



The Village of
PORT CLEMENTS
"Gateway to the Wilderness"

36 Cedar Avenue West
PO Box 198
Port Clements, BC
V0T1R0
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7:00 PM, Monday, March 6th, 2023
Committee of the Whole

AGENDA

1. ADOPT AGENDA

2. REPORTS & DISCUSSIONS

D-1-Bylaw Review/Enforcement Potential
Consideration:

- *Bylaw No. 46, Regulations of Untidy and Unsightly Premises*
- *Bylaw No. 390, Dog Regulation*
- *Bylaw No. 434, Village of Port Clements Amended Dog*
- *Bylaw No. 435, Village of Port Clements Bylaw Enforcement Ticket Information*

3. ADJOURNMENT



The Village of
PORT CLEMENTS
“Gateway to the Wilderness”

36 Cedar Avenue West

PO Box 198

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OFFICE : 250-557-4295

Public Works : 250-557-4326

REPORT FOR COMMITTEE OF THE WHOLE

Author: Marjorie Dobson, CAO
Date: March 6, 2023
RE: Port Clements Bylaw Enforcement

BACKGROUND:

Bylaw enforcement refers to actions that the municipality takes to ensure members of the community comply with the municipal bylaws.

To enforce those rules, local governments may engage in a range of bylaw enforcement activities.

Most bylaw investigations are initiated after a complaint, although some bylaws are subject to ongoing inspections for compliance.

Bylaw violations

It is an offence to violate a local government bylaw. The *Community Charter* provides that contravention of a local government bylaw that regulates, requires, or prohibits is an offence.

The local government may use multiple approaches to address a contravention.

- Encourage the person responsible for the contravention to voluntarily rectify the situation.
- If the violation involves a property owner failing to act regarding their property as required in a bylaw, the local government may enter onto the property to take the required action and add that cost to the property taxes for the property.
- In relation to certain hazardous situations or declared nuisances, a local government may order a person to rectify the situation or take action to eliminate the hazard or damage and recover the costs from the person.
- Where compliance with a bylaw is a condition of a licence or permit, a local government may suspend the licence or permit until the person complies.
- Where efforts at getting voluntary compliance or taking action are not sufficient, a local government must decide whether the contravention of its bylaws justifies legal action to stop the activity from affecting the community or deter future instances of the behaviour or activity.

Bylaw notices

Under the *Local Government Bylaw Notice Enforcement Act*, local governments may establish a bylaw notice adjudication system. This legislation enables the creation of simple, more cost-effective administrative systems for enforcing minor bylaw contraventions, ranging from parking tickets to dog licensing and minor zoning infractions. For example, local governments may join to administer a bylaw notice system jointly to cover a broader geographic area more cost-effectively. (For example, City of Nanaimo, bylaw # 7159)

DISCUSSION

The Village of Port Clements has an active bylaw listing which spans from 1976 to 2022. Some are considered dated, and therefore needs to be revised.

The most frequent violations that the Village has addressed are those pertaining to trespassing, dog issues, unsightly premises, and zoning. Note however that the Village does not have a designated Bylaw Officer.

Our bylaw enforcement is complaint driven, and the general approach takes the form of a letter, along with the applicable quotes from the bylaw or the entire document depending on the gravity of the situation. In some cases, the violation is remedied through voluntary compliance from the first letter. In other cases, compliance is short lived.

When efforts at getting voluntary actions are not sufficient, the Village issues a warning notice that legal action will be pursued if the contravention continues. On some occasions, Village staff physically enters the property to ascertain whether the provisions and regulations of the bylaw have been complied - case in point violation of the zoning bylaw.

The record shows that in 2016, the Village enacted bylaw #435 - Enforcement Ticketing bylaw specifically relating to issues pertaining to dogs. Whether or not the bylaw has ever been enforced is questionable.

The Village currently pays a yearly fee to be a part of the Nanaimo Adjudication System but has never used the system. (See Deputy CAO report)

Our current bylaws are referenced when the need arises. However, it could be argued that our bylaws lack "teeth" or the power to make people obey on a continuous basis. This is a direct result of staff workload, and the absence of a designated bylaw enforcement officer.

