

THE CORPORATION OF THE DISTRICT OF SUMMERLAND

BYLAW NUMBER 95-030

**A BYLAW OF THE CORPORATION OF THE DISTRICT OF SUMERLAND
TO AUTHORIZE THE USE OF
THE MUNICIPAL TICKETING INFORMATION SYSTEM**

CONSOLIDATED FOR CONVENIENCE TO INCLUDE BYLAWS 96-016, 2000-129, 2000-176, 2000-178, 2000-179, 2000-215, 2000-286 and 2000-327

WHEREAS, Section 934.1(1)(a) of the Municipal Act empowers the Council of the Corporation of the District of Summerland to, by bylaw, designate those bylaws for which municipal ticket information may be used as means of bylaw enforcement;

AND WHEREAS Section 934.1(1)(c) of the Municipal Act empowers the Council of the Corporation of the District of Summerland to, by bylaw, authorize the use of any word or expression on a municipal ticket information to designate an offence against a bylaw;

AND WHEREAS Section 934.1(10) of the Municipal Act empowers the Council of the Corporation of the District of Summerland to, by bylaw, set fine amounts in consultation with the Chief Judge of the Provincial Court;

AND WHEREAS, the Council of the Corporation of the District of Summerland deems it expedient to authorize the use of municipal ticket information for the enforcement of certain bylaws, to authorize the use of certain words or expressions to designate certain bylaw offences and set certain fine amounts;

NOW THEREFORE, the Council of the Corporation of the District of Summerland in open meeting assembled, enacts as follows:

1. The bylaws listed in Column 1 of Schedule "A" to this bylaw, as amended from time to time, may be enforced by means of a ticket in the form prescribed for the purpose of Section 934.1 of the Municipal Act.
2. The persons appointed to the job positions or titles listed in Column 2 of Schedule "A" to this bylaw are designated as bylaw enforcement officers pursuant to Section 934.1(1)(b) of the Municipal Act for the purpose of enforcing the bylaws listed in Column 1 of Schedule "A" opposite the respective job positions.
3. The words or expressions set forth in Column 1 of Schedules 1 through 12 to this bylaw designate the offence committed under the bylaw section number appearing in Column 2 opposite the respective words or expressions.
4. The amounts appearing in Column 3 of Schedules 1 through 12 to this bylaw are the fines set pursuant to Section 934.1(10) of the Municipal Act for the corresponding offences designated in Column 1.

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5. This bylaw may be cited as the "DISTRICT OF SUMMERLAND TICKET INFORMATION UTILIZATION BYLAW NUMBER 95-030".
6. This bylaw shall take effect upon the date of its adoption.
7. That the District of Summerland Ticket Information Utilization Bylaw Number 94-001 is hereby rescinded.

Read a First, Second and Third time this 14th day of August, 1995.

I hereby certify the above to be a true copy of Bylaw Number 95-030 as passed at three readings.

'G. Redlich'

Clerk of the Corporation of the District of
Summerland

Received the approval of the Chief Judge, The Provincial Court of British Columbia, this 4th day of October, 1995.

Reconsidered, Finally Passed and Adopted by the Municipal Council of the Corporation of the District of Summerland, Signed by the Mayor and Clerk and Sealed with the Corporate Seal of the Said Corporation, this 14th day of November, 1995.

'D. Cameron, Sr.'

