

# PARKS REGULATION BYLAW

## Bylaw No. 765 and amendments thereto

### CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws listed below. The amending bylaws have been consolidated with the original bylaw for convenience only.

Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

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<u>BYLAW NO.</u>	<u>ADOPTED</u>
765	June 19, 1979
1289	August 15, 1989
1593	October 26, 1993
1704	May 16, 1995
2073	March 19, 2002
2253	November 1, 2005
2361	April 1, 2008

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The bylaw numbers in **bold** at the end of the clause refer to the bylaws that amended the principal bylaw.

# **PARKS REGULATION BYLAW**

## ***Consolidated Copy - Bylaw No. 765 and amendments***

### A Bylaw to Regulate the Use of Parks and Boulevards.

WHEREAS pursuant to subsection (1) of section 621 of the *Municipal Act*, being Chapter 255 of the Revised Statutes of British Columbia, 1960, the Council may, by bylaw, make rules and regulations governing the management, maintenance, improvement, operation, control and use of any real or personal property within the municipality and acquired and held by the municipality for pleasure, recreation, or community uses of the public;

AND WHEREAS it is deemed desirable to enact such a bylaw;

NOW THEREFORE the Municipal Council of The Corporation of the District of Pitt Meadows, in open meeting assembled, ENACTS AS FOLLOWS:

#### **Citation**

1. This bylaw may be cited as "**The District of Pitt Meadows Parks Regulation Bylaw, No. 765, 1979**".

#### **Interpretation**

2. In this bylaw, unless the context otherwise requires, the following expressions shall have the meanings hereinafter assigned to them, that is to say:

"Boulevard" shall mean and include any portion of any road, street, highway, or lane which has been sodded, seeded or otherwise improved and maintained by the municipality;

"Council" shall mean the Municipal Council of The Corporation of the District of Pitt Meadows;

"Driveway", shall mean and include any way or thoroughfare set apart and improved for the use of pedestrians, vehicular or animal traffic, within any park, and shall include roadway and paths;

"Drug Paraphernalia" means any goods, products, equipments, things or materials of any kind primarily used or intended to be primarily used to produce, process, package, store, inject, ingest, inhale or otherwise introduce into the human body a controlled substance as defined in Schedules I, II, or III of the Controlled Drugs and Substances Act (R.S.C. 1996, c. 19) as may be amended from time to time, but does not include a controlled substance that is permitted under that Act. **(Bylaw No. 2253)**

"Municipality" shall mean The Corporation of the District of Pitt Meadows;

"Park" shall mean and include any real or personal property within the Municipality used for public parks and recreational purposes and includes all buildings and structures situated thereon and shall include any other parcel of land improved, maintained, developed or administered by the Municipality such as school grounds, pursuant to direction from the Municipal Council; **(Bylaw No. 1593)**

"Person" shall have the same meaning as defined in the "Interpretation Act";

"Public Place" means any real or personal property or portions thereof owned by the Municipality of Pitt Meadows to which the public is ordinarily invited or permitted to be in or on, and includes but is not limited to, the grounds of public facilities or buildings, public greenways and public parkades or parking lots. **(Bylaw No. 2253)**

"Vehicle" shall mean and include all conveyance for the carriage or transport of persons, passengers, goods or materials, whether drawn by animals or propelled or pulled by any mechanical or muscular device or other motive power whatsoever, and shall include trailers, bicycles and tricycles.

### **General Regulations**

3. All parks in the Municipality of Pitt Meadows shall be closed to the public from dusk to dawn each and every day of the year. **(Bylaw No. 2073)**

PROVIDED HOWEVER, any person who has entered into an agreement with the municipality through its duly authorized agent to rent or to use the parks, or who is in attendance at a legitimate function held in the parks for which an agreement has been entered into is exempt from this section.

Nothing in this section shall prevent any officers or employees of the municipality from entering or being upon or within any park in the exercise of their duties.

