

DISTRICT OF TAYLOR

BYLAW NO. 465, 1993

**A BYLAW OF THE DISTRICT OF TAYLOR
TO PREVENT OR ABATE NUISANCES
AND UNSIGHTLY PREMISES**

WHEREAS Council is empowered to exercise the powers contained in the Municipal Act, pursuant to section 932, subsections (b), (g) and (h) pertaining to the control of nuisances and unsightly premises;

AND WHEREAS all members of the public have a right to and should be ensured of an environment free from unusual, unnecessary, undesirable or excessive unsightliness, which will degrade the quality of life or cause a nuisance;

AND WHEREAS it is deemed in the public interest to control such unsightliness or nuisance;

NOW THEREFORE Council of the District in open meeting assembled enacts as follows:

1. RUBBISH AND LITTER CONTROL

- a) It shall be unlawful for the owner or occupier of any premises, or real property, or their agents, to cause or permit polluted water, rubbish or noxious, offensive or unwholesome matter or substance to collect or accumulate around their premises.
- b) It shall be unlawful for any person to deposit or throw bottles, broken glass, paper, containers of any kind, or any kind of rubbish in any open place.

2. UNTIDY PREMISES

- a) Where in the opinion of Council, premises within the District are untidy and unsightly, they may direct the Municipal Clerk to notify the owner or occupiers of such real property or their agents that they shall be required to remove from their property any untidy or unsightly accumulation and in default of such removal within seven days from the date of the notice, the District Public Works Department, or others may enter and effect such removal.

- b) The following conditions may constitute untidy and unsightly premises in any residential zoned property:
 - i) the accumulation or storage of any building material whether new or used, or at a premises where the owner or occupier does not have a valid building permit;

 - ii) the storage or accumulation of any goods or merchandise which is offered, or intended to be offered for sale;

 - iii) the storage, collection or accumulation of any automobile wreck, in hole or in parts, or any motor vehicle, or portion of a motor vehicle which is not validly registered and licensed in accordance with the Motor Vehicle Act for the current year, and is capable of motivation under its own power;

 - iv) the storage of solid fuels, such as wood, coke or coal, where the amount of such fuel so stored is in excess of one winters normal supply and is so stored that it may be viewed from the adjoining property;

 - v) the use of any property within the above mentioned zones for the storage, repair, cleaning, maintenance collection or servicing of mechanical equipment such as bulldozers, graders, back hoe or other similar heavy construction equipment.

3. DEFACING BUILDINGS

Every person who in any way removes, injures, damages, defaces or disfigures any public or private building, wall, fence, hedge, railing, sign, monument, statue, lamp stand or other property in whole or in part owned or maintained within the District, by cutting, breaking, painting or dabbing with paint or other substance or bill posting there on, shall have contravened the provisions of this Bylaw and shall be liable for the cost of repairing, such damage in addition to any penalties assessed under the provisions of this Bylaw.

4. SIDE WALK CLEANLINESS

It shall be the duty of any owner or occupant of any building fronting upon any street within the District to keep the side walk in front of such building in a property state of cleanliness and no owner or occupier shall place the sweepings, ashes or refuse from their premises on the public streets or alleys.

5. RIGHT OF ENTRY

- a) The Bylaw Enforcement Officer, or his representative shall have the right of entry at all reasonable times into any building or premises in order to inspect the same for the purposes of this Bylaw and to ascertain whether such regulations are being obeyed.
- b) Any person interfering with, or obstructing the entry of the District Bylaw Enforcement Officer, or his representative shall be deemed to be guilty of a violation of this Bylaw.

6. PERSONS LIABLE

Every person who violates any of the provisions of this Bylaw, or who suffers or permits any act or thing to be done in contravention or violation of any of the provisions of this Bylaw, shall be deemed to be guilty of an infraction thereof and liable to the penalty hereinafter provided.

7. PENALTIES

- a) Any person or persons convicted of an offence under this Bylaw shall be liable to a penalty or fine of not less than \$50.00 (fifty dollars) and not exceeding \$2,000.00 (two thousand dollars) which penalty and costs shall be recoverable and enforceable in the manner provided by the "Offence Act".
- b) For any offence against this Bylaw is of a continuing nature, it shall be lawful for the convicting justice in his discretion, to impose a fine against the offender not exceeding \$50.00 (fifty dollars) for each day such offence is continued by them.
- c) In the event a person at whose expense removal is carried out, or remedial action taken and does not pay the costs of this action on or before December 31st, in the year this work was done, the costs shall added to and form part of the taxes payable on the property as taxes in arrears.

8. Bylaw No. 129, cited as the Rubbish and Litter Control Bylaw, No. 129, 1969 is hereby Repealed.

9. This Bylaw shall come into force and take effect on and after the date of its adoption.

10. This Bylaw may be cited as the "Nuisances and Unsightly Premises Bylaw No. 465, 1993."

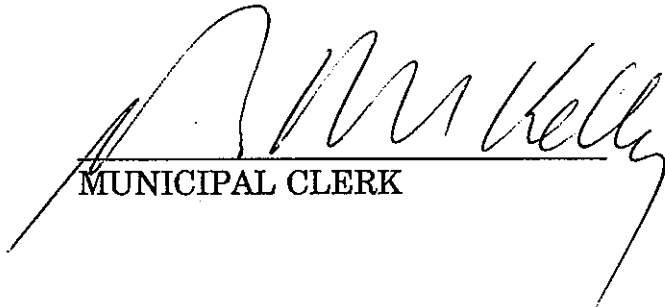
READ A FIRST TIME THIS 16th DAY OF November, 1993

READ A SECOND TIME THIS 16th DAY OF November, 1993

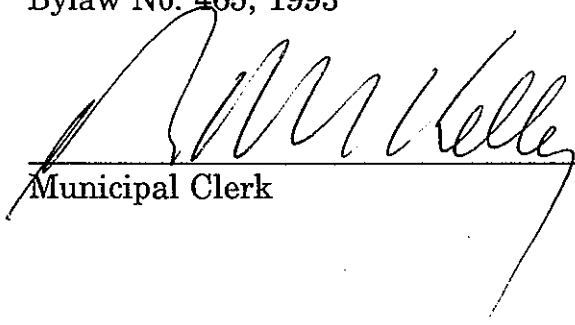
READ A THIRD TIME THIS 16th DAY OF November, 1993

RECONSIDERED AND ADOPTED THIS 18th DAY OF January, 1994


MAYOR


MUNICIPAL CLERK

I hereby certify that this is a true copy
of Bylaw No. 465, 1993 cited as "District
of Taylor Rubbish and Litter Control
Bylaw No. 465, 1993"


Municipal Clerk