Information obtained from other communities on island indicates that they are in a similar situation with their bylaw enforcement or lack thereof.

RECOMMENDATION: (i) Council can consider Collaborating with other incorporated communities on island, and the North Coast District to strategize bylaw enforcement.
(ii) Council Consider bylaw Enforcement in the Strategic Planning

STRATEGIC Strengthen the enforcement of municipal laws, enhance community, welfare, and accomplishing council desired goals.

FINANCIAL **(Corporate Budget Impact)**
Additional expenditure will be required to enforce the Village bylaws in an efficient and effective manner.

ADMINISTRATIVE **(Workload Impact and Consequence)**
Administrative time conferring with other bodies, reviewing legislation among other things.

Respectfully submitted:

Marjorie Dobson. CAO



REPORT TO COMMITTEE OF THE WHOLE

Author: Elizabeth Cumming, Deputy CAO
Date: March 6, 2023
RE: Bylaws & Bylaw Enforcement

BACKGROUND:

In 2018 The Village of Port Clements joined the Nanaimo Bylaw Notice Adjudication System as a means of improving its ability to enforce its bylaws, particularly after the adoption and issues with the Dangerous Dog Bylaws. The Municipal Ticketing Information process that the Village of Port Clements was using up to this point was inappropriate for the type of enforcement that Council had intended and there were other issues with it that posed challenges to bylaw enforcement. Joining the Nanaimo Adjudication System offered a cost-effective means to improve enforcement.

Current staff have limited information, but apparently to fully comply with the adjudication system, a *Bylaw Notice Enforcement* Bylaw that identified the municipality as part of the Nanaimo Adjudication system and a new *Bylaw Enforcement Ticket Information* Bylaw should have been adopted, but their development stalled due to workloads and strategic priority commitments and then staff turnover. The Village is part of the Nanaimo Adjudication System, but it has not enacted the required bylaws to make it functional.

At this same period, staff noticed inconsistencies in the administrative list of bylaws identifying which were active and non-active. It is critical for this list to be accurate as it identifies which bylaws are in force that staff are expected to enforce in the Village and the Village operates under. Staff investigated and determined it was necessary to review all the bylaws against the list to confirm that it was accurate. It was also considered that such a review could maximize the potential benefit from joining the Nanaimo Adjudication system, as there may be opportunity to update bylaws so that they are enforceable through the system.

DISCUSSION:

The main part of this bylaw review work occurred between 2019 – 2021, progressing slowly due to workloads and strategic priority commitments as well as staff turnover. The review resulted in the discovery of several bylaws that were active when they had been listed as repealed (ex. Bylaw #46), and a few repealed bylaws that had been listed as active. In October and November of 2021, Council reviewed and repealed several bylaws (33) that staff had found up to that point of the project as ones that should have been repealed (missed in the repeal of other bylaws, not in force so repealing is a good housekeeping measure, intended to be repealed but incorrectly repealed by resolution instead of by bylaws, etc). The Bylaw Review project was put on hold at the beginning of 2022.

Staff currently have an accurate list of what the Village's active bylaws are and have attached a list that includes the currently active bylaws (excluding bylaws pertaining to highway closures and repeal bylaws) to this report. There are 62 bylaws on this list. Council should regularly review its bylaws to ensure that they reflect the current standards and values of the Village, however, all bylaws prior to 2019 should especially be reviewed, with the 25 of these bylaws (including amendment bylaws) that were passed under the *Municipal Act* to be prioritized. The *Municipal Act* was replaced by the *Local Government Act* in 1998 and the later *Community Charter* in 2003. To staff's understanding, these older bylaws are still enforceable, but they should be prioritized for modernization and updating to follow current legislation. They should also be reviewed to consider whether they are necessary to have as a bylaw or whether they should be repealed, especially considering Village capacity to enforce.

