

# **Bylaw No. 7767**

## **The Recreation Facilities and Parks Usage Bylaw, 1998**

**Codified to Bylaw No. 10058  
(February 26, 2025)**

## **BYLAW NO. 7767**

### **The Recreation Facilities and Parks Usage Bylaw, 1998**

The Council of The City of Saskatoon enacts:

#### **Short Title**

1. This Bylaw may be cited as The Recreation Facilities and Parks Usage Bylaw, 1998.

#### **Purpose**

2. The purpose of this Bylaw is to regulate the use of Parks, Public Squares and Recreation Facilities.

#### **Definitions**

3. For the purposes of this Bylaw:
  - (a) **“advertising”** means a public announcement to make an activity, service, event, festival or organization generally known and which may be presented by way of one of the following signs:
    - (i) **“permanent”** means stationary, made of lasting materials and erected for an extended period of time;
    - (ii) **“temporary”** means for the duration of the activity, event or festival;
    - (iii) **“freestanding”** means movable or portable, standing alone or on its own foundation or supporting frame and removed on a daily basis;
  - (b) **“casual use”** means the occasional or irregular use of a Park, Public Square or Recreation Facility;
  - (c) **“Civic Square”** means the square located at City Hall and the grounds of City Hall immediately adjacent to the square;

- (d) **“extended event use”** means an activity or festival of a sporting, cultural, artistic or recreational nature that requires the use of all or a portion of a Park, Public Square or Recreation Facility for a maximum of five consecutive days including set up and take down;
- (e) **“major event use”** means an activity or festival of a sporting, cultural, artistic or recreational nature that requires the use of all or a portion of a Park, Public Square or Recreation Facility for more than five consecutive days including set up and take down;
- (f) **“Park”** means municipal reserve or other lands maintained for recreational purposes, owned by the City and designated as one or more of the following:
  - (i) **“district park”** means a Park that serves the recreational requirements of four to five neighbourhoods, and may accommodate city-wide and high school activities;
  - (ii) **“linear park”** means a Park that serves the recreational requirements and acts as a linkage by providing a connection between Parks and other destinations through non-motorized means of travel;
  - (iii) **“multi-district park”** means a Park that serves the recreational requirements of the suburban development area, city-wide programs, and meets the requirements of national or international competition;
  - (iv) **“neighbourhood core park”** means a Park that serves the recreational requirements of elementary schools, neighbourhood residents, as well as some intra-neighbourhood league play;
  - (v) **“Neighbourhood Park”** means a Park that serves the outdoor recreational requirements of the residents of a specific neighbourhood in which the Park is located, and may also serve as a playground for elementary schools of the neighbourhood;
  - (vi) **“neighbourhood pocket park”** means a Park that serves the recreational requirements of all neighbourhood residents, particularly those near the periphery of the neighbourhood;
  - (vii) **“Riverbank Park”** means a Park that abuts the South Saskatchewan River or is separated from the South Saskatchewan River only by a street and includes, but is not

limited to Meewasin Park, the Mendel site, Kinsmen Park, Kiwanis Memorial Park, Friendship Park, Victoria Park, Diefenbaker Park, Rotary Park and Cosmopolitan Park;

- (viii) **“special use park”** means a Park that serves the unique needs of that particular open space;
- (g) **“peace officer”** means a peace officer as defined in *The Summary Offences Procedure Act, 1990*;
- (h) **“Public Square”** means land owned, operated or controlled by the City or another civic agency that is intended for public gatherings, displays or events, including:
  - (i) Civic Square; and
  - (iii) the lands that comprise River Landing including Market Square and, in particular, the lands bordered by 3<sup>rd</sup> Avenue South, 19<sup>th</sup> Street West, Avenue C South and the South Saskatchewan River;
- (i) **“Recreation Facility”** means any building owned by the City that is used for recreational purposes;
- (j) **“Seasonal Commercial Enterprise”** means any person who has obtained a permit to sell goods or services in a Park or Public Square on a temporary basis with specific start and end dates;
- (k) **“soliciting”** means any soliciting other than panhandling that is permitted pursuant to *The Panhandling Bylaw, 1999*;
- (l) **“temporary structure”** means a structure that has no permanent foundation, including tents, portable washrooms and portable stages;
- (m) **“wildlife”** means wildlife as defined in *The Wildlife Act, 1998*.

