



THE DISTRICT OF NORTH VANCOUVER

PARK REGULATION BYLAW

BYLAW 8310

Effective Date – June 11, 2018

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws below. The amending bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaw on this subject.

Original Bylaw	Date of Adoption
Bylaw 8310	June 11, 2018
Amending Bylaw	Date of Adoption
Bylaw 8411	November 25, 2019
Bylaw 8559	May 30, 2022

The bylaw numbers in the margin of this consolidation refer to the bylaws that amended the principal bylaw (Park Regulation Bylaw 8310). The number of any amending bylaw that has been repealed is not referred to in this consolidation.

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The Corporation of the District of North Vancouver

Bylaw 8310

A bylaw to regulate parks pursuant to section 8(3)(b) and (j)
of the *Community Charter*, SBC 2003, c. 26

The Council for The Corporation of the District of North Vancouver enacts as follows:

PART 1 – TITLE & INTERPRETATION

Title

1.1. This bylaw may be cited as “Park Regulation Bylaw No. 8310, 2018”.

Definitions

1.2. In this Bylaw, unless the context requires otherwise:

“**All-Terrain Vehicle**” means a motorized wheeled vehicle designed for travel on and off roadways, and includes a snowmobile, but does not include a Mobility Aid;

“**Beach**” means the foreshore area adjacent to a Park;

“**Bicycle**” means a device having any number of wheels that is propelled by human power and on which a person may ride, but does not include a skateboard, roller skates, or in-line roller skates;

“**Bylaw Enforcement Officer**” means a Park Ranger, Environmental Protection Officer, Environmental Control Technician, Animal Welfare Officer, Royal Canadian Mounted Police officer, officer or member of the District’s fire department, or any official or employee of the District whose designated duties include the enforcement of bylaws within the District;

“**Commercial Activity**” means any activity carried on for the purpose of earning profit or acquiring customers, or for which a fee is charged and includes but is not limited to the following:

- (a) selling, displaying for sale, exchanging, bartering or offering to sell, exchange, or barter any food, refreshments, goods, materials or services;
- (b) posting, affixing, painting, publishing or distributing any notice, advertisement, sign, or placard or handouts of any kind, except on information boards provided expressly for that purpose;
- (c) operating or parking any Vehicle displaying advertising or equipped with a public address system for the purpose of advertising, promoting, or demonstrating;
- (d) providing instruction or offering to provide instruction to another person for gain or in the expectation of a fee, reward, profit or other benefits;
- (e) bus tours;
- (f) guided foot tours;

- (g) kayaking tours, rentals and/or launching services;
- (h) bike tours or rentals;
- (i) movie, television or other filming;
- (j) mobile food trucks or ice cream trucks;
- (k) commercial dog walking;
- (l) exercise classes; or
- (m) day camps;

“Contaminant” means any substance which may adversely affect water quality, harm an ecosystem, or render water or air harmful to people, wildlife or plants;

“Dawn” means the time of sunrise as posted on the website for Environment Canada or its successor;

“District” means the Corporation of the District of North Vancouver;

“Domestic Animal” means any mammal, reptile, amphibian, fish or bird that has been domesticated as a pet or farm animal;

“Dusk” means the time of sunset as posted on the website for Environment Canada or its successor;

“Fees and Charges Bylaw” means the *District of North Vancouver’s Fees and Charges Bylaw No. 6481*, as amended or replaced from time to time;

“Fire Chief” means the person appointed to that position by the District Council or authorized designate;

“Fire Permit” means a permit issued pursuant to the *Fire Bylaw No. 7481*, as amended or replaced from time to time;

“Fireworks” means devices that explode or burn to produce visual or sound effects and such other explosives as may be designated as such pursuant to the *Fireworks Act*, RSBC 1996, c. 146, as amended, or the *Explosives Act*, RSC 1985, c E-17, as amended, or the regulations associated with either of those statutes;

“Gated Park” means any Park equipped with an entrance gate to control or prevent vehicular or other access to the Park;

