

TOWN OF LADYSMITH



“Ticket Information Utilization Bylaw 2002, No. 1457”

*Consolidated Version as on December 22, 2021
(This consolidation is authorized by “Bylaw Revision Bylaw 2022, No. 2090”)*

December 2, 2002

Includes Amendment Bylaw Nos.: 1480, 1499, 1555, 1895, 2003 and 2098

TOWN of LADYSMITH

BYLAW NO. 1457

Ticket Information Utilization

The Municipal Council of the Town of Ladysmith in open meeting assembled enacts as follows:

WHEREAS the Local Government Act empowers the Town of Ladysmith to, by bylaw, designate those bylaws for which municipal ticket information may be used as a means of bylaw enforcement;

AND WHEREAS the Local Government Act empowers the Council to, by bylaw, designate a person who comes within a class of persons, as a Bylaw Enforcement Officer;

AND WHEREAS the Local Government Act empowers the Council to, by bylaw, authorize the use of any word or expression on a municipal ticket information to designate an offense against a bylaw;

AND WHEREAS the Local Government Act empowers the Council to, by bylaw, set fine amounts in consultation with the Chief Judge of the Provincial Court;

AND WHEREAS the Council deems it expedient to authorize the use of municipal ticket information for the enforcement of certain bylaws, to authorize the use of certain words or expressions to designate certain bylaw offences and to set certain fine amounts.

NOW THEREFORE the Council of the Town of Ladysmith in open meeting assembled enacts as follows;

1. The Bylaws listed in Column 1 of Schedule 1 to this bylaw, as amended from time to time, may be enforced by means of a ticket in the form prescribed for the purpose of Section 272 of the Local Government Act.
2. The persons appointed to the job positions or titles listed in Column 2 of Schedule 1 to this bylaw are designated as bylaw enforcement officers pursuant to Section 272(1)(b) of the Local Government Act for the purpose of enforcing the bylaws listed in Column 1 of Schedule 1 opposite the respective job positions.
3. The words or expressions set forth in Column 1 of Schedule 2 through 11 to this bylaw designate the offence committed under the bylaw section number appearing in Column 2 opposite the respective words or expressions.
4. The amounts appearing in Column 3 of Schedules 2 through 11 to this bylaw are the fines set pursuant to Section 272(5) of the Local Government Act for the corresponding offences designated in Column 1.

5. This bylaw shall take effect upon the date of its adoption.
6. This bylaw may be cited for all purposes as “Town of Ladysmith Ticket Information Utilization Bylaw 2002, No. 1457”.

READ A FIRST TIME on the 15th day of JULY, 2002

READ A SECOND TIME on the 15th day of JULY, 2002

READ A THIRD TIME on the 03rd day of SEPTEMBER, 2002

APPROVED BY THE CHIEF JUDGE OF THE PROVINCIAL COURT

This 7th day of November, 2002.

ADOPTED on the 02nd day of DECEMBER, 2002

Original signed by Rob Hutchins

Mayor (R. Hutchins)

Original signed by Pat Durban

Manager of Corporate Services (P. Durban)

SCHEDULE 1

BYLAW NO. 1457

DESIGNATED BYLAWS

DESIGNATED BYLAW ENFORCEMENT OFFICERS

- | | |
|--|--|
| 1. Animal and Poultry Bylaw 1994, No. 1136 | Bylaw Enforcement Officer
Pound Keeper and Animal Control Officer |
| 2. Building and Plumbing Bylaw 1994, No. 1119 | Building Inspector
Bylaw Enforcement Officer
Manager of Corporate Services |
| 3. Burning Regulation Bylaw 2001, No. 1380 | Fire Chief
Deputy Fire Chief
Bylaw Enforcement Officer |
| 4. Business Licence Regulation Bylaw 1987, No. 876 | Bylaw Enforcement Officer
Building Inspector
Manager of Corporate Services |
| 5. Dog Licensing Control and Pound Bylaw 1995, No. 1155 | Pound Keeper and Animal Control Officer
Bylaw Enforcement Officer
R.C.M. Police
Any member of Canadian Corps of Commissionaires |
| BL 1480 6. Noise Suppression Bylaw 2003, No. 1478 | Peace Officer
Bylaw Enforcement Officer |
| 7. Sign and Canopy Bylaw 1995, No. 1176 | Bylaw Enforcement Officer
Building Inspector
Manager of Corporate Services |

