect the changes in numbering affected by amendments to those by-laws.
5. **AND THAT** this by-law shall be reviewed no less than once every calendar year, from the date it is passed, and shall be presented on the first scheduled council meeting of each January.

**Coming Into Force**

- a. **THAT** this by-law shall come into force on this 6 day of [September](#), 2023.
- b. **THAT** when this By-Law shall come into force and take effect as and from the date of the passage thereof, it shall apply to the whole of the Rural Municipality of St. Laurent.
- c. **THAT** By-Law No. 8/2022 and any former by-laws dealing with regulating the fees, fines and charges for the Municipality be hereby repealed.

*Original Signed*

Read a first time this 16 day of [August](#), 2023

Reeve

Read a second time this 16 day of [August](#), 2023

Read a third time this 6 day of [September](#), 2023

*Original Signed*

CAO

**SCHEDULE «A»**

**RM of St. Laurent Fees, Fines and Charges By-Law**

<b>By-Laws</b>	<b>First Offence</b>	<b>Second Offence</b>	<b>Third Offence</b>	<b>Notes</b>
<b>Domestic Animals By-Law</b>				
Kill animal or person s.2a)	Euthanization			\$1000 per Screening Officer Review
Chasing or barking vehicles or horse s.2b)	\$50	\$75	\$100	25% off early payment
Defecation s.2c)	\$50	\$75	\$100	25% off early payment
Damage property s.2d)	\$100	\$150	\$250	25% off early payment
School ground s.2e)	\$50	\$75	\$100	25% off early payment
Run at large s.2f)	\$50	\$75	\$100	25% off early payment
Pursue, chase or wound s.2g)	\$500	\$1,000	Euthanization	25% off early payment
Prohibited animal s.2h)	\$500	\$750	\$1,000	25% off early payment
Maximum domestic pets s.2i)	\$50	\$75	\$100	\$25 per additional exceeding domestic animal, 25% off early payment
Dangerous animal owner requirements s.6)	\$100	\$250	\$500	25% off early payment
Dangerous Animal sign s.6a)	\$50	\$75	\$100	25% off early payment
Other	\$400	\$700	\$1000	50% off early payment
<b>Parks and Beaches ByLaw 3/21</b>				
Traffic and Parking s.9	\$50	\$75	\$100	50% off early payment
Damage to environment, structures s.10	\$100	\$150	\$200	50% off early payment
Nuisances, obstructions s.11	\$100	\$150	\$200	25% off early payment
Park clean-up and removal of debris s.12	\$50	\$75	\$100	50% off early payment
Other	\$400	\$700	\$1000	50% off early payment
<b>Unnecessary and Harmful Noise 3/13</b>				
Domestic animal s.3a)	\$50	\$75	\$100	25% off early payment
Operate power or manual equipment, machinery, devise or motor vehicle s.3b)	\$50	\$75	\$100	25% off early payment
Operation of power vehicle, tools, machinery s.3c)	\$200	\$500	\$1,000	25% off early payment
Playing of radio, television, phonograph, instrument, loudspeaker, amplifier s.3d)	\$100	\$250	\$500	25% off early payment
Shouting or amplified noise s.3e)	\$50	\$75	\$100	25% off early payment
Repair, rebuild, modify or test motor vehicle s.3f)	\$200	\$500	\$1,000	25% off early payment
Use of engine retarders	\$200	\$500	\$1,000	25% off early payment
Other	\$400	\$700	\$1000	50% off early payment

<b>Unightly Property and Derelict Vehicle By-law 10/2023</b>				
Rubbish s. 3.1(a)	\$200	\$400	\$800	25% off early payment
Unsafe Structures s. 3.1(b)	\$700	\$850	\$1,000	25% off early payment
Unightly Property s. 3.1(c)	\$500	\$750	\$850	25% off early payment
Derelict Vehicle s. 3.1(d)	\$500	\$750	\$850	25% off early payment
Storage of Household Appliances s. 3.1(e)	\$200	\$400	\$800	25% off early payment
Noxious Weeds s. 3.1(f)	\$200	\$400	\$800	25% off early payment
Growth of Grass s. 3.1(g)	\$200	\$400	\$800	25% off early payment
Burning or Smoke s. 3.1(h)	\$200	\$400	\$800	25% off early payment
Abandoned, Unused vehicles, trailers, machinery s. 3.1(i)	\$500	\$750	\$850	25% off early payment
Other	\$400	\$700	\$1000	50% off early payment
<b>Fire Prevention and Emergency Response By-law 11/2023</b>				
Rules Regarding Fire Receptacles s. 18.	\$100	\$200	\$600	50% off early payment
Chimney Pipes Requirements s. 20	\$100	\$200	\$600	50% off early payment
Property Maintenance Requirements s. 21	\$100	\$200	\$600	50% off early payment
Wood Piles Requirements s. 22	\$100	\$200	\$600	50% off early payment
Fire Alarm Systems Requirements s. 23	\$500	\$750	\$1000	50% off early payment
Flammable or Combustible Liquid Storage and Storage of Hazardous Materials Requirements s. 24	\$500	\$750	\$1000	50% off early payment
<b>Licencing By-Law 7/2023 Section 2.1</b>				
Schedule A: Travel trailers/RVs licence	\$600	\$850	\$1000	50% off early payment
Schedule A: Outdoor Mobile Food Vendors	\$200	\$400	\$600	50% off early payment

