



# VILLAGE OF HARRISON HOT SPRINGS NOTICE OF MEETING AND AGENDA

## REGULAR COUNCIL MEETING

**Date:** Monday, April 29, 2019  
**Time:** 7:00 p.m.  
**Location:** Council Chambers, 495 Hot Springs Road  
 Harrison Hot Springs, British Columbia

<b>1. CALL TO ORDER</b>		
Meeting called to order by Mayor Facio.		
<b>2. INTRODUCTION OF LATE ITEMS</b>		
<b>3. APPROVAL OF AGENDA</b>		
<b>4. ADOPTION OF COUNCIL MINUTES</b>		
(a) THAT the Regular Council Meeting Minutes of April 15, 2019 be adopted.		Item 4(a) Page 1
<b>5. BUSINESS ARISING FROM THE MINUTES</b>		
<b>6. CONSENT AGENDA</b>		
i. Bylaws	(a) Tax Rate Bylaw No. 1135, 2019	Item 6.i(a) Page 7
ii. Agreements		
iii. Committee/ Commission Minutes		
iv. Correspondence		
<b>7. DELEGATIONS/PETITIONS</b>		
<b>8. CORRESPONDENCE</b>		
<b>9. BUSINESS ARISING FROM CORRESPONDENCE</b>		
<b>10. REPORTS OF COUNCILLORS, COMMITTEES, COMMITTEE OF THE WHOLE AND COMMISSIONS</b>		
<b>11. REPORTS FROM MAYOR</b>		

## 12. REPORTS FROM STAFF

- (a) Report of the Community Services Coordinator – April 24, 2019  
Re: UBCM Community Excellence Awards

Item 12(a)  
Page 11

Recommendation

THAT the Village submit the Harrison Hot Springs Lighting Project for consideration for a UBCM 2019 Community Excellence Award.

- (b) Report of the Community Services Coordinator – April 25, 2019  
Re: Memorial Bench Policy

Item 12(b)  
Page 13

Recommendation

THAT Memorial Bench Policy No 1.30 be adopted; and

THAT Memorial Recognition Policy No. 1.03 be rescinded.

## 13. BYLAWS

- (a) Report of the Deputy Chief Administrative Officer/Corporate Officer – April 24, 2019  
Re: Business Licence Bylaw 1128, 2018

Item 13(a)  
Page 17

Recommendation

THAT Business Licence and Regulation Bylaw No. 1128, 2018 be adopted.

- (b) Report of the Deputy Chief Administrative Officer/Corporate Officer – April 24, 2019  
Re: Amendments to the Bylaw Notice Enforcement Bylaw No. 855, 2006

Item 13(b)  
Page 35

Recommendation

THAT Bylaw Notice Enforcement Amendment Bylaw No. 1139, 2019 be given first, second and third reading.

## 14. QUESTIONS FROM THE PUBLIC (pertaining to agenda items only)

## 15. ADJOURNMENT

VILLAGE OF HARRISON HOT SPRINGS  
MINUTES OF THE REGULAR MEETING OF COUNCIL

DATE: Monday, April 15, 2019  
TIME: 7:00 p.m.  
PLACE: Council Chambers  
495 Hot Springs Road, Harrison Hot Springs, BC

IN ATTENDANCE: Mayor Leo Facio  
Councillor Samantha Piper  
Councillor Ray Hooper  
Councillor Gerry Palmer  
Councillor Michie Vidal

Chief Administrative Officer, Madeline McDonald  
Deputy Administrative Officer/Corporate Officer, Debra Key  
Tracey Jones, Financial Officer  
Rhonda Schell, Community Services Coordinator  
Ken Cossey, Planning Consultant

ABSENT:

Recording Secretary: Nicole Sather

1. CALL TO ORDER

Mayor Facio called the meeting to order at 7:00 p.m.

2. INTRODUCTION OF LATE ITEMS

None

3. APPROVAL OF AGENDA

Moved by Councillor Piper  
Seconded by Councillor Palmer

THAT the agenda be approved.

CARRIED  
UNANIMOUSLY  
RC-2019-04-08

4. ADOPTION OF COUNCIL MINUTES

Moved by Councillor Vidal  
Seconded by Councillor Piper

THAT the Regular Council Meeting Minutes of April 1, 2019 be adopted.

CARRIED  
UNANIMOUSLY  
RC-2019-04-09

5. BUSINESS ARISING FROM THE MINUTES

None

**6. CONSENT AGENDA**

- i. (a) Unnamed Municipal Pathway Bylaw No. 1132, 2019

**Moved by Councillor Hooper**  
**Seconded by Councillor Palmer**

THAT the Unnamed Municipal Pathway Bylaw No. 1132, 2019 be adopted.

**CARRIED**  
**UNANIMOUSLY**  
RC-2019-04-10

**7. DELEGATIONS/PETITIONS**

- (a) Chilliwack Plowing Society, President Francis Sache and Director Jim Sache  
Re: 2019 Chilliwack Plowing Match First Place Award Presentation

President Francis Sache and Director Jim Sache of the Chilliwack Plowing Society presented Councillor Samantha Piper with a plaque for placing first in the Mayor 97<sup>th</sup> Annual Plow Off.

*Francis Sache and Jim Sache exited the Chambers at 7:05 p.m.*

- (b) BDO Canada LLP, Brian Szabo  
Re: 2018 Audited Financials

Brian Szabo of BDO Canada LLP presented the 2018 Audited Financials and BDO Canada LLP's Final Report to the Mayor and Council.

*Brian Szabo exited the Chambers at 7:15 p.m.*

**8. CORRESPONDENCE**

- (a) Letter dated April 5, 2019 from City of Maple Ridge  
Re: Union of BC Municipalities (UBCM) Resolution Request

**Moved by Councillor Piper**  
**Seconded by Councillor Hooper**

THAT the correspondence from the City of Maple Ridge be received.

**CARRIED**  
**UNANIMOUSLY**  
RC-2019-04-11

**9. BUSINESS ARISING FROM CORRESPONDENCE**

None

**10. REPORTS OF COUNCILLORS, COMMITTEES, COMMITTEE OF THE WHOLE AND COMMISSIONS**

**Councillor Hooper**

- Attended the BC Transit Open House held on April 2, 2019
- On behalf of the Mayor, welcomed attendees at a BC Police Conference held on April 4, 2019
- Attended a Miami River Streamkeepers meeting on April 8, 2019 and removed invasive species for the Miami River Greenway
- Attended the Agassiz-Harrison Historical Society meeting held on April 9, 2019
- Attended the Agassiz-Harrison Community Services Volunteer Appreciation Lunch held on April 11, 2019

**Councillor Palmer**

- Attended the Planning Development meeting held on April 15, 2019
- Reported that he will be attending the Fraser Valley Regional Library Board meeting and the Community to Community Forum on April 17, 2019

**Councillor Piper**

- Reported she had completed the BC Transit Online Survey on April 2, 2019
- Attended the Kent Harrison Joint Planning Emergency meeting held on April 3, 2019 and reported that Mike Van Laerhoven is the new Emergency Program Coordinator, as well as a grant application to the Union of British Columbia Municipalities (UBCM) under the Community Emergency Preparedness Fund was approved for an Emergency Evacuation Route Plan for the north end of Rockwell drive
- Reported the Emergency Social Services will now be known as Emergency Support Services
- On behalf of the Mayor, attended the Chilliwack Plowing Society's annual Plowing Match on April 6, 2019
- Attended the Correctional Services of Canada Citizen's Advisory Committee meeting held on April 15, 2019
- Attended the Planning Development meeting held on April 15, 2019

**Councillor Vidal**

- Attended the BC Transit Open House held on April 2, 2019
- Attended the Agassiz-Harrison Community Services Volunteer Appreciation Lunch held on April 11, 2019
- Attended the Fraser Valley Aboriginal Relations Committee meeting held on April 11, 2019 and reported that the Committee will now be known as the Fraser Valley Regional Indigenous Committee
- Attended the Planning Development meeting held on April 15, 2019

**11. MAYOR'S REPORT**

- Reminded the public that disturbances within the Miami River Riparian Area including removal of soil or dumping is prohibited
- Attended the BC Transit Open House held on April 2, 2019
- Requested staff send a letter of condolence to the Council of Oak Bay regarding the recent passing of Nils Jensen, former Mayor of Oak Bay.