## **Part I Management of Parks**

### **Designation and Registration of Parks**

4. (1) Parks shall be designated as Municipal Reserve.
- (2) Parks shall be listed in a parks register kept by the City Clerk. The register shall include the name, address, legal description and size of each Park.

### **Use of Parks**

5. (1) A person shall apply to the City for permission for casual use, extended event use or major event use of a Park.
  - (2) The City may approve a proposed event if it meets the park use criteria set out in Subsection (3) and it can be scheduled in accordance with the priority of use allocation set out in Section 6.
  - (3) The City may allow the use of a Park if:
    - (a) the use is compatible with the physical capabilities of the Park;
    - (b) the use does not cause permanent damage to the Park or extra expense for the City;
    - (c) the use is compatible with the other activities and events previously approved and can occur simultaneously in the Park;
    - (d) the use does not jeopardize public safety;
    - (e) the use does not include soliciting of any kind; and
    - (f) the sale of goods is not the primary purpose for the use.
  - (4) The granting of permission to use a Park does not relieve the user from the requirement to comply with all applicable municipal, provincial and federal laws, including *The Noise Bylaw, 2003*.
- 5.1 Notwithstanding Section 5, the City may issue a permit to operate a Seasonal Commercial Enterprise in a Park or Public Square.

### **Priority of Use Allocation of a Public Park**

6. (1) The City shall approve the use of a Park, other than a Neighbourhood Park, according to the following priorities:
  - (a) first priority shall be given to the City's contractual obligations with respect to the use of the Park;
  - (b) second priority shall be given to one-time events that are provincial, national or international in scope;
  - (c) third priority shall be given to annual, seasonal use bookings such as league play; and
  - (d) fourth priority shall be given for all other uses.
- (2) The City shall allocate the use of a Neighbourhood Park according to the following priorities:
  - (a) first consideration shall be given to events offered by community associations in the neighbourhood; and
  - (b) second consideration shall be given to events sponsored by youth sports organizations for children under 14 years of age.

### **Riverbank Parks**

7. The City may refuse to allow use of a Riverbank Park for an event where intensive use of the Park in connection with a previous event has resulted in damage to the grass.

### **Hours of Operation**

- 7.1 (1) No person shall enter into or remain in a Park between the hours of 12:00 a.m. and 5:00 a.m.
- (2) This section applies to all Parks, except a Riverbank Park.
- (3) This section does not apply to:
  - (a) persons who, upon written application, have obtained permission from the City to use a Park after 12:00 a.m. or before 5:00 a.m.; and
  - (b) City employees or peace officers who enter a Park in the course of their duties.

- (4) In exercising its authority pursuant to clause (3)(a), the City may grant its permission with or without conditions.
- (5) In addition to any other penalty that may be imposed pursuant to this Bylaw, any person in contravention of this section must leave a Park upon the request of a peace officer.

## **Part II**

### **Management of Recreation Facilities**

#### **Use of Recreation Facilities**

- 8. (1) A person shall apply to the City for permission to use a Recreation Facility.
- (2) The City may allow the use of the Recreation Facility if:
  - (a) the Recreation Facility is suitable for the event or performance;
  - (b) the event or performance does not conflict with other activities that were previously approved;
  - (c) the event or performance does not create any extra maintenance problem or extra expense for the City; and
  - (d) the event or performance does not jeopardize public safety.

#### **Priority of Use Allocation of a Recreation Facility**

- 9. The City may approve the use of a Recreation Facility according to the following priorities:
  - (a) first priority shall be given to the City's contractual obligations for the use of the Recreation Facility;
  - (b) second priority shall be given to one-time provincial, national or international events or performances;
  - (c) third priority shall be given to regularly scheduled Recreation & Community Development Division programs;
  - (d) fourth priority shall be given to seasonally occurring events; and

- (e) fifth priority shall be given to casual use. Allocation for casual use shall be made on a first-come-first-served basis and must not conflict with other allocated uses.

### **Part III General Provisions**

#### **Deposit**

- 10. The City may require a non-refundable deposit or damage deposit from an applicant prior to the granting of permission for the use of a Park, Public Square or Recreation Facility. The amount of the deposit or damage deposit shall be in the discretion of the City.