Licencing	License Fee
Spayed/Neutered dogs 6 months and older	\$10
Spayed/Neutered cats 6 months and older	\$10
Unspayed/unneutered dogs 6 months and older	\$20
Unspayed/unneutered cats 6 months and older	\$20
Dangerous animal	\$150

<b>Powers of screening officer</b>
On a review, a screening officer may make one of the following decisions: (a) confirm the administrative penalty;

- (b) reduce the amount of the administrative penalty;
- (c) enter into a compliance agreement with the person on behalf of the municipality;
- (d) cancel the penalty notice if, in the screening officer's opinion,
  - (i) the contravention did not occur as alleged,
  - (ii) the penalty notice does not comply with subsection 6(2) of the MBEA,
  - (iii) a ground for cancellation is authorized.

**Early payment due is by the 10th day following issuance of infraction notice unless otherwise established in a by-law.**

**The number of offences is calculated in a calendar year, unless otherwise stated in a by-law**

**Towing and Vehicle Storage Fees**

\$75 administrative fee plus the towing and storage fees

**Kenneling Fees**

\$75 administrative fee plus kennel and veterinarian fees

**Fee List**

DESCRIPTION	AMOUNT
Tax Sale Admin Fee	50.00
Copies of Tax Bill per roll	5.00
Insufficient funds	50.00
Outgoing faxes pp	1.00
Incoming faxes pp	0.50
Photocopying pp black	0.25
Photocopying pp color	0.50

Flash drive and computer use		5.00
Bombardier Souvenir Signs		150.00
Application Culvert/Water Works		100.00
Dangerous Animal sign		1.00
Lottery License		60.00
RM Mugs & Glasses		10.00
Maps		25.00
Snow/Grading Regular		60.00
Snow Removal Special		75.00
Snow Removal Senior		30.00
Replacement domestic animal tag		5.00
Domestic Animal Trap		100.00
Tax Certificate		30.00
R.V. Conditional Use Licence		400.00
Starlink Application		100.00

## **SCHEDULE «B»**

**Zoning By-Law 5/2005 Administrative Penalties**

<b>Offence</b>	<b>Zoning By-law Section</b>	<b>First Fine</b>	<b>Early Payment</b>	<b>Second Fine</b>	<b>Early Payment</b>	<b>Subsequent Fine</b>	<b>Early Payment</b>
Duties of the owner: permit officer to enter building or premise 2.8.2 a)	2.8.2 a)	\$250	\$125	\$500	\$250	\$750	\$375
Duties of the owner: inform development officer of permit(s) issued and duty to obtain permit(s)/license(s) 2.8.2 b) c)	2.8.2 b) c)	\$200	\$100	\$400	\$200	\$600	\$300
Development Permits 2.16.1	2.16.1	\$250	\$125	\$500	\$250	\$1,000	\$500
Development Permits 2.16.2	2.16.2	\$250	\$125	\$500	\$250	\$1,000	\$500
Area and Yard Requirements 3.3.2 & .3	3.3.2 & 3.3.3	\$200	\$100	\$400	\$200	\$600	\$300
Area and Yard Requirements 3.3.4	3.3.4	\$200	\$100	\$400	\$200	\$600	\$300
Projections Into Required Yards 3.5	3.5	\$200	\$100	\$400	\$200	\$600	\$300
Sign Regulations 3.8.1-3.8.8	3.8.1-3.8.8	\$200	\$100	\$400	\$200	\$600	\$300
Accessory Buildings and Uses Permitted 3.9.2	3.9.2	\$250	\$125	\$500	\$250	\$750	\$375
Secondary Suites within Main or Principal Building 3.10.1	3.10.1	\$250	\$125	\$500	\$250	\$750	\$375
Secondary Suites Detached 3.11.1	3.11.1	\$250	\$125	\$500	\$250	\$750	\$375
Only One Main Building or Use on A Site 3.12	3.12	\$500	\$250	\$750	\$375	\$1,000	\$500
Land Subject to Flooding 3.18.1-3.18.2	3.18.1 & 3.18.2	\$250	\$125	\$500	\$250	\$750	\$375
Rules for Home Occupation 3.20	3.20	\$200	\$100	\$400	\$200	\$600	\$300
Rules for Home Bed and Breakfast Facilities 3.21	3.21	\$250	\$125	\$500	\$250	\$750	\$375
Streets and Roads 3.22	3.22	\$500	\$250	\$750	\$375	\$1,000	\$500

