

**STAFF REPORT: Recreation**



**REPORT TO: INFRASTRUCTURE AND RECREATION COMMITTEE**

**MEETING DATE: July 14, 2009**

**REPORT NO.: DOR 09 036**

**SUBJECT: Victoria's Catering Request At Northwinds Beach**

**PREPARED BY: Shawn Everitt, Director of Recreation**

### **A. Recommendations**

THAT Council receive Staff Report DOR 09 036 "Victoria's Catering Request At Northwinds Beach" for the placement of a concession trailer at Northwinds Beach and deny this request.

### **B. Background**

Staff's recommendation to deny placement of a concession trailer at Northwinds reflects PART VIII – COMMERCIAL ENTERPRISES , Section 39. (1) of Parks Use By law 2008-60 (attachment 2).

The recommendation is based on the high use of Northwinds Beach and the existing pressures on parking, and boat launch areas. The addition of a concession trailer will increase these pressures and negatively affect the use of Northwinds Beach.

Staff currently reviews use of Parkland during the annual budget process. In the event that staff is prepared to propose available parkland to allow concession services approval is required by the Infrastructure and Recreation Committee. Also a public tendering process will be required to ensure a transparent and fair opportunity is given to all that may be interested in providing this type of service.

### **C. The Blue Mountains' Strategic Plan**

- Supporting the development of social and recreational programs to meet the broad range of needs in the community

### **D. Environmental Impacts**

Ensuring appropriate use of Town Parkland.

## **E. Budget Impact**

None at this time

## **F. Attached**

- 1) Victoria's Catering Request
- 2) PART VIII – Commercial Enterprises By Law 2008-60

Respectfully submitted,

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Signature

**For more information, please contact:**

Shawn Everitt, Director of Recreation  
severitt@thebluemountains.ca  
519-599-3131 ext 281

DOR 09 036 Attachment 1

Victoria's Catering  
RR # 2  
Clarksburg, Ont.  
N0H 1J0  
705-445-8273

RECEIVED

JUN 18 2009

June 18, 2009

TOWN OF THE BLUE MOUNTAINS

Town of the Blue Mountains  
Shawn Everett  
Recreation Department

re: North Winds Beach

I am the owner operator of Victoria's Catering. In 2003 I had my concession trailer on location for the summer months at North Winds Beach. I would like the opportunity to have my concession at North Winds Beach on weekends again this summer.

I will be open Friday, Saturday, Sunday and holiday Monday's, 11 a.m. to 6 p.m. weather permitting, starting Friday July 3 2009

I will put it in the same location it was in before, tucked in between the washroom building and the big tree just to the north. (Picture enclosed)

In 2003 I had a pop and water vending machine near the concession. This year since I will only be there on weekends I could not provide a vending machine but cold drinks will be sold from the concession.

I will use the same electrical equipment that I used in 2003. The cost of instillation and inspection is my responsibility. No generators will be used.

I would like the opportunity to put appropriate signs in the park to inform visitors that there is food available and to direct them to the concession.

The concession and area will always be kept clean and tidy, and all staff will conduct themselves in a professional manner.

I will provide you with a copy of my insurance.

Fire, propane, MTO, and health inspections have all been done this year on the trailer, appropriate tags and notices are all posted.

I will pay a fee of \$150.00 per month to the Town for this opportunity.