4. No person shall cut, break, injure or in any way damage any tree, shrub, plant, turf or flower, or any building, structure, lock, gate, bolt, fence, sign, notice, seat, bench or ornament of any kind, or in any way foul or pollute any fountain, lake, stream, pool, pond, well or spring in any park, or upon any boulevard, roadway or path.
5. No person shall climb, walk or sit upon any wall, fence or other erection in any park or upon any boulevard; or cross-travel or use any grass plot or land where signs have been posted forbidding any such use; and no person shall deposit any waste, offensive matter or other substance of any kind into or upon any such park, grass plot or roadway or path, or in any lake, stream, pool or pond within any park, or on or along any roadway or path except in receptacles provided for such purpose.
6. No person shall sell or expose for sale any thing whatsoever in any park, without the permission in writing of the municipality first being obtained.
7. No person shall carry or discharge any firearm of any description, or fire or explode any combustible or other explosive material, without the express permission in writing of the municipality first had and obtained, or make a fire or throw or place upon the ground any lighted match, cigar, cigarette or other burning substance, within any park.
8. No person shall molest, disturb, frighten, injure, trap or snare any bird or animal.

9. No person shall play at any game whatsoever in or on any portion of any park except upon or in such portions thereof as may be especially set aside for such purpose, and under such rules and regulations and at such times as shall be prescribed by the municipality and no procession, march drill, performance, ceremonies, concerts, gatherings or meetings shall be held in any park or on any roadway or path without the permission in writing of the municipality first had and obtained.
10. (1) No person as owner or having the control of any animal or fowl shall suffer or permit such animal or fowl:
- (a) to run at large or feed in any park or upon any roadway or path;
  - (b) to enter into or remain in any park that is one acre or less in area.
- (2) The owner or other person having the custody of any such animal or fowl who suffers or permits such running at large or feeding or entering into or remaining in any park of one acre or less in area shall be deemed to be guilty of an infraction of this Bylaw and shall be liable to the penalties hereinafter imposed. **(Bylaw No. 1704)**
11. No person shall use any obscene or vulgar language nor conduct himself in a disorderly or offensive manner, or molest or injure any other person, or loiter or take up a temporary abode over night on any portion of any park, or obstruct the free use and enjoyment of any park by any other person, or violate any bylaw, rule, regulation, notice or command of the municipality, the Director of Operations, or any other person in control of or maintaining, superintending, or supervising any park or other property of or under the custody, control and management of the municipality; and any person conducting himself as aforesaid may be removed or otherwise dealt with as in this Bylaw provided. **(Bylaw No. 1593)**
12. No person shall erect, construct or build or cause to be erected, constructed or built in any park or upon any roadway, path or boulevard any tent, building, shelter, pavilion or other construction whatsoever without the permission in writing of the municipality first had and obtained.
- No person shall urinate or defecate except in a provided public or private toilet facility in a park, or upon any boulevard, roadway or path. **(Bylaw No. 2253)**
13. No person shall possess any Drug Paraphernalia in a park, or upon any boulevard, roadway or path. **(Bylaw No. 2253)**
14. No person shall use, occupy or travel in any park or upon any roadway, or path in such a manner as to obstruct or to cause an obstruction, or to interfere with any person or traffic lawfully using the same; or encumber or obstruct, or cause to be encumbered or obstructed in any manner whatsoever, any park, roadway or path without the permission in writing of the municipality first had and obtained; and any person receiving such permission shall at all times comply with any conditions thereby imposed and the provisions of this Bylaw; and shall save harmless and protect the municipality from and against any and all claims, demands, suits or compensation of whatsoever kind arising either directly or indirectly out of the permission thereby granted.

15. The Director of Operations, or any person authorized by him, may remove or cause to be removed from any park, roadway or path, any obstruction or thing placed therein or thereon contrary to the provisions of this Bylaw, at the expense of the owner or person placing or causing to be placed such obstruction; and the Director of Operations or any person authorized by him is hereby authorized to do every lawful act required under the circumstances to have any such obstruction removed in the shortest possible time, and to hold any article or thing causing such obstruction until the expense of the removal thereof has been paid. **(Bylaw No. 1593)**
16. No person shall:
  - (a) interfere in any way with any employee of the municipality engaged in the execution of any lawful action in any park or upon any boulevard, roadway or path;
  - (b) cause to be discharged any water so that the same runs waste and useless from or out of any fire hydrant, standpipe, reservoir, pond or lake connected with any park or;
  - (c) cause any dog or other animal to swim in the water or throw or deposit any injurious substance into the water of any reservoir, lake pond or other receptacle for water connected with any park, or on the beaches, or upon the ice in case any such water is frozen, or in any way foul the water, or commit any unlawful damage or injury to the works, pipes, or water, or counsel the same to be done;
  - (d) post, paint or affix any advertisement or bill of any kind whatsoever in any park or upon any boulevard, roadway or path;
  - (e) interfere in any way with or obstruct the free use of any tennis courts, bowling or putting greens by those lawfully entitled to the use of same.

