

# APPENDIX A

## BYLAW NO. 1864

A BYLAW OF THE MUNICIPAL DISTRICT OF BONNYVILLE NO. 87, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE CONTROL AND OPERATION OF PARKS AND CAMPGROUNDS UNDER THE JURISDICTION OF THE MUNICIPALITY HEREBY CITED AS THE PARKS AND CAMPGROUND BYLAW.

**WHEREAS**, under the provisions of the Municipal Government Act, R.S.A 2000, Chapter M-26, and amendments thereto, a Council's power to pass a bylaw includes a power to amend or repeal a bylaw;

**AND WHEREAS**, the Municipal Government Act, Chapter M-26, R.S.A. 2000 grants authority to Council to pass bylaws with respect to the safety, health and welfare of people and the protection of people and property;

**AND WHEREAS**, Council of the Municipal District of Bonnyville No. 87 has established public parks and campgrounds;

**AND WHEREAS**, Council of the Municipal District of Bonnyville No. 87 wishes to establish rules and regulations for the control and operation of its public parks and campgrounds;

**NOW THEREFORE**, the Council of the Municipal District of Bonnyville No. 87, duly assembled in the Province of Alberta, hereby enacts the following:

### 1 DEFINITIONS

- 1.1 Words in the singular shall include the plural or vice versa whenever the context so requires.
- 1.2 In this Bylaw the following definitions apply:
  - (a) "Animal" means a domestic animal and includes an animal that is wild by nature but has been domesticated;
  - (b) "Burnable Debris" means those materials permitted to be burned in a designated firepit and in accordance with statutes and bylaws written to protect and enhance the environment;
  - (c) "Camping Accommodation Unit" means:
    - i. A tent;
    - ii. A tent trailer;
    - iii. A camper trailer;
    - iv. A fifth wheel;
    - v. A motorhome;
    - vi. A van or truck camper;
    - vii. A converted bus; or

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- viii. Other motorized accommodation unit;  
used by a person as shelter equipment while camping;
- (d) "Campsite Rental Agreement" means the agreement issued by a campsite reservation service or Park Attendant providing payment confirmation and permission to occupy a designated area of the park including but not limited to individual campsites, group campsites, multi-unit campsites, and group use areas;
- (e) "Chief Administrative Officer" means the Chief Administrative Officer for the Municipal District of Bonnyville No. 87 appointed by Council, or authorized delegate;
- (f) "Council" means the duly elected Council of the Municipal District of Bonnyville No. 87;
- (g) "Highway" means a highway as defined in the *Traffic Safety Act, R.S.A. 2000 c. T-6*, as amended and regulations thereto;
- (h) "Individual Campsite" means a campsite in a park or campground designated as an individual campsite under this Bylaw;
- (i) "Motor Vehicle" means a motor vehicle as defined in the *Traffic Safety Act, R.S.A. 2000 c. T-6*, as amended and regulations thereto;
- (j) "Noise" means any sound that, in the judgment of a Peace Officer taking into account all relevant factors such as the time of day and the type of noise-producing activity, is deemed to be bothersome or disruptive to individuals or poses a risk to the well-being, tranquility and safety of individuals within the municipality's limits;
- (k) "Off-Highway Vehicle" means an Off-Highway Vehicle as defined in the *Traffic Safety Act, R.S.A. 2000 c. T-6*, as amended thereto;
- (l) "Park Attendant" means a person appointed as a Park Attendant by the Municipal District of Bonnyville;
- (m) "Park Land" means every recreational area owned or controlled by the Municipal District of Bonnyville that lies within the limits of the municipality whether such park land is improved in whole or in part, or remains in its natural state but shall include other neighbourhood beautification areas, campgrounds, and publicly maintained areas administered by the municipality;
- (n) "Peace Officer" means:
- i. Any member of the Royal Canadian Mounted Police;
  - ii. Any Municipal District of Bonnyville Community Peace Officer; and
  - iii. The Chief Administrative Officer of the Municipal District of Bonnyville or any person designated by the Chief Administrative Officer to enter and inspect property in accordance with the provisions of this Bylaw;

