

**TOWN OF LAKE COWICHAN
BYLAW NO. 728-2001**

A BYLAW TO IMPLEMENT A MUNICIPAL TICKET INFORMATION SYSTEM

WHEREAS Section 272 OF THE *Local Government Act* authorizes Council to, by bylaw, designate those bylaws for which the municipal ticket may be used as a means of bylaw enforcement;

AND WHEREAS Council is authorized to designate the use of any word or expression issued by a bylaw enforcement officer to designate an offence against a bylaw;

AND WHEREAS the *Local Government Act* authorizes Council to by law set the amount of fines in consultation with the Chief Judge of the Provincial Court;

AND WHEREAS it is deemed desirable to adopt a municipal ticket information system;

NOW THEREFORE the Council of the Town of Lake Cowichan in open meeting assembled, enacts as follows:

PART I - DEFINITIONS

- 1.0 The bylaws, which shall include any amendment thereto, listed in Column 1 of Schedule A to this Bylaw may be enforced by means of a ticket in the form prescribed for the purpose in Section 272 of the *Local Government Act*.
- 1.1 The persons appointed to the job positions or titles listed in Column 2 of Schedule A to this Bylaw are designated Bylaw Enforcement Officers pursuant to Section 272 (1) of the *Local Government Act* for the purpose of enforcing the bylaws listed in Column 1 of Schedule A opposite the respective job positions.
- 1.2 The words or expressions set forth in Column 1 of Schedule "B" through "M" attached to and forming part of this bylaw, designate the offences committed under the bylaw section appearing in Column 2 of Schedules "B" through "M" opposite the respective words or expressions.
- 1.3 The amounts set forth in Column 3 of Schedules "B" through "M" designate the fines established to Section 272 (5) of the *Local Government Act* for the corresponding offences designated in Column 2 of Schedules "B" through "M".
- 1.4 This Bylaw shall take effect upon the date of its adoption.

PART II - CITATION

- 2.0 This bylaw may be cited as the **Town of Lake Cowichan Ticket Information Bylaw No. 728-2001**.

READ A FIRST TIME on the 24th day of July, 2001.

READ A SECOND TIME on the 24th day of July, 2001.

READ A THIRD TIME on the 24th day of June, 2003.

FINES APPROVED BY THE CHIEF JUDGE OF THE PROVINCIAL COURT on the 18th day of July, 2003.

RECONSIDERED AND FINALLY PASSED on the 12th day of August, 2003.

MAYOR

CLERK

I hereby certify the foregoing to be a true and correct copy of "Town of Lake Cowichan Ticket Information Bylaw No. 728-2001" as adopted on the 12th day of August, 2003.

Clerk

TOWN OF LAKE COWICHAN**SCHEDULE "A"**

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Schedule	Designated Bylaw	Bylaw No.	Designated Bylaw Enforcement Officers
B	Animal Control Bylaw	756-2002	Bylaw Enforcement Officer, Animal Control Officer, and Poundkeeper
C	Building Bylaw	758-2003	Bylaw Enforcement Officer and Building Inspector
D	Business License Bylaw	777-2003	Bylaw Enforcement Officer and Building Inspector
E	Traffic Bylaw	759-2003	Bylaw Enforcement Officer and RCMP
F	Noise Bylaw	104-1957	Bylaw Enforcement Officer and RCMP
G	Sign Regulation Bylaw	752-2002 and 787-2004 amends	Bylaw Enforcement Officer, Building Inspector and Clerk
H	Untidy and Unsightly Premises Bylaw	727-2001	Bylaw Enforcement Officer
I	Water Bylaw	774-2003	Bylaw Enforcement Officer, Building Inspector and Superintendent, Public Works and Engineering Services
J	Sewer Bylaw	775-2003	Bylaw Enforcement Officer, Building Inspector and Superintendent, Public Works and Engineering Services
K	Garbage Bylaw	814-2005	Bylaw Enforcement Officer, Building Inspector and Superintendent, Public Works and Engineering Services
L	Zoning Bylaw	479-1987	Bylaw Enforcement Officer, Building Inspector and Clerk
M	Sidewalk and Boulevard Maintenance Bylaw	767-2003	Bylaw Enforcement Officer and Superintendent, Public Works and Engineering Services