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- Requested staff to send a letter of congratulations to Neil Brewer for receiving the BC Achievement Community Award
- Reported that the Village will be holding an Open House at the Memorial Hall on April 24, 2019
- Reported that Agassiz-Harrison Earth Day Film, Anthropocene, will be presented on Friday April 26, 2019 at the Agassiz United Church
- Attended the Agassiz-Harrison Community Services Volunteer Luncheon held on April 11, 2019
- Reported that Ralph Leon was re-elected as Chief of Sts'ailes First Nation
- Reported on a letter received from Marg Doman on behalf of the Harrison Art Show regarding lighting improvements at the Memorial Hall

**12. REPORTS FROM STAFF**

- (a) Report of the Financial Officer – April 5, 2019  
Re: 2018 Audited Financial Statements

**Moved by Councillor Piper**  
**Seconded by Councillor Hooper**

THAT the 2018 Financial Statements of the Village of Harrison Hot Springs be approved;

AND THAT the Independent Auditor's Report be received;

AND THAT the Independent Auditor's Report be attached to the approved Financial Statements of the Village of Harrison Hot Springs.

**CARRIED  
UNANIMOUSLY**  
*RC-2019-04-12*

- (b) Report of the Community Services Coordinator – April 9, 2019  
Re: Aquatic Safety Projects

**Moved by Councillor Piper**  
**Seconded by Councillor Vidal**

THAT use of Resort Municipality Initiative funds for the implementation of 2019 Aquatic Safety Projects be approved.

**CARRIED  
UNANIMOUSLY**  
*RC-2019-04-13*

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Councillor Vidal excused herself from Chambers at 7:55 p.m. due to a potential conflict of interest stating her family secures moorage at the Harrison Hot Springs Marina.

Mayor Facio invited the developers, Leonard Kerkhoff and Cliff Crawford of Kerkhoff Construction Ltd., to present a PowerPoint Presentation of the proposed 60 unit mixed-residential development located at 102 Rockwell Drive.

- (c) Report of the Planning Consultant – April 10, 2019  
Re: Development Variance Permit for 102 Rockwell Drive - Revised

**Moved by Councillor Piper**  
**Seconded by Councillor Hooper**

That Development Variance Permit DVP 11/18 be issued to Harrison Hot Springs Ltd for the property located at 102 Rockwell Drive, Harrison Hot Springs and legally described as: DL 5031, Group 1, New Westminster District. (PID 002-410-257).

**OPPOSED BY COUNCILLOR PALMER**  
**CARRIED**  
RC-2019-04-14

Councillor Vidal re-entered the Chambers at 8:25 p.m.

- (d) Report of the Community Services Coordinator – April 11, 2019  
Re: Ranger Station Art Gallery Accessibility Upgrades

**Moved by Councillor Piper**  
**Seconded by Councillor Palmer**

THAT \$20,000 from the 2019 Federal Gas Tax Fund be allocated to achieve accessibility upgrades to the Ranger Station Art Gallery.

**CARRIED**  
**UNANIMOUSLY**  
RC-2019-04-15

- (e) Report of the Chief Administrative Officer – April 11, 2019  
Re: Lagoon Master Plan Proposal

**Moved by Councillor Palmer**  
**Seconded by Councillor Piper**

THAT the Lagoon Master Plan dated April 11, 2019, as prepared by CTQ Consultants be approved at a cost not to exceed \$30,000 to be funded by Federal Gas Tax.

**OPPOSED BY COUNCILLOR HOOPER**  
**CARRIED**  
RC-2019-04-16

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**13. BYLAWS**

- (a) Report of the Financial Officer – April 4, 2019  
Re: Tax Rate Bylaw No. 1135, 2019

**Moved by Councillor Vidal**  
**Seconded by Councillor Palmer**

THAT Tax Rate Bylaw No. 1135, 2019 be given First, Second and Third readings.

**CARRIED**  
**UNANIMOUSLY**  
*RC-2019-04-17*

- (b) Report of the Deputy Chief Administrative Officer/CO – April 10, 2019  
Re: Business Licence Bylaw 1128, 2018

**Moved by Councillor Piper**  
**Seconded by Councillor Vidal**

THAT Business Licence and Regulation Bylaw No. 1128, 2018 receive third reading, as amended.

**OPPOSED BY COUNCILLOR PALMER**  
**CARRIED**  
*RC-2019-04-18*

**Moved by Councillor Palmer**

THAT the prohibition not apply to a holder or a subholder of a vending licence if the previous criteria continued to be met.

***Amendment to main motion withdrawn.***

**14. QUESTIONS FROM THE PUBLIC (pertaining to agenda items only)**

Questions from the public were entertained.

**15. ADJOURNMENT**

**Moved by Councillor Palmer**  
**Seconded by Councillor Piper**

THAT the meeting be adjourned at 9:14 p.m.

**CARRIED**  
**UNANIMOUSLY**  
*RC-2019-04-19*

\_\_\_\_\_  
Leo Facio  
Mayor

\_\_\_\_\_  
Debra Key  
Corporate Officer





VILLAGE OF HARRISON HOT SPRINGS  
BYLAW NO. 1135

**A Bylaw to establish tax rates for 2019**

The Council of the Village of Harrison Hot Springs, in open meeting, lawfully assembled, ENACTS AS FOLLOWS:

1. The following rates are hereby imposed and levied for the year 2019
  - (a) For all lawful general purposes of the municipality on the assessed value of land and improvements taxable for general municipal purposes, rates appearing in Schedule I attached hereto and forming a part of this bylaw.
  - (b) For Regional Hospital District purposes on the full assessed value of all land and assessed value of all improvements taxable for Regional Hospital District purposes, rates appearing in Column "A" of Schedule II attached hereto and forming a part of this bylaw.
  - (c) For Regional District purposes on the full assessed value of all land and assessed value of all improvements taxable for Regional Hospital District purposes, rates appearing in Column "B" of Schedule II attached hereto and forming a part of this bylaw.
2. The minimum amount of taxation upon a parcel of real property shall be one dollar (\$1.00).
3. This bylaw may be cited as "Tax Rate Bylaw No. 1135, 2019."
4. Bylaw No. 1120, 2018 Tax Rate Bylaw is hereby repealed.

READ A FIRST TIME THIS 15<sup>TH</sup> DAY OF APRIL, 2019.

READ A SECOND TIME THIS 15<sup>TH</sup> DAY OF APRIL, 2019.

READ A THIRD TIME THIS 15<sup>TH</sup> DAY OF APRIL, 2019.

ADOPTED THIS     DAY OF MAY, 2019.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Corporate Officer

**BYLAW NO. 1135, 2019**  
**SCHEDULE I**  
**GENERAL MUNICIPAL PURPOSES**

PROPERTY CLASS	TAX RATES (DOLLARS OF TAX PER \$1,000 TAXABLE VALUE)
	GENERAL MUNICIPAL
1. Residential	2.45930
2. Utilities	8.60755
3. Supportive Housing	2.45930
4. Major Industry	8.36162
5. Light Industry	8.36162
6. Business/Other	7.82057
7. Managed Forest Land	7.37790
8. Recreation/Non Profit	10.25528
9. Farm	2.45930

## BYLAW NO. 1135, 2019

## SCHEDULE II

PROPERTY CLASS	TAX RATES (DOLLARS OF TAX PER \$1,000 TAXABLE VALUE)		
	A REGIONAL HOSPITAL	B REGIONAL DISTRICT	TOTAL
1. Residential	.13095	.20074	.33169
2. Utilities	.45833	.70259	1.16092
3. Supportive Housing	.13095	.20074	.33169
4. Major Industry	.44523	.68252	1.12775
5. Light Industry	.44523	.68259	1.12775
6. Business/Other	.32083	.49181	.81264
7. Managed Forest Land	.39285	.60222	.99507
8. Recreation/Non Profit	.13095	.20074	.33169
9. Farm	.13095	.20074	.33169





## VILLAGE OF HARRISON HOT SPRINGS

### REPORT TO COUNCIL

TO: Mayor and Council DATE: April 24, 2019

FROM: Rhonda Schell  
Community Services Coordinator FILE: 0390-20-04

SUBJECT: UBCM Community Excellence Awards

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**ISSUE:** Application to the 2019 Union of BC Municipalities (UBCM) Community Excellence Awards.