“Helmet” means a protective device intended to be worn on the head and having a smooth, rigid and durable outer surface, constructed so that the helmet is capable of absorbing energy on impact, strongly attached to a strap designed to be fastened under the chin of the person wearing it, and be undamaged from use or misuse;

“Highway” means a highway as defined in the *Street and Traffic Bylaw No. 7125, 2004*, as amended or replaced from time to time;

“Homeless Person” means a person who has no fixed address and no predictable safe residence to return to on a daily basis;

“Mobility Aid” means a device that is used to facilitate the transport of a person with a physical disability, including a manual wheelchair, electric wheelchair and scooter;

“Natural Park Object” means any tree, shrub, flower, herb, grass, fungi, indigenous flora and fauna or plant of any kind, living or dead, and all soil, sand, silt, gravel, rock, mineral, wood, fallen timber, stream, lake, pond, or other body of water or watercourse within a Park;

“Organized Activity” means:

- (a) any activity involving a group of ten or more, other than a single family unit, which limits access by the general public to a portion of a Park; or
- (b) any activity that involves instruction or training or the provision of goods or services in exchange for a fee or other reward;

“Organized Sport” means any game or sport which is played by two or more persons who play together as part of a team in a league or association;

“Park” means any real property owned, occupied or controlled by the District and used by the public for pleasure, recreation or other community purposes, including but not limited to dedicated parks, Beaches, District-controlled water lots, forested recreation areas, conservation areas, Maplewood Farm, Lynn Canyon Ecology Centre, Murdo Frazer Pitch and Putt, and the Northlands Golf Course, but does not include any municipal land leased to a third party;

“Park Use Permit” means any permit issued by the Parks Manager pursuant to Part 5 of this Bylaw;

“Parks Manager” means the person appointed to the position of “Manager, Parks and Environment” by District Council or authorized designate;

“Playing Field” means a grass or artificial turf field that is owned, leased or controlled by the District and used or intended to be used for the playing of an Organized Sport;

“Posted Sign” means a written sign posted by or at the direction of the Parks Manager in a Park pursuant to section 5.1(s) or contained in a brochure or map produced by the District in relation to a Park;

“RCMP” means the Royal Canadian Mounted Police;

“Roller Skates” means any wheeled footwear or wheeled device that may be attached to the foot or footwear, which wheels may be used by the wearer for moving or propulsion, and includes but is not limited to in-line skates commonly known as rollerblades;

“Skateboard” means all wheeled objects, coasters, toys, conveyances, or similar devices used for transportation or sport which are propelled by human power, including longboards, but not including Bicycles or Roller Skates;

“Special Event” means an event or activity conducted within a Park that attracts or is intended to attract participants or spectators, and includes but is not limited to:

- (a) an Organized Activity;
- (b) an Organized Sport or other sporting event;
- (c) a festival, concert, musical event, or theatrical performance or display;
- (d) a competition, tournament or race;
- (e) a fireworks display;
- (f) any event requiring a liquor licence;
- (g) any event requiring the booking of Park picnic shelter;
- (h) any event involving the reservation of specific Park areas for exclusive use;
- (i) any event or project requiring construction, landscaping, or other site works that may cause disturbance to a Park, except any such work carried out by the District or otherwise authorized by the Parks Manager; and
- (j) a procession, demonstration or march.

“Stop Work Order” means a stop work order issued pursuant to section 6.2 of this bylaw;

“Swimming Beach” means an area adjacent to the shore of the ocean or other body of water designated as a ‘Swimming Beach’ by Posted Sign;

“Swimming Zone” means an area designated by buoys and/or rope within a Swimming Beach as an area outside of which swimming is prohibited;

“Temporary Shelter” means a tent, lean to or other form of shelter that is temporary and portable in nature that is constructed from nylon, plastic, cardboard or other similar non-rigid material, and that covers an area of less than ten (10) square meters.

