

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL OF THE RESORT VILLAGE
OF TURTLE VIEW HELD ON THE 25th DAY OF OCTOBER, 2023
IN THE RESORT VILLAGE OF TURTLE VIEW COUNCIL CHAMBERS AT 6:30 P.M.**

PRESENT: Mayor Troy Johnson, Councillor Willie Thompson, Councillor Dennis Schultz, Councillor Jim Glasrud and Administrator Lorrie Bannerman.

ABSENT:

CALL TO ORDER: A quorum being present, Mayor Johnson called the meeting to order at 6:31 p.m.

AGENDA:

192/23 **Johnson:** That the agenda be accepted as presented.
Carried

MEETING MINUTES:

193/23 **Glasrud:** That the September 20, 2023 Minutes of the Regular Meeting of Council be adopted as presented.
Carried

CORRESPONDENCE:

194/23 **Thompson:** That the list of correspondence be dealt with in the proper order of business, a list of which is attached hereto and to form part of the minutes.
Carried

PAYMENT OF ACCOUNTS:

195/23 **Thompson:** That Cheque #1018 be removed from the October meeting payments due to no prior approval from council of the work and costs.
Carried

196/23 **Glasrud:** That the accounts from electronic cheque #1007 to #1034, with the removal of Cheque #1018, and electronic payments from #607533 to #14909160 in the amount of \$279,190.59 be approved for payment, a list of which is attached hereto and to form part of the minutes.
Carried

FINANCIAL BUSINESS:

197/23 **Johnson:** That the financial statements and bank reconciliations for the month of September, 2023 be approved as presented.
Carried

Mayor and Councillors Forum:

198/23 **Johnson:** Mayor Johnson updated council on the Lakeshore and Water Shed Management grant application for a water study of Turtle Lake and stated that it has been postponed to the Spring of 2024.

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OLD BUSINESS

**BYLAW NO. 37-2023, A BYLAW TO PERMIT THE OPERATION OF GOLF CARTS ON
PUBLIC HIGHWAYS WITHIN THE LIMITS OF THE MUNICIPALITY:**

199/23 **Johnson:** That That Bylaw No. 37-2023. Bylaw to Permit the Operation of Golf Carts on Public Highways within the limits of the Municipality, hereby be read a third time and hereby adopted.

Carried

**BYLAW NO. 38-2023, A BYLAW TO REGULATE NOISE IN THE RESORT VILLAGE
OF TURTLE VIEW:**

200/23 **Schultz:** That Bylaw No. 38-2023. Bylaw to Regulate Noise in the Resort Village of Turtle View, hereby be introduced and read a first time.

Carried

201/23 **Schultz:** That Bylaw No. 38-2023. Bylaw to Regulate Noise in the Resort Village of Turtle View, hereby be read a second time.

Carried

202/23 **Schultz:** That Bylaw No. 38-2023. Bylaw to Regulate Noise in the Resort Village of Turtle View, be given three (3) readings at this meeting.

Unanimously Carried

203/23 **Schultz:** That Bylaw No. 38-2023. Bylaw to Regulate Noise in the Resort Village of Turtle View, hereby be read a third time and hereby adopted.

Carried

NEW BUSINESS

TRENCHING THROUGH ROAD ALLOWANCE:

204/23 **Schultz:** That council approves the trenching of the road allowance to place a conduit pipe at LSD 9 28 53 18 W3, as stated in the request, pending the review and approval of the agreement information by council.

Carried

ADJOURNMENT:

205/23 **Johnson:** That we hereby adjourn. Time of adjournment 7:45 p.m.