#### BACKGROUND:

The Community Excellence Awards recognize and celebrate UBCM members that have implemented projects or programs that demonstrate excellence in meeting the purposes of local government in BC.

This year, staff would like to submit the Harrison Hot Springs Lighting Upgrade project to the Community Excellence Awards under the categories of Excellence in Sustainability, Excellence in Asset Management, and Excellence in Service Delivery.

This project was 100% funded by federal Gas Tax through the Strategic Priorities Fund which allowed the Village to upgrade high-pressure sodium lights to LED, resulting in an approximate 25% reduction in energy use, reduced back lighting, up lighting, and glare. The old lights were not sent to the landfill; instead, the Village partnered with the University of the Fraser Valley Trades and Technology Centre to have the lights refurbished and donated to a community in El Salvador.

#### RECOMMENDATION:

THAT the Village submit the Harrison Hot Springs Lighting Project for consideration for a UBCM 2019 Community Excellence Award.

Respectfully submitted;

REVIEWED BY:

Rhonda Schell  
Rhonda Schell  
Community Services Coordinator

Madeline McDonald  
Madeline McDonald  
Chief Administrative Officer





## VILLAGE OF HARRISON HOT SPRINGS

### REPORT TO COUNCIL

**TO:** Mayor and Council **DATE:** April 25, 2019  
**FROM:** Rhonda Schell **FILE:** 0340-01  
 Community Services Coordinator  
**SUBJECT:** Memorial Bench Policy

---

**ISSUE:** To adopt a new Memorial Bench Policy and rescind Memorial Recognition Policy 1.03.

#### BACKGROUND:

The current Memorial Recognition Policy was brought before Council on March 18, 2019. This policy allows for the placement of benches and other approved commemorative items on public property. The placement of benches was put into a moratorium in 2012 as the program had reached capacity within the municipality.

Council referred the issue back to staff to review the Memorial Recognition Policy and processes associated with administering it. Staff has completed a condition assessment of the existing benches, identified current and potential new locations for benches, revised the process of purchasing a bench, and identified current costs to purchase and maintain a memorial bench.

New benches would match the installs on Esplanade Avenue. They are made from recycled plastic slats with a powder coated aluminum frame. This product will not rot, splinter, or warp. The benches will require minimal maintenance, can be pressure washed, and have a 10 year warranty. The cost of replacing a bench on an existing concrete pad, including the bench, materials, labour, plaque, administration, and maintenance is \$2,950. The cost of installing a bench on a new site, including the bench, concrete, materials, labour, plaque, administration, and maintenance is \$4,350.

Should the program be renewed, there are several benches that are due for replacement that would receive priority over new locations. Tenure for benches will be 10 years, after which time current plaque owners will have the opportunity

to renew or forfeit their tenure. It will be the responsibility of the plaque owner to notify the Village of their desire to renew. If none is received, the plaque will be returned to the last known address of the donor.

It is staff's recommendation that the new Memorial Bench Policy 1.30 be adopted and Memorial Recognition Policy No. 1.03 be rescinded.

**RECOMMENDATION:**

THAT Memorial Bench Policy No 1.30 be adopted; and

THAT Memorial Recognition Policy No. 1.03 be rescinded.

Respectfully submitted:

REVIEWED BY:

*Rhonda Schell*

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Rhonda Schell  
Community Services Coordinator

*Madeline McDonald*

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Madeline McDonald  
Chief Administrative Officer





**VILLAGE OF  
HARRISON HOT SPRINGS  
POLICY**

<b>COUNCIL</b>	<b>POLICY NO. 1.30</b>
<b>MEMORIAL RECOGNITION</b>	<b>DATE ADOPTED:</b>

**PURPOSE**

The purpose of this policy is to permit the placement of memorial benches on public property. The placement of flowers, markers, crosses and other memorial monuments are not permitted.

**POLICY**

- i. An individual, family, company, group or organization may purchase a bench for placement on Village controlled land in honour, recognition or memory of a deceased individual subject to the following:
  - a. The bench location will be determined by the Village;
  - b. The Village will accept the bench fixture on the condition that once it is installed it becomes the property of the Village of Harrison Hot Springs;
  - c. The value of the bench fixture must cover the Village’s cost and the first 10 years of anticipated maintenance which will be determined at the time of application;
  - d. In the event that a plaque is damaged an additional fee will be levied to cover the replacement costs.
  - e. After the 10 year period, the purchaser of the fixture will be given first opportunity to purchase a replacement fixture for the same location and renew their tenure. A purchaser may also choose to forgo their tenure by responding in writing or providing no response within 30 days of the renewal notice.; and
  - f. In the event that tenure is forgone, the Village Office will attempt to return the plaque to the last address on file.
  
- ii. **Maintenance**
  - a. The Village will maintain the bench, pursuant to Section 1 until it is considered unserviceable by the Village.
  - b. The Village will attempt to maintain the bench in its original location, but may relocate the bench if warranted by operational concerns or user needs.



13(a)



VILLAGE OF HARRISON HOT SPRINGS

REPORT TO COUNCIL

TO: Mayor and Council DATE: April 24, 2019
FROM: Debra Key, Deputy CAO/CO FILE: 3900-01
SUBJECT: Business Licence Bylaw 1128, 2018

ISSUE:

To adopt the Business Licence and Regulation Bylaw No. 1128, 2018

BACKGROUND:

At the Regular Council Meeting of April 15, 2019, Council approved third reading, as amended, to the Business Licence and Regulation Bylaw and is now before Council for consideration to adopt.

RECOMMENDATION:

THAT Business Licence and Regulation Bylaw No. 1128, 2018 be adopted.

Respectfully submitted:

REVIEWED BY:

Debra Key signature and title: Debra Key, Deputy Chief Administrative Officer/CO

Madeline McDonald signature and title: Madeline McDonald, Chief Administrative Officer

**BUSINESS LICENCE AND REGULATION BYLAW**  
For the Village of  
**HARRISON HOT SPRINGS**  
**BYLAW No. 1128, 2018**



Bylaw 1128, 2018  
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## VILLAGE OF HARRISON HOT SPRINGS BYLAW NO. 1128

### A Bylaw to provide for the regulation and licencing of Businesses in the Village of Harrison Hot Springs

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**WHEREAS** section 8(6) of the *Community Charter, SBC 2003, c.26*, as amended from time to time, allows the Council to establish by bylaw, the ability to regulate in relation to Business;

**AND WHEREAS** the Council is authorized and empowered, under sections 15, 59(1) and 60(1) of the *Community Charter, SBC 2003, c.26*, as amended from time to time, to provide for the collection of licence fees, granting and issuance of Business Licences, establish different classes of Businesses, regulate the conduct of Businesses, or refuse to issue a Business Licence within the Village for the protection of the public and prevent and minimize nuisances and misleading Business practices;

**AND WHEREAS** section 154 of the *Community Charter, SBC 2003, c.26*, as amended from time to time, Council may, by bylaw, delegate its powers, duties and functions to an employee of the Village;

**NOW THEREFORE** in open meeting assembled, the Council of the Village of Harrison Hot Springs enacts as follows:

### **PART 1 TITLE, PURPOSE, APPLICATION AND DEFINITIONS**

---

#### **1.1 Title**

- a) This Bylaw may be cited for all purposes as the Village of Harrison Hot Springs, "Business Licence and Regulation Bylaw No. 1128, 2018".

#### **1.2 Purpose**

- a) The purpose of this Bylaw is to regulate the conduct of Business within the Village of Harrison Hot Springs for the benefit of the community.

### 1.3 Application of this Bylaw

- a) This Bylaw applies to all Lands, including the surface of water, and all uses, Buildings and other Structures located within the boundaries of the Village of Harrison Hot Springs, as amended from time to time, and as shown on Schedule "A", the Zoning Map contained within the *Village of Harrison Hot Springs Zoning Bylaw 1115, 2017*, as amended from time to time.

