

DISTRICT OF STEWART

BYLAW NO. 821- 2006

A bylaw to provide for the issuance of tickets

WHEREAS Section 264 of the *Community Charter*, SBC 2003, c. 26, authorizes the Council to, by bylaw:

- (a) designate those bylaws which may be enforced by means of a form of ticket prescribed by regulation under section 273 of the *Community Charter*;
- (b) designate as bylaw enforcement officers persons who may enforce bylaws by means of a prescribed form of ticket;
- (c) authorize the use of a word or expression on a ticket to designate an offence against a bylaw;

AND WHEREAS Section 265 of the *Community Charter* authorizes Council to, by bylaw:

- (a) establish a fine in relation to an offence not greater than \$ 1,000 as prescribed by regulation under Section 273 of the *Community Charter*; and
- (b) in the case of a continuing offence, establish a fine not greater than \$ 1,000 in relation to an offence for each day that the offence continues;

NOW THEREFORE the Council of the District of Stewart in open meeting assembled enacts as follows:

1. This Bylaw may be cited for all purposes as "Ticket Information Utilization Bylaw No. 821-2006."
2. The Bylaws listed under Column 1 of Schedule "1" of this Bylaw may be enforced by means of ticket in the form prescribed for the purpose of Section 264.(1)(a) of the *Community Charter*.
3. The persons appointed to the job positions or titles listed in Column 2 of Schedule "1" of this Bylaw are designated as bylaw enforcement officers pursuant to Section 264.(1)(b) of the *Community Charter* for the purpose of enforcing the bylaws listed under Column 1 of Schedule "1" opposite the respective job positions.
4. The words or expressions set forth under Column 1 of Schedules "2" through "10" of this Bylaw designate the offence committed under the bylaw section number appearing in Column 2 opposite the respective Column 1.
5. The amounts appearing in Column 3 of Schedules "2" through "10" of this Bylaw are the fines set pursuant to Section 265.(1) of the *Community Charter* for the corresponding offences designated in Column 1.
6. "Ticket Information Utilization Bylaw No. 673-1996" and amendments thereto are hereby repealed.

READ A FIRST TIME this 26th day of June , 2006.

READ A SECOND TIME this 26th day of June, 2006.

READ A THIRD TIME this 10th day of July, 2006.

ADOPTED this 8th day of August, 2006.

Angela Brand Danuser
Mayor

John Holland
Clerk

DISTRICT OF STEWART

TICKET INFORMATION UTILIZATION BYLAW NO. 821-2006

SCHEDULE "1"

SCHEDULE	DESIGNATED BYLAWS	DESIGNATED BYLAW ENFORCEMENT OFFICERS
"2"	Animal Control Bylaw No. 815-2006	Animal Control Officer Bylaw Enforcement Officer Clerk Pound Keeper Public Works Foreman R.C.M.P. Member
3"	Building Regulation Bylaw No. 670-1996	Building Inspector Bylaw Enforcement Officer Clerk Public Works Foreman R.C.M.P. Member
"4"	Business Licence Bylaw No. 793-2003	Licence Inspector Bylaw Enforcement Officer Clerk R.C.M.P. Member
"5"	House Numbering Bylaw No. 615-1995	Bylaw Enforcement Officer Clerk R.C.M.P. Member
"6"	Noise Control Bylaw No. 669-1996	Bylaw Enforcement Officer Clerk R.C.M.P. Member
"7"	Traffic Regulation Bylaw No. 518-1986	Bylaw Enforcement Officer Clerk Public Works Foreman R.C.M.P. Member
"8"	Unsightly Premises Bylaw No. 672-1996	Bylaw Enforcement Officer Clerk Public Works Foreman R.C.M.P. Member
"9"	Zoning Bylaw No. 651-1996	Bylaw Enforcement Officer Clerk R.C.M.P. Member

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TICKET INFORMATION UTILIZATION BYLAW NO. 821-2006
SCHEDULE "2"