#### **Contract**

- 11. (1) If an application for the use of a Park, Public Square or Recreation Facility is approved by the City, the applicant may be required to enter into a contract with the City with respect to the use.
- (2) The applicant shall pay to the City such fees for the use of the Park, Public Square or Recreation Facility as may from time to time be established by Council.

11.1 Repealed – Bylaw No. 10058 – February 26, 2025

#### **Temporary Structures in Parks and Public Squares**

- 12. (1) No person shall erect a temporary structure in a Park or Public Square without a permit from the City.
- (2) If any person erects a temporary structure contrary to subsection (1), the City may notify the person, verbally or in writing, to remove it immediately, and, if the person fails to do so, the City may remove and dispose of the Temporary Structure at the expense of the person who erected the Temporary Structure.



### **Advertising in Parks, Public Square or Recreation Facilities**

13. (1) No person shall advertise in a Park, Public Square or Recreation Facility unless written or verbal permission to do so has been received from the City.
- (2) The City shall allow advertising in a Park, Public Square or Recreation Facility only if such advertising is done by a person who sponsors a festival, activity or an event, and the advertisement is part of such festival, activity or event.
- (3) The City may allow a sponsor who provides resources to support capital projects to place a permanent advertising sign on the capital project that the sponsor is supporting.
- (4) Permanent advertising signs must be affixed to a building or other structure approved by the City. The sign content must be limited to the name, symbol or slogan of the sponsor or its product.
- (5) A sponsor who provides resources to support a program or special event may place temporary advertising signs, banners, posters and displays in a Park, Public Square or Recreation Facility during that program or special event.
- (6) Freestanding advertising ground signs shall not be permitted in a Park or Public Square except during special events.

### **Removal of Unauthorized Advertising Signs**

- 13.1 (1) Advertising signs which contravene any provision of this Bylaw may be removed immediately without notice by the City whether or not any person has been charged or convicted of an offence under this Bylaw.
- (2) Advertising signs which impede or interfere with the repair or maintenance work of City employees on any property owned or controlled by the City may be removed without notice.
- (3) The City will retain any temporary advertising signs removed under subsections (1) and (2) for three business days, during which time they may be reclaimed.
- (4) The City will retain any freestanding advertising signs removed under subsections (1) or (2) for 30 business days, during which time they may be reclaimed.

- (5) The release of a freestanding advertising sign under subsection (4) will be subject to:
  - (a) the owner providing proof of ownership of the freestanding advertising sign satisfactory to the City; and
  - (b) the payment of costs incurred by the City to immobilize, remove and store the freestanding advertising sign pending retrieval.
- (6) The City may, without notice, dispose of any advertising sign which is not reclaimed under subsections (3) or (4).
- (7) The City is not responsible for the loss or damage to any advertising sign removed or stored by the City.

### **Litter**

- 14. (1) No person shall leave litter or deposit any substance in any Park, Public Square or Recreation Facility.
- (2) If any person leaves litter or deposits any substance in any Park, Public Square or Recreation Facility contrary to subsection (1), the City may notify the person, verbally or in writing to remove it immediately, and if the person fails to do so, the City may remove the litter or substance at the expense of the person so notified.

### **Gaming and Indecent Acts Prohibited**

- 15. No person shall engage in any gaming or commit any indecent or obscene act in any Park, Public Square or Recreation Facility.

### **Disorderly Conduct Prohibited**

- 16. No person shall conduct themselves in a disorderly manner in a Park, Public Square or Recreation Facility and no person shall make any loud, unnecessary or unusual noise in a Park, Public Square or Recreation Facility except as permitted in *The Noise Bylaw, 2003*.

### **Soliciting Prohibited**

- 16.1 No person shall solicit in a Park or Public Square without the permission of the City.

### **Sleeping Overnight in a Park**

17. No person shall sleep in a Park or Public Square between the hours of 9:00 p.m. and 6:00 a.m.

### **Destruction of Wildlife**

18. No person shall injure or kill any wildlife in any Park or Public Square unless written permission to do so has been received from the City.

### **Fireworks and Firearms Prohibited**

19. (1) No person shall discharge any firearm or any weapon in any Park, Public Square or Recreation Facility unless written permission to do so has been received from the City.
- (2) No person shall discharge any firework in any Park or Public Square unless written permission to do so has been received from the City.