### 1.4 Definitions

- a) The following definitions, and this includes the applicable definitions contained within the *Village of Harrison Hot Springs Zoning Bylaw 1115, 2017*, as amended from time to time, apply to this Bylaw;

#### **Building or Structure**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw 1115, 2017*, as amended from time to time;

#### **Business and Professional Services**

means the carrying on or the provision of any Commercial undertakings within the Village Boundaries, whether for profit or not. For the purposes of this Bylaw it does not include any activity carried out on or by either the Federal or Provincial governments including corporations or agencies owned by them, or by any public transit authority. For the purposes of this Bylaw it also includes any Contractor related activities; such as but not limited to any or any combination of the following:

- i) construction,
- ii) alteration,
- iii) repairs, or
- iv) maintenance,

upon a Building or Structure;

#### **Business Licence**

means a valid and subsisting Business Licence issued and approved pursuant to this Bylaw;

**Busker or Busking**

means a performance in any of the performing arts, and must be an approved part of a sanctioned event in which an individual or a group provide free entertainment to the public;

**Bylaw Enforcement Officer**

means the person duly appointed by Council or under contract with the Village to enforce the regulations of any Village Bylaw;

**Cannabis**

has the same meaning as outlined in the *Cannabis Act, SC 2018, c 16*, as amended from time to time and includes any product containing Cannabis;

**Cannabis Dispensary**

means a use of Land, a room, Building or Structure where cannabis or any cannabis by-product is prepared and provided to any member of the Community for a fee or if applicable to any club member that may or may not include any payment of club fees. This includes but is not limited to the delivery of the product and the operation of any club, or any not for profit or profit organization, that provides this type of product or service, but excludes a Medical Cannabis Production Facility;

**Cannabis Operation**

means the cultivating, growing, producing, packaging, storing, distributing, retail sales, advertising, trading, the performance of any research and innovation activities on legal cannabis or its derivatives but excludes a Medical Cannabis Processing Facility;

**Commercial Uses**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2018*, as amended from time to time;

**Contractor**

means an individual or a company that provides any or any combination of the following types of functions within the Village:



- i) the construction of any Building or Structure;
- ii) any Alteration of any Building or Structure;
- iii) any repairs to a Building or Structure; or
- iv) any maintenance on a Building or Structure;

and this includes any improvements that run with the Land or are within or attached to any Building or Structure;

### **Council**

means the Council of the Village of Harrison Hot Springs;

### **Daycare**

means either a Commercial Use that provides care for a child under the *Community Care and Assisted Living Act, SBC 2002, c 25*, as amended from time to time or the provision of care without the approval as outlined through the *Community Care and Assisted Living Act, SBC 2002, c 25*, as amended from time to time;

### **Farmers' Market**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2018*, as amended from time to time, but excludes any reference to a Mobile Food Truck;

### **Fire Safety Inspection**

means an inspection of any Lands Buildings or Structures, that is under consideration for a Business Licence, conducted by either the Village of Harrison Hot Springs Fire Department or a qualified individual or company that can assess the fire hazards of the Lands, Building or Structure.

### **Franchisee Licence Holder**

means either a person or company that has been granted the ability or is legally entitled to do business under a specific trademark, trade name and/or business model, by the owner of the trademark, trade name or business model.

### **Highway**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw 1115, 2017*, as amended from time to time;

**Home Occupation**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw 1115, 2017*, as amended from time to time;

**Land**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw 1115, 2017*, as amended from time to time;

**Licencee**

means the person who holds a Licence issued pursuant to this Bylaw;

**Licensed Premises**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2018*, as amended from time to time;

**Medical Cannabis Production Facility**

means the use of Buildings and Structures for the purposes of growing, processing, packaging, testing, destroying, storing or shipping Marihuana as authorized by a license issued under the *Access to Cannabis for Medical Purposes Regulations, SOR/2016-230*, as amended from time to time;

**Micro-Brewery, Winery, Distillery**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2018*, as amended from time to time;

**Mobile Vendor**

means a person who, either on his own account or as an officer, servant, or agent of another, sells or offers for sale food items, excluding liquor, from a Mobile Vending Cart;

**Mobile Vending Cart or Food Truck**

means a self-contained hand mobile apparatus or other vehicle, used for the sale of food items only and does not include any selling of liquor;

**Neighbourhood Pub**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2018*, as amended from time to time;

**Non-Profit Society**

means a charitable society or organization that is incorporated and in good standing under the *Societies Act, SBC 2015 c. 18*, as amended from time to time;

**Non-Resident Business**

means a Business that is carried on in or from premises located outside the Village with respect to which any work or service is performed or offered in the Village;

**Pop-Up Retailer**

means a temporary use of Public Space, or the temporary authorized use of Land or a Building or Structure to sell retail items, for a short period of time, and the method of sales may or may not include from the back of a truck, a tractor trailer unit, some other type of Motor Vehicle, a trailer or a portable storage unit. This does not include any Tourist Kiosk Sales Booth or any retailer that is affiliated with a Sanctioned Event;

**Public Space**

means any real property or portions of real property owned or subject to a right of occupation by the Village to which the public is ordinarily invited or permitted to be in or on, and includes, but is not necessarily limited to, the grounds of any community Building or Structure, boulevard, sidewalk and public parking lots;

**Real Estate Licencee**

means a person who is a Licencee under the *Real Estate Services Act, SBC 2004, c. 12*, and who occupies or uses Buildings or Structures or Land in the Village for the carrying on of that Business

**Restaurant**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2018*, as amended from time to time;

**Retail Establishment**

has the same definition as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2018*, as amended from time to time;

**Sanctioned Event**

means an event that has been approved or authorized by the Village;

**Tourist Accommodation**

has the same meaning as outlined in the *Village of Harrison Hot Springs Zoning Bylaw, 1115, 2017*, as amended from time to time;

**Tourist Kiosk Sales Booth**

means a stand alone booth, generally placed in a high traffic area to advertise, sell or provide information on tourism related businesses or events; and

**Village**

means the Village of Harrison Hot Springs.

## **PART 2 BUSINESS LICENCING REGULATIONS**

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**2.1 Business Licence Requirements**

- (a) Unless specifically exempted by this Bylaw, as outlined in section 2.13 (a)(i) and (ii), a person must not carry on or perform any Business, in the Village unless there is a valid Business Licence issued under this Bylaw.
- (b) Every person who owns or operates any Business must apply for, obtain and hold a Business Licence for each type of Business.
- (c) Every person who operates a Business from more than one Building or Structure, in the Village, must obtain a separate Business Licence for each Business that they own or operate.
- (d) Every person who operates a Business in the Village, must comply with all the applicable Bylaws of the Village and all applicable laws, rules, codes, regulations and orders of all Federal or Provincial authorities having jurisdiction over such Business.
- (e) Unless specifically exempted in this Bylaw, a person must have a separate Business Licence for each type of Business that they are operating, own or set up as the authorized franchise licence holder, even if the Businesses are located in the same Building or Structure.
- (f) Every Non-Profit Society that carries on a Business, in addition to its primary purpose, is required to hold a valid Business Licence.

- (g) Notwithstanding section 2.0(f) above and the provisions of Schedule “A” of this Bylaw, where a Non-Profit Society is registered as a charity under the *Income Tax Act, RSC 1985, c.1 (5<sup>th</sup> Supp.)*, as amended from time to time, no fee will be charged by the Village for such Business Licence.

## **2.2 Business Licence Application Requirements and Fees**

- (a) An application for a Business Licence must be made on the prescribed application form, as amended from time to time, and be accompanied by the required Business Licence fee, as prescribed in Schedule “A” as attached to and forming a part of this Bylaw.
- (b) Every application must include a detailed description of the Building or Structure in or upon which the applicant intends to carry on Business. This includes any or all of the following:
- i) square footage information;
  - ii) a floor plan;
  - iii) the proposed parking area for the required number of parking spaces
- (c) The Village reserves the right to request a letter of authorization from the property owner for which the Business will be operated from, if the applicant is not the property owner.
- (d) Every application form, as applicable, must be accompanied with a copy of all the necessary approvals from Federal, Provincial or Municipal government authorities such as, but not limit to a:
- i) Health Certificate, from the appropriate Health Inspector;
  - ii) Fire Safety Inspection. The inspection report must be in writing and must contain any required mitigation requirements of any potential fire hazards;
  - iii) Liquor and Cannabis Regulatory Branch approval or certificate for all Licenced Premises.
- (e) Where an applicant applies for more than one Business Licence, the particulars of each Business Licence applied for must be included on a separate application form.
- (f) Notwithstanding the annual Business Licence fee prescribed in Schedule “A”, as attached to and forming a part of this Bylaw, a refund may be applicable. If applicable, any refund of the Business Licence fee must be calculated in the following manner:
- i) 100-percent of the fee paid minus a \$25.00 non-refundable application fee equals the refundable balance.