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- (o) "Primary Campsite Renter" means the individual named on the Site Rental Agreement;
- (p) "Prohibited Item" means an item that could be deemed as threatening:, including but not limited to a rifle, shotgun, pistol, handgun, target pistol, air rifle, pellet gun, hunting bow, crossbow, slingshot, fireworks, and paintball gun;
- (q) "Unsatisfactory Condition" means a condition of unreasonable accumulation of materials, debris and/or refuse within parkland in the opinion of a Peace Officer having regard for all circumstances;
- (r) "Violation Ticket" means a ticket or similar document issued by the Municipal District of Bonnyville No. 87 pursuant to Part II of the *Provincial Offences Procedures Act, R.S.A. 2000, C. P-34*.

## 2 RULES

### 2.1 GENERAL

- (a) Campgrounds will be closed between October 1<sup>st</sup> and April 30<sup>th</sup> unless otherwise approved by the Chief Administrative Officer or delegate.
- (b) A person who enters a park shall comply with:
  - i. Any lawful orders and instructions made or issued pursuant to this Bylaw, and
  - ii. Instructions, prohibitions and directions prescribed by all lawfully designated and erected signs and notices.
- (c) A person registering to be the Primary Campsite Renter for a campsite must be a minimum of 18 years of age at the time of registration and may be required to present photograph identification at any time for confirmation.
- (d) The collection and use of personal information from the Primary Campsite Renter shall be in accordance with the *Freedom of Information and Protection of Privacy (FOIP) Act, R.S.A. 2000, c. F-25*.
- (e) All persons renting a campsite shall register with the Park Attendant upon arrival where a sign or notice is located at or near the entrance to the park.
- (f) If a park's campsite occupant violates this Bylaw and their name and contact information cannot be obtained, the registered Primary Campsite Renter for the campsite may be held responsible for any applicable offences.
- (g) A person vacating a campsite must restore it to a clean condition; if vacated and left in an unsatisfactory condition, the Primary Campsite Renter may be issued a penalty under this Bylaw.
- (h) Pursuant to Section 3.1 (g), the vacated campsite must be inspected by the Municipal District of Bonnyville No. 87 within four (4) hours of vacancy for the

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previous Primary Campsite Renter to be held liable.

- (i) A person using a park shall keep the land and improvements in a condition satisfactory to the Chief Administrative Officer or delegate.
- (j) A person may consume liquor or cannabis within park lands within registered campsites only and in accordance with the *Alberta Gaming, Liquor and Cannabis Act*, R.S.A. 2000, c. G-1.
- (k) Open liquor and cannabis shall be prohibited in public areas including but not limited to:
  - i. On highways, trails and walking paths;
  - ii. On public beaches;
  - iii. In washrooms, outhouses and shower buildings; and
  - iv. In picnic shelters.
- (l) No person shall interfere with the rights of others to the quiet and peaceful enjoyment of a park.
- (m) Any individual who has been evicted from a park under this Bylaw shall be banned from entering or trying to enter any municipal operated park for a period of one (1) year.
- (n) No person shall enter or remain in any park or portion of a park where travel or access restrictions have been imposed by the Municipal District of Bonnyville No. 87.
- (o) No person shall display or post any signs or advertisements in the park other than those approved by the Chief Administrative Officer or delegate.
- (p) No person shall remove, deface, damage, or destroy any property, object, equipment, facility or grounds in any park, whether created by natural means or otherwise.
- (q) No person shall hunt or discharge a firearm or use a prohibited item within a park.
- (r) No person shall conduct business operations in a park unless they have received written approval from the Chief Administrative Officer or delegate.

### 2.2 WASTE DISPOSAL

- (a) No person shall deposit liquid or solid waste in a park except in a receptacle or area provided for that purpose by the Municipal District of Bonnyville No. 87.
- (b) No person shall bring commercial or residential waste matter into a park for disposal.
- (c) Individuals shall be accountable for disposing of waste, regardless of the

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availability of a nearby disposal reciprocal.

- (d) No person shall bathe or clean clothing, fish, cooking or eating utensils, vehicles or other equipment at or near a well, spigot or pump in any park.
- (e) No person shall remove water from a park, except by a Primary Campsite Renter for the personal use of themselves and their party in their camping accommodation unit for the duration of the registration.