“Trail” means any footpath or other pathway in a Park and includes unimproved road allowances;

“Trailer” means a wheeled device with or without motive power designed for carrying persons or property and for being drawn by a Vehicle;

“Vehicle” means an automobile, truck, bus, recreational vehicle, motorcycle, All-terrain Vehicle or other vehicle propelled by a motor, but does not include a motor-assisted cycle or Mobility Aid or trailer;

“Vessel” means any boat or other craft used, or capable of being used, to navigate on water and includes, without limitation, jet-skis, canoes and kayaks;

“Wharf” means a landing, pier, ramp or float for Vessels and watercraft within a Park; and

“Wildlife” means any wild mammal, bird, reptile, fish, amphibian or other indigenous creature.

PART 2 — PARK REGULATIONS

Hours of Public Use of Parks

2.1 A person must not enter or remain in:

- (a) a Park between 10:00 p.m. and 6:00 a.m., or a Gated Park between Dusk and Dawn, except where authorized to be in such Park:
 - (i) by having paid the applicable admission or other fee pursuant to the Fees and Charges Bylaw;
 - (ii) as an attendee at an authorized Special Event; or
 - (iii) pursuant to a valid Park Use Permit; or
- (b) a Park during such hours that the Park is temporarily closed as indicated by Posted Sign.

2.2 Notwithstanding section 2.1(a), a person may use those portions of Panorama Park and Deep Cove Park that are adjacent to Gallant Avenue and Banbury Road for the purpose of vehicular or pedestrian access to a Vessel moored at Gallant Street Wharf.

2.3 Except in accordance with a valid Park Use Permit, a person shall not park or leave a Vehicle or Trailer:

- (a) in any Park after 10:00 pm or before 6:00 am; or
- (b) in any Gated Park between Dusk and Dawn.

General Public Conduct

2.4 A person must not do any of the following in a Park:

- (a) light a fire without a valid Fire Permit, but this does not include the use of cooking devices, such as barbecues, provided that the applicable fire hazard rating is low;
- (b) litter;
- (c) deposit broken glass or cause glass to shatter by throwing or striking;
- (d) dispose of coals, ash or other material, except in containers provided for the purpose;
- (e) urinate or defecate, except in a facility designed for that purpose; or

- (f) engage in riotous, violent or threatening behaviour or use profane or abusive language.

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2.5 Except in accordance with a valid Park Use Permit, a person must not do any of the following in a Park:

- (a) possess or consume alcoholic beverages;
- (b) camp or sleep overnight, except in accordance with section 2.6 of this bylaw;
- (c) disobey or act contrary to the instructions, rules or prohibitions contained on any Posted Sign; or
- (d) make any noise or sound that disturbs, or is likely to disturb, the peace, quiet enjoyment or comfort of persons in the Park, whether amplified or not.

2.6 Notwithstanding sections 2.1(a) and 2.5(b), a Homeless Person may erect and occupy a Temporary Shelter in a Park between the hours of 7:00 p.m. on one day and 9:00 a.m. of the next day, provided that the Homeless Person must:

- (a) not erect the Temporary Shelter in, on or within 10 metres of any playground, sports field, skateboard bowl, tennis court, washroom facilities, picnic shelter, footpath, trail, cemetery, golf course, ornamental garden or horticultural display, a Highway within a Park, environmentally sensitive area, or any area within a Park that has been designated for an event or activity under a Park Use Permit;
- (b) remove the Temporary Shelter completely by 9:00 a.m. each morning and not leave any possessions, debris, litter or any other article in the Park;
- (c) not obstruct a Highway or interfere with the lawful use of a Highway by any person or Vehicle;
- (d) not obstruct a District employee in the performance of his/her duty;
- (e) not violate any other provisions of this bylaw.

2.7 The Parks Manager may, in addition to any other authority granted under this bylaw, remove or cause to be removed from any Park any Temporary Shelter that is not in compliance with this bylaw.