Carried


MAYOR


ADMINISTRATOR

October 25, 2023 - Regular Council Meeting Correspondence

- Email, SUMA, Municipal Update, September 25, 2023
- Email, SUMA, Message from the President, September 27, 2023
- Email, SUMA, Webinar Notice, September 27, 2023
- Email, UMAAS, CAO – Council Relation, September 28, 2023
- Email, North Saskatchewan River Municipal Health Holdings, September 18 Meeting Minutes, September 29, 2023
- Email, Ratepayer – Road Allowance, October 4, 2023
- Email, Turtleford Detachment, Community Policing Report, October 4, 2023
- Email, SUMA, Municipal Update, October 10, 2023
- Email, CARST, Radon Gas, October 11, 2023
- Email, Municipalities Today, Newsletter, October 16, 2023
- Email, Sumassure Bulletins, Winter Preparedness, October 17, 2023
- Email, UMAAS, 2020 Code Adoption Workshops, October 20, 2023
- Email, North Saskatchewan River Municipal Health Holding, October 16, Meeting Minutes, October 20, 2023

SCHEDULE OF PAYMENTS SUBMITTED TO REGULAR COUNCIL MEETING, October 25, 2023

Cheques

1007	Lorrie Bannerman	\$3,260.37
1008	Starla Denny	\$1,270.54
1009	Lisa Lamoureux	\$1,320.00
1010	Shannon McDonnell	\$1,572.00
1011	Canada Post	\$193.20
1012	MEPP	\$1,218.54
1013	Receiver General	\$6,337.64
1014	SUMA	\$390.89
1015	CCA Code Construction Authority	\$1,246.15
1016	Starla Denny	\$45.00
1017	Denny's Electric	\$337.58
1018	Ed Tomanek	void
1019	Shantell Fisher	\$108.32
1020	Acklands-Grainger Inc.	\$177.95
1021	NSRMHH	\$2,406.25
1022	Lorrie Bannerman	\$205.20
1023	Matthews Ranh & Resort	\$4,935.00
1024	Shannon McDonnell	\$76.20
1025	McDougall Gauley LLP	\$444.00
1026	Millard Contracting Co. Ltd.	\$9,905.64
1027	Northbound Planning Ltd.	\$78.75
1028	Nutec Embroidery Ltd.	\$244.20
1029	Dennis Schultz	\$1,835.93
1030	Success Office Systems	\$155.67
1031	Thompson, Willie	\$1,015.20
1032	Ed Tomanek	\$1,200.00
1033	WFR Wholesale Fire & Rescue	\$1,552.51
1034	WYWRA	\$31.49

Electronic Payments

607533	Sasktel	\$99.54
607535	Xplornet Communications Inc.	\$110.99
607537	SaskPower	\$30.87
607539	SaskPower	\$61.74
607541	SaskPower	\$61.74
607543	SaskPower	\$262.39
607545	SaskPower	\$134.61
607547	SaskEnergy	\$80.88
609351	SaskEnergy	\$121.52
609353	SaskTel	\$99.54
609355	SaskPower	\$30.87
609357	SaskPower	\$61.74
609359	SaskPower	\$61.74
609361	SaskPower	\$262.39
FR00014909160	Saskatchewan eTax Services	\$236,145.81

Total:		\$279,190.59
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RESORT VILLAGE OF TURTLE VIEW

BYLAW NO 37-2023

A BYLAW TO PERMIT THE OPERATION OF GOLF CARTS ON THE PUBLIC HIGHWAYS WITHIN THE LIMITS OF THE MUNICIPALITY.

The Council of the Resort Village of Turtle View, in the Province of Saskatchewan, enacts as follows:

TITLE:

1. This bylaw may be referred to as “The Golf Cart Bylaw”.

PURPOSE:

2. The purpose of this Bylaw is to regulate the operation of golf carts pursuant to section 113.1 of The Traffic Safety Act and The Registration Exemption and Reciprocity Regulations (2014).