### 2.3 CAMPSITE RENTAL AGREEMENTS

- (a) Campsite Rental Agreements will be issued through the online reservation system or the Municipal District of Bonnyville No. 87.
- (b) Campsite rental reservations and agreements shall be issued on a first-come, first-served basis.
- (c) No person shall camp overnight in a park except in an area designated for that purpose unless they have received written permission from the Chief Administrative Officer or delegate.

### 2.4 CAMPSITE OCCUPATION

- (a) Check in times are as follows:
  - i. Check in: 2:00 p.m.
  - ii. Check out: 12:00 p.m., unless otherwise approved by the Chief Administrative Officer or delegate.
- (b) No person shall generate noise between the hours of 11:00 p.m. to 7:00 a.m., unless otherwise approved in writing by the Chief Administrative Officer or delegate.
- (c) Each campsite that can accommodate more than one camping accommodation unit shall be subject to an additional unit fee as determined by the campground rate schedule set by the Municipal District of Bonnyville No. 87.
- (d) All vehicles and equipment shall remain within the boundaries of the campsite of the registered guest, or a designated parking area, and shall not impede traffic at any time, or into an adjacent campsite or park area.
- (e) A basic Campsite Rental Agreement fee covers the following maximum number of units:
  - i. One (1) camping accommodation unit and two (2) tents; or
  - ii. Three (3) tents
- (f) No person who is visiting a person camped in an individual campsite, shall park their vehicle at the campsite that is:

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- i. in a manner or at a location that impedes traffic, or
  - ii. in a location prohibited by sign.
- (g) The number of occupants permitted in each site shall not exceed eight (8) persons.
- (h) No person shall camp for more than 14 consecutive days within the same campsite without the written permission of the Chief Administrative Officer or delegate, with the exception of seasonal reservations at approved campgrounds.
- (i) For the purpose of Section 2.4(h), the Primary Campsite Renter must wait for at least 24 hours after checking out of a campsite at the end of a 14-day period before they can re-register the campsite.
- (j) In the event that a Primary Campsite Renter receives notification to vacate a campsite whether by contravention of this Bylaw, or due to safety concerns, the Primary Campsite Renter shall vacate the campsite within one (1) hour from receiving such notice, or as otherwise required under such notice.
- (k) On the expiry or cancellation of a Campsite Rental Agreement the Primary Campsite Renter shall ensure that the campsite is vacated and that all shelter equipment and other property belongings are removed.

### 2.5 BURNING

- (a) No person shall set, light or maintain a fire in a park except in a fireplace, pit or other facilities designed for that purpose and is confined to either a non-combustible container or portable appliance, which is set for the purpose of:
  - i. cooking food,
  - ii. obtaining warmth, or
  - iii. viewing for pleasure.
- (b) Such fire may only be fueled with seasoned wood, charcoal, coal, natural gas or propane.
- (c) A person may only use burnable debris for fuel purposes in a campground in accordance with Section 2.5(a).
- (d) Fireworks and the discharge of fireworks are prohibited within the confines of parks operated by the Municipal District of Bonnyville No. 87.
- (e) Should a fire hazard be identified by the Bonnyville Regional Fire Authority, Chief Administrative Officer or delegate, Peace Officer, or Fire Guardian, fires within the park will be prohibited and restrictions will be posted.
- (f) Strict adherence to fire bans must be followed at all times when in place.
- (g) No person shall leave a fire unattended or allow it to spread.

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- (h) The disposal of hot coals, ashes, embers or any other burning or smoldering materials shall be allowed only in areas pursuant to Section 2.5(a) or another disposal reciprocal provided by the Park Attendant.
- (i) A person shall extinguish all fires, hot coals, or smoldering materials before leaving the campsite.
- (j) When a fire is deemed to be unsafe by the Chief Administrative Officer or delegate, or a Park Attendant, the person or Park Attendant shall extinguish the flames.

