REGIONAL MUNICIPALITY OF WOOD BUFFALO

Consolidated Version

of

Community Standards Bylaw

(being Bylaw No. 21/010 of the Regional Municipality of Wood Buffalo, as amended by Bylaw No. 26/028, consolidated and printed under the authority of the Chief Administrative Officer of the Regional Municipality of Wood Buffalo)

This is certified to be a true copy of consolidated Bylaw No. 21/010 of the Regional Municipality of Wood Buffalo.

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Jade Brown
Chief Legislative Officer

The text shown in parentheses in various locations throughout this document identifies the corresponding amending bylaw which authorized the change. For example (BL 26/028) refers to Bylaw No. 26/028.

BYLAW NO. 21/010

BEING A BYLAW OF THE REGIONAL MUNICIPALITY OF WOOD BUFFALO, IN THE PROVINCE OF ALBERTA, TO REGULATE NEIGHBOURHOOD NUISANCE, SAFETY AND LIVABILITY ISSUES.

WHEREAS, pursuant to the *Municipal Government Act,* R.S.A. 2000, c.M-26, a council may pass bylaws for municipal purposes respecting the following matters:

(a) the safety, health and welfare of people and the protection of people and Property;

(b) nuisances, including unsightly Property;

(c) people, activities and things in, on or near a Public Place or a place that is open to the public; and

(d) the enforcement of bylaws;

AND WHEREAS, pursuant to the *Safety Codes Act,* R.S.A. 2000, C.S-1 a council may pass bylaws respecting the following matters:

(a) minimum maintenance standards for Buildings and structures; and

(b) unsightly or derelict Buildings or structures;

NOW THEREFORE the Council of the Regional Municipality of Wood Buffalo, in the Province of Alberta, duly assembled, enacts as follows:

PART 1 DEFINITIONS AND INTERPRETATION

Short Title

1. This bylaw shall be known as the "Community Standards Bylaw".

Definitions

2. In this bylaw, unless the context otherwise requires:

    (a) “Boulevard” means that part of a Highway that

        i. is not a roadway; and

ii. is that part of the Sidewalk that is not especially adapted to the use of or ordinarily used by pedestrians;

(b) "Building" includes anything constructed or placed on, in, over or under land, but does not include a Highway or road or a bridge that forms part of a Highway or road;

(c) "Charity Collection Site" means an area accessible to the public, which is marked by signs identifying the name of a charity and identifying the area for the collection of donated goods, and which contains a receptacle or bin for the collection of donated goods;

(d) "Chief Administrative Officer" means the Chief Administrative Officer of the Municipality or their delegate;

(e) "Composting" means the managed practice of recycling organic material, including food and yard waste, through biological degradation in a container or pile, to create a useable soil conditioner;

(f) "Graffiti" means one or more letters, symbols, figures, etchings, scratches, drawings, inscriptions, stickers, stains or other markings or things however affixed to the surface of any Building, structure or other Property;

(g) "Harassment" means any single incident or repeated incidents of objectionable or unwelcome conduct, comment, bullying, or action by a person that the person knows or ought reasonably to know will or would cause offence or humiliation to an individual or group of individuals, or adversely affects the individual's or group of individual's health and safety, based on the protected grounds as established under the *Alberta Human Rights Act* R.S.A. 2000, c. A-25.5;

(BL 24/013)

(h) "Highway" has the same meaning as in the *Traffic Safety Act*, R.S.A. 2000, Ch. T-6;

(i) "Litter" means any disregarded or disposed of waste, garbage or refuse which contributes to untidiness or unsightliness;

(j) "Loiter" means to remain idly around, hang around, linger, or delay departure in a public place, obstructing persons who are lawfully there;

(BL 24/013)

(k) "Motor Vehicle" has the same meaning as in *Traffic Safety Act*, R.S.A. 2000, Ch. T-6;

(l) “Municipality” means the municipal corporation of the Regional Municipality of Wood Buffalo and includes the geographical area within the boundaries of the Municipality where the context so requires;

(m) “Municipal Tag” means a tag or similar document issued by the Municipality pursuant the *Municipal Government Act*, R.S.A. 2000, c.M-26 that alleges a bylaw offence and provides a Person with the opportunity to pay an amount to the Municipality in lieu of prosecution for the offence;

