

THE VILLAGE OF GRAND MANAN

BY-LAW NO. 9-96

**A BY-LAW OF THE VILLAGE OF GRAND MANAN
RESPECTING THE SWIMMING POOL AT VICTORIA PARK**

The Council of the Village of Grand Manan, NB under authority vested in it by the Municipalities Act, enacts as follows:

TITLE

1. This by-law may be cited as the Swimming Pool By-Law.

INTERPRETATION

2. In this by-law
 - a. "Pool Area" means the portion of Victoria Park containing the Swimming Pool and which is enclosed by fence or other structures, and includes nearby buildings used in connection with the swimming pool.
 - b. "Pool Manager" means any person appointed by the Council to be responsible for the day to day management of the pool area.
 - c. "Pool Staff" means any person or persons (other than the Pool Manager" employed by the Village at the pool area as a lifeguard or performing other functions related to the use, maintenance or operation of the pool area while acting in the performance of his, her or their duties.
 - d. "Pool Rules" means rules for the public regarding use of and conduct in the pool area.

PUBLIC ACCESS TO THE POOL AREA

- 3.1 Public access to the Pool Area and use of the swimming pool is a privilege.
- 3.2 Council may prescribe fees for access by the public to the pool area.
- 3.3 Any person who has had his or her pool area privileges suspended by the Pool Manager may appeal the suspension to Council at its next regularly scheduled meeting and Council may substitute such suspension and or attach such conditions to Pool Area access as it deems appropriate.

POOL AREA MANAGEMENT

4.1 The Pool Manager shall be responsible for the maintenance and operation of the pool area and shall supervise the work of the pool staff.

4.2 The Pool Manager may set hours of operation during which the public may have access to the pool area. The pool manager shall post the hours of operation at the pool area.

4.3 The Pool Manager may make rules for use by the public of the pool area and the conduct of the public in the pool area. The pool manager shall post those rules at the Pool area.

4.4 The Pool Manager may suspend the pool area access privileges of any person breaching pool rules or engaging in inappropriate behaviour in the pool area for such period of time that the pool manager determines appropriate to a maximum of 90 days.

4.5 Pool Staff may give directions to person in the pool area and may require any person in breach of those directions or the pool rules to leave the pool area for the remainder of the day.

OFFENCES AND PENALTIES

5. A person commits an offence under this by-law if,
- a. He is present in the swimming pool area other than during the posted hours of operation, or
 - b. He remains in or returns to the swimming pool area during the remainder of the day on which he has been required to leave the swimming pool area by any of the pool staff, or
 - c. He is presented in the pool area during the period of suspension of his pool area access privileges, or
 - d. He enters the pool area other than by the designated public entrance or he does not pay the prescribed pool area access fee.

6. A person convicted of an offence under this by-law is punishable by a fine not less than \$100.00 (one hundred dollars) together with all legal and court costs of proceedings to that date.

Read first time June 3-96

Read Second Time June 3-9

Read Third Time and Enacted June 3-96

Clerk _____

Mayor: _____