DEFINITIONS:

3. For this Bylaw, the following terms and words shall have the following meaning:
 - a) “Act” shall mean The Traffic Safety Act,
 - b) “Golf Cart” means a commercially manufactured, self-propelled vehicle with 3 or more wheels that:
 - Is originally designed to be used on a golf course for the movement of people and goods on unprepared surfaces and roadways;
 - Cannot exceed an operating speed of 24 km/hr on level ground (14.9 mph)
 - Weighs less than 590 kgs (not including the weight of the passengers and golf clubs).
 - Is not defined as an all-terrain vehicle in *The All Terrain Vehicles Act* or a low-speed vehicle as defined in the Motor Vehicle Safety Regulations.
 - c) “Driver’s license” means a driver’s license issued pursuant to the Traffic Safety Act,
 - d) “Highway” means highway as defined in The Traffic Safety Act,
 - e) “Municipality” means The Resort Village of Turtle View,
 - f) “Municipal land” shall include but not limited to:
 - The travelled and untraveled portion of all streets, roads, lanes and highways in the municipality, except provincial highways,
 - All municipal reserves,
 - All publicly owned parking lots.
 - The grounds of all municipal owned buildings, and
 - All other lands owned or operated by the municipality

PROVISIONS:

4. It shall be lawful to operate a golf cart on municipal land and roadways within the Municipality of the Resort Village of Turtle View, except where prohibited in this Bylaw.

PROHIBITIONS:

5. Persons operating a golf cart on the roadways within the limits of the Resort Village of Turtle View must not be operated on any provincial highway, other than to cross one. Golf carts cannot operate on any roadway with a posted speed over 20 km/hr.
6. No person shall operate a golf cart on the roadways within the limits of the Resort Village of Turtle View without a valid driver's license. All drivers of golf carts must hold a minimum of a valid Class 7 (Learner's) driver's license.
7. No person shall operate a golf cart on any designated walkway or trail or on any area that is ditched or designed to provide storage unless operation is permitted by posted signage.
8. No person shall operate a golf cart:
 - a. Without exercising due care and attention,
 - b. Without reasonable consideration for other persons in the area or who might reasonably be expected to be in the area,
 - c. At a speed greater than is reasonable and safe or greater than 20km/hr,
 - d. With more seated passengers than the design of the golf cart can safely handle, and in no event while a passenger is standing in or upon the cart,
 - e. With a person being towed on any type of equipment attached to the golf cart,
 - f. While under the influence of alcohol or cannabis as outlined in the Criminal Code,
 - g. At night, which is defined as ½ hour after sunset to ½ hour prior to sunrise on all roadways within the limits of the Resort Village of Turtle View.

RULES OF OPERATION:

9. The owner of the golf cart must carry a minimum of \$200,000 in 3rd party liability insurance; and must also provide proof of insurance at the request of a peace officer.
10. Every owner of a golf cart operated on municipal land shall report any and all collisions involving a golf cart to the Resort Village of Turtle View within seventy-two hours of an incident, providing all details (collision details, time date, location, names of people involved, driver's license) of all parties involved and the Resort Village office will inform SGI of any collisions that occur.
11. Every operator of a golf cart shall:
 - a. When approaching an oncoming vehicle, pass the vehicle on the right,
 - b. Yield the right of way to vehicles approaching from their right,
 - c. When overtaking another vehicle, pass that vehicle on the left,

- d. Yield the right of way to all pedestrians that are approaching so close as to present a hazard,
- e. Maintain a safe following distance behind any other vehicle except when overtaking another vehicle,
- f. Signal their intentions to turn abruptly by using signal lights if the golf cart is equipped or hand signals as described in The Act,
- g. Golf Carts must be operated in accordance with the rules of the Traffic Safety Act and any other municipal bylaw related to traffic. Federal and provincial impaired driving laws also apply to the operation of a Golf Cart.

EQUIPMENT

12. All golf carts shall be equipped with a rear-view mirror that provides the operator with an unobstructed view of overtaking vehicles.
13. Golf Carts may be required to display a slow-moving warning sign at the rear, ensuring it is always visible, as near to the centre as practicable

GENERAL PENALTIES:

14. In addition to any offences and penalties under the Act, any person who contravenes any of the provisions of this Bylaw or fails to comply with any provision of this Bylaw is guilty of an offence and liable upon summary conviction:
 - a. For an offence under Section 8 of this Bylaw to a fine of not less than \$200.00 nor more than \$1000.00; and
 - b. For an offence under all other sections of this Bylaw to a fine of not less than \$100.00 nor more than 1,000.00; and
 - c. For a second and subsequent offence under Section 8 of this Bylaw to a fine of not less than \$400.00
 - d. For a second offence under all other Sections of this Bylaw to a fine of not less than \$2000.00 nor more than \$1,000.00.