### **Bathing or Swimming Pools**

17. The use of tobacco is prohibited within 10 meters (33 feet) of any sport field, athletic surface, children's playground or water play-park located in a municipal park. **(Bylaw No. 2361)**
18. No person shall enter or bathe in any water in any swimming pool in any park when such person is suffering from any contagious or communicable disease, and no person shall disobey any lawful command or order of any person having the superintendent, management or control of any such swimming pool, or the command of any lifeguard or other person in charge of superintending any swimming pool, nor shall any person cause to swim, or permit the swimming of any animal, or the fouling of any water therein.
19. It shall be unlawful for any person:
  - (a) to undress or dress in or adjacent to any swimming pool except in the places provided for such purposes;
  - (b) to wear any bathing suit to any extent transparent, or any bathing suit not entirely modest in make and style in any such swimming pool, and no person so clad shall be allowed the use of any such swimming pool;
  - (c) to smoke in any bathhouse, or to loiter or conduct himself in such manner as to be objectionable to other patrons or the public in or immediately adjacent to any such bathhouse.

- (d) for any male person to enter any portion of any bathhouse set apart for the use of female persons; or for any female person to enter any portion of any bathhouse set apart for the use of male persons;
- (e) to interfere with, obstruct, impede, hinder or prevent the discharge of the duties of any park employee or any attendant, lifeguard or other person engaged in superintending, controlling, instructing or overseeing swimming, bathing or aquatic sports or games at or in any swimming pool under his supervision or control.

### **Traffic Regulations**

- 20. No person shall ride or drive any horse or other animal or drive or propel, or permit to be driven or propelled, any vehicle or other mode of conveyance on any boulevard, grass plot or other area within any park other than on the roadway or path made and provided for such purpose; or to drive any animal on any path or other roadway allotted for pedestrian traffic only; provided, however, that invalid's chairs and children's carriages may be allowed on the foot-walks to such an extent and in such manner as shall not interfere with the free use of such walks by pedestrians.
  
- 21. Subject to the provisions herein contained, it shall be unlawful for any person:
  - (a) to ride or drive any horse or other animal or drive or propel any vehicle in, upon or along any roadway or path in a manner or at a rate of speed not consistent with the safety of persons who may be upon the said roadway or path;
  - (b) to drive any vehicle with the muffler disconnected, or with a muffler "cut-out", or in such other manner as shall constitute a nuisance or danger either to pedestrians or animals or property within any park;
  - (c) to fail to bring his horse, animal or vehicle to a stop upon the request or signal from any person lawfully directing any traffic within any park, or to stop whenever any horse or other animal shows signs of fright or getting out of control;
  - (d) to ride or drive any horse or other animal or any vehicle in any direction other than the direction designated by signs and in accordance with the rules and regulation (if any) authorized by the municipality;
  - (e) to operate, drive, or propel in any park any advertising vehicle without the permission in writing of the municipality first had and obtained;
  - (f) to transport or haul any materials upon any roadway, or to deposit or remove any material or debris of whatsoever kind, in, to, from or within any park without the permission in writing of the municipality or the Director of Operations first had and obtained; **(Bylaw No. 1593)**
  - (g) to drive or haul any vehicle having steel or iron tires in any park unless the traction of such tires shall be smooth and perfectly free from projections or indentations;
  - (h) to park or stand any vehicle or conveyance of any kind whatsoever in any place in a park unless such place is designated for such purpose by signs erected by the municipality.

22. No person shall conduct any business in a park unless permission in writing is first obtained from the municipality.
23. Notwithstanding anything contained in the bylaw to the contrary, the officers, officials and employees of the municipality, while in the exercise of their duties, shall be exempt from the provisions hereof.

#### **Violation of Bylaw**

24. 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 in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing any act or thing which violates any of the provisions of this bylaw shall be deemed to be guilty of an infraction of this bylaw, and liable, on summary conviction, to a fine not exceeding Five Hundred Dollars (\$500.00).

#### **Prohibited Activities in a Public Place**

25. NO PERSON WHILE within the confines of a Public Place shall:
  - (a) urinate or defecate in or on a Public Place except in a provided public or private toilet facility;  
and
  - (b) possess Drug Paraphernalia in any Public Place.  
**(Bylaw No. 2253)**