VILLAGE OF ANMORE

BYLAW NO. 625-2021

A bylaw respecting the enforcement of bylaw notices

WHEREAS The Local Government Bylaw Notice Enforcement Act (the "Act") provides that a local government may deal with the contravention of a bylaw by bylaw notice.

NOW THEREFORE the Council of the Village of Anmore in open meeting assembled enacts as follows:

- 1. This Bylaw may be cited as the "Anmore Bylaw Notice Enforcement Bylaw No. 625-2021".
- 2. Definitions
 - a) In this Bylaw,
 - "Act" means the Local Government Bylaw Notice Enforcement Act and subsequent regulations;
 - "Village" means the Village of Anmore;
 - "Registry" means the Village of Anmore Bylaw Notice Adjudication Registry established under S.6 of this Bylaw.
 - b) Other terms used in this Bylaw have the same meaning as defined terms in the Act.
- 3. Bylaw Contraventions

The bylaw contraventions designated in Schedule A of this bylaw may be dealt with by bylaw notice.

4. Penalties

The penalty for a bylaw contravention is as follows:

- a) the penalty is set out in the column titled "Penalty" of Schedule A for each particular bylaw;
- b) if payment is received by the Village within 14 days of the person receiving or being presumed to have received the bylaw notice, the discounted penalty is listed in the column titled "Penalty with Discount" of Schedule A;
- c) if payment is received more than 30 days after the person receiving or being

presumed to have received the bylaw notice or where the penalty remains unpaid, the penalty is listed in the column noted "Penalty with Surcharge" of Schedule A.

5. Payment/Dispute Adjudication

- a) A person who receives a bylaw notice must, within 14 days of the date on which the person received or is presumed to have received the bylaw notice:
 - i. pay the penalty as indicated on the bylaw notice, or
 - ii. request dispute adjudication by completing the applicable portion of the bylaw notice indicating either a payment or a dispute and delivering it, or causing it to be delivered or mailed, to the Village of Anmore at 2697 Sunnyside Road, Anmore, B.C. V3H 5G9, or by leaving it in the Village's after-hours mailbox at the Village Hall.
- b) A person may pay the indicated penalty more than 14 days after receiving the bylaw notice, but no person may dispute the bylaw notice contravention more than 14 days after receiving the bylaw notice.
- c) Where a person was not served personally with a bylaw notice and advises the Village that he or she did not receive a copy of the original bylaw notice, the time limit for responding to a bylaw notice does not begin to run until a copy of the bylaw notice is re-delivered to that person in accordance with the Act.

6. Bylaw Notice Dispute Adjudication Registry

- a) The Registry is established as a bylaw notice dispute adjudication system in accordance with the Act to resolve disputes in relation to bylaw notices.
- b) Every person who is unsuccessful in a dispute adjudication in relation to a bylaw notice must pay the Village an additional fee of \$25 for the purpose of the Village recovering the costs of the adjudication system.

7. Bylaw Enforcement Officers

Persons acting as any of the following are designated as bylaw enforcement officer for the purposes of this Bylaw and the Act:

- a) Members of the Royal Canadian Mounted Police;
- b) Bylaw Enforcement Officers appointed pursuant to the Police Act and the Community Charter;
- c) Local Assistants to the Fire Commissioner under section 6 of the Fire Services Act:
- d) Building Official, Manager Responsible for Development Services, Fire Chief, Chief Administrative Officer.

8. Screening Officers

- a) The position of screening officer is established.
- b) The following are designated classes of persons that may be appointed as screening officers and Council may appoint screening officer from these classes of persons by name, or officer or otherwise:
 - i. Manager responsible for Development Services;
 - ii. Chief Administrative Officer;
 - iii. Fire Chief;
 - iv. Bylaw Enforcement Officer;

9. Powers and Duties of Screening Officer

The powers and duties of screening officers are as set out in the Act, and include the following:

- a) the screening officer must, upon receipt of a request for dispute adjudication from a person against whom a contravention is alleged, advise the person of the bylaw notice adjudication system established by this Bylaw and the Act, and of the opportunity to proceed to dispute adjudication of the bylaw notice;
- b) where requested by the person against whom a contravention is alleged, communicate information respecting the nature of the contravention, the provision of the bylaw contravened, the facts on which the contravention allegation is based, the penalty for a contravention and the fee or fees payable in relation to the bylaw notice enforcement process;
- c) communicate with any or all the following for the purposes of performing their functions under this bylaw or the Act:
 - the person against whom a contravention is alleged or his or her representative;
 - ii. the officer issuing the Notice;
 - iii. the complainant or his or her representative;
 - iv. the Village's staff regarding the disputant's history of bylaw compliance;
- d) review the Village's records regarding the disputant's history of bylaw compliance;
- e) cancel or confirm bylaw notices in accordance with the Act and Village policies and guidelines;
- f) refer the disputant for an adjudication hearing;

10. Form of Bylaw Notice.

The Village may from time to time provide for the form or forms of the bylaw notice, provided that the bylaw notice complies with the Act.