Protection and Preservation of Natural Park Objects and Wildlife

2.8 A person must not do any of the following in a Park:

- (a) introduce any Contaminant into any lake, creek, river, stream, pond, watercourse or any other body of water within a Park or otherwise foul or pollute such body of water;
- (b) discharge any waste water (including water from a swimming pool, hot tub, fish pond or aquarium) into a Park;

- (c) carry, transport or deposit any domestic, commercial, industrial, construction or any other waste, equipment or materials that were not generated in or did not originate from a Park into or upon a Park or deposit the same into a waste receptacle in a Park;
- (d) deposit or store any construction-related equipment, supplies or materials;
- (e) fish for, harvest or otherwise capture shellfish in a Park, except in areas designated by Posted Signs and in accordance with all applicable laws and regulations; or
- (f) leave or abandon any Domestic Animal or any other Wildlife; or
- (g) deposit or place the remains of a Domestic Animal or any memorial or other object commemorating a Domestic Animal in a Park.

2.9 Except in accordance with a valid Park Use Permit, a person must not do any of the following in a Park:

- (a) cut, trim, prune, dig up, harvest, excavate, deface, remove, damage, move, injure or in any way disturb any Natural Park Object;
- (b) place, plant, deposit or allow any plant, tree, seeds, shrub, rocks, gravel, fill, concrete, soil, debris, building material, grass cuttings, plant cuttings, or branches or other materials or objects which did not originate in such Park; or
- (c) molest, disturb, feed, frighten, injure, kill, catch, trap or snare Wildlife.

Park Structures and Infrastructure

2.10 Except in accordance with a valid Park Use Permit or section 2.6 of this bylaw, a person must not do any of the following in a Park:

- (a) erect or construct, or cause to be erected or constructed, any tent, building, shelter, playground, pavilion, fence, drainage infrastructure, structure, Trail, ramp, landscaping or other structure or installation;
- (b) damage, deface, apply graffiti to, attach any poster to, alter, destroy, break or tamper with any fixture, sign, fence, landscaping, bench, fitting, equipment, structure, or building;
- (c) damage, deface, tamper with or destroy any gas, electrical, water or other utility infrastructure or equipment;
- (d) damage, deface, tamper with, obliterate, move, obstruct, destroy or otherwise interfere with any Posted Sign; or
- (e) erect, place, or display any sign purporting to be a Posted Sign.

2.11 The Parks Manager may issue a Park Use Permit authorizing a person to perform Trail construction, maintenance, repairs or other work within a Park.

Vehicles and Motorized Traffic

2.12 A person must not do any of the following in a Park except in accordance with a valid Park Use Permit or as permitted by Posted Sign:

- (a) park or operate a Vehicle, except on Highways, parking lots, and launching ramps;
- (b) drive or operate an All-Terrain Vehicle;
- (c) drive or park a Vehicle or Trailer contrary to a Posted Sign;
- (d) park a Vehicle or Trailer without paying the applicable fee for parking;
- (e) park a Vehicle or Trailer:
 - (i) for longer than is permitted by Posted Sign;
 - (ii) for a longer period than has been paid for;
- (f) park or drive a Vehicle or Trailer on grass;
- (g) park a Vehicle or Trailer overnight, except in the Cates Park Boat Launch parking area by having paid the overnight parking fee prescribed in the Fees and Charges Bylaw;
- (h) wash, clean, polish, repair, tune or do any maintenance or mechanical work to a Vehicle, Vessel or Trailer, except in an emergency. This section does not prohibit the rinsing of a Vessel at the Cates Park Boat Launch; or
- (i) leave a Vessel in a Park overnight.

2.13 Notwithstanding any other provision in this bylaw, authorized representatives of the following entities are permitted to use and park Vehicles on the gravel service road at the north end of Mountain Highway, north of the access gate, provided that in so doing they do not obstruct access:

- (a) Grouse Mountain Resorts;
- (b) Metro Vancouver;
- (c) Van Tan Club; and
- (d) other public agencies who require access for the purpose of servicing infrastructure.

