



City of Richmond

Report to Committee

To: General Purposes Committee

TO GENERAL PURPOSES - JUNE 3, 2002

Date: May 10, 2002

From: J. Richard McKenna
City Clerk

File: 8060-20-7321

Re: Updated Municipal Ticket Information Authorization Bylaw No. 7321

Staff Recommendation

That Municipal Ticket Information Authorization Bylaw No. 7321 be introduced and given first, second and third readings.

J. Richard McKenna
City Clerk

Att. 1

FOR ORIGINATING DIVISION USE ONLY		
ROUTED TO:	CONCURRENCE	CONCURRENCE OF GENERAL MANAGER
Law.....	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	

Staff Report

The current Municipal Ticket Information Authorization Bylaw No. 7139 was adopted in October of 2000 and has been amended seven times since then. Recently, further changes were required to ensure consistency with the titles given to the designated Bylaw Enforcement Officers who are authorized to issue tickets under the bylaw. Given this additional amendment, I felt it was appropriate to repeal the original bylaw, together with all the amendments and to introduce an entirely new bylaw. There are no changes to the fine amounts in this bylaw and hence, the approval of the Chief Judge is not required.



MUNICIPAL TICKET INFORMATION AUTHORIZATION

BYLAW NO. 7321

EFFECTIVE DATE

CITY OF RICHMOND

**MUNICIPAL TICKET INFORMATION AUTHORIZATION
BYLAW NO. 7321**

The Council of the City of Richmond enacts as follows:

PART ONE: GENERAL PROVISIONS

- 1.1 The bylaws listed in Column 1 of Schedule A may be enforced by means of a ticket, prescribed for that purpose, by regulation, under the *Local Government Act*.
- 1.2 The persons appointed to the positions listed in Column 2 of Schedule A are designated as **Bylaw Enforcement Officers** pursuant to the *Local Government Act*, for the purpose of enforcing the bylaws listed in Column 1 of Schedule A, opposite the respective positions.
- 1.3 The words or expressions shown in Column 1 of Schedule B 1 through B 14 inclusive, designate the offence committed under the bylaw section number appearing in Column 2, opposite the respective words or expressions.
- 1.4 The dollar amounts appearing in Column 3 of Schedules B 1 through B 14 inclusive, are the fines established pursuant to the *Local Government Act*, for the corresponding offences designated in Column 1.
- 1.5 Schedule A, together with Schedules B 1 through B 14 inclusive, are designated a part of this bylaw.

PART TWO: INTERPRETATION

- 2.1 In this bylaw, unless the context otherwise requires:

ANIMAL CONTROL OFFICER

means:

- (a) a **Licence Inspector**; or
- (b) a person employed by the **Contractor** to undertake animal control services.

BYLAW ENFORCEMENT OFFICER

means an employee of the **City**, appointed by **Council** for the enforcement of **City** bylaws.

CITY

means the City of Richmond.

CONTRACTOR

means the person, firm or society with whom the **City** has entered into an agreement for (i) the operation of an animal shelter; (ii) the provision of animal control services; (iii) the provision and supplying of **Animal Control Officers**; (iv) the licencing of dogs; and (v) the issuing of tickets under the provisions of the Municipal Ticket Information Authorization Bylaw.

COUNCIL

means the Council of the **City**.

LICENCE INSPECTOR

means the person appointed by **Council** as Licence Inspector for the **City** and includes **Bylaw Enforcement Officers** and the Chief Licence Inspector.

MEDICAL HEALTH OFFICER

means the Medical Health Officer appointed under the *Health Act*, or his designate, to act within the limits of the jurisdiction of any local board, or within any health district.

POLICE OFFICER

means a member of the Royal Canadian Mounted Police.

PART THREE: PREVIOUS BYLAW REPEAL

- 3.1 Municipal Ticket Information Authorization Bylaw No. 7139 (adopted on August 10th, 2000) and the following amendment bylaws are repealed:

<u>AMENDMENT BYLAW</u>	<u>EFFECTIVE DATE</u>
No. 7149	October 10 th , 2000
No. 7166	October 23 rd , 2000
No. 7178	November 20 th , 2000
No. 7212	May 7 th , 2001
No. 7168	August 27 th , 2001
No. 7216	August 27 th , 2001
No. 7311	December 10 th , 2001

PART FOUR: SEVERABILITY AND BYLAW CITATION

- 4.1 If any part, section, sub-section, clause, or sub-clause of this bylaw is, for any reason, held to be invalid by the decision of a Court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this bylaw.