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|--|--|
| 8. Streets and Traffic Bylaw 1998, No. 1309 | Bylaw Enforcement Officer
Building Inspector
R.C.M. Police
Director of Public Works
Manager of Corporate Services
Any member of Canadian Corps. Of
Commissionaires |
| 9. Tree Cutting Regulation Bylaw 1979, No. 695 | Bylaw Enforcement Officer
Building Inspector
Director of Public Works |
| 10. Zoning Bylaw 1995, No. 1160 | Bylaw Enforcement Officer
Building Inspector
Manager of Corporate Services |
| 11. Waterworks Regulation Bylaw 1999, No. 1298 | Peace Officer
Bylaw Enforcement Officer
Authorized Personnel |
| BL 1499 | |
| 12. Nuisance Abatement Bylaw 2015, No. 1893 | Peace Officer
Bylaw Enforcement Officer |
| BL 1895 | |
| 13. Property Maintenance Bylaw 2015, No. 1894 | Peace Officer
Bylaw Enforcement Officer |
| 14. Business Regulations and Licensing (Rental Units) Bylaw 2021, No. 2093 | Building Inspector
Fire Chief
Bylaw Enforcement Officer |
| BL 2098 | |

SCHEDULE 2
BYLAW NO. 1457

RE: ANIMAL AND POULTRY BYLAW 1994, NO. 1136

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. Specified animals or poultry on property too small	2(a)	\$100.00
2. Failure to remove animal excrement	2(b)	\$ 50.00

SCHEDULE 3
BYLAW NO. 1457

RE: BUILDING AND PLUMBING BYLAW 1994, NO. 1119

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. No building permit	3.1	\$100.00
2. No occupancy permit	3.2	\$100.00
3. No demolition, moving or relocation Permit	3.3	\$100.00
4. Contrary to terms of permit	3.4	\$100.00
5. Work contrary to plans	3.6	\$100.00
6. Obstruct entry of Building Inspector	3.7	\$200.00
7. Swimming pool not fenced as required	12	\$150.00
8. Fail to comply with stop work order	16.3	\$150.00

SCHEDULE 4
BYLAW NO. 1457

RE: BURNING REGULATION BYLAW 2001, NO. 1380

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. Start or maintain a fire	3(a)	\$100.00
2. Burn prohibited material	3(b)	\$100.00
3. Fire without a permit	3(d)	\$100.00
4. Fire not supervised	3(e)	\$100.00
5. Failure to extinguish a fire	3(e)	\$100.00
6. Interfere with egress or access	13	\$100.00
7. Obstruction of officer	14	\$200.00

SCHEDULE 5
BYLAW NO. 1457

RE: BUSINESS LICENCE BYLAW 1987, NO. 876

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. No business licence	3(1)	\$100.00
2. More than 1 premise per licence	3(2)	\$100.00
3. More than 1 business per premise	3(3)	\$100.00
4. Providing false information	3(4)	\$100.00
5. Fail to transfer licence	8(3)	\$100.00

SCHEDULE 6**BYLAW NO. 1457*****BL 1555*****RE: DOG LICENSING, CONTROL AND POUND BYLAW 1995, NO. 1155**

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. Dog at-large	14(a)	\$100
2. Dog not effectively controlled or confined	14(a)	\$100
3. Unlicensed dog	4	\$100
4. Failure to clean up dog feces	14(c)	\$100
5. More than 3 dogs	4(d)	\$100
6. Habitually noisy dog	12(a)	\$100
7. Dog in prohibited area	14(a)	\$100
8. Dangerous dog at-large	12(e)	\$250
9. Dangerous dog not effectively confined	12(e)	\$250
10. Dangerous dog not muzzled and leashed in public	12(e)	\$250
11. Failure to spay or neuter a restricted dog	12(e)	\$250
12. Obstruction of Animal Control Officer	14(b)	\$250