Firearms, Hunting and Explosive Materials

2.14 Except as permitted by the Firearms Regulation Bylaw No. 6761, as amended or replaced, or as authorized by a Park Use Permit, a person must not use a bow, discharge a firearm, paintball gun, air pistol, BB gun, sling shot or other weapon, or ignite or discharge any combustible or other explosive material, including Fireworks, within a Park.

Bicycling, Skateboarding and Rollerskating

- 2.15 A person must not ride or use a Bicycle, Roller Skates or Skateboard on any sidewalk, Trail or roadway or elsewhere in a Park:
- (a) contrary to a Posted Sign; or
 - (b) without wearing a Helmet, unless that person is a person for whom the wearing of a Helmet would interfere with an essential religious practice.
- 2.16 The parent or guardian of a person under the age of 16 years must not authorize or permit the person to use Roller Skates or a Bicycle or Skateboard in a Park unless that person is wearing a Helmet.

Boating

- 2.17 A person must not:
- (a) operate any Vessel within 50 metres of a Swimming Beach or Swimming Zone in such a manner as to endanger persons or property or otherwise interfere with the reasonable use and enjoyment of the water for wading, swimming or fishing; or
 - (b) remove, destroy, damage, deface, break or tamper with any float, wharf, buoy, piling or lifesaving device within a Park.

Games and Sports

- 2.18 A person must not do any of the following in a Park:
- (a) use a Park or part thereof for an activity for which a fee or other charge is payable without first paying such fee or charge;
 - (b) play any game or sport on a Playing Field, except in accordance with all rules and regulations prescribed by Posted Sign or in a valid Park Use Permit;
 - (c) fly any motor driven flying apparatus, except in areas designated for such purpose and in accordance with all rules and regulations prescribed by Posted Sign or in a valid Park Use Permit;
 - (d) shoot any arrow or practice archery; or
 - (e) play golf or strike a golf ball.

Special Events

- 2.19 A person must not conduct, hold or carry on any Special Event in a Park except with a Park Event Permit issued in accordance with the Community Events in Parks and Public Open Spaces Policy 12-5900-2.

Commercial Activities

- 2.20 A person must not carry on or conduct any Commercial Activity in a Park except in accordance with a valid Park Use Permit and any other applicable District bylaw.

PART 3 - PARK USE PERMITS AND FEES

Application for Park Use Permit

- 3.1 Any person wishing to conduct, hold or carry on any Commercial Activity in a Park must complete and submit an application for a Park Use Permit and pay the applicable fee, if any, prescribed in the Fees and Charges Bylaw. The application must include:
- (a) a written description of the proposed event or activity;
 - (b) the proposed Park location for the event or activity, including a site plan if required by the Parks Manager;
 - (c) a schedule of date(s) and time(s) for the proposed event or activity;
 - (d) written proof that all other permits and licences required by law in relation to the event or activity, including, where applicable, a business licence, have been obtained; and
 - (e) any other information or documents required by the Parks Manager.
- 3.2 A Park Use Permit is valid only for the event or activity for which it is issued and the activities specifically set out in the Park Use Permit and may not be transferred to any other event or activity.
- 3.3 The holder of a Park Use Permit must:
- (a) produce such Park Use Permit for inspection upon request by a Bylaw Enforcement Officer; and
 - (b) comply with all of the terms and conditions of the Park Use Permit.

Exemption from Park Use Permit Requirement

- 3.4 Notwithstanding any other provision of this Bylaw, a Park Use Permit is not required for:
- (a) an activity conducted pursuant to and in accordance with a contract with the District; or
 - (b) a Special Event or Commercial Activity conducted by the North Vancouver Recreation and Culture Commission or the District.

Park Amenity Fees

- 3.5 A person wishing to use or attend any Park amenities or attractions must pay the applicable fee prescribed in the Fees and Charges Bylaw.