(n) “Occupy” or “Occupies” means residing on or to be in apparent possession or control of Property;

(o) “Own” or “Owns” means:

i. in the case of land, to be registered under the *Land Titles Act*, R.S.A. 2000, Ch. L-4 as the owner of the fee simple estate in a parcel of land; or

ii. in the case of personal Property, to be in lawful possession or have the right to exercise control over it or to be the registered owner of it;

(p) “Panhandling” means to ask for a gratuitous donation of money, food, or goods of any kind, whether by spoken or printed word, or bodily gesture, but does not include the solicitation of charitable donations allowed or authorized pursuant to the *Charitable Fund-raising Act*, R.S.A. 2000, Ch. C-9 or any other legislation permitting the solicitation of charitable donations;

(q) “Peace Officer” means a Bylaw Enforcement Officer or a Community Peace Officer appointed by the Municipality to enforce bylaws of the Municipality, and includes a member of the Royal Canadian Mounted Police;

(r) “Person” means any individual, firm, partnership, association; corporation, trustee, executor, administrator or other legal representative;

(s) “Pest” means any animal, bird, reptile or insect which causes, or could reasonably be expected to cause annoyance, damage or injury to any Person, animal or plant;

(t) “Property” means a parcel of land including any Buildings;

(u) “Public Place” means any Property, whether publicly or privately Owned, to which members of the public have access as of right or by express or implied invitation; whether on payment of any fee or not;

(v) "Sidewalk" means that part of the Highway especially adapted to the use of or ordinarily used by pedestrians and includes that part of a Highway between the curb line or, where there is no curb line, the edge of the roadway, and the adjacent Property line whether or not it is paved or unpaved;

(w) "Street Furniture" includes items such as poles, traffic control devices, waste receptacles, benches, bus enclosures, trees, plants, grass, utilities, planters, bicycle racks, newspaper boxes or any other similar Property placed on a Highway or Public Place;

(x) "Violation Ticket" has the same meaning as in the *Provincial Offences Procedure Act*, R.S.A. 2000, Ch. P-34;

(y) "Weeds" includes noxious and prohibited noxious Weeds that are regulated by the Province of Alberta under the *Weed Control Act,* S.A.2008, Ch. W-5.1 and identified in Schedule 1 and 2 of the *Weed Control Regulation,* A.R. 19/2010.

Rules of Interpretation

3. Nothing in this bylaw relieves a Person from complying with any provision of any Provincial or Federal legislation or regulation, other bylaw or any requirement of any lawful permit, order or license.

4. The headings in this bylaw are for guidance purposes and convenience only.

5. Every provision of this bylaw is independent of all other provisions and if any provision of this bylaw is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this bylaw shall remain valid and enforceable.

6. Any reference to the provisions of a statute of Alberta is a reference to that statute as amended, from time to time.

PART 2 PUBLIC BEHAVIOURS

Littering and Dumping

7. A Person shall not leave, deposit, throw or otherwise discard any Litter in a Public Place, including a Charity Collection Site, except in a receptacle designated and intended for such use.

8. The proprietor of any business which offers goods or services for sale shall:

(a) ensure that no Litter as specified in Section 30 is allowed to accumulate;

(BL 24/013)

(b) provide suitable garbage receptacles inside or outside of the business, in the case of a Building; and

(c) ensure that the garbage receptacles provided pursuant to Section 8 (b) are weighted or anchored to prevent the receptacle from being blown or knocked over;

9. A Person shall not scavenge from or disturb any goods located at a Charity Collection Site.

10. A Person shall not leave donated goods at a Charity Collection Site except within a designated receptacle or bin.

Placement of Bills, Signs and Displays

11. A Person shall not place, attach or affix any advertisement, poster, notice or other similar item on any sign, utility pole, tree, fence or other fixture located on Property Owned by the Municipality or place or cause to be placed any freestanding sign, notice or display on Property Owned by the Municipality, unless the item is placed in accordance with the governing rules at a specific location approved for that purpose.

12. A Person shall not place, attach or affix any advertisement, poster, notice or other similar item upon or onto any Motor Vehicle with the exception of Municipal Tags.