ANIMAL CONTROL BYLAW NO. 815-2006

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Unlicensed Dog	4.1	\$ 75.00
Licence Tag Not Fixed	4.4	\$ 25.00
Fail to Notify of Change of Address	4.6	\$ 10.00
Dog at Large	5.1(a)	\$ 75.00
Dog Attack	5.1(b)	\$ 250.00
Dog Attack – Injury	5.1(b)	\$ 500.00
Dog Noise	5.1(c)	\$ 50.00
Dog Tethered to Hydrant	5.3	\$ 25.00
Female Dog in Heat Off Premises	5.4	\$ 100.00
Female Dog in Heat in Unfenced Yard	5.5	\$ 50.00
Failure to Remove Dog Feces	5.6	\$ 25.00
Accumulation of Fecal Matter	5.7	\$ 75.00
Dangerous Dog Attack	5.1(b)	\$ 500.00
Dangerous Dog Attack – Injury	5.1(b)	\$1,000.00
Dangerous Dog Not Muzzled or Leashed	5.8(a)	\$ 250.00
Dangerous Dog on Private Land without Consent of occupier	5.8(b)	\$ 250.00
Fail to Advise of Dangerous Dog's New Owner	5.9(a)	\$ 25.00
Fail to Advise of Dangerous Dog's Death	5.9(b)	\$ 10.00
Fail to Advise of Dangerous Dog Attack	5.9(c)	\$ 250.00
Unlicensed Commercial Kennel	6.1	\$ 125.00
Commercial Kennel – Excessive Noise	6.2	\$ 50.00
Commercial Kennel – Failure to Wash Utensils	6.3	\$ 50.00
Commercial Kennel – Failure to Protect Dog in Heat	6.4	\$ 50.00
Commercial Kennel – Failure to Maintain Register	6.6	\$ 50.00
Commercial Kennel – Failure to Maintain Building	6.7	\$ 75.00
Unlicensed Hobby Kennel	7.1	\$ 125.00
Hobby Kennel – Excessive Noise	7.2	\$ 50.00
Hobby Kennel – Failure to Wash Utensils	7.3	\$ 50.00
Hobby Kennel – Lack of Fenced Off Area	7.4	\$ 50.00
Hobby Kennel – Failure to Protect Dog in Heat	7.5	\$ 50.00
Animal at Large	8.1	\$ 50.00
Possession of Six or More Cats	8.2	\$ 75.00
Failure to Remove Animal Feces	8.3	\$ 25.00
Break Open a Pound	9.9(a)	\$ 100.00
Unlawful Entry into Pound	9.9(b)	\$ 50.00
Release of Impounded Animal	9.9(c)	\$ 100.00

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TICKET INFORMATION UTILIZATION BYLAW NO. 821-2006

SCHEDULE "3"

BUILDING REGULATION BYLAW NO. 670-1996

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Building without a permit	4.1	\$ 100.00
Building at variance without approval	4.2	\$ 100.00
Altering permit or notice without authorization	4.3	\$ 100.00
False/misleading information for permit	15	\$ 100.00
Demolishing building without a permit	17.1	\$ 100.00
Moving building without a permit	18.1	\$ 100.00
Failure to give notice of intention to start work	20.1(a)	\$ 100.00
Failure to obtain inspection	20.1(b)	\$ 100.00
Work against Stop Work Order	22.4	\$ 100.00

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SCHEDULE "4"

BUSINESS LICENCE BYLAW NO. 793-2003

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Operating without a licence	4.1	\$ 100.00
Failure to post licence	4.4	\$ 25.00
Failure to transfer licence	4.6	\$ 50.00
Obstruct Inspector	9.1	\$ 100.00

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SCHEDULE "5"

HOUSE NUMBERING BYLAW NO. 615-1995

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Failure to affix number	2	\$ 50.00
Number less than 12 cm in height	5	\$ 25.00
Displaying number other than assigned	6	\$ 25.00

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SCHEDULE "6"

NOISE CONTROL BYLAW NO. 669-1996

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Noise which disturbs	3.1	\$ 100.00
Allowing property to be used so noise disturbs	3.2	\$ 100.00
Amplification of sound that disturbs	3.3	\$ 100.00
Animal/Bird sounds that disturb	3.4	\$ 100.00
Peddler cries that disturb	3.5	\$ 100.00
Vehicle/engine noise that disturbs	3.6	\$ 100.00
Construction of building that disturbs	3.7	\$ 100.00

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SCHEDULE "7"