Staff have not received detailed information, but the police (RCMP) have previously identified that if the Village's bylaws are written a certain way to give the police the ability to enforce them, then the RCMP may be able to enforce them. More research needs to be done to be certain of the extent of this potential and how it specifically works, but this may also be an avenue to alleviate enforcement issues. Likely for both this path and the Nanaimo Adjudication system all the relevant bylaws will need to be revised to enable them to be enforced through either of these ways.

STRATEGIC

(Guiding Documents Relevancy – OCP)

Municipal bylaws are the governing laws passed by Council to exercise their statutory authority to regulate the community in certain areas. They may be used for a variety of different purposes, such as regulating services, prohibiting activities, requiring certain actions or standards to be met. Bylaws are a fundamental aspect of municipal governance.

FINANCIAL

(Corporate Budget Impact)

Changes in bylaws can have direct or indirect financial impacts, depending on the bylaw.

ADMINISTRATIVE

(Workload Impact and Consequence)

Administrative staff are involved in researching and updating bylaws, staff also enforce and implement bylaws. Researching, reviewing and updating bylaws can take a significant amount of time and capacity, depending on the bylaw.

Respectfully submitted: Elizabeth Cumming, Deputy CAO.

A handwritten signature in cursive script, appearing to read 'Elizabeth Cumming', followed by a large, stylized flourish.

Count	NUMBER	TITLE	ADOPTED	ACTIVE	AMENDS BYLAW	REPEALS BYLAW	LEGISLATION
1	40	Village of Port Clements Street and Traffic	1976	yes			municipal act
2	46	Regulations of Untidy and Unsightly Premises	1979	yes			municipal act
3	65	Regulation of Shooting	1978	yes			municipal act
4	91	Village of Port Clements Volunteer Fire Department	1980	yes			municipal act
5	136	Village of Port Clements Water and Sewer Extension	1983	yes			municipal act
6	139	Port Clements House Numbering	1983	yes			municipal act
7	141	Business Licence	1984	yes		35	municipal act
8	184	Zoning Bylaw	1990	yes		150 and amendments	municipal act
9	186	The Village of Port Clements Board of Variance Jurisdiction and Procedure	1990	yes			municipal act
10	188	Water Regulations	1988	yes		66	municipal act
11	195	The Village of Port Clements Subdivision Servicing	1992	yes		127 and amendments	municipal act
12	196	The Corporation of the Village of Port Clements Mobile Home Park, Tourist Trailer Park and Campground Regulation	1990	yes			municipal act
13	218	Village of Port Clements Zoning Amendment	1990	yes	184		municipal act
14	231	Village of Port Clements Zoning Amendment	1991	yes	184		municipal act
15	244	Village of Port Clements Zoning Amendment	1993	yes	184		municipal act
16	261	Village of Port Clements Zoning Amendment	1994	yes	184		municipal act
17	263	Village of Port Clements Zoning Amendment	1995	yes			municipal act
18	264	Village of Port Clements Zoning Amendment	1995	yes	184		municipal act
19	265	Village of Port Clements Zoning Amendment	1995	yes	184		municipal act