- (g) If applicable, the refundable balance must be provided, only under the following conditions:
  - i) if the application is withdrawn prior to the issuance of the Business Licence; or if
  - ii) the Business Licence application has been refused.

## **2.3 Enforcement, Severability and Administration of this Bylaw**

### 2.3.1 Enforcement and Implementation Provisions

- a) This Bylaw is designated under the provisions of Section 260 of the *Community Charter, SBC 2003, c. 26*, as amended from time to time, as a Bylaw that may be enforced by means of a ticket issued under the provisions of the Bylaw Notice Enforcement Bylaw;
- b) Any person who violates any provision of this Bylaw or who suffers or permits any act or thing to be done in contravention of or in violation of any of the provisions of this bylaw, or who neglects to do, or refrains from doing anything required to be done by any of the provisions of this Bylaw commits an offence is subject to penalties under the Bylaw Notice Enforcement Bylaw;
- c) Each day that a contravention or violation of or failure to perform any provision of this Bylaw continues to exist will be deemed to be a separate offence; and
- d) Failure to renew a Business Licence for a Business that continues to operate, may be subject to a fine under the Bylaw Notice Enforcement Bylaw for operating a Business without a Business Licence. In addition to the fine, the License holder must pay the penalty fee, as outlined in Schedule "A", that is attached to and forms a part of this Bylaw.
- e) The following individuals are hereby authorized and empowered to enter upon any Lot, or Building or Structure, outlined on the Business Licence, between the hours of 8:30 am to 4:30 pm, to ascertain whether the provisions of this Bylaw are being adhered to:
  - i) Chief Administrative Officer or their delegate;
  - ii) Bylaw Enforcement Officer; and
  - iii) Fire Chief.

### 2.3.2 Severability

- a) If any part, section, subsection, paragraph, sentence, clause, phrase or schedule of this Bylaw is for any reason found invalid by the decision of

any Court of competent jurisdiction, such decision must not affect the validity of the remainder of this Bylaw or the validity of the Bylaw as a whole.

### 2.3.3 Administration

- a) The Chief Administrative Officer or their delegate is hereby appointed by Council to administer this Bylaw.

## 2.4 Term of the Business Licence

- a) Each Business Licence issued, pursuant to this Bylaw, must be considered as an annual Business Licence for one calendar year that starts on January 1<sup>st</sup> and expires on the 31<sup>st</sup> day of December of each year.

## 2.5 Display of the Business Licence

- a) Every Licencee must keep a copy of their Business Licence posted in a conspicuous place in the Building or Structure for which the Licence is issued.
- b) Where the Licencee has no Business operating from a Building or Structure in the Village, the Business Licence must be carried upon the Licencee's person at all times when the Licencee is engaged within the Village in the Business for which the Licence was issued.

## 2.6 Effect of the Business Licence

- a) A Business Licence authorizes the Business owner/operator or the franchisee licence holder to provide only the Business described in the Business Licence, and only in the Building or Structure or location provided in the Business Licence.
- b) The issuance of a Business Licence is not a representation or warranty that the Licenced Business or the Business operation complies with the Bylaws of the Village or with any other Federal, Provincial regulations or standards.
- c) A Business Licence is not transferable to another business entity, or any other third party or for use at another location.

## 2.7 Business Licence Renewal

- a) If a Licencee fails to renew a Business Licence prior to February 1<sup>st</sup> of the next year, then, in addition to the annual Licence fee, that person must pay a late payment penalty prescribed in Schedule "A" of this Bylaw.

## **2.8 Changes in the Business Licence Conditions**

- a) If an applicant, Business owner/operator or Franchisee Licence Holder proposes any changes to the Business Licence with respect to location or conditions of a licence, the applicant, Business owner/operator or franchisee licence holder must advise the Village Office of such changes, in writing.

## **2.9 Granting or Reissuing a Business Licence**

- a) The Village may grant a Business Licence under this Bylaw when the Village is satisfied that the applicant has complied with the requirements of this Bylaw and any other Village Bylaw related to the conduct of the Business.
- b) In granting or renewing a Business Licence, the Village may impose terms and conditions in relation to the following aspects of the Business:
  - (i) hours of operation; and or
  - (ii) occupant load.
- c) When issuing or reissuing a Business Licence, the Chief Administrator or their delegate must be satisfied that all the Bylaw requirements of the Village have been met. This includes any Bylaws or required inspections that addresses any or all of the following issues:
  - i) Building regulations;
  - ii) Zoning regulations;
  - iii) Health requirements;
  - iv) Sanitation requirements;
  - v) Business regulations; and
  - vi) Fire Inspections.
- d) Notwithstanding 2.9(c) above, the Village may refer the Business Licence application to any third party regulatory or review authority as required, to impose any additional terms and conditions. If it referred out the regulatory or receiving agency has 30 Working Days in which to responded to the referral. The Village may extend this referral deadline, if requested in writing.
- d) In addition to the above, the Chief Administrative Officer or their delegate may also refer the Business Licence application to Council to impose any additional terms and conditions.



## 2.10 Refusal of a Business Licence

- a) An application for a Business Licence or renewal of a Business Licence may be refused in any specific case, but
  - i) the application must not be unreasonably refused; and
  - ii) the reasons for the refusal must be provided to the applicant in writing.

## 2.11 Suspension or Cancellation of a Business Licence

- a) One or more of the following circumstances may, without limitation, constitute reasonable cause for suspension or cancellation of a Licence:
  - i) the Licencee has made a false declaration or has misrepresented or concealed a material fact with respect to the application for a Business Licence;
  - (ii) the Licencee fails to maintain the standard of qualification required to carry on the Business for which the Business Licence was issued or with respect to the Lot or the Building or Structure for which the Business Licence was issued;
  - (iii) the Licencee has failed to comply with this Bylaw or with a term or condition of the Business Licence;
  - (iv) in the opinion of the Village, the Licencee has engaged in misconduct with respect to the Business or Building or Structure named in the Business Licence, which misconduct warrants the suspension or cancellation of the Business Licence;
  - (v) the Licencee is found to have committed a violation of any applicable Village Bylaw or is convicted of an offence under a Federal or Provincial enactment in respect of the Business for the which the Licence was issued or with respect to the Premises for which the Licence was issued;
  - (vi) the Licencee is convicted of an indictable offence in Canada, which offence is, in the opinion of the Village, directly related to the conduct of the Business.
- b) A Business Licence that has been suspended may be reinstated, subject to 2.11(a), when the suspension conditions of the Business Licence have been satisfied and applicable fees as prescribed in Schedule "A" of this Bylaw are paid prior to the Business Licence being reissued.

### **2.12 Right of Reconsideration of Council**

- a) If the Village suspends, cancels the Business Licence or has refused to grant a Licence, or has imposed a term or condition that the applicant considers is unreasonable, the applicant who is subject to the decision is entitled to have Council reconsider the matter.
- b) On reconsideration of the application, Council may either sustain, refuse or amend the application, its terms or the conditions of approval.

### **2.13 Exemptions to the Business Licence Requirements**

- a) Notwithstanding section 2.0(b) and 2.5(b) above, the following Businesses are exempt from the requirements of this Bylaw:
  - i) Any Day Care Operations; any
  - ii) Real Estate Licencee, subject to the following conditions; no Business Licence is required to carry on any real estate Business unless the realtor occupies Land or uses a Building or Structure in the Village to carry on its Business,
  - iii) any type of school, or any
  - iv) Apartment Business with five or less Dwelling Units for rent.