13. Where a Person has placed something that is permitted by this section, that Person shall:

(a) ensure that the thing does not cause a nuisance by becoming Litter, by becoming unsightly or a hazard to users of the Property, and

(b) remove and properly dispose of the thing within 24 hours of the passing of the event if the thing refers to a specific event.

14. The Chief Administrative Officer is authorized to designate locations on Property Owned by the Municipality where items described in this section may be posted and establish rules for the placement of such items.

Urination, Defecation and Spitting

15. A Person shall not urinate, defecate or spit in a Public Place except in a facility designed and intended for such use.

Dangerous Actions

16. A Person shall not throw or propel an object in or into a Public Place, onto or across a Highway or act in any way in a Public Place or on a Highway that is reasonably likely to cause injury to another Person or damage to Property.

Street Furniture

17. A Person shall not climb on, overturn, alter, deface, damage, destroy, tamper, remove or otherwise interfere with any Street Furniture.

Fighting

18. A Person shall not participate in a fight or other similar physical confrontation in a Public Place.

19. Section 18 does not apply to participants in an organized sporting event who are governed by the rules of conduct of that sporting event.

Graffiti

20. A Person shall not cause or permit Graffiti to be placed on any Public Place or on any Property or Building without the written consent of the Person that Owns that Property or Building.

21. Graffiti must be removed within a reasonable time as determined by the Regional Municipality of Wood Buffalo.

Loitering

22. No Person shall Loiter in any Public Place in a manner that obstructs or delays any other Person.

(BL 24/013)

Panhandling

23. A Person shall not engage in Panhandling:

    (a) in a manner which obstructs or impedes the convenient passage of pedestrians or vehicles on a street, Sidewalk or within a Public Place;

    (b) in such a manner as to threaten, insult, or harass other users of the street;

    (c) from any Person who is an occupant of a Motor Vehicle; or

(d) from any Person who has already refused or declined the solicitation.

Harassment

24. A Person shall not engage in Harassment in a Public Place.

(BL 24/013)

PART 3 PROPERTY STANDARDS AND MAINTENANCE

Addressing

25. Every legally registered parcel of land within the Municipality shall be designated an address number, by the Chief Administrative Officer, in accordance with Council Policy LDI-010 – Community Identification System which may include numbers, words, or any combination of numbers and words.

26. A Person who Owns or Occupies a Property shall cause the address number assigned pursuant to Section 25 to be displayed, at all times, on the Property at a location plainly visible from the roadway adjacent to the Property and from any alley that may be adjacent to the Property.

(BL 24/013)

27. A Person who Owns or Occupies a Property shall maintain the address number in good condition and shall not cause or permit the visibility of the address number to be obscured.

Nuisance on Property

28. A Person shall not cause or permit a nuisance to exist on Property they Own or Occupy and if any Person who Owns or Occupies a Property fails to comply with any part or parts of this section, the Municipality may fix, remove, remediate, mitigate, clear or clean up the nuisance and the costs incurred by the Municipality shall be paid on demand and if unpaid, may be added to the tax roll of the Property.

29. No Person shall place any nuisance or unauthorized structure on public Property, cause any nuisance to occur on public Property or allow any nuisance to remain on public Property.

(BL 24/013)

30. For the purpose of greater certainty, a nuisance means a Property that shows signs of a disregard for general maintenance and upkeep, whether or not it is detrimental to the surrounding area, examples of which include but are not limited to:

(BL 24/013)

(a) excessive accumulation of material including but not limited to building materials, appliances, household goods, dilapidated furniture, scrap metals, scrap lumber, boxes, tires, vehicle parts, whether of any apparent value or not;

(b) any loose Litter, garbage, construction debris or refuse whether located in a storage area or elsewhere on a Property;

(c) damaged, dismantled or derelict Motor Vehicles or trailers, whether insured or registered or not;

(d) grass higher than 15 centimetres;

(e) excessive, noxious and prohibited noxious Weeds*;*

(f) production of excessive, dust, dirt or smoke;

(g) production of any generally offensive odours;

(h) any tree, shrub, other type of vegetation or any Building;

i. that interferes or could interfere with any public work or utility;

ii. that obstructs any Sidewalk adjacent to the Property;

iii. that impairs the visibility of street signage or interferes with safe traffic flow on any Highway or at any intersection adjacent to the Property; or

iv. that has any rot or other deterioration;

(i) any accessible excavation, ditch, drain or standing water that could pose a danger to the public;

(j) any exterior damage or deterioration to a Building, including but not limited to peeling, unpainted or untreated surfaces, missing siding, shingles, windows or doors, or any other hole or opening in the Building; or

(k) any damage or deterioration to a fence, including, but not limited to peeling, unpainted or untreated surfaces and missing or rotting fences boards or posts.