PART 4 - REMOVAL OF UNAUTHORIZED ITEMS

Removal of Unauthorized Items

- 4.1 Bylaw Enforcement Officers, the Parks Manager or a contractor acting under the direction of the Parks Manager may remove, detain and/or impound any chattel (including Vehicles and Vessels), structure, obstruction or other item parked, constructed, installed or left in, on, under or over a Park in contravention of this bylaw.

- 4.2 Any item that has been impounded pursuant to section 4.1 or any other provision of this bylaw may be reclaimed by the owner upon proof of ownership and payment to the District of the actual costs incurred by the District for removal and storage of the item.
- 4.3 If, after thirty days from the date of removal of an item in accordance with this bylaw:
- (a) the owner has not claimed the item; or
 - (b) the owner refuses to pay the District's costs,
- the District may sell the item at public auction and recover the removal fee prescribed in the Fees and Charges Bylaw from the proceeds of sale.
- 4.4 The proceeds of sale by public auction shall be applied first to the cost of the sale and second to the fees, costs and expenses payable to or incurred by the District or, if applicable, its towing contractor, and the balance shall be held for the owner. If the balance remains unclaimed at the end of one year from the date of sale, such balance shall be paid into the general revenue of the District and shall not be refundable to the owner.
- 4.5 No person shall prevent or attempt to prevent or interfere with the removal, detaining or impounding of any chattel, obstruction or Vehicle by the District under this Part.
- 4.6 Notwithstanding any other provision of this bylaw, where, in the sole opinion of the Parks Manager, an item removed, detained, or impounded is a perishable article, has an apparent market value of less than \$2,000.00 or its custody involves unreasonable expense or inconvenience, the Parks Manager may choose not to proceed to public auction and may dispose of the chattel, obstruction or Vehicle in any manner that he or she deems expedient.

PART 5 — AUTHORITY OF THE PARKS MANAGER

- 5.1 The Parks Manager is authorized to administer this bylaw, and, in particular, without limiting the generality of the foregoing, is authorized to:
- (a) temporarily close any Park or portion of a Park to public use for the purpose of construction, maintenance, repairs, removal of hazards, public safety, protection of the environment or to prevent vandalism or other unauthorized use;
 - (b) temporarily close any Park road, Trail or other areas in a Park to public use when deemed necessary for public safety and convenience;
 - (c) assign hazard ratings to Trails from time to time;
 - (d) limit the speed, weight, size, type or number of Vehicles or Trailers that may be operated or parked on a Highway or parking lot within a Park;
 - (e) limit the amount of time and locations in which a Vehicle and/or Trailer may be parked in a Park;
 - (f) restrict, limit or prohibit the parking of Vehicles and Trailers on a Highway;

- (g) establish rules and regulations for the use of any Playing Field and for playing games or sports in other areas designated for such use;
- (h) alter the hours of public use of any Park from those set forth in this Bylaw;
- (i) designate areas in a Park:
 - (i) where parking is permitted, prohibited, or restricted;
 - (ii) where the use of cooking devices is permitted, prohibited or restricted;
 - (iii) where the use of Bicycles, Skateboards and/or Roller Skates is permitted, prohibited or restricted;
 - (iv) where the riding of horses is permitted, prohibited or restricted;
 - (v) where cyclists or skateboarders must dismount;
 - (vi) for the use of motorized or non-motorized Vessels;
 - (vii) as Swimming Beaches or Swimming Zones; and
 - (viii) for the operation of motorized model vehicles or airplanes or other flying apparatus;
- (j) issue Park Use Permits for:
 - (i) Special Events;
 - (ii) Commercial Activities;
 - (iii) overnight parking in a Park; and
 - (iv) exemptions from applicable parking time limits;
- (k) refuse to issue a Park Use Permit, in the Park Manager's sole discretion;
- (l) place restrictions, conditions and limits on any Park Use Permit or on the event or activity to which the Park Use Permit relates;
- (m) issue a Park Use Permit subject to such terms and conditions as the Parks Manager deems reasonable;
- (n) require an applicant for a Park Use Permit to acquire and maintain insurance with respect to the permitted event or activity in an amount and form satisfactory to the Parks Manager;
- (o) amend, suspend, revoke or refuse to issue a Park Use Permit to any person or group who has contravened the provisions of any previous Park Use Permit issued to that person or group or contravened the provisions of this bylaw or any other enactment;