TRAFFIC REGULATION BYLAW NO. 518-1986

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Failure to obey parking prohibitions	Part IV 3	\$ 50.00
Failure to obey speed restrictions	Part IV 4	\$ 50.00
Failure to obey patrol officer	Part IV 5.(a)	\$ 50.00
Obstruct traffic	Part IV 5.(b)	\$ 50.00
Passing in school zones	Part IV 6.(a)	\$ 50.00
Parking by school	Part IV 6.(b)	\$ 50.00
Passing near crosswalks	Part IV 6.(c)	\$ 50.00
Drive over sidewalks	Part IV 7.(a)	\$ 50.00
Drive over curbs	Part IV 7.(b)	\$ 50.00
Failure to remove spillage	Part IV 7.(c)	\$ 50.00
Parking of trailers	Part IV 7.(f)	\$ 50.00
Living in trailers	Part IV 7.(g)	\$ 50.00
Combined trailer length	Part IV 7.(h)	\$ 50.00
Racing	Part IV 7.(i)	\$ 100.00
Operation of heavy trucks off truck route	Part IV 8. (a)(i)	\$ 50.00
Non-conformance to permit	Part IV 8.(a)(ii)	\$ 50.00
Fail to secure load	Part IV 8. (e)	\$ 50.00
Dropping of oil	Part V 1. (b)	\$ 50.00
Fouling of highway	Part V 1. (c)	\$ 50.00
Water flow	Part V 1. (e)	\$ 50.00
Causing damage to highways	Part V 2.	\$ 100.00
Break surface of highway	Part V 3. (b)	\$ 100.00
Improvements to roadway	Part V 3. (e)	\$ 100.00
Interference with work equipment	Part V 5.	\$ 50.00
Placing of signs	Part V 14. (b)	\$ 50.00
Removal of tickets	Part V 15.	\$ 50.00

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SCHEDULE "8"

UNSIGHTLY PREMISES BYLAW NO. 672-1996

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Obstruction of Bylaw Enforcement Officer	2	\$ 100.00
Accumulation of rubbish	2.1	\$ 100.00
Unsightly premises	2.2	\$ 100.00
Create a nuisance	2.3	\$ 100.00
Foul a waterway	2.4	\$ 100.00
Deposit rubbish	2.5	\$ 100.00
Place graffiti	2.6	\$ 100.00
Failure to take remedial action	3	\$ 100.00

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SCHEDULE "9"

ZONING BYLAW NO. 651-1996

<u>Description of Offence</u>	<u>Section</u>	<u>Amount of Fine</u>
Permit or cause violation of bylaw	3.1.1	\$ 200.00
Failure to conform with regulations of bylaw	3.1.3	\$ 200.00
Obstruct building inspector or agent	3.10.2(b)	\$ 100.00
Location of residential use building except as provided in bylaw	4.2.1	\$ 100.00
Location of principal building in required yard	4.2.2	\$ 100.00
Location of accessory building in yard except as provided in bylaw	4.2.3	\$ 100.00
Accessory building setback- rear yard	4.3.2	\$ 50.00
Accessory building height	4.3.3	\$ 50.00
Accessory building setback-residential building	4.3.4	\$ 50.00
Accessory building size	4.3.5	\$ 50.00
Use of mechanical equipment home occupation	4.4(3)	\$ 100.00
Storage of combustible material home occupation	4.4(4)	\$ 100.00
Operation of retail store home occupation	4.4(6)	\$ 100.00
Erection of temporary building without permit	4.5 (1)	\$ 100.00
Dwelling unit size	4.6 (1)(2)	\$ 100.00
Mobile home on-site preparations	4.6 (3)	\$ 100.00
Failure to provide off street parking	4.7 (1)	\$ 100.00
Unloaded commercial vehicles parked in residential zone	4.7 (7)	\$ 100.00
Construction of building special restrictions	4.8	\$ 100.00
Obstruct line of vision at highway intersections	4.9	\$ 100.00
Storage of derelict vehicles	4.10.1	\$ 100.00
Parking of commercial vehicles containing hazardous goods in residential zones	4.10.2	\$ 100.00
Temporary seasonal guest accommodation	4.10.3	\$ 100.00
Non-resident operator of bed & breakfast	4.11.1 (a)	\$ 100.00