### 2.6 VEHICLES

- (a) No person shall operate a motor vehicle in a park except on a highway.
- (b) A Park Attendant or Peace Officer may prohibit the entry of a vehicle into any part of any park.
- (c) No person shall, within a park, operate or ride an off-highway vehicle except at approved campgrounds. Persons in violation of this Section may be fined in accordance with the Municipal District of Bonnyville No. 87 Consolidated Public Safety Bylaw.
- (d) Notwithstanding Section 2.6(c), a Park Attendant or Peace Officer may operate an off-highway vehicle within a park for the purposes of performing their duties within the park.
- (e) In the allowable areas of the approved campgrounds, pursuant to the *Traffic Safety Act, R.S.A. 2000, c. T-6* or this Bylaw, persons shall operate the off-highway vehicle as per the manufacturer's recommendations.
- (f) Entrances and exits of off-highway vehicles of surrounding trails shall be made directly and by the shortest route to the owner's campsite.
- (g) No person who is the owner or operator of an off-highway vehicle may operate or permit any other person to operate the off-highway vehicle when there is not a subsisting certificate of registration and/or a financial responsibility card indicating valid insurance issued pursuant to the *Traffic Safety Act, R.S.A. 2000, c. T-6*.

### 2.7 ANIMAL CONTROL

- (a) A Park Attendant or Peace Officer may refuse to admit to a park or require to be removed from a park, any animal considered not under control, deemed a nuisance, or may cause damage to the life, safety, health, property or comfort of any person in the park.
- (b) Individuals responsible for an animal must not bring it into a park or permit its entry unless the animal is contained in a cage or controlled by a leash, chain, or similar device that does not exceed 3 meters in length.
- (c) Individuals responsible for the custody or control of an animal in a park shall not allow the animal to enter, or remain in, or on, any area in a park that is:

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- i. a designated swimming area;
  - ii. a beach area adjacent to a designated swimming area;
  - iii. a public washroom, change house, concession, public shelter, or other public building or structure; or
  - iv. an area where signs are posted prohibiting animals.
- (d) A Peace Officers is authorized to capture and impound in an animal shelter any animal which is at large including dogs pursuant to the Municipal District of Bonnyville No. 87 Consolidated Public Safety Bylaw.
- (e) It is prohibited to bring or allow horses, ponies, or other pack animals into a park unless they are in a designated equestrian area or have received written approval from the Chief Administrative Officer or delegate.

### 2.8 PARK OPERATIONS

- (a) A Park Attendant or Peace Officer may, at any time, enter and inspect any occupied or unoccupied campsite within a park.
- (b) A Park Attendant or Peace Officer may order the repair, alteration, improvement, or removal of any item(s) deemed to be unsafe in the park.
- (c) The Chief Administrative Officer or delegate, or a Peace Officer, may order any person in a park to stop or refrain from any action, omission or conduct that in the opinion of the Chief Administrative Officer or delegate, or Peace Officer is dangerous to life or property or detrimental to the use and enjoyment of the park by other persons.
- (d) A Park Attendant or Peace Officer may, at any time, require a person to declare their intended use of the park.
- (e) The Chief Administrative Officer or delegate, or a Peace Officer may remove or evict, or cause to be removed or evicted, from the park, any person:
- i. failing to comply with any provision of this Bylaw, or
  - ii. creating a nuisance or disturbance, or trespassing, or any other undesirable act as defined under this Bylaw or any other municipal bylaw.
- (f) If, in the opinion of the Chief Administrative Officer or delegate a nuisance exists, on any site which is subject to a Campsite Rental Agreement, the Chief Administrative Officer or delegate, or a Peace Officer may, in writing, order the person causing the nuisance to abate the nuisance or clean the site, or both.
- (g) Where a person or Primary Campsite Renter fails to comply with an order made pursuant to Section 2.8(f) of this Bylaw, the Chief Administrative Officer or delegate may take steps necessary to abate the nuisance or clean the site, or both.
- i. Any costs incurred pursuant to Section 2.8(g) may be charged back to the



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Campsite Rental Agreement holder.

- (h) The Chief Administrative Officer or delegate may cancel or suspend a Campsite Rental Agreement issued in accordance with this Bylaw if the Primary Campsite Renter or guest(s) for any contraventions of this Bylaw, or any other municipal bylaw, or any of the terms of conditions of the Campsite Rental Agreement.