(l) deteriorating surface infrastructure, including but not limited to, pavement, curbs, sidewalks, and the existence of potholes.

(BL 26/028)

Shopping Carts

31. Every occupant of a business premises shall display therein at a conspicuous place, a sign stating that shopping carts cannot be removed from said premises or its parking area pursuant to this Bylaw.

32. No person shall remove a cart from a premises or parking area posted in section 31.

    (a) Every owner of a shopping cart shall collect every shopping cart that have been removed from their premises or parking area posted in this Section within 48 hours of being notified by the Municipality.

    (b) For greater clarity in this Section, each individual shopping cart shall be treated as a separate offence.

33. Every owner of a shopping cart shall have their name and phone number, printed, painted, or stamped thereon or plainly attached by a plate or similar device so as to readily identify the ownership of the shopping cart.

(BL 24/013; 26/028)

Compost

34. A Person shall not keep or store Composting containers, and Composting heaps within 1 metre of a Property line on a Property they Own or Occupy.

35. No Owner or Occupier of a Property shall place or allow to be placed any cat feces, dog feces, animal parts or animal meat on a Composting pile or in a Composting container on the Property.

36. Every Person who Owns or Occupies Property who allows a Composting container or Composting pile to remain on a Property must ensure that it is maintained in such a manner that it does not become a nuisance by creating offensive odour, which becomes unsightly or which attracts Pests.

Sidewalks

37. A Person shall remove snow, ice, dirt, debris or other obstruction from any Sidewalk adjacent to Property they O*wn* or Occupy within 48 hours after the snow, ice, dirt, debris or other obstruction was formed or deposited thereon.

38. If a Person fails to comply with Section 37, the Municipality may arrange to have the Sidewalk cleared and the costs incurred by the Municipality for removing the snow, ice, dirt, debris or other obstruction shall be paid upon demand and, if unpaid, may be added to the tax roll of the adjacent Property.

(**BL 24/013)**

39. A Person shall not deposit snow, ice, dirt, debris or other obstruction upon any Sidewalk, Highway, Public Place or private Property that is not their own.

Electrical Cord Placement

40. No Person shall place or permit to be placed an electrical cord, on or above the surface of any Sidewalk except in accordance with Section 41.

(BL 24/013)

41. Notwithstanding Section 40 of this Part, an electrical cord may be suspended from private Property to a Highway if said cord is suspended not less than 2.4 metres above the surface of a Sidewalk and supported by sturdy poles or stanchions firmly and suitably anchored on the Owner's Property. The outer edges of the pole are to be covered in reflective tape for enhanced visibility. The said poles or stanchions may only be erected and remain in place from November 1 to March 30 of any year.

(BL 24/013)

Boulevards

42. A Person shall maintain any Boulevard adjacent to Property they Own or Occupy by:

    (a) keeping any grass on the Boulevard cut to a length of no more than 15 centimetres; and

    (b) removing any excessive accumulation of Weeds, fallen leaves or other debris.

Roofs and Awnings

43. A Person shall maintain any roof or awning that extends over a Sidewalk, Highway or Public Place from a Building they own or Occupy free of snow and ice.

44. If a person fails to comply with Section 43 and water drips from any roof or awning a person who owns or occupies the Building shall clean the Sidewalk or roadway to prevent ice from forming thereon.

(BL 24/013)

Eavestroughs, Downspouts and Sump Pumps

45. A person shall not cause or permit any downspout, eavestrough or sump pump drainage to leave a Property they Own or Occupy onto:

(a) an adjacent Property; or

(b) an adjacent alley, street, Sidewalk or other Public Place in any manner that is likely to cause damage or to create a danger.