20	271	Village of Port Clements Zoning Amendment	1995	yes	184		municipal act
21	272	Village of Port Clements Zoning Amendment	1996	yes	184		municipal act
22	279	Village of Port Clements Zoning Amendment	1997	yes	184		municipal act
23	290	Village of Port Clements Zoning Amendment	1998	yes	184		municipal act
24	292	Village of Port Clements Zoning Amendment	1999	yes	184		municipal act
25	295	Village of Port Clements Zoning Amendment	1999	yes	184		municipal act
26	316	Subdivison Servicing Amendment	2001	yes	195		local government act
27	317	Port Clements Harbour Operation, Maintenance, and Administration	2001	yes			local government act
28	318	Port Clements Harbour Regulation	2001	yes		36 and amendments	local government act
29	370	Sewer Frontage Tax	2009	yes		88, 190	Community Charter
30	377	Village of Port Clements Volunteer Fire Department Amendment	2010	yes	91		Community Charter
31	384	Records Retention and Disposal	2011	yes			Community Charter
32	390	Dog Regulation	2012	yes			Community Charter
33	392	Village of Port Clements Well Regulation	2012	yes			Community Charter
34	397	Fire Inspection Policy	2012	yes		319	BC Fire Services Act
35	398	Official Community Plan	2013	yes		140	local government act
36	402	Zoning Bylaw Amendment	2013	yes	184		Community Charter
37	403	Fee Setting	2014	yes		335, 360, 369	Community Charter
38	407	Port Clements Recreation Commission	2013	yes		324	Community Charter
39	408	Village of Port Clements Emergency Management Commission	2013	yes		303	Community Charter
40	412	Water Frontage Tax	2014	yes		371	Community Charter
41	416	An amendment to Bylaw 403, 2014 which establishes fees, rates and charges for municipal services, rentals and sales	2014	yes			Community Charter
42	420	Elections and Asset Voting	2015	yes		251	Local Government Act
43	425	Official Community Plan Bylaw Amendment	2015	yes	398		Community Charter
44	426	Zoning Amendment	2015	yes	184		Community Charter
45	434	Village of Port Clements Amended Dog	2016	yes	390		Community Charter
46	435	Village of Port Clements Bylaw Enforcement Ticket Information	2016	yes			Community Charter
47	442	Zoning Amendment	2017	yes	184		Community Charter
48	453	Reserve fund for Northern Capital and Planning Grant	2019	yes			Community Charter
49	454	Permissive Exemption	2019	yes			Community Charter
50	457	Vibrant Community Commission	2020	yes		406	Community Charter
51	460	Council Procedure Bylaw	2020	yes		422, 422-1	Community Charter
52	465	Council Remuneration	2021	yes		418	Community Charter
53	469	Sewer Rates	2022	yes		410	Community Charter
54	470	Water Rates	2022	yes		411	Community Charter
55	471	Berthage and Moorage	2022	yes		409, 441	Community Charter
56	472	Municipal Officials Indemnification	2022	yes		310	Community Charter & Local Government Act
57	473	Officers Appointment	2022	yes		428	Community Charter
58	474	Delegation	2022	yes			Community Charter
59	475	Sunset Park Campground	2022	yes		325, 327	Community Charter
60	476	Land Development Application Procedures	2022	yes		185, 399	local government act
61	477	The Financial Plan for the Years 2022-2026	2022	yes			Community Charter
62	479	Procedural Amendment	2022	yes	460		Community Charter

