



To: Community Safety Committee

Date: October 12, 2005

From: Wayne G. Mercer
Manager, Community Bylaws

File:

Re: **Municipal Ticket Information Authorization Bylaw No. 7321
Amendments to Fine Schedules**

Staff Recommendation

That Municipal Ticket Information Authorization Bylaw No. 7321, Amendment Bylaw No. 7985 be introduced and given first, second and third readings.

Wayne G. Mercer
Manager, Community Bylaws
(604.247.4601)

David Weber
Director, City Clerk's Office
(4098)

| FOR ORIGINATING DIVISION USE ONLY | | | | | |
|-----------------------------------|-----|-------------------------------------|--------------------------|---------------------------------------|-------------------------------------|
| ROUTED TO: | | CONCURRENCE | | CONCURRENCE OF GENERAL MANAGER | |
| City Clerk | Y | <input checked="" type="checkbox"/> | N | | |
| Law | Y | <input checked="" type="checkbox"/> | N | | |
| REVIEWED BY TAG | YES | <input checked="" type="checkbox"/> | NO | REVIEWED BY CAO | YES |
| | | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | <input checked="" type="checkbox"/> |
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Staff Report

Origin

The following Bylaws were considered and adopted by Council:

- Animal Control Regulation Bylaw No. 7932 on June 13, 2005;
- Dog Licencing Bylaw No. 7138, Amendment Bylaw No. 7965 on July 11, 2005; and
- Municipal Ticket Information Authorization Bylaw No. 7321, Amendment Bylaw No. 7934 on June 27, 2005

Analysis

Since the adoption of the above named bylaws, a number of inconsistencies have been discovered in the way the Animal Control Regulation Bylaw and the Dog Licencing Bylaw section references and fine information are cited in the Municipal Ticket Information Authorization Bylaw. This was caused by an oversight during the bylaw drafting process. The affected portions of the bylaws were related primarily to Animal Control issues.

This has produced very viable Animal Control and Dog Licencing Bylaws but has left the Municipal Ticket Information Authorization Bylaw with inconsistent section number and fines for certain infractions. This has made it impossible to enforce under a number of sections of the Bylaws.

The attached amendment bylaw will correct the Schedules of the Municipal Ticket Information Authorization Bylaw and allow effective enforcement to continue.

Financial Impact

Given the housekeeping nature of these amendments, there is no change to applicable fees or fines and no financial impact from adoption. All financial implications were addressed and considered by Council during the original amendments in June, 2005.

Conclusion

Staff recommends adoption of the amended Schedule B1 for the Animal Control Bylaw, Schedule B3 for Business Regulation Bylaw and Schedule B5 for Dog Licencing Bylaw within the Municipal Ticket Information Authorization Bylaw.



Wayne G. Mercer
Manager, Community Bylaws
(604.247.4601)



David Weber
Director, City Clerk's Office
(4098)



**Municipal Ticket Information Authorization Bylaw No. 7321,
Amendment Bylaw No. 7985**

The Council of the City of Richmond enacts as follows:

- Bylaw No. 7321 Schedule B1 is amended by deleting the entire Schedule B1 and substituting the following:

SCHEDULE B 1

ANIMAL CONTROL BYLAW NO. 7932

| Column 1 Offence | Column 2 Bylaw Section | Column 3 Fine |
|--|----------------------------------|-------------------------|
| Animal attached to a fixed object with a choke device | 1.1.1 (a) | \$200 |
| Animal confined to an enclosed space without adequate ventilation | 1.1.1 (b) | \$200 |
| Animal has killed or injured a person or animal | 1.1.2 (a) | \$100 |
| Animal has pursued or harassed a person or animal | 1.1.2 (b) | \$100 |
| Animal deprived of food or water | 1.2.1 (a) | \$200 |
| Animal receptacles unclean or contaminated | 1.2.1 (b) | \$200 |
| Insufficient exercise of animal | 1.2.1 (c) | \$200 |
| Deprivation of veterinary care of animal | 1.2.1 (d) | \$200 |
| Inadequate outdoor shelter | 1.3.1 (a) to (c) | \$200 |
| Owning a cat which is not spayed or neutered without holding a cat breeding permit | 2.2.1.1 (b) | \$100 |