(BL 24/013)

Outdoor Lighting

46. A Person shall not cause or permit outdoor lighting located on a Property they Own or Occupy to be directed so that light generated:

(a) disturbs the peace of another individual;

(b) unreasonably affects the use or enjoyment of another Property; or

(c) interferes with traffic safety on any roadway.

PART 4 NOISE CONTROL

Prohibited Noise

47. A Person shall not cause or permit any noise that is likely to disturb the peace of another individual before 7:00 a.m. or after 10:00 p.m. Monday through Friday or before 9:00 a.m. or after 10:00 p.m. on Saturday, Sunday or a statutory holiday.

48. A Person shall not cause or permit Property they Own or Occupy to be used so that noise from the Property disturbs the peace of another individual.

Criteria

49. In determining if a sound is likely to disturb the peace of others the following criteria may be considered:

(a) type, volume, and duration of the sound;

(b) time of day and day of week;

(c) nature and use of the surrounding area; and

(d) any other relevant factor.

Construction Activity

50. A Person shall not cause or permit any construction activity on or adjacent to any Property zoned for residential use before 7:00 a.m. or after 10:00 p.m. Monday

through Friday or before 9:00 a.m. or after 10:00 p.m. on Saturday, Sunday or a statutory holiday.

Idling Vehicles

51. No Person shall cause or permit the idling of a parked vehicle in a residential area for more than 30 minutes at any time.

52. Section 51 applies to all vehicles, except for:

(a) an emergency vehicle; or

(b) when outside temperatures are above 30°C or below -20°C.

(BL 24/013)

Exceptions

53. Nothing in this Part prohibits:

(a) an employee or authorized agent of the Municipality from producing noise while acting within the scope of their functions, duties or powers;

(b) situations where the Chief Administrative Officer has issued a permit allowing the noise and any other conditions the Chief Administrative Officer deems appropriate; or

(c) any activity that is carried out in accordance with the conditions of a validly issued development permit issued by the Municipality or an activity that constitutes a legal non-conforming use for which no development permit is required pursuant to the provisions of the *Municipal Government Act*.

PART 5 TRAFFIC, STREET FURNITURE AND UTILITIES

54. No Person shall remove any Street Furniture.

55. No Person shall climb or interfere with any bridge, telephone, signal service, fire alarm, electric wire, lamp, post, tower or pole connected with the lighting, gas, telephone, transit, fire protection system or any other utility system or work of the Municipality.

PART 6 ENFORCEMENT

Orders to Remedy Contraventions

56. In addition to any other relief or enforcement measure that may be taken, if a Peace Officer finds that a Person is contravening this bylaw, the Peace Officer may, by written order in accordance with section 545 of the *Municipal Government Act*, require any Person responsible for the contravention to remedy it.

57. Every remedial order written with respect to this bylaw must:

(a) identify the nature of the remedial action required to be taken to bring the Property into compliance;

(b) identify the time within which the remedial action must be completed;

(c) indicate that if the required remedial action is not completed within the time specified, the Municipality may take whatever action or measures are necessary to remedy the contravention;

(d) indicate that the expenses and costs of any action or measures taken by the Municipality are an amount owing to the Municipality by the Person to whom the order is directed;

(e) indicate that the expenses and costs may be attached to the tax roll of the Property if such costs are not paid by a specified time;

(f) indicate that an appeal of the remedial order will be addressed to the Community Standards Appeal Board, if a notice of appeal is filed in writing with the Clerk of the Community Standards Appeal Board within fourteen days of the receipt of the Remedial Order.

Service of Order

58. An order issued for a contravention of this bylaw may be served:

(a) in the case of an individual:

i. by delivering it personally to the individual;

ii. by leaving it for the individual at their apparent place of residence with someone who appears to be at least eighteen (18) years of age; or

iii. by registered mail addressed to the individual at their apparent place of residence or to any address for the individual on the tax roll of the Municipality; and

(b) in the case of a corporation:

i. by delivering it personally to any director or officer of the corporation;

ii. by delivering it personally to a Person apparently in charge of an office of the corporation at an address held out by the corporation to be its address; or

iii. by registered mail addressed to the registered office of the corporation.

Review by Community Standards Appeal Board

59. A Person who receives a written order under this bylaw may by written notice request the Community Standards Appeal Committee pursuant to the Community Standards Appeal Committee Bylaw, Bylaw No. 19/017 to review the order within fourteen (14) days after the date the order is received.

