

To: CAO for the Regional and Corporate Services Committee

Date: 2019-07-09

From: Pam Loat, Legislative Coordinator

File No: 3920-20

Subject: Bylaw Offence Notice Enforcement Amendment Bylaw No. 1532, 2019

RECOMMENDATION

THAT the Fraser Valley Regional District Board consider giving three readings and adoption to the bylaw cited as *Fraser Valley Regional District Bylaw Offence Notice Enforcement Amendment Bylaw No. 1532, 2019*

STRATEGIC AREA(S) OF FOCUS

Provide Responsive & Effective Public Services

BACKGROUND

Bylaw Offence Notice Enforcement Bylaw No.1415, 2017 requires updating with respect to some recently adopted regulatory bylaws, namely:

- *Sub-Regional Animal Control Regulations Amendment Bylaw No. 1527;*
- *Electoral Areas Dangerous and Aggressive Dog Regulation Amendment Bylaw No. 1531;*
- *Parks Regulations, Fees and Other Charges Establishment Bylaw No. 1500;*
- *Cultus Lake Park Zoning Bylaw No. 1375;*

DISCUSSION

ANIMAL CONTROL: Recently adopted *Sub-Regional Animal Control Regulation Amendment Bylaw No. 1527, 2019* and *Electoral Areas Dangerous and Aggressive Dog Regulation Amendment Bylaw No 1531, 2019* clarified the wording for several contraventions and added specific provisions for aggressive incidences that result in dog mortality in order to allow for the implementation of greater fines. The following changes to the Bylaw Notice Enforcement Bylaw are recommended to reflect these amendments.

Animal Control Bylaw No. 1206, 2013 – the following wording changes and new fines are to be added:

Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
17(e)	Dog Attacking or Causing Injury	\$250	\$240	\$260	Yes
17(f)	Dog Aggressively Pursuing or Harassing	\$250	\$240	\$260	Yes
17(g)	Dog Causing Death	\$500	\$490	\$510	Yes
32	Hitched or Tied for Extended Period of Time as Primary Means of Confinement	\$100	\$90	\$110	Yes
35	Animal Kept in Prohibited Area Where Not Permitted	\$100	\$90	\$110	Yes

Sub Regional Animal Control Bylaw No. 1206, 2013 – The following penalty amount is to be increased to serve as a deterrent and to reflect fine rates being applied in other jurisdictions:

Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
30	Animal Confined Without Proper Ventilation	\$200 500	\$190 490	\$210 510	Yes

Electoral Area Dangerous and Aggressive Dog Regulation Bylaw No. 1247, 2013– the following wording changes and new fines are to be added:

Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
1(a)	Dog Attacking or Causing Injury	\$250	\$240	\$260	Yes
1(c)	Dog Causing Death	\$500	\$490	\$510	Yes
13	Hitched or Tied for Extended Period of Time as Primary Means of Confinement	\$100	\$90	\$110	Yes

Sub Regional Animal Control Bylaw No. 1206, 2013 – The following penalty amount is to be increased to serve as a deterrent and to reflect fine rates being applied in other jurisdictions:

Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
11	Animal Confined Without Proper Ventilation	\$100 500	\$90 490	\$110 510	Yes

PARKS: Adopted Parks Regulation Bylaw No. 1500, 2018 repealed Parks Regulation Bylaw No. 1273, 2014. The Bylaw Notice Enforcement Bylaw requires housekeeping updates to reflect small changes in wording and numbering and to remove fines for contraventions which are no longer prohibited. Fines have been removed for using snow sliding devices, having more than 3 domestic animals in a park and operating a public address system.

The following new fines are to be added:

Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
7.13	Standing, climbing, sitting on fences and railings	\$100	\$90	\$110	No
8.7	Traveling in a park where posted notice prohibits travel	\$100	\$90	\$110	No
9.4	Dog off leash outside of designated off leash areas	\$100	\$90	\$110	No
10.7	Unauthorized parking in designated accessible or emergency personnel parking	\$100	\$90	\$110	No
11.2	Use of vessel to interfere with safe and free use of boat launch	\$100	\$90	\$110	No
11.3	Mooring of boat in non-authorized area	\$100	\$90	\$110	No

The following penalty amounts have increased due to the potential for severe environmental impacts associated with these actions:

Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available
8.1 (g)	Feed wildlife	\$100 500	\$90 490	\$110 510	No
8.1 (h)	Introduce contaminant	\$200 500	\$190 490	\$210 510	No

CULTUS LAKE PARK ZONING: Cultus Lake Park Zoning Bylaw No. 1375, 2016 was adopted in 2018. Adding this Bylaw to Schedule B of the Bylaw Offence Notice Enforcement Bylaw will allow for the issuing of fines for zoning contraventions in Cultus Lake Park. Fine amounts will be consistent with the amounts for all other zoning contraventions.

COST

None

CONCLUSION

Proposed *Fraser Valley Regional District Bylaw Offence Notice Enforcement Bylaw Amendment Bylaw No. 1532, 2019* amends Bylaw No. 1415, 2017 to incorporate changes in recent amended regulatory bylaws and to include Cultus Lake Park in the schedule for zoning contraventions.

COMMENTS BY:

Jaime Reilly, Manager of Corporate Administration:	Reviewed and supported.
Stacey Barker, Director of Regional Services:	Reviewed and supported.
Margaret-Ann Thornton, Director of Planning and Development:	Reviewed and supported.
Mike Veenbaas, Director of Financial Services:	Not available for comment.
Jennifer Kinneman, Acting Chief Administrative Officer:	Not available for comment.