

**THE CORPORATION OF THE DISTRICT OF SUMMERLAND**

**BYLAW NUMBER 92-023**

**A BYLAW TO REGULATE THE MAINTENANCE OF BOULEVARDS  
BY THE OWNER OF LANDS FRONTING THEREON**

**WHEREAS** the Council of a municipality is empowered under the provisions of Section 579 (1) (a) of the Municipal Act, R.S.B.C., 1979, to regulate the construction and maintenance of boulevards by or on behalf of the owners of lands fronting on them;

**NOW THEREFORE**, the Municipal Council of the Corporation of the District of Summerland, in open meeting assembled, enacts as follows:

1. This bylaw may be cited as The District of Summerland Boulevard Maintenance Bylaw No. 92-023.
2. For the purpose of the Bylaw, "BOULEVARD" shall have the meaning ascribed to it in Section 115 of the Motor Vehicle Act, as amended from time to time and being Chapter 288, R.S.B.C. 1979.
3. Where a boulevard has been constructed and there has been planted grass, shrubs, bushes, shade or ornamental trees, the owner of property fronting thereon shall water the said shrubs, bushes, shade or ornamental trees, and water and cut and maintain the grass, shrubs, bushes, shade or ornamental trees, in a manner consistent with Section 4 hereof.
4. Every owner of land fronting on a boulevard shall maintain and keep the said boulevard in a reasonably tidy condition, free and clear of garbage, litter or debris.
5. Whenever any person is in default of doing any matter or thing required to be done under the provisions of this bylaw, the Municipality, through its officers, employees or agents may do that which is required to be done, at the expense of the person in default and may recover the expense of the work done, with interest at the rate applicable thereto, including all costs, in the same manner as it may recover municipal taxes.
6. Any person who contravenes any of the provisions of this bylaw commits an offence and is liable upon conviction to a fine of not more than Two Thousand Dollars (\$2,000.00) for each offence.
7. Each day that a person contravenes any of the provisions of this bylaw constitutes a separate and distinct offence.

**READ A FIRST TIME** by the Municipal Council of The Corporation of the District of Summerland this 22nd day of June 1992.

**READ A SECOND TIME** by the Municipal Council of The Corporation of the District of Summerland this 22nd day of June 1992.

**READ A THIRD TIME** by the Municipal Council of The Corporation of the District of Summerland this 22nd day of June 1992.

**RECONSIDERED, FINALLY READ AND ADOPTED** by Municipal Council of the Corporation of the District of Summerland, this 13th day of July 1992.

  
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Mayor

  
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City Clerk