60. After reviewing the order, the Community Standards Appeal Committee may confirm, vary, substitute or cancel the order.

Offence

61. A Person who contravenes any provision of this bylaw is guilty of an offence.

Continuing Offence

62. In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which it continues and a Person guilty of such an offence is liable to a fine in an amount not less than that established by this bylaw for each such day.

Vicarious Liability

63. For the purposes of this bylaw, an act or omission by an employee or agent of a Person is deemed also to be an act or omission of the Person if the act or omission occurred in the course of the employee's employment with the Person, or in the course of the agent's exercising the powers or performing the duties on behalf of the Person under their agency relationship.

Corporations and Partnerships

64. When a corporation commits an offence under this bylaw, every principal, director, manager, employee or agent of the corporation who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence whether or not the corporation has been prosecuted for the offence.

65. If a partner in a partnership is guilty of an offence under this bylaw, each partner in that partnership who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence.

Fines and Penalties

66. A Person who is guilty of an offence is liable to a fine in an amount not less than $125.00, and not exceeding $10,000.00, and to imprisonment for not more than 6 months for non-payment of a fine.

67. Without restricting the generality of Section 66, the fine amounts set out in Schedule "A" are established for use on Municipal Tags and Violation Tickets if a voluntary payment option is offered.

(BL 24/013)

68. Despite Section 66, where a Person has been convicted of contravening the same provision of this bylaw:

(BL 24/013)

(a) two times within a 12 calendar month period, the specified penalty payable in respect to the second offence is double the amount specified in Schedule "A";

(b) three or more times within a 12 calendar month period, the specified penalty payable in respect of the third or subsequent conviction is triple the amount specified in Schedule "A";

Municipal Tag

69. A Peace Officer is hereby authorized and empowered to issue a Municipal Tag to any Person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this bylaw.

70. A Municipal Tag may be issued to such Person:

(a) either personally; or

(b) by mailing a copy to such Person at his or her last known address.

71. The Municipal Tag shall be in a form approved by the Chief Administrative Officer and shall state:

(a) the name of the Person;

(b) the offence; and

(c) the specified penalty established by this bylaw for the offence;

72. The specified penalty must be paid within 14 days from the issuance of the Municipal Tag.

Payment in Lieu of Prosecution

73. Where a Municipal Tag is issued pursuant to this bylaw, the Person to whom the Municipal Tag is issued may, in lieu of being prosecuted for the offence, pay to the Municipality the penalty specified within the time period indicated on the Municipal Tag.

74. Where the voluntary payment referred to in Section 73 is received within 10 days of the day of issuance of the Municipal Tag, the prescribed penalty shall be reduced by 40% and such reduced payment shall be accepted in lieu of prosecution.

(BL 24/013)

Violation Ticket

75. If a Municipal Tag has been issued and if the specified penalty has not been paid within the prescribed time, then a Peace Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act.*

76. Notwithstanding Section 75, a Peace Officer is hereby authorized and empowered to immediately issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act* to any Person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this bylaw.

(BL 24/013)

77. If a Violation Ticket is issued in respect of an offence, the Violation Ticket may:

(a) specify the fine amount established by this bylaw for the offence; or

(b) require a Person to appear in court without the alternative of making a voluntary payment.

Voluntary Payment

78. A Person who commits an offence may:

(a) if a Violation Ticket is issued in respect of the offence; and

(b) if the Violation Ticket specifies the fine amount established by this bylaw for the offence;

make a voluntary payment by submitting to a Clerk of the Provincial Court, on or before the initial appearance date indicated on the Violation Ticket, the specified penalty set out on the Violation Ticket.

Obstruction

79. A Person shall not obstruct or hinder any Peace Officer in the exercise or performance of the Peace Officer's powers pursuant to this bylaw.

