

# MUNICIPAL RECREATIONAL OR SPORTS FACILITIES AND PROGRAM FEES BY-LAW

## BY-LAW # 940-09

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The Council of the Town of Sussex, under authority vested in it by the Municipalities Act R.S.N.B. 1973, c.M-22, and all amendments thereto enacts as follows:

1. Title

- (i) This by-law may be cited as “Municipal Recreational or Sports Facilities and Program Fees By-Law”

2. Purpose

The purpose of this by-law is to establish fees and payment criteria for the use of Municipal Recreational or Sports Facilities and Programs.

3. In this by-law:

- (i) “Council” means the Council of the Town of Sussex;
- (ii) “Clerk” means the Town Clerk of the Town of Sussex;
- (iii) “Committee” means a Committee of Council;
- (iv) “Community Services Director means the Community Services Director of the Town of Sussex;
- (v) “Treasurer” means Town Treasurer of the Town of Sussex;
- (vi) “Recreation Department” means Recreation Department of the Town of Sussex;

3. (*cont'd*)

(vii) "Municipal Recreational and/or Sport Facilities" means facilities owned by the Town of Sussex; and

(viii) "Municipal Programs" means programs provided for, in part or whole, by the Town of Sussex.

4. The use of all municipal recreational or sport facilities owned by the Town shall be subject to payment of such fees as are established by policy, from time to time, by resolution of Council.

5. The participation in any and all municipal recreational programs provided by the Town shall be subject to payments of such fees as are established by policy, from time to time, by resolution of Council.

6. The fees for the use of Municipal Recreational or Sport Facilities and Recreational Programs referred to in Section 4 and 5 of this by-law are made payable to the Town.

7. The fees referred to in Section 6 of this by-law are payable to the Town by a payment schedule as established by policy, from time to time, by Resolution of Council.

8. Plural or Feminine Terms

Plural or feminine terms may apply whenever the singular, masculine or feminine is used in this by-law. It shall be considered as if the plural, feminine or masculine has been used where the context of the party or parties hereto so requires.

9. Validity

The invalidity of any section, clause, sentence or provision of this By-Law shall not affect the validity of any other section, clause, sentence or provision of this By-Law which can be given effect without such parts.

10. Repeal

- (i) The repeal of By-Law Recreational and/or Sports Facilities Fees and Recreational and/or Sports Program Fees, By-Law # 940-03, enacted on December 13, 2003, shall not affect any penalty, forfeiture or liability incurred before such repeal or any proceeding for enforcing same completed or pending at the time of repeal nor shall it amend, defeat, disturb, invalidate or prejudicially affect any matter or thing whatsoever completed, existing or pending at the time of repeal
- (ii) The by-law entitled "Recreational and/or Sports Facilities Fees and Recreational and/or Sports Program Fees, By-Law # 940-03", enacted on December 13, 2003, and amendments hereto is hereby repealed.

READ FIRST TIME BY TITLE: October 26, 2009

READ SECOND TIME BY TITLE: October 26, 2009

READ IN ENTIRETY: November 16, 2009

READ THIRD TIME BY TITLE  
AND ENACTED: November 16, 2009

PAUL I. MAGUIRE  
TOWN CLERK

RALPH A. CARR  
MAYOR