- (p) vary, amend or revoke any Park Use Permit;
- (q) make rules and regulations relating to Special Events and Commercial Activities;
- (r) authorize and contract for the construction, repair or maintenance of Trails, Trail improvements, playgrounds, landscaping, ramps, boardwalks, tents, buildings, shelters, pavilions, fences, drainage infrastructure, and any other structures, improvements or installations in a Park and issue Park Use Permits exempting persons from specific requirements of this bylaw in connection with such work; and
- (s) erect or display or order the erection or display of Posted Signs in or about any Park in connection with any of the foregoing provisions of this section 5.1.

PART 6 — ENFORCEMENT

Obstruction

- 6.1 A person must not interfere with, delay, obstruct or impede a Bylaw Enforcement Officer or designate or other person lawfully authorized to enforce this bylaw in the performance of duties under this bylaw.

Stop Work Order

- 6.2 Where a person carries out work on or uses a Park in a manner which fails to comply with the provisions of this bylaw or a Park Use Permit, a Bylaw Enforcement Officer may issue a Stop Work Order requiring the person to cease the work or use and to remedy the violation within the period of time specified in the Stop Work Order.
- 6.3 Subject to section 6.4, a person who has been issued a Stop Work Order pursuant to section 6.2 must comply with all of the terms of such Order within the time period specified.
- 6.4 A person to whom a Stop Work Order has been issued may, by giving notice in writing to the District Clerk at least 72 hours prior to the expiry of the time given in the Stop Work Order to remedy the violation, appeal to the District Council who will hear and determine the appeal by confirming, amending or rescinding the Stop Work Order.

Default

- 6.5 If the obligations stipulated in a Stop Work Order are not performed by the date specified therein, the District may remove any structure, materials, equipment or things installed, constructed, placed or left in a Park in violation of this bylaw and perform such remedial work as deemed necessary by the Parks Manager at the expense of the person defaulting and such costs will constitute a debt due and owing in accordance with section 17 of the *Community Charter*.
- 6.6 Whenever a person is in default of doing any matter or thing required to be done under this bylaw, the District, through its employees or agents, may do what is required to be done, at the expense of the person in default and such costs will constitute a debt due and owing in accordance with section 17 of the *Community Charter*.

Offences and Penalties

- 6.7. (a) A person who:
- i. contravenes a provision of this bylaw;

- ii. causes, consents to, allows or permits an act or thing to be done contrary to this bylaw;
- iii. neglects or refrains from doing anything required by a provision of this bylaw; or
- iv. fails to comply with any order, direction or notice given under this bylaw,

commits an offence and is subject to the penalties imposed by this bylaw and the *Offence Act*.

- (b) Each instance that a contravention of a provision of this bylaw occurs and each day that a contravention occurs or continues shall constitute a separate offence.
- (c) A person found guilty of an offence under this bylaw is subject to a fine of not less than \$1,000.00 and not more than \$50,000.00 for every instance that an offence occurs or each day that it occurs or continues, plus the costs of prosecution

(8559)

Enforcement by Ticket

6.8 Pursuant to section 264 of the *Community Charter*, this bylaw is designated as a bylaw that may be enforced by means of a ticket in the form prescribed and Bylaw Enforcement Officers are designated to enforce this bylaw.

Ticketing

6.9 The words or expressions listed below in the "Designated Expression" column are authorized to be used on a ticket issued pursuant to section 264 of the *Community Charter* to designate an offence against the respective section of this bylaw appearing opposite in the "Section" column. The amounts appearing in the "Fine" column below are the fines set pursuant to section 264 of the *Community Charter* for contravention of the respective section of this bylaw appearing opposite in the "Section" column.