water/sewer system
land development
zoning
Organizational
Commission

THE VILLAGE OF PORT CLEMENTIS

BY-LAW NO. 46

Being a by-law to Regulate Untidy and Unsightly Premises within the limits of the Village of Port Clementis.

WHEREAS it is deemed necessary and expedient to regulate untidy and unsightly premises and require the owners or occupier of real property or their agents, to remove therefrom any accumulation of filth, discarded materials, rubbish, brush, noxious weeds or other weeds and for providing that in default of such removal the Municipality by its workmen and others, may enter and effect such removal at the expense of the person so defaulting.

NOW THEREFORE the Council of the Village of Port Clementis in open meeting assembled in pursuance of Section 870 of the "Municipal Act" enacts as follows:

1. No person or persons shall accumulate or permit to cause to accumulate filth, discarded materials, including disused or stripped automobiles and parts, or rubbish, brush, noxious weeds of any kind on his or their premises or the premises that he or they occupy
2. The owners and occupiers of real property and their agents shall take every measure necessary to remove such accumulated filth, discarded materials and rubbish of every kind from their premises or the premises which they occupy or represent.
3. The Council shall appoint by resolution, such of its officers and employees as it may deem necessary as inspectors to enter upon premises within the Municipality during reasonable hours to inspect the said premises and determine whether there is any accumulation of filth, discarded materials or rubbish on the said premises.
4. In the event that the Inspector determines that there is a violation of this By-law, he shall notify the owner or occupier of the real property that in his opinion there is an accumulation of filth, discarded materials or rubbish on the said premises and the Inspector shall designate the material that he considers an accumulation aforesaid to the owner or occupier and forthwith file a report with the Municipal Clerk. He shall also advise the owner or occupier that in the event of the said owner or occupier disputes the determination of the Inspector he should do so by a written objection letter to the Municipal Clerk specifying his objection and providing reason why he disputes the determination that there is an accumulation of filth, discarded material, or rubbish of the said premises.
5. No person or persons in the process of clearing or causing to be cleared their own property shall push or cause to be pushed such debris as rocks, stumps, rubbish, etc. over their own property line onto the adjoining property or adjoining road allowances, boulevards etc.
6. Upon receipt from the Inspector, the Municipal Clerk shall give notice to the owner or occupier of real property to remove therefrom the said accumulation within fourteen days from the date of the said written notice and also stating that in the event that the said owner or occupier shall not remove the said accumulation, the Municipality may then enter upon the premises and effect such removal at the expense of the said owner or occupier, and in default of payment, that the said charge shall be added to the taxes payable in respect of the real property aforesaid. In the event that the owner or occupier files a notice of objection as above provided the Municipal Clerk will refer the same to the Inspector for a further inspection. The Inspector shall then re-examine the premises and make a second report and should the Inspector still designate that there is a accumulation of filth, discarded material, or rubbish on the said premises the Municipal Clerk shall forward a second notice advising the owner or occupier of this determination and demanding the removal as aforesaid and advising that if the owner/occupier is still not in agreement with the designation he may appeal to the Village Council for relief within fourteen (14) days of receipt of notice.

Upon expiration of the notice provided by the Municipal Clerk, the Inspector shall again examine the premises and in the event that the accumulation has not been removed, he shall immediately report to the Municipal Clerk who may order the removal of the said accumulation under the supervision of the Inspector and in the event the costs shall be charged to the occupier in the possession of the premises by service of a bill to him by registered mail, and in the event it is not paid by December 31st of that year, it shall be added to form part of the taxes in respect of the real property as taxes arrears. In the event of failure of payment of the said charge as aforesaid, the Municipal Clerk by authority of this by-law shall direct the Collector to add the charge to the taxes for that year.

8. Notwithstanding the right of the Municipality to remove the said accumulation of filth, discarded materials or rubbish of any kind, it shall be an offence against this by-law for an owner or occupier of real property to permit his property to remain untidy or unsightly and upon conviction of accumulating filth, discarded material or rubbish of any kind contrary to this by-law. Any Justice of the Peace or other Court which convicts any person, pursuant to Section 232, Subsection 1 of the "municipal Act" being Chapter 255 of the Statutes of British Columbia, 1960 as amended, of an offence against this by-law is hereby authorized to impose a fine or penalty not exceeding One Hundred Dollars (\$100.00) upon such person for each day or part of a day upon which such offence was committed..
9. This by-law shall be known and cited for all purposes as "Regulations of Untidy and Unsightly Premises By-law No. 46, 1979."

READ A FIRST TIME THIS 15th day of February, 1979.

READ A SECOND TIME THIS 15th day of February, 1979.

READ A THIRD TIME THIS 12th day of March, 1979.

RECONSIDERED AND FINALLY ADOPTED THIS 12th day of March, 1979.

CERTIFIED a true copy of
by-law No. 46 cited as
"A by-law to Regulate Untidy
and Unsightly Premises
within the limits of the
Village of Port Clements,
1979."

E. O'Brien
CLERK

[Signature]
MAYOR

[Signature]
CLERK

A true copy of By-Law No. 46,
registered in the office of the Inspector
of Municipalities this 27th day of
March 1979.
[Signature]
Deputy Inspector of Municipalities

VILLAGE OF PORT CLEMENTS

BYLAW NO.390, 2012

A Bylaw to deal with the Control of dogs in Port Clements

The Council for the Village of Port Clements in open meeting assembled, enacts as follows:

WHEREAS the Council of the Village of Port Clements has deemed it in the best interest of the residents of the Village of Port Clements to regulate the keeping of dogs within the Village of Port Clements;

NOW THEREFORE the Council for the Village of Port Clements, in open meeting assembled, enacts as follows:

1. DEFINITIONS

"dog" shall mean any animal of the canine species.

"bylaw enforcement officer" shall mean the person appointed by the Village of Port Clements to enforce the provisions of this bylaw and any amendments thereto.