Dwelling and Building Setback from Waste Disposal Grounds	3.25	\$250	\$125	\$500	\$250	\$750	\$375
Public Reserve Land 3.27.2	3.27.2	\$200	\$100	\$400	\$200	\$600	\$300
Mobile Homes 3.28	3.28	\$250	\$125	\$500	\$250	\$750	\$375
Parabolic Dish Antenna 3.29	3.29	\$200	\$100	\$400	\$200	\$600	\$300
Building and Structure Setback Clearances from Manitoba Hydro Lines and Conductors 3.30	3.30	\$200	\$100	\$400	\$200	\$600	\$300
Use Regulations (Rural Ag) 5.4.2	5.4.2	\$250	\$125	\$500	\$250	\$750	\$375
Livestock and Livestock Production Operations 5.9	5.9	\$250	\$125	\$500	\$250	\$750	\$375
Mutual Separation of Dwelling and Livestock Operations 5.10	5.10	\$200	\$100	\$400	\$200	\$600	\$300
Secondary Small-Scale Industries 5.11.5	5.11.5	\$200	\$100	\$400	\$200	\$600	\$300
Mineral Extraction Operations 5.12	5.12	\$200	\$100	\$400	\$200	\$600	\$300
Outfitter Cabins 5.14	5.14	\$200	\$100	\$400	\$200	\$600	\$300
Wind Energy Generation System 5.15	5.15	\$200	\$100	\$400	\$200	\$600	\$300
Use Regulations (Gen Div) 6.4.2	6.4.2	\$250	\$125	\$500	\$250	\$750	\$375
Number of Buildings Permitted Per Site 6.8	6.8	\$250	\$125	\$500	\$250	\$750	\$375
Use Regulations (Res Zones) 7.4.2	7.4.2	\$250	\$125	\$500	\$250	\$750	\$375
Conditional Use 7.5	7.5	\$400	\$200	\$600	\$300	\$800	\$400
Accessory Uses 7.6	7.6	\$250	\$125	\$500	\$250	\$750	\$375
Bulk Regulations 7.7.2	7.7.2	\$250	\$125	\$500	\$250	\$750	\$375
Number of Buildings Permitted Per Site 7.8	7.8	\$250	\$125	\$500	\$250	\$750	\$375
Signs 7.10	7.10	\$200	\$100	\$400	\$200	\$600	\$300

Use Regulations (Recreation, Parks and Open Space) 8.4.2	8.4.2	\$250	\$125	\$500	\$250	\$750	\$375
Conditional Use 8.5	8.5	\$200	\$100	\$400	\$200	\$600	\$300
Accessory Uses. Buildings and Structures 8.6	8.6	\$200	\$100	\$400	\$200	\$600	\$300
Signs 8.8	8.8	\$200	\$100	\$400	\$200	\$600	\$300
Additional Requirements for Developments Along Lake Manitoba and Other Significant Waterbodies 8.9	8.9	\$250	\$125	\$500	\$250	\$1,000	\$500
Guest Houses 8.10	8.10	\$200	\$100	\$400	\$200	\$600	\$300
Additional Requirements for Seasonal Campground Sites 8.11	8.11	\$200	\$100	\$400	\$200	\$600	\$300
Use Regulations (Commercial Zones) 9.4.2	9.4.2	\$250	\$125	\$500	\$250	\$750	\$375
Conditional Use 9.5	9.5	\$200	\$100	\$400	\$200	\$600	\$300
Accessory Uses 9.6	9.6	\$250	\$125	\$500	\$250	\$750	\$375
Special Yards Along Zone Boundaries 9.8	9.8	\$200	\$100	\$400	\$200	\$600	\$300
Signs 9.9	9.9	\$200	\$100	\$400	\$200	\$600	\$300
Use Regulations (Industrial Zones) 10.4.2	10.4.2	\$250	\$125	\$500	\$250	\$750	\$375
Conditional Use 10.5	10.5	\$200	\$100	\$400	\$200	\$600	\$300
Accessory Uses 10.6	10.6	\$200	\$100	\$400	\$200	\$600	\$300
Other		\$400	\$200	\$700	\$350	\$1000	\$500

## SCHEDULE «C»

**Derelict Building By-Law 3/2022 Administrative Penalties**

Offence	Section	First Offence	First Offence Early Payment	Second Offence	Second Offence Early Payment	Subsequent Offence	Subsequent Offence Early Payment
Exterior Walls	1	\$250	\$125	\$400	\$200	\$650	\$325
Roofs	2	\$250	\$125	\$400	\$200	\$650	\$325
Foundations, walls and floors	3	\$150	\$75	\$300	\$150	\$450	\$225
Porches and stairs	4	\$100	\$50	\$200	\$100	\$300	\$150
Guards, Balustrades and handrails	5 and 6	\$100	\$50	\$200	\$100	\$300	\$150
Walls and ceilings	7	\$100	\$50	\$200	\$100	\$300	\$150
Fire protection systems	8	\$150	\$75	\$300	\$150	\$450	\$225
Walks and driveway	10	\$250	\$125	\$400	\$200	\$650	\$325
Fences and Accessory Buildings	11	\$100	\$50	\$200	\$100	\$300	\$200
Storage of combustible material	12	\$400	\$200	\$600	\$300	\$800	\$400
Nuisances and unsanitary conditions	12	\$150	\$75	\$300	\$150	\$450	\$225