TOWN OF LAKE COWICHAN**SCHEDULE "A"**

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Schedule	Designated Bylaw	Bylaw No.	Designated Bylaw Enforcement Officers
B	Animal Control Bylaw	756-2002	Bylaw Enforcement Officer, Animal Control Officer, and Poundkeeper
C	Building Bylaw	501-1989	Bylaw Enforcement Officer and Building Inspector
D	Business License Bylaw	730-2001	Bylaw Enforcement Officer and Building Inspector
E	Traffic Bylaw	759-2003	Bylaw Enforcement Officer and RCMP
F	Noise Bylaw	104-1957	Bylaw Enforcement Officer and RCMP
G	Sign Regulation Bylaw	752-2002	Bylaw Enforcement Officer, Building Inspector and Clerk
H	Untidy and Unsightly Premises Bylaw	727-2001	Bylaw Enforcement Officer
I	Water Bylaw	762-2003	Bylaw Enforcement Officer, Building Inspector and Superintendent, Public Works and Engineering Services
J	Sewer Bylaw	753-2002	Bylaw Enforcement Officer, Building Inspector and Superintendent, Public Works and Engineering Services
K	Garbage Bylaw	755-2003	Bylaw Enforcement Officer, Building Inspector and Superintendent, Public Works and Engineering Services
L	Zoning Bylaw	479-1987	Bylaw Enforcement Officer, Building Inspector and Clerk
M	Sidewalk and Boulevard Maintenance Bylaw	767-2003	Bylaw Enforcement Officer and Superintendent, Public Works and Engineering Services

TOWN OF LAKE COWICHAN**SCHEDULE "B"**

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Animal Control Bylaw

No. 756-2002

<u>Offence</u>	<u>Section</u>	<u>Fine</u>
Dog at large	6.1	\$ 75.00
No Dog License	5.1	\$ 35.00
License tag not affixed	5.6	\$ 25.00
Vicious dog not securely confined	8.3	\$ 150.00
Vicious dog not muzzled	8.4	\$ 150.00
Disturbance of peace by a dog	9.1	\$ 25.00
Failure to dispense of dog excrement	9.2	\$ 25.00
Hindering duties of Animal Control Officer or Poundkeeper	9.3	\$ 200.00
Breaking open Pound	9.4	\$ 100.00
Possession of animal with infectious disease	9.5	\$ 100.00
Unlawful keeping of Restricted Animal	10.1	\$ 100.00
Restricted Animal at large	10.2	\$ 100.00

TOWN OF LAKE COWICHAN

SCHEDULE "C"

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Building Bylaw

No. 501-1989

<u>Offence</u>	<u>Section</u>	<u>Fine</u>
No building permit	4.1	\$ 100.00
Tamper with certificate	4.3	\$ 100.00
Tamper with Notice	4.3	\$ 100.00
Refusal to allow inspection	4.4	\$ 150.00
Occupancy contrary to permit	4.6	\$ 100.00
Work contrary to plan	6.9	\$ 100.00

TOWN OF LAKE COWICHAN

SCHEDULE "D"

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Business License

No. 730-2001

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
No business license	3.1	\$	100.00
Operating in contravention of business license	3.3	\$	100.00
Fail to supply sub-trade list	7.1	\$	50.00
Fail to notify change in business	6.1	\$	50.00
Fail to change business address	6.4	\$	50.00
Disobey suspension order	13.1	\$	200.00

TOWN OF LAKE COWICHAN**SCHEDULE "E"**

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Traffic Bylaw

No. 759-2003

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
Damage to Traffic Control Device	3.04	\$	50.00
Removal of Traffic Control Device	3.04	\$	50.00
Damage to sidewalks	3.06	\$	250.00
Block Intersection	3.07	\$	25.00
Transport of extraordinary commodities without permit	3.09	\$	50.00
Unlawful parking	6.01	\$	25.00
Park on a sidewalk	6.03 (a)	\$	25.00
Park within two (2) metres of any public or private driveway	6.03 (b)	\$	25.00
Park within six (6) meters of any intersection or stop sign	6.03 (c)	\$	25.00
Park within six (6) meters of a fire hydrant	6.03 (e)	\$	100.00
Park within six (6) meters of a crosswalk	6.03 (f)	\$	50.00
Park oversize vehicles	6.03 (h)	\$	25.00
Park upon a bridge or within six (6) metres of a bridge	6.03 (j)	\$	50.00
Parking on residential road - exceeding GVW of 20,000 kg or length in excess of 7.5 metres for a period longer than two (2) hours.	6.04	\$	50.00
Parking in handicapped parking without official handicapped placard	6.05	\$	25.00
Class 3 vehicle used on residential roadways without written approval from Town	7.02	\$	25.00
Littering of roadway	8.03	\$	50.00
Construction or excavation of roadway without authorization of Town	8.04	\$	250.00
Noise or Operation of a boom car	8.06	\$	50.00
Placement or erection of structures on street without Town approval	8.07	\$	200.00
Alteration of access or construction of new access to property without permit	8.08	\$	200.00