SCHEDULE 7**BYLAW NO. 1457*****BL 1480*****RE: NOISE SUPPRESSION BYLAW 2003, No. 1478**

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. General prohibition	2(a) & (b)	\$100
2. Private property	3	\$100
3. Animals (or birds)	4	\$100
4. Dogs	5	\$100
5. Motor boat	6(a) & (b)	\$100
6. Personal water craft	6.1 (b)	\$100
7. Heat pumps & water pumps	7(b)	\$100
8. Engine retardant brakes	7.1	\$100
9. Shopping Centres	8(a)	\$100
10. Motor Vehicles	9(a)(b)(c)(d)&(e)	\$100

SCHEDULE 8**BYLAW NO. 1457****RE: SIGN AND CANOPY BYLAW 1995, NO. 1176**

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. No sign permit	2.3	\$100.00
2. Signs in street	4.4	\$100.00
3. Third party signs	4.5	\$100.00
4. Roof top signs	4.6	\$100.00
5. Flashing or moving signs	4.7	\$100.00
6. Billboards	4.8	\$100.00
7. Window signs	4.9	\$100.00
8. Portable signs	4.10	\$100.00
9. Sandwich board sign	4.11	\$100.00
10. Temporary sign	4.12	\$100.00
11. Free standing sign	4.13	\$100.00
12. Satellite dish	4.14	\$100.00
13. Construction / Project sign	4.15	\$100.00
14. Projecting signs	4.16	\$100.00
15. Awning / canopy signs	4.17	\$100.00
16. Suspended sign	4.18	\$100.00
17. Fascia sign	4.20	\$100.00
18. Business directory sign	4.21	\$100.00
19. Visibility	4.23	\$100.00

SCHEDULE 9**BYLAW NO. 1457****RE: STREETS AND TRAFFIC BYLAW 1998, NO. 1309**

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. Drive contrary to traffic control device	10(2)	\$50.00
2. Interfere with traffic control device	10(3)	\$50.00
3. Driving over newly painted lines	16	\$50.00
4. Busking / panhandling	28(3)	\$35.00
5. Cyclist on a sidewalk	29(2)(a)	\$35.00
6. Play vehicle on roadway	29(8)	\$35.00
7. Skateboarding in downtown core	29(9)	\$ 50.00
8. Parked on sidewalk	31(1)	\$35.00
9. Parked selling goods	31(9)(d)	\$35.00
10. Parked contrary to traffic control device	31(13)	\$35.00
11. parked block view of traffic control device	31(14)	\$35.00
12. Parked beyond time limit	32	\$35.00
13. Parked too long in loading zone	33(1)	\$35.00
14. Parked too long in passenger zone	33(2)	\$35.00
15. Parked in disabled zone without permit	34	\$35.00
16. Drive contrary to order of Director of Public Works	49	\$ 50.00

SCHEDULE 10

BYLAW NO. 1457

RE: TREE CUTTING REGULATION BYLAW 1979, NO. 695

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. Cut Tree on Public Property Without Permit	2	\$100.00

SCHEDULE 11**BYLAW NO. 1457****RE: ZONING BYLAW 2014, NO. 1860**

<u>Designated Expression</u>	<u>Section</u>	<u>Fine</u>
Obstruct Authorized Entry	3.1	\$350.00
Contrary to Permitted Use	5.1(b)	\$350.00
Within Required Setback	5.2 (e)	\$350.00
Over Height Obstruction	5.15 (a)	\$350.00
Prohibited Use	6.3	\$350.00
Unauthorized Suite	6.4 (a)	\$350.00
Suite Contrary to Conditions	6.4(b)	\$350.00

SCHEDULE 12

BYLAW NO. 1457

BL 1499

RE: WATERWORKS REGULATION BYLAW 1999, No. 1298

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
1. Conservation of water	30	\$100