4.2 This bylaw is cited as "Municipal Ticket Information Authorization Bylaw No. 7321".

FIRST READING

SECOND READING

THIRD READING

APPROVED BY THE CHIEF JUDGE OF THE PROVINCE OF BRITISH COLUMBIA

ADOPTED

NOT APPLICABLE

CITY OF RICHMOND
APPROVED for content by originating dept.
APPROVED for legality by Solicitor

MAYOR

CITY CLERK

SCHEDULE AColumn 1Column 2**Designated Bylaws****Designated Bylaw Enforcement Officers**

- | | |
|---|---|
| 1. Animal, Bird & Beekeeping Regulation
Bylaw No. 7137 | - Bylaw Enforcement Officer
- Animal Control Officer
- Police Officer |
| 2. Business Licence Bylaw No. 7360 | - Bylaw Enforcement Officer
- Licence Inspector
- Police Officer |
| 3. Business Regulation Bylaw No. 7148 | - Bylaw Enforcement Officer
- Licence Inspector
- Police Officer |
| 4. Commercial Vehicle Licencing Bylaw
No. 4716 | - Bylaw Enforcement Officer
- Licence Inspector
- Police Officer |
| 5. Dog Licencing Bylaw No. 7138 | - Bylaw Enforcement Officer
- Licence Inspector
- Animal Control Officer |
| 6. Fire Prevention Bylaw No. 4564 | - Bylaw Enforcement Officer
- Fire Inspector |
| 7. Firecracker and Fireworks Regulation
Bylaw No. 2116 | - Bylaw Enforcement Officer
- Police Officer |
| 8. Public Health Protection Bylaw 6989 | - Bylaw Enforcement Officer
- Medical Health Officer
- Animal Control Officer
- Police Officer |
| 9. Sign Bylaw No. 5560 | - Bylaw Enforcement Officer |
| 10. Solid Waste & Recycling Regulation
Bylaw No. 6803 | - Bylaw Enforcement Officer |
| 11. Unsightly Premises Regulation Bylaw
No. 7162 | - Bylaw Enforcement Officer
- Police Officer |
| 12. Vehicle for Hire Regulation Bylaw
No. 6900 | - Bylaw Enforcement Officer
- Licence Inspector
- Police Officer |
| 13. Water Restriction Bylaw No. 6085 | - Bylaw Enforcement Officer |
| 14. Zoning and Development Bylaw
No. 5300 | - Bylaw Enforcement Officer |

SCHEDULE B 1**ANIMAL, BIRD & BEEKEEPING REGULATION BYLAW NO. 7137**

Column 1 Offence	Column 2 Bylaw Section	Column 3 Fine
Animal attached to a fixed object with a choke device	1.1.1(a)	\$100
Animal confined to an enclosed space without adequate ventilation	1.1.1(b)	\$100
Animal deprived of food or water	1.2.1(a)	\$100
Animal receptacles unclean or contaminated	1.2.1(b)	\$100
Insufficient exercise of animal	1.2.1(c)	\$100
Deprivation of veterinary care of animal	1.2.1(d)	\$100
Inadequate outdoor shelter	1.3.1 (a) to (c)	\$100
Owning a cat which is not spayed or neutered without holding a cat breeding permit	2.1A.1.1(b)	\$100
Permitting cat which is not spayed or neutered to be running at large	2.1A.1.1(c)	\$100
Owning more than 3 dogs in a one-family or two-family dwelling	2.2.1.1	\$100
Owning more than 2 dogs in a multiple-family dwelling	2.2.1.2	\$100
Failure by owner to leash dog	2.2.2.1	\$ 75
Failure by owner to maintain effective control of dog	2.2.2.1(c)	\$ 75
Failure by owner to leash dog showing aggressive behaviour	2.2.2.2	\$100
Failure by owner to clean up dog excrement	2.2.3.1	\$ 75
Failure by owner to confine dog	2.2.4.1	\$100
Failure by owner to control dangerous dog	2.2.4.2 (a), (b)	\$200
Failure by owner to deliver dangerous dog to Animal Control Officer	7.3.4(b)	\$200