Section number	Designated Expression (Short-Form Description)	Fine
2.1	In Park when closed	\$200
2.3	Vehicle or Trailer in Park when closed	\$200
2.4(a)	Light fire without permit	\$300
2.4(b)	Litter in Park	\$200
2.4(c)	Deposit broken glass	\$300
2.4(d)	Dispose of coals improperly	\$300
2.4(e)	Urinate or defecate in Park	\$200
2.4(f)	Riotous behaviour in Park	\$200
2.5(a)	Possess or consume alcohol	\$200
2.5(b)	Camp or sleep overnight	\$200
2.5(c)	Disobey rules on Posted Sign	\$200
2.5(d)	Disturb peace	\$200
2.6(a)	Erect shelter too close to amenity	\$100
2.6(b)	Fail to remove shelter by 9:00 am	\$100
2.6(c)	Obstruct Highway in Park	\$200
2.6(d)	Obstruct District employee	\$200

2.8(a)	Contaminate water in Park	\$300
2.8(b)	Discharge waste water in Park	\$300
2.8(c)	Deposit waste in Park	\$300
2.8(d)	Store construction material in Park	\$500
2.8(e)	Fish where not permitted	\$250
2.8(f)	Abandon Domestic Animal in Park	\$500
2.8(g)	Deposit remains or memorial of Domestic Animal	\$200
2.9(a)	Damage Natural Park Object	\$500
2.9(b)	Place material in Park	\$500
2.9(c)	Disturb/kill Wildlife	\$500
2.10(a)	Build structure in Park	\$500
2.10(b)	Damage Park infrastructure	\$500
2.10(c)	Damage utility infrastructure in Park	\$500
2.10(d)	Damage Posted Sign	\$300
2.10(e)	Erect sign in Park	\$300
2.12(a)	Park or operate Vehicle where not permitted	\$300
2.12(b)	Operate ATV in Park	\$100
2.12(c)	Drive or Park Vehicle or Trailer where not permitted	\$100
2.12(d)	Park Vehicle or Trailer without paying	\$100
2.12(e)	Park Vehicle or Trailer longer than permitted	\$100
2.12(f)	Park Vehicle or Trailer on grass	\$100
2.12(g)	Park Vehicle or Trailer overnight	\$100
2.12(h)	Wash or repair Vehicle, Vessel or Trailer in Park	\$100
2.12(i)	Vessel in Park overnight	\$300
2.14	Use of weapon or Fireworks in Park	\$300
2.15(a)	Ride or skate contrary to Posted Sign	\$100
2.15(b)	Ride or skate without Helmet	\$100
2.16	Permit child to ride or skate without Helmet	\$300
2.17(a)	Operate Vessel too close to Beach	\$300
2.17(b)	Damage float, buoy, etc.	\$200
2.18(a)	Use Park without paying fee	\$100
2.18(b)	Play sport contrary to Posted Sign	\$100
2.18(c)	Operate model vehicle	\$100
2.18(d)	Practice archery	\$100
2.18(e)	Play golf	\$200
2.19	Conduct Special Event without permit	\$300
2.20	Conduct Commercial Activity without permit	\$300
3.3(a)	Fail to produce permit	\$300
3.3(b)	Fail to comply with conditions of permit	\$300
6.1	Obstruct Bylaw Enforcement Officer	\$300

(8411)

PART 7 - REPEAL & SEVERABILITY

Repeal

- 7.1 The Park Control Bylaw 2733 and all amendments thereto are repealed and all references in other District bylaws to the Park Control Bylaw No. 2733 are hereby amended to refer to the Park Regulation Bylaw 8310, 2018.

Severability

- 7.2 If any provision of this Bylaw is determined by a court of competent jurisdiction to be unlawful or unenforceable, that provision shall be severed from this Bylaw and shall not affect the validity of any remaining provisions of this Bylaw.