### **2.14 Street Address Numbers**

- a) Every Licencee who operates from premises located in the Village must prominently display, in figures not less than 100 mm (4 inches) in height, the street address assigned to such premises under the street numbering system of the Village.

### **2.15 Fire Inspection Reviews for the Transfer of a Business Licence**

- a) The Business Licence applicants must pay the applicable Fire Inspection fee as prescribed in an applicable Bylaw, as amended from time to time, prior to the Business Licence being transferred.

## **PART 3 BUSINESS TYPES PROHIBITED IN THE VILLAGE OR A PORTION OF THE VILLAGE**

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### **3.1 Types of Business Prohibited or Prohibited in Certain Zones**

- a) The following types of Businesses are prohibited from operating within the Village boundaries, as amended from time to time:
  - i) animal shows;
  - ii) Buskers or Busking in an unsanctioned Event;

- iii) Cannabis Dispensary;
- iv) Cannabis Operations;
- v) Door-to-door sales of any type;
- vi) Medical Cannabis Production Facility, located on any non-ALR land;
- vii) Mobile Vendor;
- viii) Mobile Vending or Food Truck;
- ix) Pawnbrokers;
- x) Pop-up Retailers – in an unsanctioned Event;
- xi) Tourist Accommodations in any Residential Zone

**PART 4 – REPEAL AND EFFECTIVE DATE**

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**4.1 Repeal**

- a) With the adoption of this Bylaw, the *Village of Harrison Hot Springs Business Licencing and Regulation Bylaw No. 945, 2010* and any amendments thereto are hereby repealed in their entirety.

**4.2 Effective Date**

**READINGS AND ADOPTION**

READ A FIRST TIME THIS 19<sup>th</sup> DAY OF FEBRUARY, 2019

READ A SECOND TIME THIS 19<sup>th</sup> DAY OF FEBRUARY, 2019

NOTICE OF INTENT was published on the 21<sup>st</sup> and 28<sup>th</sup> days of March, 2019 pursuant to section 59(2) of the Community Charter.

AMENDED AND RECONSIDERED A THIRD TIME THIS 15<sup>TH</sup> DAY OF APRIL, 2019

ADOPTED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2019

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Corporate Officer

**SCHEDULE "A"**  
**BUSINESS LICENCE AND REGULATION**  
**BYLAW NO. 1128, 2018**

**ANNUAL FEES & CHARGES<sup>1</sup>**

1	<b>Business Licence non-refundable application fee</b>	\$25.00
2	Business Licence fee	\$100.00
3	Fire Inspection fee	\$75.00
4	The late penalty fee, must be applied on any renewed application received after January 31 <sup>st</sup>	10% of licence fee

Notes:

- 1/. Notwithstanding the fees in the above referenced table, the final required fee can be any combination of the above.



VILLAGE OF HARRISON HOT SPRINGS

REPORT TO COUNCIL

TO: Mayor and Council DATE: April 24, 2019

FROM: Debra Key FILE: 3900-01
Deputy Chief Administrative Officer/CO

SUBJECT: Amendments to the Bylaw Notice Enforcement Bylaw No. 855, 2006

ISSUE: Amendments to Bylaw Notice Enforcement Bylaw No. 855, 2006

BACKGROUND:

On April 15, 2019 Council approved third reading of a new Business Licence and Regulation Bylaw and will be before Council on April 29, 2019 for consideration to adopt.

As a result of the new Business Licence and Regulation Bylaw, it is necessary to update enforcement provisions in the Bylaw Notice Enforcement Bylaw.

Accordingly, attached is Bylaw Notice Enforcement Amendment Bylaw No. 1139, 2019 for Council's consideration.

RECOMMENDATION:

THAT Bylaw Notice Enforcement Amendment Bylaw No. 1139, 2019 be given first, second and third reading.

Respectfully submitted:

REVIEWED BY:

Debra Key
Debra Key
Deputy Chief Administrative Officer/CO

Madeline McDonald
Madeline McDonald
Chief Administrative Officer

**VILLAGE OF HARRISON HOT SPRINGS**

**BYLAW NO. 1139**

**A bylaw to amend the Bylaw Notice Enforcement Bylaw No. 855**

**WHEREAS** the Village of Harrison Hot Springs has deemed it advisable to amend Bylaw Notice Enforcement Bylaw No. 855 by replacing the Schedule of Designated Bylaw Contraventions and Penalties;

**NOW THEREFORE** in open meeting assembled, the Mayor and Council of the Village of Harrison Hot Springs enacts as follows:

**1. CITATION**

This Bylaw may be cited for all purposes as the "Village of Harrison Hot Springs Bylaw Notice Enforcement Amendment Bylaw No. 1139, 2019".

**2.** The Schedule of Designated Bylaw Contraventions and Penalties is attached hereto as Schedule "A" and forms part of this bylaw.

**3. REPEAL**

That the Schedule of Designated Bylaw Contraventions and Penalties attached as Schedule "A" to the Village of Harrison Hot Springs Bylaw Notice Enforcement Bylaw No. 855 is hereby repealed in its entirety.

READ A FIRST TIME        DAY OF APRIL, 2019

READ A SECOND TIME THIS    DAY OF APRIL, 2019

READ A THIRD TIME THIS    DAY OF APRIL, 2019

ADOPTED THIS        DAY OF MAY, 2019

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Corporate Officer

**SCHEDULE "A" TO BYLAW NO. 1137**  
**SCHEDULE OF DESIGNATED BYLAW CONTRAVENTIONS AND PENALTIES**

BYLAW	SECTION	DESCRIPTION	A1 Penalty	A2 Early Payment	A3 Late Payment
<i>Business Licence and Regulation Bylaw No. 1128</i>	<i>2.1(a)</i>	<i>Carry on business without a licence</i>	<i>200.00</i>	<i>190.00</i>	<i>210.00</i>
	<i>2.1(b)</i>	<i>Fail to obtain separate licence for each business</i>	<i>200.00</i>	<i>190.00</i>	<i>210.00</i>
	<i>2.3(d)</i>	<i>Fail to renew business licence that continues to operate</i>	<i>200.00</i>	<i>190.00</i>	<i>210.00</i>
	<i>3.1(a)</i>	<i>Operate prohibited business</i>	<i>500.00</i>	<i>490.00</i>	<i>510.00</i>
Fireworks Regulation Bylaw No. 871	1.2.1	Possess fireworks without permit	100.00	90.00	110.00
	1.2.2	Ignite, explode, set off or detonate fireworks in such a manner as may endanger or create a nuisance	100.00	90.00	110.00
Abatement and Control of Noise Bylaw No. 474	3	Disturb the peace with excessive noise	100.00	90.00	110.00
	4(a)	Disturb the peace with radio noise, stereo noise or other amplified noise between 11:00 p.m. and 7:00 a.m.	100.00	90.00	110.00
	4(b)	Disturb the peace with bird or animal noise in excess of one-half hour.	100.00	90.00	110.00
	4(c)	Operate power lawnmower or power saw between the hours of 10:00 p.m. and 8:00 a.m.	100.00	90.00	110.00
	4(h)	Motor vehicle which disturbs	100.00	90.00	110.00
	4(i)	Erect, demolish, construct, alter or repair any of building or structure on Sunday or weekdays between the hours of 10:00 p.m. and 8:00 a.m.	100.00	90.00	110.00
Highway and Traffic Bylaw No. 974	16(d)	Interfere with any traffic control device	210.00	190.00	210.00
	16(e)	Fail to comply with any lawful direction, command or order of a Bylaw Enforcement Officer, Peace Officer or a member of the Fire Department	100.00	90.00	110.00
	16(f)	Commercial vehicles in excess of 5500 kg (tare weight) on residential street	300.00	290.00	310.00
	27(b)	Fail to park in designated parking between lines or markings	100.00	90.00	110.00
	27(c)	Park in loading zone and beyond maximum of 30 minutes	100.00	90.00	110.00
	27(d)	Park in bus zone	100.00	90.00	110.00
	27(e)	Park in designated physically disabled motorist stall without valid placard	100.00	90.00	110.00
	27(f)	Park on sidewalk or boulevard	100.00	90.00	110.00
	27(g)	Park in front of a public or private driveway	100.00	90.00	110.00
	27(h)	Park within 5 meters of a hydrant	100.00	90.00	110.00
	27(i)	Park on crosswalk or within 5 meters of the approach side of a crosswalk	100.00	90.00	110.00
	27(j)	Park within 6 meters of either side of an entrance to or exit from public meeting place, fire hall or playground	100.00	90.00	110.00
	27(k)	Obstruct traffic alongside or opposite of highway excavation or obstruction	100.00	90.00	110.00
	27(l)	Park on highway side of a motor vehicle stopped or parked parallel to the curb side of a highway	100.00	90.00	110.00
27(m)	Park on a bridge or other elevated structure on a highway	100.00	90.00	110.00	
27(n)	Park which obstructs the visibility of traffic or a traffic control	100.00	90.00	110.00	