SCHEDULE B 2**BUSINESS LICENCE BYLAW NO. 7360**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Operating a business without a licence	4.1.1	\$100

SCHEDULE B 3**BUSINESS REGULATION BYLAW NO. 7148**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Failure to produce a licence	1.1.1(a)	\$100
Failure to display a licence	1.1.1(c)(i)	\$ 50
Operating an amusement centre outside the permitted hours	5.2.3	\$100
Operating more than 4 amusement machines when not permitted	5.3.1(f)	\$100
Operating a billiard/pool hall outside the permitted hours	6.1.1 6.1.2	\$100
Permitting an unaccompanied person under the age of 16 to be present in a billiard/pool hall	6.2.1(a)	\$100
Failure to provide written notice of change in personnel employed/engaged by body-painting/body-rub studio	7.1.1(a)	\$100
Operating a body painting/body rub studio outside permitted hours	7.1.1(b)	\$100
Failure to maintain room free of any locking device	7.2.1(a)	\$100
Failure to provide window	7.2.1(c)	\$100
Failure to keep window unobstructed	7.2.1(c)(ii)	\$100
Employing an under-aged employee in the premises	7.3.1(a)	\$100

SCHEDULE B3 (continued)

Permitting an under-aged person in the premises	7.3.1(b)	\$100
Permitting the wearing of outer garments not covering the body between the neck and the top of the knee	7.3.1(c)	\$100
Failure to provide written notice of change in personnel employed/engaged by escort service	8.1.1(a)	\$100
Failure to provide written notice of change in personnel employed/engaged by massage therapist (unregistered)	13.1.1(a)	\$100
Mobile vendor carrying on business on or adjacent to a school ground	15.1.1(a)	\$100
Mobile vendor carrying on business directly outside or in flow of traffic to premises which offer same or similar items	15.1.1(b)	\$100
Mobile vendor stopping while not actively engaged in making a sale	15.1.2	\$100
Mobile vendor blocking or partially blocking sidewalk/highway	15.1.3	\$100
Mobile vendor impeding or interfering with ordinary flow of pedestrian/vehicle traffic	15.1.3	\$100
Mobile vendor plying trade on private property	15.2.1(a),(b)	\$100
Displaying or selling farm produce which is grown or raised outside the City	18.2.1(a)	\$100
Displaying or selling farm produce which is grown or raised outside the Province of British Columbia	18.3.1	\$100
Selling of firewood which is not ancillary to the sale of farm produce	18.4.3	\$100
Failure to maintain a second-hand dealer/pawnbrokers' register as required	19.1.1(a)	\$100
Failure to produce a second-hand dealer/pawnbrokers' register	19.1.1(b)	\$100

SCHEDULE B 4**COMMERCIAL VEHICLE LICENCING BYLAW NO. 4716**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Operating Commercial Vehicle without Municipal Plate	3 (1)	\$ 50
Failure to correctly display Municipal Plate	11	\$ 50

SCHEDULE B 5**DOG LICENCING BYLAW NO. 7138**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Failure to obtain dog licence	1.1.1(a)	\$100
Failure to produce dog licence upon request	1.1.1(c)	\$100

SCHEDULE B 6**FIRE PREVENTION BYLAW NO. 4564**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Open Burning	8 (a)	\$ 50
Burning in public place without permit	8 (b)	\$ 50
Burning commercial waste without permit	9 (c)	\$100
Burning construction waste without permit	9 (c)	\$100
Obstructing hydrant, standpipe or chicago valve	11	\$ 50

SCHEDULE B 7**FIRECRACKER AND FIREWORKS REGULATION BYLAW NO. 2116**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Selling firecrackers	3 (a)	\$100
Selling fireworks to a person under 18 years	3 (b)	\$100
Discharging or possessing firecrackers	4 (a)	\$ 50
Possessing fireworks under 18 years	4 (b)	\$ 50