VOLUNTARY PAYMENT TO AVOID PROSECUTION:

15. A person who contravenes this bylaw, upon being served a “notice of Violation” as prescribed by the Municipality may voluntarily pay the prescribed penalty at the Administration Office of the Municipality.
 - a. If the Municipality receives voluntary payment of the prescribed penalty within ten (10) days, excluding the date of the Notice of Violation, the person receiving the Notice of violation shall not be liable to prosecution for the alleged contravention.
 - b. Nothing in this section shall be construed to prevent any person from exercising the right to defend a charge for a contravention of this Bylaw.
 - c. A Notice of Violation may be issued by a Bylaw Enforcement Officer or a Peace Officer.
 - d. A person to whom a Notice of Violation is being issued under this Section shall, upon request by the person issuing the Notice of Violation, provide their name, address and date of birth. Any person who fails to provide this

information is guilty of an offence and liable on summary conviction to the penalty.

16. This Bylaw shall come into force and take effect upon approval thereof by Saskatchewan Government Insurance.

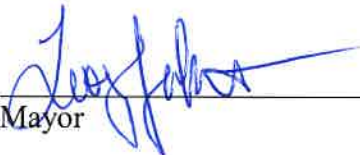
That all the provisions and enactments set forth in this bylaw shall relate to and be in full force and effect within the limits of the Resort Village of Turtle View.

Read a First Time this 20th day of September.


Read a Second Time this 20th day of September.

Read a Third Time this 25th day of October.





Mayor



Administrator

RESORT VILLAGE OF TURTLE VIEW

BYLAW NO 38-2023

A BYLAW TO REGULATE NOISE IN THE RESORT VILLAGE OF TURTLE VIEW

The Council of the Resort Village of Turtle View in the Province of Saskatchewan enacts as follows:

1. **TITLE:**

This Bylaw may be cited as "The Noise Abatement Bylaw".

2. **PURPOSE:**

This Bylaw is enacted to protect, preserve and promote the safety, health, welfare, peace and quiet of the citizens of The Resort Village of Turtle View through the reduction, control, and prevention of loud and excessive noise, or any noise which unreasonably disturbs, injures, or endangers the comfort, repose, health, peace or safety of reasonable persons of ordinary sensitivity.

2. **DEFINITIONS:**

In this Bylaw:

- (a) 'Bylaw Enforcement Officer' means any person designated by Council as a Bylaw Enforcement Officer, and includes every Peace Officer;
- (b) 'Concert' means a musical entertainment or performance by voices or instruments or pre-recorded means, or a combination of all, with or without amplifications, or an outdoor nature, to which members of the public are invited or admitted, with or without charge;
- (c) 'Council' means the Municipal Council of the Resort Village of Turtle View
- (d) "Municipality" means the Resort Village of Turtle View
- (e) 'Noise' is a loud noise, unnecessary noise, an unusual noise and/or a noise which annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of other persons;
- (f) 'Occupant' means a person who is the owner, occupant or lessee of the premises or any person found on the premises at or around the time when the noise or sound issues from the premises;
- (g) 'Peace Officer' means any member of the Royal Canadian Mounted Police and any person appointed as a Bylaw Enforcement Officer under Section 373 of *The Municipalities Act*;
- (h) 'Person' includes any owner, occupant, company corporation, firm, association, partnership, society, individual of party;
- (i) "Premises" shall mean the area contained within the boundaries of any lot and include any building situated within such boundaries. Provided, however, that where any building contains more than one dwelling unit, each dwelling unit, or common area of such building and the land surrounding the building within the boundaries of the lot shall be deemed to be separate premises.
- (j) 'Private Property' means property to which the public only have access to by permission from the owners, occupier or lessee of the property;