**SCHEDULE "A" TO BYLAW NO. 1137**  
**SCHEDULE OF DESIGNATED BYLAW CONTRAVENTIONS AND PENALTIES**

BYLAW	SECTION	DESCRIPTION	A1 Penalty	A2 Early Payment	A3 Late Payment
		device			
	27(o)	Park on cycle path on any portion of a highway for a longer period of time than indicated on the traffic control device	100.00	90.00	110.00
	27(p)	Park on a highway for a continuous period exceeding 48 hours without movement	100.00	90.00	110.00
	27(q)	Commercial vehicle parked longer than 24 hours in a given area	100.00	90.00	110.00
	27(r)	Park adjacent to a yellow curb	100.00	90.00	110.00
	27(s)	Face wrong direction from the normal flow of traffic on the highway	100.00	90.00	110.00
	27(t)	Park where prohibited	100.00	90.00	110.00
	27(u)	Park in lane less than 3.5 meters of the travelled portion of the lane for other vehicle	100.00	90.00	110.00
	27(v)	Park in boat launch area without permit	100.00	90.00	110.00
	27(w)	Park in close proximity to other vehicle to obstruct or unduly restrict movement	100.00	90.00	110.00
	29(a)ii	Exceed total weight of the vehicle and/or trailer in excess of 5500 kg and is in a residential zone between the hours of 7:00 p.m. and 7:00 a.m.	100.00	90.00	110.00
	29(b)	Recreational vehicle parked on any street in excess of 8 hours regardless if it is moved or not to another location	100.00	90.00	110.00
	29(c)	Park unattached utility, boat or RV trailer on any street	100.00	90.00	110.00
	31(a)	Park a vehicle in a stall for a period of time greater than the time indicated by the traffic control device	100.00	90.00	110.00
Nuisance, Noxious or Offensive Trades, Health and Safety Bylaw No. 829	3	Disconnect meter	500.00	490.00	510.00
	5	Divert or install exhaust fans	500.00	490.00	510.00
	6	Store or use dangerous goods	500.00	490.00	510.00
	7	Construct or install trap	500.00	490.00	510.00
	8	Construct or install obstruction to an exit	500.00	490.00	510.00
	10(1)	Interfere or obstruct inspector	500.00	490.00	510.00
	10(2)	Remove, alter, mutilate posted notice	500.00	490.00	510.00
	11	Allow growth of mold or fungus	500.00	490.00	510.00
	12(1)	Cause or permit a nuisance	500.00	490.00	510.00
	12(2)	Cause or permit water, rubbish or unsightly matter to accumulate	500.00	490.00	510.00
	13	Cause or permit a noxious or offensive trade	500.00	490.00	510.00
	16(1)	Fail to inspect residential premises subject to Tenancy Agreement	500.00	490.00	510.00
	16(2)(a)	Failure to give written notice of contravention	500.00	490.00	510.00
	16(2)(b)	Failure to comply with notice	500.00	490.00	510.00
Open Burning and Outdoor Fire Regulation	3.1	Set, start or kindle fire or permit open burning of wood, wood pellets, rubbish, refuse, tires, oil, plastics, synthetics, asphalt shingles, battery boxes, or construction material or waste of any kind	500.00	490.00	510.00
	3.1.2	Light or burn a tiki torch	100.00	90.00	110.00



**SCHEDULE "A" TO BYLAW NO. 1137**  
**SCHEDULE OF DESIGNATED BYLAW CONTRAVENTIONS AND PENALTIES**

BYLAW	SECTION	DESCRIPTION	A1 Penalty	A2 Early Payment	A3 Late Payment
Bylaw No. 1110	3.1.3	Use or fly a sky lantern	100.00	90.00	110.00
	3.1.4	Use fireworks without display permit	100.00	90.00	110.00
	3.1.5	Use BBQ, hibachi using wood or charcoal briquettes on public property	100.00	90.00	110.00
	5.7	Communal Campfire exceeding allowable size	100.00	90.00	110.00
	5.8	Communal Campfire within 10 meters of building or property line	100.00	90.00	110.00
	5.10	Communal Campfire within 20 meters of municipal road	100.00	90.00	110.00
	5.11	Communal Campfire during high winds	200.00	190.00	210.00
	5.12	Communal Campfire to spread	200.00	190.00	210.00
	5.13	Leave Communal Campfire unattended	200.00	190.00	210.00
5.14	Fail to extinguish Communal Campfire	100.00	90.00	110.00	
Littering and Dumping and Snow Bylaw No. 870	2, 9, 11	Dispose or deposit garbage or rubbish in a public place	50.00	40.00	60.00
	2(c)	Deface, damage any property owned by or in care of the Village	100.00	90.00	110.00
	3	Damage or kill a tree, shrub, turf, and flower in a public place	100.00	90.00	110.00
	4(b)	Fail to remove snow, ice and litter from any sidewalk in front of or adjacent property no later than 4:00 p.m.	100.00	90.00	110.00
	7	Deface, destroy any building, structure, facility, fence, sign, seat or bench or ornament on public property	100.00	90.00	110.00
Waste Collection and Disposal Bylaw No. 1100	3(b)	Dump or dispose of any waste	100.00	90.00	110.00
	3(c)	Deposit or use waste for lot filling or levelling purposes.	100.00	90.00	110.00
	3(d)	Allow waste of any kind whatsoever to leak, spill, blow, drop from any vehicle or container onto any street within the Village	100.00	90.00	110.00
	3(e)	Place or cause to be placed any waste upon any street or public land other than in accordance with the Residential Waste Collection Service conditions	100.00	90.00	110.00
	3(f)	Dispose of waste into a container belonging to another person unless given the authority to do so by the owner or occupier of the premises	100.00	90.00	110.00
	3(g)	Open Container, add, disturb, tamper, handle, interfere with Container placed for collection	100.00	90.00	110.00
	4(f)(v)	Place any other Waste other than Domestic Waste, recyclable or organics/green waste into Container	100.00	90.00	110.00
Park Regulation Bylaw No. 915	3	Enter public beach or park after curfew	100.00	90.00	110.00
	4	Set up or occupy shelter in park, on street or public property	100.00	90.00	110.00
	5	Carry in or set up camping equipment	100.00	90.00	110.00
	6	<i>Park, store, place or abandon any unlicensed or licenced boat, golf cart, motor vehicle, motorcycle, off-road vehicle, trailer or other matter on any public land, unless expressly permitted</i>	100.00	90.00	110.00
Park Regulation Amendment	7	Remove gravel, sand or earth from beach or shore	100.00	90.00	110.00
	8	Litter on beach or in water	100.00	90.00	110.00