TOWN OF LAKE COWICHAN

SCHEDULE "F"

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Noise Bylaw

No. 104-1957

<u>Offence</u>	<u>Section</u>	<u>Fine</u>
Animal Noise which Disturbs	2 (b)	\$ 25.00
Stereo Equipment Noise which Disturbs	2 (a)	\$ 100.00
Engine/Motor Vehicle Noise which Disturbs	2 (d)	\$ 100.00
Construction Noise which Disturbs	3 (e)	\$ 100.00
Demolition Noise which Disturbs	3 (e)	\$ 100.00
Loudspeaker Noise which Disturbs	3 (h)	\$ 100.00

TOWN OF LAKE COWICHAN

SCHEDULE "G"

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Sign Regulation Bylaw

No. 752-2002

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
No sign permit	3 (1)	\$	100.00
Posting political poster or bill without approval	8	\$	50.00
Signs not meeting permitted sign requirements	9	\$	100.00

TOWN OF LAKE COWICHAN

SCHEDULE "H"

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Untidy and Unsightly Premises Bylaw

No. 727-2001

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
Accumulate Rubbish on Premises	3.1	\$	100.00
Deposit Rubbish	3.2	\$	100.00
Unsightly Premises	3.4	\$	100.00
Place Graffiti	4.3	\$	100.00
Accumulate Brush	4.1	\$	100.00
Accumulate Noxious Weed	4.1	\$	100.00

TOWN OF LAKE COWICHAN**SCHEDULE "I"**

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Water Bylaw

No. 762-2003

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
Tampering or destruction of hydrant or other fixture of the waterworks	13.3	\$	250.00
Connection or cross connection between municipal water system and other water system or source of water supply	13.3	\$	100.00
Sprinkling restrictions ignored	14.5 (a)	\$	25.00
Failure to replace or repair defective pipes, fittings, valves, tanks or appliances causing a waste of water.	14.5 (c)	\$	25.00
Employment of any pump, booster or other device for the purpose of, or having the effect of, increasing water pressure in service lines without prior approval of the Town	14.5 (f)	\$	50.00

TOWN OF LAKE COWICHAN

SCHEDULE "J"

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Sewer Bylaw

No. 753-2003

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
Refusal to connect to sewer service	11	\$	100.00
Unauthorized drainage of a swimming pool	13	\$	50.00
Sewer not left uncovered for inspection	17	\$	150.00
Discharge of noxious waste into municipal sewer system	27	\$	200.00

TOWN OF LAKE COWICHAN

SCHEDULE "K"

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Garbage Bylaw

No. 755-2003

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
Residential garbage not put out on designated day	4.1	\$	25.00
Garbage not deposited in regulation garbage receptacle	5.1	\$	25.00
Garbage not contained in receptacle -strewn in or outside the dwelling	5.2	\$	50.00
Prohibited Materials	7.1	\$	50.00
Receptacles not in good repair	8.1	\$	10.00

TOWN OF LAKE COWICHAN**SCHEDULE "L"**

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Zoning Bylaw

No. 479-1987

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
Unlawful Use	5	\$	100.00
Fail to comply with Home Based Business regulations	4.15	\$	100.00
Unlawful Setback	5	\$	100.00
Exceed Maximum Building Height	4.1	\$	100.00
Exceed Maximum Floor Space Ratio	5	\$	100.00
Insufficient Building Elevation	4.17	\$	100.00
Exceed Maximum Parcel Coverage	5	\$	100.00
Insufficient Building Separation	5	\$	100.00
Exceed Maximum Gross Floor Area	5	\$	100.00
Unlawful Siting of Accessory Building	5	\$	100.00
Over height Fence	4.1	\$	100.00
Unlawful Storage of Vehicles	4.3	\$	100.00

TOWN OF LAKE COWICHAN**SCHEDULE "M"**

ATTACHED TO AND FORMING PART OF BYLAW NO. 728-2001

Sidewalk and Boulevard Care and Maintenance Bylaw

No. 767-2003

<u>Offence</u>	<u>Section</u>		<u>Fine</u>
Failure to clean sidewalks	2.1	\$	50.00
Failure to maintain boulevards	2.1	\$	50.00
Failure by business to comply with sidewalk clearance requirements	2.3	\$	200.00
Obstruction of boulevards and sidewalks with rubbish, derelict vehicles or landscaping material	3.1	\$	200.00
Damage to boulevards, sidewalks	3.1	\$	250.00
Use of unauthorized motorised vehicles on trails and sidewalks	3.1	\$	100.00