SCHEDULE 13**BYLAW NO. 1457*****BL 1895*****RE: NUISANCE ABATEMENT BYLAW 2015, NO. 1893**

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>	<u>FINE IF PAID WITHIN 30 DAYS</u>
1. Cause/permit nuisance	3(a)	\$250	\$200
2. Cause nuisance in public	3(b)	\$250	\$200

SCHEDULE 14**BYLAW NO. 1457*****BL 1895*****RE: PROPERTY MAINTENANCE BYLAW 2015, NO. 1894**

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>	<u>FINE IF PAID WITHIN 30 DAYS</u>
1. Unlawfully place graffiti	3	\$200	\$150
2. Accumulated refuse/garbage/ other material	4(1)(a)	\$200	\$150
3. Deposit refuse/glass/bottles	4(1)(b)	\$125	\$100
4. Unsightly property	4(1)(c)	\$200	\$150
5. Unlawful postering	4(1)(d)	\$125	\$100
6. Nuisance/unsightly weeds/ other growths	5	\$200	\$150
7. Fail to remove graffiti	6(a)	\$200	\$150
8. Fail to remove rubbish/other materials	6(b)	\$200	\$150
9. Fail to remove weeds/other growths	6(c)	\$200	\$150

SCHEDULE 15

BYLAW NO. 1457

BL 2098

RE: "Business Regulations and Licensing (Rental Units) Bylaw 2021, No. 2093"

<u>OFFENCE</u>	<u>SECTION</u>	<u>FINE</u>
Failure to comply with an order	11(a)	\$1,000
Obstructing an inspector	11(b)	\$1,000
Failure to obtain a business license	16	\$500
Failure to maintain a register	17(a)	\$500
Failure to provide bylaw to tenant	17(b)	\$500
Failure to control pests	20	\$1,000
Improper garbage storage	21	\$1,000
Failure to provide garbage facilities	22	\$1,000
Inadequate garbage facilities/receptacles	23	\$1,000
Failure to clean garbage facilities/receptacles	24	\$1,000
Lack of structural integrity	25	\$1,000
Unmaintained exterior walls	26	\$1,000
Unmaintained external building features	27	\$1,000
Unmaintained doors/windows	28	\$1,000
Unmaintained openings	29	\$1,000
Inadequate latching/locking devices	30	\$1,000
Inadequate ventilation and light	31	\$1,000
Unmaintained ventilation system	32	\$1,000
Inadequate shower/bathtub ventilation	33	\$1,000
Unmaintained roof	34	\$1,000
Unsafe structure	35	\$1,000
Unmaintained basement floor drain	36	\$1,000
Unmaintained basement floor	37	\$1,000
Unmaintained floor	38	\$1,000
Unsafe floor covering	39	\$1,000
Inadequate bathroom floor covering	40	\$1,000
Unmaintained wall/ceiling	41	\$1,000
Unmaintained plumbing	42	\$1,000
Lack of running water	43	\$1,000
Unsafe gas appliance	44	\$1,000
Unsafe gas appliance venting	45	\$1,000
Unsafe/Inadequate heating	46	\$1,000
Unapproved heating device	47	\$1,000
Unmaintained electrical	48	\$1,000
Inadequate lighting	49	\$1,000
Inadequate fire resistance	50	\$1,000
Unmaintained fire protection systems	51	\$1,000
Unmaintained elevator: <i>Safety Standards Act</i>	52	\$1,000
Unmaintained elevator: Fixtures	53	\$1,000
Inadequate parking	54	\$500
Disconnected utilities	55	\$1,000
Inadequate ceiling height	57	\$1,000
Inadequate floor area: Rental Unit	58	\$1,000

Inadequate floor area: Bedroom	59	\$1,000
No access to Kitchen	60	\$1,000
Cooking facilities in bedroom	61	\$1,000
Unsafe washer	62	\$1,000
Unsafe dryer	63	\$1,000
No access to bathroom	64	\$1,000
Inadequate number bathroom fixtures	65	\$1,000
Inadequate privacy screens	66	\$1,000