- (k) 'Residential District' means a district established as a residential district by a bylaw in effect with the Resort village
- (l) 'Signalling Device' means a horn, gong, bell, claxon, siren, or other device producing an audible sound for the purpose of drawing peoples' attention to an approaching vehicle or bicycle;
- (m) 'Vehicle' shall have the same meaning as vehicle has in The Traffic Safety Act, 2004 as amended or substituted.
- (n) 'Weekday' means 10:00 p.m. Sunday to 12:00 p.m. Friday of any week, but does not include Statutory Holidays;
- (o) 'Weekend' means 12:01 p.m. Friday to 9:59 p.m. Sunday (exception of Statutory Holidays where Monday is the designated holiday)

3. GENERAL:

3.1 No person shall make, continue, or cause to be made or continued, or offer or permit to be made or continued:

- (a) Any unreasonably loud or excessive noise;
- (b) Any noise which unreasonably disturbs, injures, or endangers the comfort, repose, health, peace or safety of reasonable persons of ordinary sensitivity within the jurisdictional limits of the Municipality;
- (c) Any noise which is so harsh, prolonged, unnatural, or unusual in time or place as to occasion unreasonable discomfort to any persons within the neighborhood from which said noises emanate or as to unreasonably interfere with the peace and comfort of neighbors or their guests, or as to detrimentally or adversely affect such residences or public areas.

3.2 Factors for determining whether a sound is unreasonably loud or excessive include, but are not limited to the following:

- (a) The land use, nature and zoning of the area from which the sound emanates and the area where it is received or perceived;
- (b) The time of day or night the sound occurs;
- (c) The duration of the sound;
- (d) The volume of the sound;
- (e) The nature of the sound;
- (f) Whether the sound is recurrent, intermittent or constant; and
- (g) The nature of the event of activity from which the sound emanates.

3.3 In the absence of other evidence, or by way of corroboration of other evidence, a justice may infer from the evidence of a peace officer relating to the conduct of a person or persons that a sound is unreasonably loud or excessive.

3.4 Except to the extent it is allowed by this Bylaw, no person shall make or cause, or permit to be made or caused any noise or sound which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity.

3.3 What is a loud noise, an unnecessary noise, an unusual noise, or a noise which annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of other persons is a question of fact for a court which hears a prosecution of an offence against this Bylaw.

4. **DOMESTIC NOISES**

4.1 Without restricting the generality of Section 3, no person shall operate or allow to be operated a lawn mower of any kind, or a snow clearing device powered by an engine of any type or a model aircraft driven by an internal combustion engine in any residential district between the hours of:

- (a) 10:00 p.m. in the evening and 7:00 a.m. in the next forenoon on weekdays;
- (b) 10:00 p.m. in the evening and 9:00 a.m. in the next forenoon of the following day on weekends.

4.2 No person who owns, keeps, houses, harbors or allows a dog to stay in his premises shall allow such dog to bark excessively or howl excessively.

4.3 No person being the owner or occupant of any premises shall operate, or permit to be operated, play or allow to be played, any radio, phonograph, record player, tape recorder, television set, musical instrument, or any other apparatus, appliance, device or machine used for the production or amplification of sound, either in or on private premises in a residential district in such a manner that the same can be easily heard by an individual or member of the public who is not on the same premises from which such noise or sound emanates.

5. **CONSTRUCTION NOISES**

5.1 Except in an emergency, no person shall carry on the construction, erection, demolition, alteration or repair of any type of building or structure which involves hammering, sawing, drilling or the use of any machine, tools or any other equipment capable of creating a sound beyond the boundaries of the site on which the activity is being carried on, after the hour of 10:00 p.m. and before the hour of 7:00 a.m. of any day.