11. Schedules

The following schedule is attached to and forms part of this Bylaw:

a) Schedule A – Designated Bylaw Contraventions and Penalties;

12. Severability

If any section, subsection or clause of this Bylaw is held invalid by a court of competent jurisdiction, the invalid portion shall be severed and the remainder of this Bylaw shall be deemed to have been adopted without the invalid and severed section, subsection or clause.

READ a first time the	4 th day of	May, 2021
READ a second time the	4 th day of	May, 2021
READ a third time the	4 th day of	May, 2021
ADOPTED this	18 th day of	May, 2021

"John McEwen"
 MAYOR
"Karen Elrick"
CORPORATE OFFICER

Schedule A Designated Bylaw Contraventions and Penalties

Bylaw	Page #
Anmore Business License Bylaw No. 263-1999	6
Anmore Dog Control Bylaw No. 270-2000	6
Anmore Drinking Water Conservation Plan Bylaw No. 579-2018	6
Anmore Erosion and Sediment Control Bylaw No. 547-2016	6
Anmore Fire Protection Bylaw No. 578-2018	7-8
Anmore Fireworks Bylaw No. 569-2017	8-9
Anmore Highway Regulation Bylaw No. 586-2018	9-14
Anmore Noise Control Bylaw No. 517-2011	14
Anmore Parking Regulation and Enforcement Bylaw No. 308-2001	15
Anmore Property Maintenance Bylaw No. 188-1996	15
Anmore Sedimentation and Discharge Control Bylaw No. 309-2001	16
Anmore Smoking Control Bylaw No. 448-2008	16
Anmore Soil Deposit Bylaw No. 81-1992	17
Anmore Solid Waste Management Bylaw No. 554-2016	17
Anmore Tree Management Bylaw No. 587-2018	17
Anmore Zoning Bylaw No. 568-2017	18

Anmore Business Licence Bylaw No. 263-1999				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Operating a business without a licence	33	\$500	\$350	\$500

Anmore Dog Control Bylaw No. 270-2000				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Dog off leash	5.10	\$100	\$70	\$130
No dog licence/tag	6.5, 6.8	\$100	\$70	\$130

Anmore Drinking Water Conservation Plan Bylaw No. 579-2018				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Stage 1 Restrictions Offence	6.3 a)	\$100	\$70	\$130
Stage 2 Restrictions Offence	6.3 b)	\$200	\$140	\$260
Stage 3 Restrictions Offence	6.3 c)	\$300	\$210	\$390
Stage 4 Restrictions Offence	6.3 d)	\$400	\$280	\$500

Anmore Erosion and Sediment Bylaw No. 547-2016				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Prohibition of Discharge	3.1	\$500	\$350	\$500
Non-compliance with ESC plan	3.2	\$500	\$350	\$500

Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Failure to comply with order	4.1 - 4.7, 7.1, 8.19, 15.2	\$500	\$350	\$500
Obstructing exit	7.2	\$200	\$140	\$260
Failure to adopt and practice system of fire drills or exercises	7.3	\$200	\$140	\$260
Failure to maintain life safety devices	7.4	\$200	\$140	\$260
Obstruct a member or inspector	8.3, 8.7	\$200	\$140	\$260
Tamper, damage, disconnect or drive over equipment or hose	8.11	\$200	\$140	\$260
Failure to remove hazard	8.12	\$200	\$140	\$260
Failure to maintain receptacles	8.13	\$200	\$140	\$260
Failure to maintain fire separations	8.14	\$200	\$140	\$260
Improper deposit of combustibles	8.15, 8.16, 8.17	\$200	\$140	\$260
Failure to maintain chimney, stove pipe or flue	8.18	\$200	\$140	\$260
Misuse of gas or electrical appliances	8.20	\$200	\$140	\$260
Failure to report fire	9.1	\$200	\$140	\$260
Entry of restricted area	9.3	\$200	\$140	\$260
Failure to prevent fire hazard	11.1	\$200	\$140	\$260
Failure to secure vacant building after fire	11.2.1	\$200	\$140	\$260
Failure to secure vacant premises	11.3.1	\$200	\$140	\$260
Block, hinder or obstruct emergency access route or Obstruct road, street, fire access route, service road	12.1, 14.6	\$500	\$350	\$500