MAYOR

'G. Redlich'

CLERK

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SCHEDULE A

**Bylaws 96-016, 2000-129, 2000-176, and 2000-215, replaced Schedule A.
Bylaw 2000-327, adopted April 28, 2008 replaced Schedule A with the following:**

<u>DESIGNATED BYLAWS</u>	<u>DESIGNATED BYLAW ENFORCEMENT OFFICERS</u>
1. Animal & Pound Regulation Bylaw Number 93-028	Animal Poundkeeper Bylaw Enforcement Officer
2. Building Regulation Bylaw No. 92-081	Building Inspector Bylaw Enforcement Officer
3. Business License Bylaw Number 95-004	Business License Inspector Bylaw Enforcement Officer R.C.M.P.
4. Dog Regulation and Impounding Bylaw Number 96-002	Dog Control Officer Bylaw Enforcement Officer R.C.M.P.
5. Fire & Life Safety Bylaw Number 2421	Bylaw Enforcement Officer R.C.M.P. Fire Chief Assistant Fire Chief/Fire Prevention Officer Fire Captain
6. Commercial Vehicle Licensing Bylaw Number 93-074	Bylaw Enforcement Officer
7. Noise Control Bylaw Number 93-073	R.C.M.P. Bylaw Enforcement Officer
8. Property Maintenance, Unsightly Premises & Weed Control Bylaw Number 90-065	Bylaw Enforcement Officer R.C.M.P.
9. Traffic Bylaw Number 2386	R.C.M.P. Bylaw Enforcement Officer
10. Water Rates & Regulations	Bylaw Enforcement Officer Bylaw Number 2358
11. Snow, Ice & Rubbish Removal Number 93-065	Bylaw Enforcement Officer
12. Parks Regulations Bylaw Number	Bylaw Enforcement Officer 95-013
13. Water Use Restrictions Bylaw No. 2000-170	Bylaw Enforcement Officer
14. Solid Waste Management Regulation Bylaw 2000-309	Bylaw Enforcement Officer R.C.M.P.

Landfill Operator

BYLAW NUMBER 95-030

SCHEDULE 1

<u>ANIMAL & POUND REGULATION</u> <u>BYLAW NUMBER 93-028</u>	<u>SECTION</u>	<u>FINE</u>
Keeping animal other than pet	1 (a)	\$100.00
Animals exceeding allowed number	1 (a)(i)	\$100.00
Animals exceeding allowed number	1 (a)(ii)	\$100.00
Animals exceeding allowed number	1 (a)(iii)	\$100.00
Animals exceeding allowed number	1 (a)(iv)	\$100.00
Animal at large – Public Land	3 (a)	\$ 50.00
Animal at large – Private Land	3 (b)	\$ 50.00

SCHEDULE 2

<u>BUILDING REGULATION BYLAW NUMBER 92-081</u>	<u>SECTION</u>	<u>FINE</u>
No Building Permit	3.1	\$100.00
No Demolition Permit	3.3	\$100.00
No Occupancy Permit	14.2	\$100.00
No Building Permit	16.1	\$100.00
Fail to Stop Work	26.3	\$150.00

SCHEDULE 3

<u>BUSINESS LICENCE BYLAW NUMBER 95-004</u>	<u>SECTION</u>	<u>FINE</u>
No Business Licence	2	\$100.00
Change of business location	7	\$100.00
Fail to post business licence	9	\$ 50.00

Bylaw 96-016, adopted June 24, 1996, deleted Schedule 4 and replaced it with the following Schedule:

SCHEDULE 4

<u>DOG REGULATION AND IMPOUNDING</u> <u>BYLAW NUMBER 96-002</u>	<u>SECTION</u>	<u>FINE</u>
No dog license	5	\$ 50.00
Harbor more than 3 dogs	6	\$ 75.00
Fail to affix tag	8	\$ 50.00
Dog at large	17	\$ 50.00
Dog in Park/on Beach	18	\$ 50.00
Barking/howling dog	20	\$100.00
Fail to remove excrement	21	\$ 50.00
Dangerous dog at large	23	\$150.00
Obstruct Poundkeeper	29	\$150.00
Fail to provide care of dog	40 (a)-(f)	\$100.00

Bylaw 2000-178, adopted June 14, 2004, deleted Schedule 5 and replaced it with the following Schedule:

SCHEDULE 5

<u>FIRE & LIFE SAFETY BYLAW NUMBER 2421</u>	<u>SECTION</u>	<u>FINE</u>
<u>FIRE DEPARTMENT – PART IV</u>		
Obstruct Fire Department member	Part IV 20	\$150.00
Impede access	Part IV 24	\$100.00
<u>FIRE PROTECTION & LIFE SAFETY – PART VI</u>		
Fail to Remove Hazard	Part VI 2	\$100.00
Fail to Secure Building	Part VI 7	\$100.00
Unsafe Chimney Flue/Stack	Part VI 12	\$100.00
Deposit Combustible Material	Part VI 13	\$100.00
Fail to Maintain Hydrant	Part VI 16(b)	\$100.00
Fail to Provide Fire Protection System	Part VI 17(a)	\$100.00
Fail to Maintain Fire Protection System	Part VI 17(a)	\$100.00
<u>INSPECTION OF PREMISES – PART VII</u>		
Obstruct Inspection	Part VII 4	\$150.00
<u>OPEN AIR BURNING – PART VIII</u>		
Fire without a permit	Part VIII 1.1	\$100.00
Fire without approval of property owner	Part VIII 1.1(d)	\$100.00
Fire outside permitted periods	Part 2.1C	\$100.00
	Part 3.1G	\$100.00
Burning Prohibited Material	Part VIII 4.3	\$ 75.00
Domestic Outdoor Incinerator	Part VIII 4.3	\$ 75.00
<u>FIREWORKS – PART IX</u>		
Discharge Fireworks	Part IX 1(a)	\$ 75.00
Sell Fireworks	Part IX 1(b)	\$ 75.00

SCHEDULE 6

COMMERCIAL VEHICLE LICENSING
BYLAW NUMBER 93-074

SECTION

FINE

No licence decal

5

\$100.00

Licence Plate improperly displayed

11

\$ 50.00

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Bylaw 2000-215, adopted May 9, 2005 deleted Schedule 7 and replaced it with the following Schedule:

SCHEDULE 7

<u>NOISE CONTROL BYLAW NUMBER 93-073</u>	<u>SECTION</u>	<u>FINE</u>
Noise which disturbs	2(a)	\$100.00
Noise which disturbs	2(b)	\$100.00
Amplified noise which disturbs	2(c)	\$100.00
Animal noise which disturbs	2(d)	\$100.00
Bird noise which disturbs	2(d)	\$100.00
Pedlar Noise which disturbs	2(e)	\$100.00
Construction noise outside permitted hours	4(a)	\$100.00
Construction noise on Sunday	4(b)	\$100.00
Vehicle noise which disturbs	5(b)	\$100.00
Boat noise which disturbs	5(b)	\$100.00
Motorcycle noise which disturbs	5(b)	\$100.00

SCHEDULE 8

<u>PROPERTY MAINTENANCE UNSIGHTLY PREMISES & WEED CONTROL BYLAW NUMBER 90-065</u>	<u>SECTION</u>	<u>FINE</u>
Permit rubbish to collect	3(a)	\$100.00
Deposit rubbish in open place	3(b)	\$100.00
Allow unsightly property	3(c)	\$100.00
Graffiti in public place	3(d)	\$100.00
Fail to clear noxious weeds	4(a)(ii)	\$100.00