**SCHEDULE "A" TO BYLAW NO. 1137**  
**SCHEDULE OF DESIGNATED BYLAW CONTRAVENTIONS AND PENALTIES**

BYLAW	SECTION	DESCRIPTION	A1 Penalty	A2 Early Payment	A3 Late Payment
Bylaw No. 1040	9	Move or remove buoys, rafts, signs from any beach or from water	100.00	90.00	110.00
Park Regulation Amendment Bylaw No. 1060	10	Kindle, build, light, maintain any fire, barbeque, hibachi or any other form of cooking apparatus that uses wood, charcoal, briquettes or any other form of natural burning product on any beach or park	100.00	90.00	110.00
	11	Operate water vehicle inside buoyed areas	100.00	90.00	110.00
	11	Operate water vehicle in excess of buoyed signs	100.00	90.00	110.00
Park Regulation Amendment Bylaw No. 1106	13	Occupy roof of building in park	50.00	40.00	60.00
	14	Occupy building, swimming pool, tennis court or other structure in park outside posted hours	100.00	90.00	110.00
	15	Break, injure or damage locks, gates, bolts, fences, seats, benches, buildings, structures or other property in public areas on beaches, boulevards or in parks or grounds	100.00	90.00	110.00
Park Regulation Amendment Bylaw No. 1130	16	Willfully destroy, mutilate, efface, deface or remove posted sign	100.00	90.00	110.00
	17	Bark, break, peel, cut, deface, remove, injure, root up or otherwise damage trees, shrubs, flowers, roots or grass planted or growing in public areas, beaches, boulevards or in parks or grounds	100.00	90.00	110.00
	17(a)	<i>Smoke any tobacco, cannabis, electronic cigarette, cigar, cigarillo, pipe or any substance that replicates smoking in buildings, structure, park or public space where prohibited</i>	100.00	90.00	110.00
	17(b)	Possess open liquor in park	100.00	90.00	110.00
	18	Play or practice golf in public park	50.00	40.00	60.00
	19	Cause, allow or permit dogs in prohibited area	100.00	90.00	110.00
	20	Ride or drive any horse in, upon or through public areas, parks, boulevards or beaches	100.00	90.00	110.00
	21	Ride or drive any carriage, wagon, bicycle, motorcycle, scooter, rollerblades, skateboards, automobile, sleigh, snowmobile, all-terrain vehicle or other vehicle in public areas, parks or grounds	100.00	90.00	110.00
	22	Break, injure, dig or destroy any tree, sod, grass of any boulevard or any box, stake or guard which protects	100.00	90.00	110.00
	23	Park unhitched trailers, boats, RV's or any other equipment at any boat launch ramp or designated parking area within the Village	100.00	90.00	110.00
	24	No person shall intentionally feed or attempt to feed, or otherwise use any attractant to encourage the feeding of any wild animal or bird, including a Canada Goose	100.00	90.00	110.00
Tree Management and Preservation Bylaw No. 1015	6(a)	Remove tree without permit	200.00	190.00	210.00

**SCHEDULE "A" TO BYLAW NO. 1137**  
**SCHEDULE OF DESIGNATED BYLAW CONTRAVENTIONS AND PENALTIES**

BYLAW	SECTION	DESCRIPTION	A1 Penalty	A2 Early Payment	A3 Late Payment
<b>Property Maintenance Bylaw No. 1072</b>	3(a)	Place graffiti on building, wall, fence sign or other structure	500.00	490.00	510.00
	3(b)i	Throw, deposit, leave or place rubbish in or upon any public space or private property	500.00	490.00	510.00
	3(b)ii	Allow accumulation of noxious weed or invasive plant or other material on public or private property that could cause infestation	200.00	190.00	210.00
	3(b)iii	Abandon vehicle, household appliance or furniture on any highway, sidewalk, ditch, parking lot, waterway, park or other public place or private property	500.00	490.00	510.00
	3(c)i	Cause or allow property or premises to become unsightly	500.00	490.00	510.00
	3(c)ii – a,b,c,d,e&f	Cause or permit accumulation of rubbish, broken or dilapidated furniture or bedding or appliances, vehicle parts or equipment, unused wood or wood products, construction materials or equipment, standing water where unsanitary conditions could develop or remain	500.00	490.00	510.00
	4(a)	Fail to brush vegetation and weed, remove invasive species	200.00	190.00	210.00
<b>Sign Bylaw No. 1126</b>	2.1a)	Erect, place, construct or alter a sign without permit	500.00	490.00	510.00
	2.1b)	Maintain or allow sign to remain, be affixed to lands or building without a permit	500.00	490.00	510.00
	2.1e)	Sign located, erected or lighted that interferes with visibility of traffic control device or access/egress to highway	300.00	290.00	310.00
	2.1f)	Sign affixed to fence where not permitted	100.00	90.00	110.00
	2.1h)	Sign which obstructs doorway, window or sidewalk where prohibited	300.00	290.00	310.00
	2.1j)	Sign within 100 metres of prohibited area	500.00	490.00	510.00
	2.1k)	Sign left abandoned more than 30 days	50.00	60.00	40.00
	2.1l)	Sign attached to tree, light pole, provincial highway or utility pole	100.00	90.00	110.00
	2.1m)	Sign which contains holographic image or projection of image	100.00	90.00	110.00
	3a)	Erect, construct, place, alter or maintain sign where prohibited	500.00	490.00	510.00
	5.12a)i)	Fail to remove sign within specified time period of 7 days	200.00	190.00	210.00
5.12a)ii)	Sign which interferes pedestrian movement or visibility of any Traffic Control Device	200.00	190.00	210.00	
<b>Municipal Docks Bylaw No. 991</b>	11	Possess an open container of liquor on a dock	100.00	90.00	110.00
	15	Deposit or leave garbage, refuse, bottles, cans, paper, animal excrement or other waste material on a dock or in the water surrounding a dock	100.00	90.00	110.00
	18	Cause a vessel, watercraft or seaplane to remain moored in a posted loading zone for a period in excess of 60 minutes unless otherwise authorized by the Village	100.00	90.00	110.00
<b>Municipal Docks Bylaw</b>	21(1)(a)(b)	Moor a vessel, watercraft or seaplane at a dock for a period in excess of 12 hours and moored overnight unless approved by special permit issued by the Village	500.00	490.00	510.00

**SCHEDULE "A" TO BYLAW NO. 1137**  
**SCHEDULE OF DESIGNATED BYLAW CONTRAVENTIONS AND PENALTIES**

BYLAW	SECTION	DESCRIPTION	A1 Penalty	A2 Early Payment	A3 Late Payment
Amendment No. 1008					
Boat Launch and Regulation Bylaw No. 1075	12	Fail to properly display vehicle hanger	50.00	40.00	60.00
	14	Leave boat, tow vehicle, boat trailer or vehicle unattended at boat launch or on wharf	50.00	40.00	60.00
	15	Moor boat in excess of 15 minutes	40.00	30.00	50.00
	16	Accelerate boat motor while loading or unloading a boat on or off a trailer	200.00	190.00	210.00
Zoning Bylaw No. 1115	3.3a)	Keep or permit on any lot in any zone, object or chattel which is unsafe, unsightly, or adversely affects zone	500.00	490.00	510.00
	3.3b), c)	Use prohibited in Zone	500.00	490.00	510.00
	3.3d)	Land use that produces malodorous, toxic or noxious matter or generates vibrations, heat, glare or radiation discernible beyond boundaries of lot	200.00	190.00	210.00
	3.3e)	Tourist accommodation in residential zone	500.00	490.00	510.00
	3.3f)	Operation of gaming and gambling establishments in any zone	500.00	490.00	510.00
	3.5b)	Use prohibited unless approved by Agricultural Land Commission or subject to Agricultural Land Commission Act	500.00	490.00	510.00
	3.6b)	Non-compliance of required setback and siting requirements	500.00	490.00	510.00
	3.7a)	Building or structure placed, constructed, sunk into, erected, moved, sited, altered or enlarged that exceeds height	200.00	190.00	210.00
	3.8a)	Sight line requirements at intersection exceeds height	100.00	90.00	110.00
	4.1a)	Use of Marihuana Facility and Marihuana Operation in any zone where prohibited	500.00	490.00	510.00
	4.1b)	Use of Medical Marihuana Production Facility in any zone where prohibited, except where authorized	500.00	490.00	510.00
	4.4c)	Use of barbed wire, razor wire, electric current or hazardous material where prohibited	200.00	190.00	210.00
	4.4d)	Retaining wall exceeds height	50.00	40.00	60.00
4.5b)	Home Occupation that discharges or emits	100.00	90.00	110.00	
4.6	Temporary Building or structure that exceeds duration	50.00	40.00	60.00	
4.7b)i)	Intermodal storage container exceeds permitted number	50.00	40.00	60.00	
4.7b)ii)	Intermodal storage container in prohibited area	100.00	90.00	110.00	
4.7c)	Accessory storage building or structure not permitted	500.00	490.00	510.00	
6.7a)	Exceed number and type of motor vehicles permitted in residential zone	500.00	490.00	510.00	