Anmore Fire Protection Bylaw #578-2018				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Failure to provide access and keys	12.3	\$200	\$140	\$260
Obstruct or tamper with fire hydrant or fire protection device	14.4, 14.5	\$500	\$350	\$500
Failure to maintain or upgrade system	16.1	\$200	\$140	\$260
Failure to maintain fire department connections	16.2	\$200	\$140	\$260
Unlawful fire alarm activation	16.3	\$200	\$140	\$260
Failure to maintain fire protection device	17	\$200	\$140	\$260
Failure to provide contact person	18.1	\$200	\$140	\$260
Failure for contact person to arrive within 45 minutes	18.2	\$200	\$140	\$260
Failure to provide proper addressing	19.1	\$200	\$140	\$260
Failure to provide fire safety plan	20.1, 20.2, 20.3.1	\$200	\$140	\$260
Failure to ensure emergency access route to a construction or demolition site	20.3.2	\$500	\$350	\$500
Failure to maintain adequate water supply	20.3.3	\$200	\$140	\$260
Failure to obtain open air fire permit	21.1	\$200	\$140	\$260
Burning prohibited materials	21.4	\$200	\$140	\$260

Anmore Fireworks Bylaw No. 569-2017					
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge	
Improper storage of fireworks	4.3	\$100	\$70	\$130	

Anmore Fireworks Bylaw No. 569-2017				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Selling fireworks without authorization	5.1	\$200	\$140	\$260
Unauthorized use or possession of fireworks	6.1	\$150	\$105	\$195

Anmore Highway Regulation Bylaw No. 586-2018				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Fail to remove glass or debris after accident	4.1 (a)	\$400	\$280	\$500
Allow or garbage or recycling material on the traveled portion of highway	4.1 (b)	\$400	\$280	\$500
Place ice or snow or leaves or yard waste upon highway	4.1 (c)	\$400	\$280	\$500
Place or permit anything to obstruct drivers' sight distance at or near an intersection	4.1 (d)	\$400	\$280	\$500
Interfere with or remove any traffic control device	4.1 (e)	\$500	\$350	\$500
Littering on a highway	4.1 (f)	\$500	\$350	\$500
Drag or skid anything causing damage to a highway	4.1 (h)	\$500	\$350	\$500
Deposit any noxious or filthy substance, liquid or thing on a highway	4.1 (i)	\$500	\$350	\$500
Placing or deposit of debris or chattel or material to occupy a highway	4.2 (a)	\$500	\$350	\$500
Leave any excavation or obstruction on highway	4.2 (b)	\$500	\$350	\$500

Anmore Highway Regulation Bylav	v No. 586-201	18		
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Cause damage to highway or trees	4.2 (c) and (i)	\$500	\$350	\$500
Stop flow through any drain, culvert or sewer on or through a highway	4.2 (d)	\$500	\$350	\$500
Place, construct or maintain obstruction, structure, sign or thing on a highway	4.2 (e)	\$500	\$350	\$500
Construct or maintain a ditch, sewer or drain that may cause damage to a highway	4.2 (f)	\$500	\$350	\$500
Mark or deface a highway or structure thereon	4.2 (g)	\$500	\$350	\$500
Drive over curb, boulevard, sidewalk or ditch	4.2 (h)	\$200	\$140	\$260
Operate a vehicle while sounding a noise making device	4.2 (j)	\$200	\$140	\$260
No highway use permit for a parade or procession	4.2 (k)	\$500	\$350	\$500
Conduct construction or traffic control on highway	4.2 (I)	\$500	\$350	\$500
Conduct construction adjacent to highway	4.2 (m)	\$400	\$280	\$500
Block or re-direct traffic	4.2 (n)	\$500	\$350	\$500
Occupy highway or airspace above	4.2 (o)	\$500	\$350	\$500
Install or interfere with a traffic control device	4.2 (p) and (q)	\$500	\$350	\$500
Construct access route to highway without a permit	4.2 (r)	\$500	\$350	\$500
Transport dangerous goods where restricted	4.2 (s)	\$500	\$350	\$500

Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Camp on a highway	4.2(t)	\$500	\$350	\$500
Operate crane or forklift on or over highway	4.2 (u)	\$500	\$350	\$500
Use explosives on or over highway	4.2 (v)	\$500	\$350	\$500
Interfere or obstruct free flow of traffic	4.2 (w)	\$500	\$350	\$500
Place, cause or allow anything on highway to impede traffic	4.2 (x)	\$500	\$350	\$500
Cause counter-weight of crane to extend beyond construction site	4.2 (y)	\$500	\$350	\$500
No stunting or loud noise	4.3 and 8.4	\$400	\$280	\$500
Failure to comply with Bylaw Officer, Peace Officer, Fire Fighter	4.4	\$400	\$280	\$500
Oversized load	6.1	\$400	\$280	\$500
Exceeds licenced GVW	6.4(a)	\$400	\$280	\$500
Weight of axle exceeds weight permitted	6.4(b)	\$500	\$350	\$500
Failure to comply with vehicle dimension regulations – with load	6.4(c)(i)	\$400	\$280	\$500
Failure to comply with vehicle dimension regulations – without load	6.4(c)(ii)	\$400	\$280	\$500
Distance between axle does not conform to regulation	6.4(d)	\$400	\$280	\$500
Overweight commercial vehicle	6.5	\$500	\$350	\$500
Unauthorized use of engine brake	6.6	\$400	\$280	\$500
Drive extraordinary vehicle on highway	6.7	\$500	\$350	\$500
Failure to produce Extraordinary Vehicle Agreement	6.8	\$400	\$280	\$500

Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Failure to comply with conditions of Extraordinary Vehicle Agreement	6.10	\$400	\$280	\$500
Parked left side of roadway	7.1	\$200	\$140	\$260
Insecure vehicle	7.2(a)	\$200	\$140	\$260
Vehicle parked on grade – wheels not turned	7.2(b)	\$200	\$140	\$260
Parked vehicle obstructing traffic	7.3(a)	\$400	\$280	\$500
Parked vehicle contrary to angled parking lines	7.3(b)	\$100	\$70	\$130
Parked vehicle within 1 meter of another vehicle	7.3(c)	\$100	\$70	\$130
Stop, stand or park on sidewalk, boulevard, pathway or cycle lane	7.4(a)	\$100	\$70	\$130
Stop, stand or park in front of or within 2 meters of a driveway	7.4(b)	\$100	\$70	\$130
Stop, stand or park in intersection	7.4(c)	\$400	\$280	\$500
Stop, stand or park within 5 meters of a fire hydrant	7.4(d)	\$200	\$140	\$260
Stop, stand or park on a crosswalk	7.4(e)	\$200	\$140	\$260
Stop, stand or park within 15 meters of approach or 6 meters beyond crosswalk	7.4(f)	\$200	\$140	\$260
Stop, stand or park within 30 meters of a railway crossing	7.4(g)	\$400	\$280	\$500
Park, stop or stand vehicle displaying vehicle for sale sign	7.4(i)i	\$200	\$140	\$260
Park, stop or stand vehicle advertising, conducting maintenance, storing or for repair	7.4(i)ii	\$200	\$140	\$260
Park, stop or stand vehicle	7.4(i)iii	\$200	\$140	\$260

Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
displaying signs				
Non-permitted selling	7.4(i)iv	\$200	\$140	\$260
Stop, stand or park vehicle obstructing traffic near street excavation or obstruction	7.4(j)	\$400	\$280	\$500
Stop, stand or park on roadside of parked vehicle	7.4(k)	\$400	\$280	\$500
Stop, stand or park on bridge or in tunnel	7.4(I)	\$400	\$280	\$500
Stop, stand or park contrary to traffic control device	7.4(m)	\$400	\$280	\$500
Stop, stand or park obstructing traffic control device	7.4(n)	\$400	\$280	\$500
Angle parking where vehicle exceeds 5.7 meters	7.4(o)	\$200	\$140	\$260
Stop, stand or park too close to a bus stop	7.4(p)	\$400	\$280	\$500
Stop, stand or park within 9 meters of an intersection	7.4(q)	\$400	\$280	\$500
Stop, stand or park obstructing access to a highway	7.4(r)	\$400	\$280	\$500
Parked in excess of 72 hours	7.5	\$300	\$210	\$390
Park unattached trailer on a highway	7.6	\$400	\$280	\$500
Stop too long in a loading zone	7.7	\$200	\$140	\$260
Failure to display disabled parking permit	7.9	\$200	\$140	\$260
Park recreational vehicle or vehicle with GVW over 5,500kg in residential district	7.10	\$200	\$140	\$260
Park unlicensed vehicle on	7.11	\$400	\$280	\$500

Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
highway				
Drive on sidewalk, walkway or boulevard	8.1	\$400	\$280	\$500
Disobey direction of flag person	8.2	\$400	\$280	\$500
Disobey direction of School Crossing Guard or student acting as member of traffic patrol	8.3	\$400	\$280	\$500

Anmore Noise Control Bylaw No. 517-2011					
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge	
Person who makes noise which disturbs	4.	\$250	\$175	\$325	
Owner/Tennant makes noise which disturbs	5.	\$250	\$175	\$325	
Animal noise which disturbs	6.	\$200	\$140	\$260	
Production or amplification of sound which disturbs	7.	\$250	\$175	\$325	
Construction noise after hours	8.	\$250	\$175	\$325	
Moving heavy equipment after hours	9.	\$250	\$175	\$325	
Noise from commercial filming without a permit	10.	\$300	\$210	\$390	
Testing emergency generator after hours	11.	\$200	\$140	\$260	
Obstruction of a bylaw officer	20.	\$200	\$140	\$260	

Anmore Parking Regulation and Enforcement Bylaw No. 308-2001				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Parking in contravention of Schedule A	4	\$200	\$140	\$260
Parking within 20 metres of a no parking sign	5	\$200	\$140	\$260
Parking on any Boulevard in the Village of Anmore	6	\$200	\$140	\$260
Parking on any pathway/walkway in the Village of Anmore	7	\$200	\$140	\$260
Commercial vehicles may not park on any Municipal Highway between the hours of 8 p.m. to 8 a.m.	10	\$200	\$140	\$260

Anmore Property Maintenance Bylaw No. 188-1996				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Permit rubbish to accumulate	3	\$300	\$210	\$390
Discard rubbish in an open place	4	\$300	\$210	\$390
Untidy or Unsightly property	5	\$300	\$210	\$390
Failure to remove accumulations of rubbish	6	\$300	\$210	\$390
Failure to remove discarded building materials	7	\$300	\$210	\$390
Permit activity to create or cause a nuisance	8	\$300	\$210	\$390

Anmore Sedimentation and Discharge Control Bylaw No. 309-2001				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Foul, obstruct or impede a drainage system	4.1	\$500	\$350	\$500
Escape of prohibited materials into a drainage system	4.3	\$500	\$350	\$500
Discharge of cement during construction on any highway, sidewalk, publically owned land or into a drainage system	4.4	\$500	\$350	\$500
Discharge directly or indirectly any water from any property	4.5	\$500	\$350	\$500
Obstruct entry onto property	7.2	\$200	\$140	\$260

Anmore Smoking Control Bylaw No. 448-2008				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Smoking in a place of public assembly or within 7.5 meters of any doorway, window or air intake of a place of public assembly, or outdoor public space - 1st offence	4	\$70	\$49	\$91
Smoking in a place of public assembly or within 7.5 meters of any doorway, window or air intake of a place of public assembly, or outdoor public space - 2 nd offence	4	\$150	\$105	\$195
Smoking in a place of public assembly or within 7.5 meters of any doorway, window or air intake of a place of public assembly or outdoor public space - 3 rd offence	4	\$300	\$210	\$390

Anmore Soil Deposit Bylaw No. 81-1992				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Depositing soil without a permit	3	\$100	\$70	\$130
Soil containing hazardous materials	13(b)	\$200	\$140	\$260
Highway not kept clean	13(c)	\$100	\$70	\$130

Anmore Solid Waste Management Bylaw No. 554-2016				
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge
Violation of Bylaw – 1 st Offence	Schedule A 1 (e)	Warning	n/a	n/a
Violation of Bylaw – 2 nd Offence	Schedule A 1 (e)	\$50	\$35	\$65
Violation of Bylaw – 3 rd Offence	Schedule A 1 (e)	\$100	\$70	\$130
Violation of Bylaw – 4 th Offence	Schedule A 1 (e)	\$150	\$105	\$195

Anmore Tree Management Bylaw No. 587-2018						
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge		
Cutting trees without a permit	3	\$500 per tree	\$350 per tree	\$500 per tree		
Obstruct entry onto property	17	\$200	\$140	\$260		

Anmore Zoning Bylaw No. 568-2017						
Contravention	Bylaw Ref.	Penalty	Penalty w/ Discount	Penalty w/ Surcharge		
Parking 6 or more vehicles	5.15.5(a)	\$500	\$350	\$500		