"leash" shall mean a line, rope, chain or other suitable device used for restraining a dog and which does not exceed six feet in length, and which is made of a material of a sufficient strength that the dog cannot break it.

"owner" in respect of any dog shall include any person who owns, possesses, or harbours any dog, or has custody, control or care of any dog.

"running at large" shall mean a dog that is beyond the boundaries of land occupied by the owner of the dog, or beyond the boundaries of any lands where the dog may be with the permission of the owner or occupant of the said lands and where it is not under control by being:

- In direct continuous charge of a person competent and capable to control it; or
- Securely confined within an enclosure; or
- Securely fastened by a leash so that it cannot roam at will.

"dangerous dog" for the purposes of this bylaw will have the same meaning as per the Community Charter section 49 as may be amended from time to time.

2. Regulations

a) No dog within the Village of Port Clements shall be permitted to run at large.

b) No person who owns, harbours, possesses or has custody or control of a dog shall hinder, delay or obstruct an Officer of the Village of Port Clements or the RCMP from carrying out the provisions of this Bylaw.

c) Dangerous Dogs – any person that owns, harbours, possesses, has control or custody of a Dangerous dog as defined by the Community Charter shall:

1. At all times while the dog is on property owned or controlled by such person keep the dog securely confined either indoors or in an enclosed structure capable of preventing the entry of other persons or the inadvertent or deliberate loosing of the dangerous dog from its confinement.

2. Post on all property boundaries that face a street, road, lane, public walkway or alleyway warning signs that are a minimum of one square foot with lettering a minimum of two inches in height that state "DANGEROUS DOG ON PREMISES", and keep said signs in good repair and readily visible from the street, road, lane, public walkway or alleyway, and where a property boundary exceeds fifty feet place additional warning signs so that there is at least one sign every twenty five feet along the boundary.

3. When the dog is off the property on which it normally resides, the owner of a dangerous dog shall at all times ensure the dog is securely muzzled, on a leash and under the control of a competent person.

4. Ensure that the dog does not chase, injure or bite a person or domestic animal, run at large or damage property.

5. Immediately advise the Village of Port Clements if the dog is at large, missing or has been sold/given to a new owner.

d) Where a dangerous dog has caused serious injury to a person or killed a domestic animal as defined by the Community Charter the Village of Port Clements can seek a Provincial Court Order to have the dog humanely destroyed.

3. This bylaw may be cited as "Dog Regulation Bylaw No 390, 2012".

READ A FIRST TIME THIS 19th DAY OF March, 2012

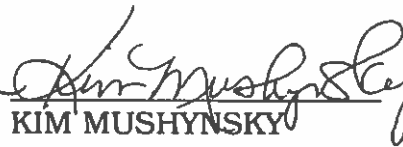
READ A SECOND TIME THIS 19th DAY OF March, 2012

READ A THIRD TIME THIS 19th DAY OF March, 2012

RECONSIDERED AND ADOPTED THIS 2nd DAY OF April, 2012.



WALLY CHEER
MAYOR



KIM MUSHYNSKY
CLERK/TREASURER

CERTIFIED A TRUE COPY OF VILLAGE OF
PORT CLEMENTS DOG REGULATION BYLAW NO. 390, 2012

VILLAGE OF PORT CLEMENTS

BYLAW NO. 434, 2016

**A BYLAW TO AMEND THE DANGEROUS DOG
BYLAW #390, 2012**

A. WHEREAS the Village of Port Clements Council has deemed it prudent and necessary to formally regulate dogs within the Municipal boundaries

B. NOW THEREFORE, the Council of the Village of Port Clements in open meeting assembled, ENACTS AS FOLLOWS:

C. Title

This Bylaw may be known and cited as the "Village of Port Clements Amended Dog Bylaw, No. 434, 2016".

D. Amendment

Under Section 2 – Regulations of Bylaw 390, 2012 the Village is adding:

e) Dog owners are required to license their dogs in the Village of Port Clements. There is a one-time fee for licensing of \$15.00 which will include a tag and number being assigned to the dog. After initial licensing, owners can purchase a replacement tag for \$5.00 if the original one is lost.