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| Permitting cat which is not spayed or neutered to be running at large | 2.2.1.1 (c) | \$100 |
| Owning more than 3 dogs in a one-family or two-family dwelling | 2.3.1.1 | \$200 |
| Owning more than 2 dogs in a multiple-family dwelling | 2.3.1.2 | \$200 |
| Failure by owner to leash dog | 2.3.2.1 (a) | \$100 |
| Permitting dog to run at large | 2.3.2.1 (b) | \$100 |
| Failure by owner to clean up dog excrement | 2.3.3.1 | \$100 |
| Failure by owner to confine dog | 2.3.4.1 | \$100 |
| Failure of owner to control dangerous dog | 2.3.4.2 (a) | \$500 |
| Failure of owner to confine dangerous dog | 2.3.4.2 (b) | \$500 |
| Failure by owner to maintain effective control of dog | 2.3.5.1 (a) to (c) | \$100 |
| Having more than three (3) dogs off leash | 2.3.5.2 (a) | \$100 |
| Dangerous Dog off leash in an off leash area | 2.3.5.2 (b) | \$300 |
| Failure by owner to leash dog showing aggressive behaviour | 2.3.5.3 | \$100 |
| Failure by owner to deliver dangerous dog to Animal Control Officer | 8.3.4 (b) | \$500 |

2. Bylaw No. 7321 Schedule B3 is amended by deleting the entire Schedule B3 and substituting the following:

SCHEDULE B 3

BUSINESS REGULATION BYLAW NO. 7538

| Column 1 Offence | Column 2 Bylaw Section | Column 3 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 |
| 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 |

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| Failure to provide written notice of change in personnel employed/engaged by escort service | 8.1.1 (a) | \$100 |
| Pet Establishment / Cage not maintained | 12.2.1 (a) to (e) | \$50 |
| Inadequate Cage | 12.2.2 (a) and (b) | \$50 |
| No segregation area | 12.3.1 | \$50 |
| Failure to segregate ill / injured animal | 12.3.2 (b) | \$50 |
| Name of Veterinarian not posted | 12.4.1 (a) | \$50 |
| Failure to have ill/injured animal treated properly by Veterinarian | 12.4.1 (b) (i) | \$50 |
| Improper euthanasia/disposal of animal | 12.4.1 (b) (ii) | \$50 |
| Failure to keep/maintain Pet Establishment Register | 12.5.1 (a) | \$50 |
| Failure to produce Pet Establishment Register | 12.5.1 (b) | \$50 |
| Inadequate Record in Pet Establishment Record | 12.5.3 (a) to (e) | \$50 |
| Failure to provide information to Purchaser | 12.6.1 (a) to (g) | \$50 |
| Failure to post notice describing Reptile | 12.7.1 (a) (i) to (iii) | \$50 |
| Confine incompatible species together | 12.8.1 (a) | \$100 |
| Separate or deliver animal prior to weaning | 12.8.1 (b) | \$100 |
| Sell, offer for sale or display a Prohibited Animal | 12.8.1 (c) (i) | \$300 |
| Sell or offer for sale a dyed animal | 12.8.1 (c) (iii) | \$100 |
| Sell or offer for sale a diseased/infected animal | 12.8.1 (c) (iv) | \$300 |
| Mobile vendor carrying on business on or adjacent to a school ground | 16.1.1 (a) | \$100 |
| Mobile vendor carrying on business directly outside or in flow of traffic to premises which offer same or similar items | 16.1.1 (b) | \$100 |
| Mobile vendor stopping while not actively engaged in making a sale | 16.1.2 | \$100 |

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| Mobile vendor blocking or partially blocking sidewalk/highway | 16.1.3 | \$100 |
| Mobile vendor impeding or interfering with ordinary flow of pedestrian/vehicle traffic | 16.1.3 | \$100 |
| Mobile vendor plying trade on private property | 16.2.1 (a) and (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 |

3. Bylaw No. 7321 Schedule B5 is amended by deleting the entire Schedule B5 and substituting the following:

SCHEDULE B 5

DOG LICENCING BYLAW NO. 7138

| Column 1 Offence | Column 2 Bylaw Section | Column 3 Fine |
|---|----------------------------------|-------------------------|
| Failure to obtain dog licence | 1.1.1 (a) (i) | \$200 |
| Failure to obtain dog licence for Dangerous Dog | 1.1.1 (a) (ii) | \$500 |
| Failure to produce dog licence upon request | 1.1.1 (c) (i) | \$200 |
| Failure to produce dog licence upon request for Dangerous Dog | 1.1.1 (c) (ii) | \$500 |

4. This Bylaw is cited as **“Municipal Ticket Information Authorization Bylaw No. 7321, Amendment Bylaw No. 7985”**.

FIRST READING

SECOND READING

THIRD READING

ADOPTED

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

MAYOR

CORPORATE OFFICER