PART 7 GENERAL

Powers of Chief Administrative Officer

80. Without restricting any other power, duty or function granted by this bylaw, the Chief Administrative Officer may:

(a) carry out any inspections to determine compliance with this bylaw;

(b) take any steps or carry out any actions required to enforce this bylaw;

(c) take any steps or carry out any actions required to remedy a contravention of this bylaw;

(d) establish investigation and enforcement procedures with respect to residential, commercial, industrial or other types of Property and such procedures may differ depending on the type of Property in question;

(e) establish areas where activities restricted by this bylaw are permitted;

(f) establish forms for the purposes of this bylaw;

(g) issue permits with such terms and conditions as are deemed appropriate;

(h) establish the criteria to be met for a permit pursuant to this bylaw; and

(i) delegate any powers, duties or functions under this bylaw to an employee of the Municipality.

Certified Copy of Record

81. A copy of a record of the Municipality, certified by the Chief Administrative Officer as a true copy of the original, shall be admitted in evidence as prima facie proof of

the facts stated in the record without proof of the appointment or signature of the Person signing it.

PART 8 TRANSITIONAL

Repeals

82. The following bylaws, as amended, are repealed:

(a) Bylaw No. 83/24 – Noise Bylaw;

(b) Bylaw No. 91/05 – Nuisance Weed Bylaw;

(c) Bylaw No. 00/078 – Nuisance Property Bylaw;

(d) Bylaw No 02/011 – Public Disturbance Bylaw; and

83. Sections 13.01, 13.02, 13.08, 13.09, 13.16, 13.24, 13.26, 13.27, 13.29 13.30, 13.31, 13.32, 13.33, 13.35 and 13.38 of Bylaw 02/079 - Roads and Transportation Bylaw are repealed.

Enactment

84. This bylaw comes into effect on the day it is passed.

READ a first time this 27th day of April, 2021.

READ a second time this 11th day of May, 2021.

READ a third and final time this 11th day of May, 2021.

SIGNED and PASSED this 12th day of May, 2021.

Amendments
24/013
26/028

Schedule "A" **(BL 24/013)**

Specified Penalties

OFFENCE	SECTION	Municipal Tags First Offence
Littering	7.	$500.00
Scavenge from Charity Collection Site	9.	$250.00 **(BL 26/028)**
Improperly leave goods at Charity Collection Site	10.	$250.00 **(BL 26/028)**
Posting or attaching bill on fixture or placing freestanding sign, notice or display on Municipal Property	11.	$125.00
Posting or attaching bill on Motor Vehicle	12.	$125.00
Bill becoming Litter	13. (a)	$125.00
Failing to remove and properly dispose of the bill within 24 hours after the passing of the event	13. (b)	$125.00
Urinating, spitting or defecating in public	15.	$500.00
Participating in dangerous actions	16.	$500.00
Interfering with Street Furniture	17.	$200.00
Fighting	18.	$500.00
Graffiti	20.	$2500.00
Failure to Remove Graffiti	21.	$250.00

Loitering	22.	$250.00
Panhandling	23. (a) – (d)	$125.00
Harassment	24.	$500.00
Improperly display of Property address	26.	$125.00
Improperly maintain address number	27.	$125.00
Allowing a nuisance to exist on private Property	28.	$500.00
Placing an unauthorized structure or allowing a nuisance to exist on Public Property	29.	$500.00
Failure to post shopping cart restrictions	31.	$120.00
Failure to collect a removed shopping cart	32.	$120
Improper Location of Compost	34.	$125.00
Failing to clear snow, ice, dirt, debris or other obstruction from Sidewalk within 48 hours	37.	$250.00
Depositing snow, ice, dirt, debris or other obstruction onto a Highway, Public Place or Private Property	39.	$250.00
Place or permit an electrical cord on or above Sidewalk.	40.	$125.00
Failing to maintain a Boulevard adjacent to Property	42.	$150.00

Failing to maintain a roof or awning clear of snow and ice	43.	$200.00
Failing to clean the Sidewalk or Roadway of water from roof or awning to prevent ice from forming	44.	$250.00
Improperly direct water from eavestrough, downspout or sump pump	45. (a) – (b)	$200.00
Permit outdoor light to disturb the peace	46. (a) – (c)	$200.00
Cause or permit noise that disturbs the peace	47.	$250.00
Owner or Occupier permitting Property to create a noise that disturbs the peace	48.	$250.00
Allowing construction activity outside permitted hours	50.	$250.00
Idling Motor Vehicle	51.	$125.00

***Double the specified penalty above for the 2nd offence and triple for the 3rd and subsequent offences (see Section 64).**