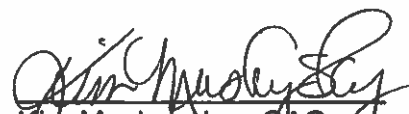
E. Effective Date

This bylaw shall come in to effect January 1, 2017.

READ A 1ST TIME THIS 18th DAY OF July, 2016
READ A 2ND TIME THIS 2nd DAY OF August, 2016
READ A 3RD TIME THIS 15th DAY OF August, 2016
RECONSIDERED AND ADOPTED THIS 6th DAY OF September, 2016



Ian Gould – Mayor


Kim Mushynsky - CAO

VILLAGE OF PORT CLEMENTS

BYLAW NO. 435, 2016

**A BYLAW TO IMPLEMENT A BYLAW ENFORCEMENT
TICKET INFORMATION BYLAW**

A. WHEREAS by Section 260 and Division 3 of Part 8 of the *Community Charter* the Council is authorized by bylaw to:

- (a) designate a bylaw for the purpose of this section, other than a bylaw in relation to a matter prescribed by regulation;
- (b) designate as a Bylaw Enforcement Officer, a person who comes within a class of persons prescribed by regulation; and
- (c) authorize the use of any word or expression on a ticket to designate an offence against a bylaw.

B. NOW THEREFORE, the Council of the Village of Port Clements in open meeting assembled, ENACTS AS FOLLOWS:

1. Title

This Bylaw may be known and cited as the "Village of Port Clements Bylaw Enforcement Ticket Information Bylaw, No. 435, 2016".

2. Designation of Bylaws to be Enforced by Ticket

The bylaws listed in Column I of Schedule 1 to this bylaw may be enforced by means of a ticket in the form prescribed for the purpose of Section 264 of the *Community Charter*.

3. Designation of Bylaw Enforcement Officers

The persons appointed to the job positions or titles listed in Column II of Schedule 1 to this bylaw are designated as Bylaw Enforcement Officers pursuant to Section 264 of the *Community Charter* for the purpose of enforcing the bylaws listed in Column I of Schedule 1 opposite the respective job positions.

4. Designation of Offences

The words or expressions set forth in Column I of Schedules 2 to this bylaw designate the offence committed under the bylaw section number appearing in

Column II opposite the respective words or expressions.

5. Designation of Fines

The amounts appearing in Column III of Schedule 2 to this bylaw are the fines set pursuant to section 265 of the *Community Charter* for the corresponding offences designated in Column I.

6. Schedules

For the purposes of this bylaw, Schedules 1 & 2 are attached to and form part of this bylaw.

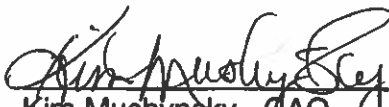
7. Effective Date

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READ A 1ST TIME THIS 18th DAY OF July, 2016
READ A 2ND TIME THIS 2nd DAY OF August, 2016
READ A 3RD TIME THIS 15th DAY OF August, 2016
RECONSIDERED AND ADOPTED THIS 6th DAY OF September, 2016



Ian Gould – Mayor



Kim Mushynsky - CAO

SCHEDULE 1

Column I

Column II

Designated Bylaws

**Designated Bylaw Enforcement
Officers**

1. Village of Port Clements Dog
Bylaw No. 390, 2012
And Amendment Bylaw
No 434, 2016

Animal Control Officer
Bylaw Enforcement Officers
CAO
Royal Canadian Mounted Police

SCHEDULE 2

COLUMN I	COLUMN II	COLUMN III
Village of Port Clements Dog Control Bylaw No.390, 2012 & Amendment No. 434, 2016	Section of Bylaw	Amount of Fine
1. No licence	Section 2(e)	\$ 25.00
2. Dog at large (1 st offence in a year)	Section 2(a)	\$ 50.00
3. Dog at large (2 nd offence in a year)	Section 2(a)	\$ 75.00
4. Dog at large (more than 2 offences)	Section 2(a)	\$ 100.00 each time