### **Golfing**

20. No person shall play golf in any Park or Public Square, except at Holiday Park Golf Course, Wildwood Golf Course and Silverwood Golf Course.
21. Repealed – Bylaw No. 9675 – January 27, 2020.

### **Destruction of Plants and Property**

22. No person shall damage or destroy any vegetation or any structure in a Park, Public Square or Recreation Facility.

### **Planting Prohibited**

23. No person shall plant vegetation in a Park or Public Square unless written permission to do so has been received from the City.

### **Chemicals Prohibited**

24. No person shall discharge a chemical, including herbicides or pesticides, in a Park or Public Square unless written permission to do so has been received from the City.

### **Notices Not to be Torn Down**

25. No person shall deface or destroy a notice posted by the City in a Park, Public Square or Recreation Facility.

### **Business Prohibited in Parks and Public Squares**

26. No person shall carry out commercial activity in any Park, Public Square or Recreation Facility unless written permission to do so has been received from the City.

### **Vehicles in Parks**

27. (1) No person shall drive a motor vehicle in any Park or Public Square unless written or verbal permission to do so has been received from the City.
- (2) No vehicle shall be permitted within Cranberry Flats other than on designated access roadways and designated parking lots.
- (3) This Section does not apply to the following:
- (a) City maintenance vehicles;
  - (b) electric kick scooters as defined in *The Limited Speed Motor Vehicle Regulations*.

### **Snowmobiles Not Permitted Within City Parks and Public Squares**

28. (1) No person shall operate a snowmobile in a Park or Public Square unless written or verbal permission to do so has been received from the City.
- (2) Subsection (1) does not apply to a snowmobile used by the City to set out ski trails.

## **Hot Air Balloons**

29. No person shall tether or launch a hot air balloon in a Park or Public Square unless written permission to do so has been received from the City.

## **Part IV Public Square Provisions**

### **Use of Public Square**

30. (1) A person shall apply to the City for permission for casual use, extended event use or major event use of a Public Square.
- (2) The City may approve a proposed use of a Public Square if the use:
- (a) meets the criteria set out in subsection 5(3);
  - (b) meets the requirements of applicable City policies; and
  - (c) does not conflict with other uses of the Public Square or any neighbouring Park.”
- (3) The City may impose appropriate conditions for the use of a Public Square on the applicant.
31. Repealed – Bylaw No. 10058 – February 26, 2025
32. Repealed – Bylaw No. 10058 – February 26, 2025
33. Repealed – Bylaw No. 10058 – February 26, 2025
34. Repealed – Bylaw No. 10058 – February 26, 2025
35. Repealed – Bylaw No. 10058 – February 26, 2025
36. Repealed – Bylaw No. 10058 – February 26, 2025

## **Part V Enforcement**

### **Enforcement**

37. (1) The administration and enforcement of this Bylaw is delegated to the City Manager.
- (2) The City Manager is authorized to further delegate the administration and enforcement of this Bylaw to the General Manager of Community Services, the General Manager of Utilities and Environment and the Fire Chief.
- (3) The General Manager of Community Services, the General Manager of Utilities and Environment and the Fire Chief may further delegate administration and enforcement of this Bylaw to other City employees, agents or officers.

### **Offences and Penalties**

38. (1) Any person who contravenes any section of this Bylaw is guilty of an offence and is liable on summary conviction:
- (a) in the case of an individual to a fine of not more than \$2,000.00; and
- (b) in the case of a corporation to a fine of not more than \$5,000.00.
- (2) In addition to the penalties set out in subsection (1), if any person contravenes any section of this Bylaw and causes damage to the Park, Public Square or Recreation Facility, the City may do the necessary repairs or work at the expense of the person in contravention of the Bylaw.

### **Bylaw No. 3187 Repealed**

39. Bylaw No. 3187 is repealed.

**Coming into Force**

40. This Bylaw shall come into force on the day of its final passing.

Read a first time this 13<sup>th</sup> day of July, 1998.

Read a second time this 13<sup>th</sup> day of July, 1998.

Read a third time and passed this 13<sup>th</sup> day of July, 1998.

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"Henry Dayday"  
Mayor

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"Marlene Hall" "SEAL"  
Acting City Clerk