### **3 AUTHORITY OF THE CHIEF ADMINISTRATIVE OFFICER**

- 3.1 The Chief Administrative Officer or delegate may exercise any authority already expressed in this Bylaw as well as:
  - (a) Subject to the Municipal District of Bonnyville No. 87 Consolidated Public Safety Bylaw, control and prohibit the movement of vehicular, pedestrian and other traffic by means of signs and notices being designated and erected.
  - (b) Designate and erect other signs and notices governing and prohibiting activities that are provided for in this Bylaw.
  - (c) Appoint persons necessary for the administration of this Bylaw as Park Attendants.
  - (d) Determine if a person shall be prohibited from accessing any park and the duration of such prohibition .

### **4 AUTHORITY OF A PEACE OFFICER**

- 4.1 A Peace Officer may seize, remove, and/or dispose of a motor vehicle, off highway vehicle, aircraft, boat, trailer, equipment, appliance, article or object in accordance with this Bylaw, if upon inspection it:
  - (a) remains in an area after the authorization to be in that area has expired;
  - (b) is located in a prohibited area;
  - (c) is located in an area where parking is prohibited by sign;
  - (d) is involved in a contravention of this Bylaw, regardless if it is found in the possession of the person alleged to have committed the contravention; or
  - (e) is deemed by the Peace Officer to be abandoned.
- 4.2 A Peace Officer shall allow the owner of an item seized under Section 4.1 to claim it after determining that the risk of the offense being repeated has diminished.
- 4.3 Where a Peace Officer moves or stores an item or causes it to be moved or stored under this Section, the cost of the doing so:
  - (a) shall be the responsibility of the owner of the item;
  - (b) constitutes a lien on the item;
  - (c) may be recovered from the owner in an action for debt; and

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- (d) must be paid before the item is released to the owner or person otherwise authorized to retrieve it.
- 4.4 Should an item seized under Section 4.1 not be claimed within 60 days, it shall become the property of the Municipal District of Bonnyville No. 87 for disposal at the Chief Administrative Officer or delegates discretion, with the exception of items outlined in accordance with the *Traffic Safety Act, R.S.A. 2000, c. T-6*.
- 4.5 A Peace Officer may issue a Violation Ticket for any contravention of this Bylaw in accordance with Schedule "A" attached to and forming part of this Bylaw and served in accordance with Section 4.6. The Violation Ticket shall require payment to the Municipal District of Bonnyville No. 87 for the specified penalty amount for that offence.
- 4.6 A Violation Ticket or written notice of contravention of this Bylaw shall be deemed to be sufficiently served if:
  - (a) Served personally on the accused;
  - (b) Mailed to the address of the Registered Owner of the Vehicle concerned or the person concerned;
  - (c) Mailed to the address provided by the Primary Campsite Renter upon registration for the campsite;
  - (d) Mailed to the address provided on Government issued identification; or
  - (e) Attached or left upon the vehicle in respect of which the offence is alleged to have been committed.

### **5 PENALTIES**

- 5.1 Every person who contravenes any provisions of this Bylaw, enumerated in Schedule "A" herein, is guilty of an offence and shall be held liable on summary conviction to the penalty specified therein for such offense.
- 5.2 Where payment of a penalty for a Violation Ticket is received within 15 days from the date of issue, the voluntary payment shall be reduced by ten (\$10.00) dollars.
- 5.3 Following the fifteenth day from receiving a Violation Ticket, a person may pay the ticket issued as a late payment and the Municipal District of Bonnyville No. 87 will accept the penalty payment as outlined in Schedule "A" instead of pursuing prosecution.

### **6 REPEAL**

- 6.1 Upon third reading of Bylaw No. 1864, Bylaw No. 1624 and all amendments thereto are hereby repealed.

### **7 SEVERABILITY**

- 7.1 It is the intention of Council that each separate provision of this Bylaw shall be deemed independent of all other provisions herein and it is the further intention of Council that if any provision of this Bylaw is declared invalid by a court of competent jurisdiction, then

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the invalid portion shall be severed and the remainder of the Bylaw is deemed valid and enforceable.