5.2 Except in an emergency, no person shall operate or allow to be operated a cement mixer, a cement mixer truck, a gravel crusher, a riveting machine, a trenching machine, a drag line, an air or steam compressor, a jack hammer or pneumatic drill, a tractor or bulldozer or any other tools, device or machine in any residence between the hours of 10:00 p.m. and 7:00 a.m. of any day.

6. **DIESEL MOTORS**

6.1 No person shall allow the diesel motor on a tractor which pulls a trailer or on a semi-trailer truck to remain running for longer than 20 minutes while the tractor-trailer, or tractor alone, is stationary in a residential district.

7. **EXCEPTIONS**

7.1 The provisions of this Bylaw shall not apply to:

- (a) the playing of a band, the sounding of motor vehicles' horns or the use of sound amplification equipment used in connection with any parade or public event;
- (b) the sounding of a general or a particular alarm or warning to announce a fire or other emergency or disaster;
- (c) the sounding of the sirens on any vehicle used by the police or fire department or on any ambulance or public service vehicle;

- (d) any use of sound amplification equipment used by the police, fire department or any ambulance service or public service;
- (e) the use in a reasonable manner of any apparatus or mechanism for the amplification of the human voice or of music in a public park or any other commodious space in connection with any public election meeting, public celebration, or other reasonable gathering.
- (f) the use of any tractors, trucks or other equipment for snow removal, snow clearing, refuse collection, street sanding, the repair or maintenance of streets, or drainage works.

8. INSPECTION

8.1 A Peace officer or Bylaw Enforcement Officer may enter on any property at any reasonable time for the purpose of ascertaining whether the requirements of this Bylaw are being observed. No person shall obstruct a Peace Officer or Bylaw Enforcement Officer under this section.

9. OFFENCES AND PENALTIES

9.1 Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable on summary conviction:

- (a) For the first time offense, to a fine of one hundred dollars (\$100.00)
- (b) For the second offense, to a fine of two hundred dollars (\$200.00)
- (c) For a third or subsequent offense, to a fine of five hundred dollars (\$500.00).

9.2 Notwithstanding subsection 9.1, in the case of a person who contravenes a provision of this Bylaw, a Peace Officer or Bylaw Enforcement Officer may issue a Notice of Violation to that person.

9.3 The notice of violation shall provide that, if the person pays the Resort Village of Turtle View the sum of one hundred dollars (\$100.00) within fourteen (14) calendar days of the date of the notice of violation, the person shall not be required to appear in court of the charge.

9.4 The fine may be paid:

- a) in person, during regular business hours at the Resort Village of Turtle View office;
- b) by mail addressed to the Resort Village of Turtle View, P.O. Box 370, Livelong, Saskatchewan, S0M 1J0.

10. RELIEF FROM REQUIREMENTS

10.1 Applications for a permit for relief from sound levels designated in this Bylaw on the basis of undue hardship may be issued by Council of the Resort Village of Turtle View. The application shall be made in writing and must include:

- a) the name and address of the applicant;
- b) a description of the source of sound in respect of which exemption is sought;
- c) the period of time for which the exemption is sought;
- d) the reasons why the exemption should be granted;

- e) any other information required at that time; a statement of the steps, if any, planned or presently being taken to bring about compliance.

10.2 Council of the Resort Village of Turtle View, by resolution, may refuse to grant any exemption or may grant the exemption applied for under Section 10.1 or any exemption of lesser effect and any exemption granted shall specify the time period during which it is effective and may contain such terms and conditions as Council sees fit. Council of the day, by resolution, revoke such exemption on twenty-four (24) hours written notice to the applicant, delivered by ordinary registered mail.

10.3 Council of the day, by resolution, approve a written request for a temporary relaxation of Sections of this Bylaw, for a specific event and for a specific time frame.

11. COMING INTO FORCE

This Bylaw shall come into force and take effect upon approval by the Minister.

Read a first time this 25th day of October, 2023

Read a second time this 25th day of October, 2023

Read a third time this 25th day of October, 2023





Mayor



Administrator