

DISTRICT OF SEHELDT

BYLAW No. 518, 2012

A bylaw to regulate, prohibit and impose requirements in relation to public places

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**WHEREAS** section 8 (3) (b) of the *Community Charter, SBC 2003, c. 26* provides, that Council may by bylaw regulate, prohibit and impose requirements in relation to public places;

**AND WHEREAS** section 62 of the *Community Charter* sets out that the authority under section 8 includes the authority in relation to persons, property, things and activities that are in, on or near public places;

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

**TITLE**

1. This bylaw may be cited as “District of Sechelt Public Places Bylaw No. 518, 2012”.

**PROVISIONS**

2. No person shall throw, deposit, drop, leave, place or dump, or cause to be thrown, deposited, dropped, left or placed, any garbage, cans, bottles, paper, ashes, cigarette or cigar butts, refuse, trash, or rubbish in a public place or the waters adjacent thereto.
3. No person shall take up temporary or permanent abode in or on any public place.
4. No person shall construct any building or other structure on or over a public place without entering into an easement agreement or right of way agreement with the District.
5. No person shall use a public place for the storage of any chattels without entering into a licence of occupation with the District.
6. No person shall establish or set up a campsite on a public place unless prior written permission is obtained from the District.
7. No person shall damage public property or publicly owned assets, including but not limited to assets such as structures, fences, railings, utilities, vegetation, hard surfaces, public art, or signage.

8. A Bylaw Enforcement Officer appointed by the Council, or District staff or contractor acting under the direction of the Chief of Innovation and Growth, may remove any chattels, left or stored in a public place and any other items comprising a part of a campsite in a manner contrary to the provisions of this bylaw, and take such equipment to a place of safekeeping until it is returned to the owner or disposed of in accordance with section 9 of this bylaw.
9. Upon the expiration of 30 days from any removal or detention under section 8 the District may put the chattels, or other items up for sale by public auction and recover any fees accrued pursuant to section 8 from the proceeds of the sale, or may dispose of the seized items as deemed necessary.
10. Except where the penalty is otherwise provided for in the *Community Charter*, every person who offends against any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention or violation of the provisions of this bylaw, or neglects to do or refrains from doing anything required to be done by this bylaw, shall be deemed to have committed an offence under this bylaw and shall be liable, to fines specified under the Bylaw Notice Enforcement Implementation Bylaw.
11. Each day that a violation is permitted to exist constitutes a separate offence.

READ A FIRST TIME THIS	17 <sup>th</sup>	DAY OF	October, 2012
READ A SECOND TIME THIS	17 <sup>th</sup>	DAY OF	October, 2012
READ A THIRD TIME THIS	17 <sup>th</sup>	DAY OF	October, 2012
ADOPTED THIS	7 <sup>th</sup>	DAY OF	November, 2012

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Mayor

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Interim Corporate Officer