**8 EFFECTIVE DATE**

8.1 That this Bylaw shall come into force and have effect from and after the date of third and final reading thereof.

READ A FIRST TIME IN COUNCIL THIS 9<sup>th</sup> DAY OF APRIL, 2024.

READ A SECOND TIME, AS AMENDED, IN COUNCIL THIS \_\_\_\_\_  
DAY OF \_\_\_\_\_, 2024.

READ A THIRD TIME IN COUNCIL THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2024.

\_\_\_\_\_  
REEVE

\_\_\_\_\_  
CHIEF ADMINISTRATIVE OFFICER

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## SCHEDULE "A"

### Penalties

OFFENCES	SECTION	SPECIFIED PENALTY
<b>2.1 GENERAL</b>		
Failure to comply with lawful orders and instructions	2.1(b)(i)	\$200
Failure to comply with lawful signs and notices	2.1(b)(ii)	\$200
Failure to register with Park Attendant upon entry	2.1(e)	\$200
Campsite left in unsatisfactory condition when vacated	2.1(g)	Actual cost to maximum of \$400
Consumption of or open liquor or cannabis in a prohibited place	2.1(j) & (k)	\$100
Interference with the quiet and peaceful enjoyment of a park	2.1(l)	\$400
Violation of eviction order	2.1(m)	\$500
Entrance or presence in a restricted portion of park	2.1(n)	\$200
Display or posting of unauthorized signs or advertisements	2.1(o)	\$100
Removal, defacement, damage, or destruction of property/objects in park	2.1(p)	\$200
Discharge or use of firearm or prohibited item in park	2.1(q)	\$500
Conducting business operations in park without authorization	2.1(r)	\$200
<b>2.2 WASTE DISPOSAL</b>		
Failure to deposit waste in park in designated receptacle or area	2.2(a)	\$200
Bringing commercial or residential waste into park for disposal	2.2(b)	\$200
Failure to dispose of waste when necessary	2.2(c)	\$200
Bathing or cleaning clothing, fish, utensils, vehicles or equipment at or near a well, spigot or pump in park	2.2(d)	\$200
Removal of water from park when not permitted	2.2(e)	\$200
<b>2.3 CAMPSITE RENTAL AGREEMENTS</b>		
Camping outside of a designated area without authorization	2.3(c)	\$400

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<b>OFFENCES</b>	<b>SECTION</b>	<b>SPECIFIED PENALTY</b>
<b>2.4 CAMPSITE OCCUPATION</b>		
Campsite occupant parking vehicle in manner or location that impedes traffic	2.4(d)	\$50
Bring in or allow more camping units than authorized	2.4(e)	\$400
Campsite visitor parking vehicle in manner or location that impedes traffic	2.4(f)(i)	\$50
Campsite visitor parking vehicle in a location prohibited by sign	2.4(f)(ii)	\$50
Exceeding maximum occupants permitted in a single campsite	2.4(g)	\$200
Exceeding limit of days in the same campsite without authorization	2.4(h)	\$200
Failure to vacate campsite as required under issued notice	2.4(j)	\$200
Failure to vacate and remove all property from campsite after expiry or cancellation of Agreement	2.4(k)	\$200
<b>2.5 BURNING</b>		
Setting, lighting or maintaining a fire in unauthorized location	2.5(a)	\$400
Possession or discharge of fireworks in park	2.5(d)	\$500
Fire left unattended or allowed to spread	2.5(g)	\$400
Disposal of burning or smoldering material in unauthorized location	2.5(h)	\$400
Failure to properly extinguish fire, hot coals, or smoldering material before leaving campsite	2.5(i)	\$400
<b>2.6 VEHICLES</b>		
Operation of a motor vehicle in park in unauthorized area	2.6(a)	\$200
Failure to use most direct and shortest route to trail with off-highway vehicle	2.6(f)	\$200
<b>2.7 ANIMAL CONTROL</b>		
Failure to keep animal contained or controlled in park	2.7(b)	\$100
Failure to keep animal out of prohibited area	2.7(c)	\$100
Failure to keep horse, pony, or other pack animal out of prohibited area	2.7(e)	\$100