SCHEDULE 9

<u>TRAFFIC BYLAW NUMBER 2386</u>	<u>SECTION</u>	<u>FINE</u>
Park on Walkway	3.08	\$ 20.00
Over Weight Vehicle	3.11	\$ 50.00
Cycle on sidewalk	3.16(1)	\$ 20.00
Skateboard on sidewalk/highway	3.17(1)	\$ 20.00
Possession of Open Liquor	4.06	\$100.00
Parking Over 48 hours	5.02	\$ 20.00
Parking on Sidewalk	5.05(1)(a)	\$ 20.00
Parked within 5 metres of fire hydrant	5.05(1)(d)	\$ 20.00
Parked on Crosswalk	5.05(1)(e)	\$ 20.00
Parked within 6 metres of crosswalk	5.05(1)(f)	\$ 20.00
Parked within 6 metres of Stop Sign	5.05(1)(g)	\$ 20.00
Vehicle that Obstructs	5.05(1)(m)(i)	\$ 20.00
Overtime Parking	5.06	\$ 10.00
Parked in Excess of 30 cm. from curb	5.07(1)	\$ 10.00
Double parked	5.08	\$ 10.00
Parked in loading zone	5.10	\$ 10.00
Parked in handicap zone	5.11	\$ 20.00
Parked prohibited vehicle	5.13	\$ 50.00
Insecure load	6.02(1)	\$ 75.00
Littering	6.02(3)	\$ 50.00
Work on Highway	6.03	\$100.00
Vegetation Obstructs Sidewalk	6.07	\$ 50.00
Vegetation Obstructs Highway	6.07	\$50.00

SCHEDULE 10

<u>WATER RATES & REGULATIONS</u> <u>BYLAW NUMBER 2358</u>	<u>SECTION</u>	<u>FINE</u>
Irrigation water in excess	7.2(b)	\$ 50.00
Irrigation water in excess	7.2(c)	\$ 50.00
Irrigation water in excess	7.2(d)	\$ 50.00
Domestic water in excess	8.0	\$ 50.00
Connect prohibited device	9.5	\$ 50.00
Waste Water	9.6	\$ 50.00
Sell/give water	9.7	\$ 50.00
Hose/pipe in chemical	9.11	\$100.00
Create cross connection	10.1	\$200.00
Fail install Reduced Pressure Backflow Prevention Device	10.3(a)	\$200.00

SCHEDULE 11

SNOW, ICE & RUBBISH REMOVAL
BYLAW NUMBER 93-065

SECTION

FINE

Fail to Remove Snow

2.(a),(b)

\$ 50.00

SCHEDULE 12

<u>PARKS REGULATIONS BYLAW NUMBER 95-013</u>	<u>SECTION</u>	<u>FINE</u>
Person In park After Hours	3(a)	\$ 50.00
Possession of Open Liquor	3(b)	\$100.00
Open Fire in Park	3(c)	\$ 50.00
Animal in Park	3(d)	\$ 50.00
Operate Boat in Designated Swimming Area	3(e)	\$100.00
Destroy Vegetation	3(f)	\$ 75.00
Littering	3(g)	\$ 50.00
Damage Park Property	3(h)	\$ 50.00
Mutilate/Remove Sign	3(i)	\$ 50.00
Sell Refreshments/Conduct Business in Park	3(j)	\$ 50.00
Erect Tend/building in Park	3(k)	\$ 50.00
Drive Vehicle in Park	3(l)	\$100.00
<i>Bylaw 2000-286, adopted December 10, 2007 added the following item:</i>		
Skateboarding Within Giants Head Park	3(p)	\$ 50.00

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Bylaw 2000-129, adopted July 14, 2003 added Schedule 13 (since repealed).
Bylaw 2000-176, adopted April 26, 2004 deleted Schedule 13 and replaced it with a New Schedule 13 (since repealed).
Bylaw 2000-179, adopted May 31, 2004 added the following Schedule:

SCHEDULE 13

<u>WATER USE RESTRICTIONS</u> <u>BYLAW NO. 2000-170</u>	<u>SECTION</u>	<u>FINE</u>
Water between 9:00 a.m. and 6:00 p.m.	5(b)	\$ 50.00
<u>THE FOLLOWING FINES RELATE TO SCHEDULE 'A' OF BYLAW 2000-170</u>		
<u>Stage 1:</u>		
Odd address watering other than Saturday, Monday, or Thursday	1(a)	\$ 50.00
Even address watering other than Sunday, Tuesday, or Friday	1(b)	\$ 50.00
<u>Stage 2:</u>		
Odd address watering other than Saturday Or Tuesday	2(a)	\$ 50.00
Even address watering other than Sunday Or Thursday	2(b)	\$ 50.00
<u>Stage 3:</u>		
Odd address watering other than Saturday	3(a)	\$ 50.00
Even address watering other than Sunday	3(b)	\$ 50.00
Wash sidewalk or driveway	3(d)i	\$ 50.00
Wash vehicle or boat without shut-off device	3(d)ii	\$ 50.00
<u>Stage 4:</u>		
Water lawns, boulevards at any time	4(a)	\$ 50.00
Wash buildings, windows, parking lots, drive- ways, or sidewalks	4(b)	\$ 50.00
Wash vehicles or boat	4(c)ii	\$ 50.00
Water in excess of amount authorized	4(e)	\$100.00

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SCHEDULE 14

SOLID WASTE MANAGEMENT REGULATION
BYLAW NUMBER 2000-309

	<u>SECTION</u>	<u>FINE</u>
Improper disposal of <i>Solid Waste</i>	1.1.1	\$50 plus clean-up costs
Scavenging of <i>Solid Waste</i>	1.1.2; 3.1.5 d)	\$50
Placement of <i>Controlled Waste</i> or <i>Prohibited Waste</i> for <i>Curbside Collection</i>	2.2.2	\$150
Failure to comply with <i>Container</i> Requirements for <i>Curbside Collection</i>	2.3	\$50
Improper disposal of <i>Ashes</i> for collection or at <i>Landfill</i>	2.4.7; 3.1.5 h)	\$100
Placement of unbagged waste in rigid <i>Garbage Container</i>	2.4.6	\$50
Failure to sort <i>Recyclable Materials</i> at <i>Recycling Depot</i>	3.1.4	\$50
Deposit of materials other than <i>Recyclable Materials</i> at <i>Recycling Depot</i>	3.1.5 f)	\$50
Deposit of <i>Solid Waste</i> at the <i>Landfill</i> in a location or manner contrary to the <i>Operator's</i> verbal direction or site signage	3.1.5	\$100
<i>Person</i> in <i>Landfill</i> after hours	3.1.5 c)	\$100
Remove, alter or deface any <i>Landfill</i> sign	3.1.5 h)	\$50
Cause a fire to be ignited at the <i>Landfill</i>	3.1.5 i)	\$500 plus firefighting expenses
Cause the release of an Ozone Depleting Substance at the <i>Landfill</i>	3.1.5 j)	\$150
Discharge a firearm at the <i>Landfill</i>	3.1.5 k)	\$150
Drive a vehicle at the <i>Landfill</i> in a location other than a designated road	3.1.5 m)	\$100
Allow child to go unsupervised while at <i>Landfill</i>	3.2.2	\$100
Allow pet outside of motor vehicle at <i>Landfill</i>	3.2.3 a)	\$50
Smoking within <i>Landfill</i> boundaries	3.2.3 b)	\$100

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SOLID WASTE MANAGEMENT REGULATION
BYLAW NUMBER 2000-309

	<u>SECTION</u>	<u>FINE</u>
Drive a motor vehicle in excess of posted speed limits at <i>Landfill</i>	3.2.3 c)	\$100
Transport a load of <i>Solid Waste</i> without adequate and secure cover	3.3.1 a) and b)	\$50 plus applicable <i>Landfill</i> tipping fee penalties
Transport a load of <i>Solid Waste</i> in an unsecured condition	3.3.1 c) and d)	\$50 plus applicable <i>Landfill</i> tipping fee penalties
Deposit unauthorized <i>Prohibited Waste</i> at <i>Landfill</i>	3.4.1	\$200 plus associated clean-up costs
Deposit unauthorized <i>Controlled Waste</i> at <i>Landfill</i>	3.4.2	\$150
Failure to pay <i>Landfill</i> fees in accordance with Schedule “L” of the Municipal Fees and Charges Bylaw	3.5	\$100 in addition to fees owing