SCHEDULE B 8**PUBLIC HEALTH PROTECTION BYLAW 6989**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Subdivision Three – Noise Regulation		
Making noise which disturbs	31.1.1(a)	\$100
Permitting noise which disturbs	3.1.1.1(a)	\$100
Equipment noise which disturbs	3.1.1.1(b)	\$100
Animal noise which disturbs	3.1.1.1(b)	\$100
Vehicle noise which disturbs	3.1.1.1(b)	\$100
Machinery noise which disturbs	3.1.1.1(b)	\$100
Subdivision Five – Rodent Control Regulation		
Keeping/storing of materials which provide shelter/ refuge/food for rodents	5.1.1.1(a)	\$100
Allowing/permitting the accumulation of materials which provide a food source for rodents	5.1.1.1(b)	\$100
Keeping/maintaining any animals/birds which provide shelter/refuge/food for rodents	5.1.1.1(c)	\$100
Failure to construct/repair/alter buildings to prevent rodent access/harbourage	5.1.2.1(a)	\$100
Failure to destroy/eliminate food which has been contaminated by rodents	5.1.2.1(b)	\$100

Subdivision Six – Smoking Control & Regulation

Operator permitting smoking	6.1.1.1 (a) to (k)	\$100
Operator permitting smoking	6.1.1.2	\$100
Operator of city facility permitting smoking	6.1.1.2	\$100
Failure of operator to post smoking prohibition signage	6.1.1.3	\$100
Deficient smoking prohibition signage	6.2.1	\$100

SCHEDULE B 9**SIGN BYLAW NO. 5560**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Displaying or altering sign not conforming to bylaw	4	\$100
Displaying sign on public property	5(b)	\$100
Failing to remove abandoned sign	5(c)	\$100
Displaying a portable sign	5(d)	\$100
Displaying sign without permit	11	\$100
Maintaining sign without permit	12	\$100

SCHEDULE B 10**SOLID WASTE AND RECYCLING REGULATION BYLAW NO. 6803**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Depositing or dumping garbage.	3.1.2	\$100
Placement of garbage container/recycling receptacle out for collection on a property other than the property from which it came	8.2	\$100
Tampering or removal of garbage/recyclable materials left for collection by another person on another property	10.3	\$100

SCHEDULE B 11**UNSIGHTLY PREMISES REGULATION BYLAW NO. 7162**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Placing graffiti on walls, fences, or elsewhere on or adjacent to a public place	1.3.1	\$100

SCHEDULE B 12**VEHICLE FOR HIRE BYLAW NO. 6900**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Failure to submit a vehicle for inspection, upon receiving notification	3.1.1	\$100
Failure to display a Chauffeur's Permit	3.3.1(e)	\$ 50
Operating with unsealed taximeter	3.6.3	\$100
Failure to display a tariff card	3.7.1(a)	\$100
Obstructing or attaching a vehicle which is occupied	6.2.2(c) 6.3.8(d)	\$100
Towing a vehicle which is occupied	6.2.2(c) 6.3.8(d)	\$100
Towing a vehicle without a completed Tow-away Notice	6.3.1(b)	\$100
Overcharging for vehicle release from private parking lots	6.3.6(b)	\$100
Failure to retain or make daily records available for inspection	6.5.2	\$100
Overcharging for towing from private parking lots	6.6.1	\$100
Overcharging for storage during impoundment	6.6.1	\$100
Overcharging for towing from a scene of accident	6.6.2	\$100

SCHEDULE B 13**WATER RESTRICTION BYLAW NO. 6085**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Sprinkling when restricted	3.1(a)	\$ 75
Sprinkling when restricted	3.1(b)	\$ 75
Sprinkling when restricted	3.2(a)(i)	\$ 75
Sprinkling when restricted	3.2(a)(ii)	\$ 75
Improper use of a hose	3.2(b)	\$ 75
Washing motor vehicle	3.2(c)	\$ 75
Sprinkling when restricted	3.3(a)	\$ 75
Improper use of a hose	3.3(b)	\$ 75
Improper watering	3.3(c)	\$ 75
Failing to display permit	5.3	\$ 75

SCHEDULE B 14**ZONING AND DEVELOPMENT BYLAW NO. 5300**

Column 1	Column 2	Column 3
Offence	Bylaw Section	Fine
Parking or storing large commercial vehicle	202.1	\$100
Parking or storing large commercial vehicle	203.1	\$100
Parking or storing large commercial vehicle	204.1	\$100
Parking or storing large commercial vehicle	205.1	\$100
Parking or storing large commercial vehicle	206.1	\$100
Parking or storing large commercial vehicle	221.1	\$100
Parking or storing large commercial vehicle	222.1	\$100
Parking or storing large commercial vehicle	231.1	\$100