

BYLAW NO. 01-09
Community Standards Bylaw

Being a bylaw of the Resort Village of South Lake, in the Province of Saskatchewan, to prohibit certain activities in order to prevent and compel the abatement of littering, and public / environmental disturbances;

COUNCIL OF THE RESORT VILLAGE OF SOUTH LAKE ENACTS AS FOLLOWS:

1 This Bylaw shall be called the "Community Standards Bylaw".

2 In this Bylaw, the following definitions shall apply:

"Inspections and Licensing Manager" means the person acting in the position of Inspections and Licensing Manager for the Resort Village of South Lake or a person designated to act on the Manager's behalf.

"Graffiti" means the defacement or disfigurement of any property or object, through the performance of any of the following acts:

- (i) the application of any substance, including paint, ink, stain or whitewash to any surface; or
- (ii) the affixing of any substance, including paper, fabric or plastic, by any form of adhesion that does not remove cleanly when pulled away from the applied surface; or
- (iii) the marking, scratching, etching or other alteration or disfigurement of any surface.

"Public Place" means any place, including privately owned or leased property, to which the public reasonably has or is, permitted to have access.

Graffiti

- 1 (a) No person shall place graffiti or cause it to be placed on any property.
- (b) Every property owner shall ensure that graffiti placed on their premises is removed, painted over, or otherwise permanently blocked from public view.
- (d) In prosecuting for an offence under this Part, the consent of the property owner of any premises to place graffiti shall not be a defense under this bylaw.

Construction Waste

- 2 (a) Each construction site shall have a waste container to ensure that waste construction materials are placed in the container to prevent the material from being blown away from the construction site.
- (b) No loose construction material is to be stored or accumulated on a construction site unless it is not capable of being blown around the construction area.

Littering

- 3 (1) No person shall place, deposit or throw or cause to be placed, deposited or thrown upon any Village property, including any street, lane, sidewalk, parking lot, park, public transportation vehicle, public transportation shelter, or other public place or water course:
 - (a) a cardboard or wooden box, carton, container, or receptacle of any kind;

- (b) a paper, wrapper, envelope, or covering of any kind, whether paper or not, from food or confectionery;
 - (c) paper of any kind, whether or not containing written or printed matter thereon;
 - (d) any human, animal or vegetable matter or waste;
 - (e) any glass, crockery, nails, tacks, barbed-wire or other breakable or sharp objects;
 - (f) scrap metal, scrap lumber, tires, dismantled wrecked or dilapidated motor vehicles or parts there from;
 - (g) any motor vehicle or any part of any motor vehicle which may, in whole or in part, obstruct any highway, street, lane, alley, bi-way or other public place;
 - (h) dirt, filth or rubbish of any kind whether similar or dissimilar to the foregoing.
- (2) A person who has placed, deposited or thrown or caused to be placed or thrown anything or any matter mentioned in subsection (1) upon any street, lane, sidewalk, parking place, park, public transportation vehicle, public transportation shelter, or other public transportation facility or other public place or water course shall forthwith remove it.

Penalties

- 4 (1) Any person who breaches any section of this Bylaw is guilty of an offence and liable to:
- (a) payment of the penalty specified in Schedule "A" hereto; or
 - (b) for any offence for which there is no penalty specified, to a penalty of not less than \$200.00 and not more than \$10,000.00;
- 5 A Peace Officer, Inspections and Licensing Manager, or a Compliance Officer is hereby authorized and empowered to issue a violation ticket pursuant to the Provincial Offences Procedure Act to any person who the Peace Officer, Inspections and Licensing Manager, or a Compliance Officer has reasonable grounds to believe has contravened any provision of this bylaw.
- 6 A person who commits an offence may:
- (a) If a violation ticket is issued in respect of the offence; and
 - (b) If the violation ticket specifies the fine amount established by this Bylaw for the offence, make a voluntary payment equal to the specified fine by delivering the violation ticket and the specified fine to the Resort Village of South Lake Office.


READ A FIRST TIME IN OPEN COUNCIL this 13th day of May 2009

READ A SECOND TIME IN OPEN COUNCIL this 13th day of May 2009

READ A THIRD TIME IN OPEN COUNCIL this 13th day of May 2009

AND SIGNED BY THE MAYOR AND VILLAGE ADMINISTRATOR this 13th day of May 2009




MAYOR


VILLAGE ADMINISTRATOR

Schedule "A" Schedule of Fines

Offence Section Fine

*** All fines are subject to penalty fine plus cost of clean up***

Placing Graffiti on property 1 (a)	2,500.00
a) a second offence within 1 year	5,000.00
b) third and subsequent offences within 1 year	7,500.00
Failure to remove Graffiti 1 (b)	250.00
a) second offence within 1 year	500.00
b) third and subsequent offences within 1 year	1,000.00
Failure to comply with Graffiti order 1 (c) for each day that the breach continues.	250.00
Failing to contain construction waste 2	250.00
a) second offence within 1 year	500.00
b) third and subsequent offences	1000.00
Refusing to allow the License and Inspections 5 Manager access to carry out an inspection	500.00
Failing to comply with order of License and Inspections Manager 5	500.00
a) second offence within 1 year	750.00
b) third and subsequent offences within 1 year	1,000.00
Depositing litter on City property 3(1)	500.00
a) second offence within 1 year	750.00
b) third and subsequent offences within 1 year	1,000.00
Failing to remove litter 3(2)	500.00
a) second offence within 1 year	750.00
b) third and subsequent offences within 1 year	1,000.00
Placing item on motor vehicle 3(2)	250.00

*** All fines are subject to penalty fine plus cost of clean up***