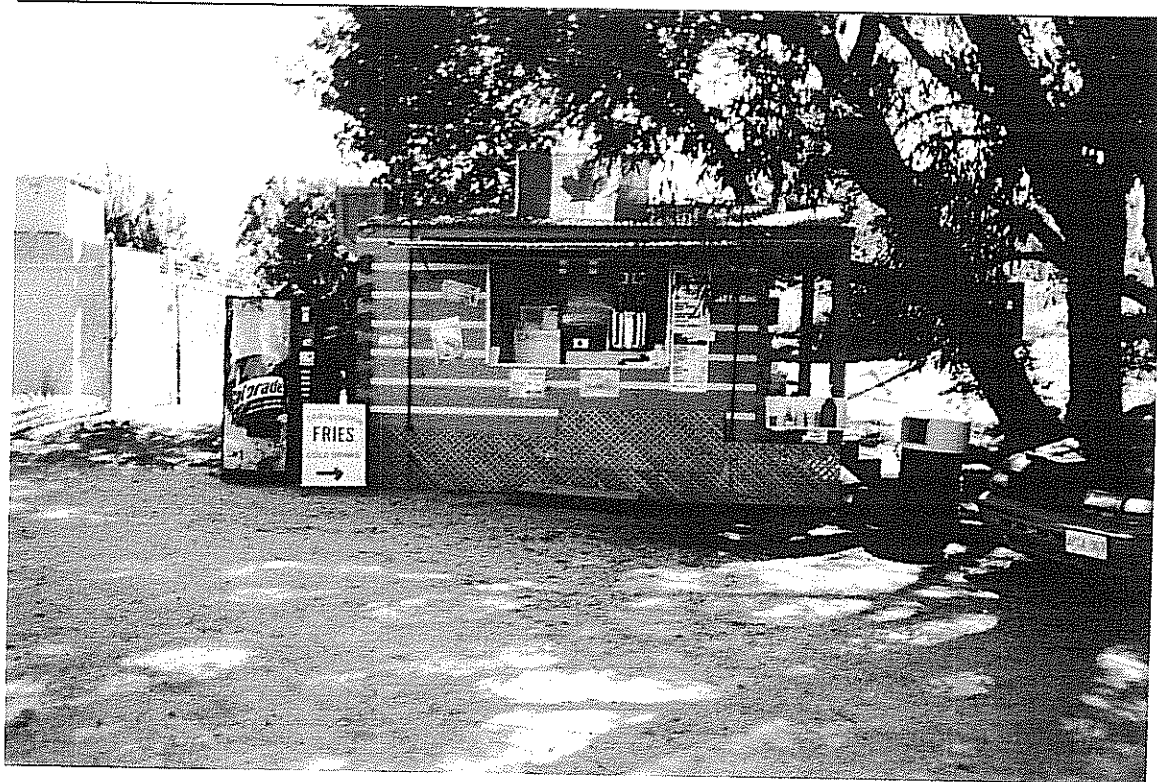
Thank you



Vicky Henderson  
Victoria's Catering

cc Terry Green

Victoria's Catering  
concession trailer  
at  
North Winds Beach 2003



## **PART VII - COMMERCIAL ENTERPRISES**

### **Sale of Merchandise, Trade or Business**

39. (1) Unless authorized by Recreation Department Management, Committee and/or Council, no person shall, while in a park, sell or offer or display for sale:
- (a) Any food, drink or refreshment;
  - (b) Any goods, wares, merchandise or articles, including promotional material, souvenir and novelties;
  - (c) Any flowers, fruits or vegetables; or
  - (d) Any art, skill, service or work.
- (2) Unless authorized by permit, no person shall, while in a park, practice, carry on, conduct or solicit for any trade, occupation, business, profession or charity.

### **Filming and Videotaping**

40. While in a park, no person shall take or permit to be taken for remuneration, any film, photograph, video tape or television broadcast unless;
- (1) Authorized by Recreation Department Management, Committee and/or Council;
  - (2) For media reporting purposes: or,
  - (3) Otherwise posted.

### **Circulars and Advertisements**

41. (1) Unless authorized by Recreation Department Management, Committee and/or Council, no person shall:
- (a) While in any park distribute, discard or display any handbill, notice or other circular, bill or advisement; or
  - (b) Post, nail, attach, stencil or otherwise fasten or erect any poster, sign, notice, placard of other circular, bill, advertisement or paper to any park property.

## **PART VIII - HOURS**

42. All parks shall close at 10:00 p.m., local time and shall remain closed until 6:00 a.m., local time unless otherwise posted. This section does not apply to a Municipal By-Law Officer, Police Officer or Town Employee while on duty and for the purpose of carrying out their duties
43. No person shall be or remain in a park after the closing hour or before the opening hour unless authorized by the Director or designate. Any person remaining in a Town Park during the time period when the park is closed, including any person on or in a vehicle, shall be subject to the Trespass to Property Act.
44. (1) No organized sport or activity shall commence before 8:00 a.m., local time, and shall cease all activities by 10:00 p.m., local time on all days including Saturdays, Sundays and statutory holidays unless authorized and posted.