

DISTRICT OF BARRIERE
BYLAW NO. 0042
PARKS REGULATION BYLAW

The Council for the District of Barriere, in open meeting assembled, enacts as follows:

1. CITATION

This bylaw shall be cited as “District of Barriere Parks Regulation Bylaw No. 0042, 2009.”

2. DEFINITIONS

Unless otherwise defined by this bylaw, the definitions used in the *Community Charter*, the *Local Government Act* and *Interpretation Act* apply to this bylaw.

3. REGULATIONS

- 3.1. No person shall in any way destroy or damage any tree, shrub, plant, turf, flower, structure, fence, sign, equipment, irrigation system in any park, boulevard or driveway, or deface or destroy any notices, rules or regulations posted.
- 3.2. No person shall use any grass plot or land where signs have been posted forbidding such use.
- 3.3. No person shall litter within the limits of the park, or in or around any recreation building or area, or on or along any driveway except in the receptacles provided for such purpose.
- 3.4. No person shall remove any soil or other material from lands within any park.
- 3.5. No person shall sell any refreshments or any article or merchandise or thing, or conduct any business in any park unless valid permission in writing is given by Council or its appointed representative.
- 3.6. No person shall construct, or build in or on any park or boulevard any tent, building, shelter, pavilion or other construction whatsoever, save and except with the express written permission of Council or its appointed representative.
- 3.7. No person shall use, occupy or travel along or upon any park or park property in such manner as to obstruct or to interfere with any person or

traffic lawfully using the same; or encumber or obstruct in any manner whatsoever, any park or park property unless he/she have valid written permission of Council or its appointed representative.

- 3.7.1. Council, by its workmen or others, may remove or cause to be removed from any park any obstruction placed therein or thereon contrary to the provisions of this bylaw, at the expense of the person who obstructed or created the obstruction.
- 3.8. No person shall throw or place on the ground any lighted match, cigar, cigarette or other burning substance within the limits of any park, except where such lighted material or burning substance is part of a fireworks exhibition approved by Council or its appointed representative.
- 3.9. All parks in the District of Barriere shall be closed to the public and to all vehicles each day of the year from sundown until sunrise of the following day and all persons found therein shall be treated as being in the park unlawfully, except:
 - 3.9.1. Where there is a special event, concert, or fireworks exhibition held with the valid written permission of Council or its appointed representative.
 - 3.9.2. Where a person or group has contracted with the District to rent or to use the park(s).
- 3.10. Except as otherwise provided by this bylaw, no vehicles shall be parked in any park while such park is closed, and any such vehicle parked contrary to the provisions of this bylaw may be removed at the expense of the owner of the vehicle.
- 3.11. No person shall ride or herd livestock within any park except with the express written permission of Council or its appointed representative.
- 3.12. Dogs shall be permitted in any park only if such dog is on a leash and under the care and control of a competent person.
- 3.13. It is an offence for any person with a dog under his or her care and control to fail to immediately remove and dispose in a waste container or by other sanitary means, any fecal matter deposited by such a dog in any park.
- 3.14. It shall be an offence against this bylaw for any person to consume or have in their possession any alcohol or liquor in any District park or upon any public lands unless the said alcohol or liquor is consumed or possessed pursuant to and in compliance with the license issued under the Liquor Control and Licensing Act. Any person or persons found in violation of

this section are liable to a penalty of \$100 for a first offence and \$200 for each subsequent offence.

4. PENALTY

Every person who contravenes any provision of this bylaw is liable on summary conviction of a fine not exceeding Two Thousand Dollars (\$2,000.00)

5. EXEMPTION

Notwithstanding anything contained in this bylaw or any other bylaw of the District to the contrary, the officers, officials and employees of the District; while in the exercise of their duties, shall be exempt from the provisions hereof.

6. SEVERABILITY

If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of any Court of competent jurisdiction, the invalid portion shall be severed and the decision that it is invalid shall not affect the validity of the remainder.

Read for a first time this 29th day of June, 2009.

Read for a second time this 29th day of June, 2009.

Read for a third time this 29th day of June, 2009.

Adopted this 13th day of July, 2009.

Original signed by:
Mike Fennell, Mayor

Original signed by:
Wayne Vollrath, CAO