

THE CORPORATION OF THE DISTRICT OF SUMMERLAND

BYLAW NUMBER 95-013

A Bylaw to regulate the use of public parks, public beaches and municipal property within the corporate limits of the Corporation of the District of Summerland

CONSOLIDATED FOR CONVENIENCE TO INCLUDE: Bylaw No. 2000-285 and Bylaw No. 2000-348

WHEREAS it is deemed desirable to regulate the use of all Public Parks, Public Beaches and Municipal property within the Corporate limits of the District of Summerland;

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 "Parks Regulation Bylaw".

2. **INTERPRETATION**

In this bylaws:

- a) **Council** means the Municipal Council of the Corporation of the District of Summerland.
- b) **Parks** includes public parks, playgrounds, green spaces, beaches, and other public places under custody, care and management of the District of Summerland.
- c) **Vehicle** means any conveyance for the carriage or transport of persons, passengers, goods or materials.

3. **GENERAL REGULATIONS**

- a) No person shall be on or within any Park between the hours of 11:00 p.m. and 6:00 a.m. daily, except areas designated by the municipality as open to the public or where prior permission has been obtained from Council.
- b) No person shall be permitted in any Park to possess open liquor at any time, except where the said liquor is possessed pursuant to and in compliance with a license issued under the *Liquor Control and Licensing Act*.
- c) No person shall cause to be ignited any fire within a Park, except where proper fire

pits have been placed for the convenience of the public.

- d) No person shall cause or permit any animal to be on any Park except where permission has been granted by Municipal Bylaw or has been obtained from the Council. Dogs shall be permitted in Peach Orchard Park between October 1 and May 1 each year, with the exception of the playground area and the Spirit Square Gazebo area." *[Amended November 10, 2008 by Bylaw 2000-348]*
- e) Boats and water skiers shall not be allowed in areas designated as public swimming areas by the use of floating buoys or other suitable markers.
- f) No person shall break, peel, cut, deface, remove, injure, root up or otherwise destroy or damage the trees, shrubs, flowers, roots or grass planted, growing or being in the Park.
- g) No person shall deposit litter or refuse, except into a garbage receptacle, in any Park.
- h) No person shall break, injure or damage the locks, gates, bolts, fences, seats, benches, building structures or other property located in a Park.
- i) No person shall destroy, mutilate, efface, deface or remove any sign posted under this or any other Bylaw.
- j) No person may sell any refreshments or any article or thing, or conduct any business in a Park, except with the permission of the Council.
- k) No person may erect, construct or build any tent, building, shelter, or other construction in a Park without prior permission of the Public Works Superintendent.
- l) With the exception of municipal Vehicles, no person shall drive or allow or permit a Vehicle to be driven, or to be parked, within any Park, except in areas specifically provided for such purposes, provided however, that nothing in this section continued shall prevent any bicyclist, having first dismounted from his bicycle, from taking the same upon the grass or upon or along any sidewalk, pathway or footpath in any Park.
- m) With prior approval from the Public Works Department in the form of a permit as shown in Schedule "A", vehicles are permitted to enter Memorial Park only pursuant to the following regulations:
 - (i) Vehicles are permitted in the designated area only as shown on "Schedule B", unless special permission is given by permit and then $\frac{3}{4}$ inch plywood must be placed on the grass prior to the Vehicle driving on the grass;
 - (ii) Vehicles are permitted in the designated area only during unloading, after which they must be backed out of the Park;
 - (iii) only one Vehicle at any given time will be permitted in the designated

area;

- (iv) to ensure the safety of bystanders, direction must be provided to the driver of a Vehicle backing out of the designated area;
 - (v) the gate must be locked after unloading is completed and will remain locked until re-loading of the vehicles commences;
- n) Application for a permit for Memorial Park must include a sketch showing the placement of materials and equipment in the Park.
 - o) No person shall remove any material or debris of any kind from or within a Park, except with prior permission of the Public Works Superintendent.
 - p) No person shall ride or use a skateboard on a paved surface within Giants Head Park, except with prior permission from the Director of Parks and Recreation. *[Amended November 13, 2007 by Bylaw 2000-285]*

4. PENALTY SECTION

- a) Every person who commits an offence against this bylaw is liable to a fine and penalty of not more than \$2,000 for each offence, and in default of payment thereof, forthwith or within such time as the presiding provincial Court Judge or Justice of the Peace shall direct, the fine imposed shall be recoverable under the provisions of the *Offence Act*, R.S.B.C. 1979, Chapter 305 and all amendments.

5. REPEAL

- a) That Bylaw Number 2144 be and is hereby repealed.

READ A FIRST, SECOND TIME by the Municipal Council of the Corporation of the District of Summerland, this 27th day of March, 1995.

READ A THIRD TIME by the Municipal Council of the Corporation of the District of Summerland, this 12th day of June, 1995.

RECONSIDERED, FINALLY READ AND ADOPTED, by the Municipal Council of the Corporation signed by the Mayor and Clerk, and sealed with the Corporate Seal of the said Corporation this 26th day of June, 1995.

MAYOR

CLERK

SCHEDULE "A"

BYLAW NUMBER 95-013

The Corporation of The District of Summerland

P.O. Box 159, Summerland, B.C. Telephone: 494-6451

P E R M I T

Name of Permit Holder: _____

Address: _____

**TYPE AND NATURE OF PERMIT
PURSUANT TO TRAFFIC BY-LAW**

- Load Limits Vehicle Size
- Traffic & Load Restrictions Overload — Oversize
- Highway Closure Reserved Parking
- Residential Parking Courtesy Parking
- Handicapped Parking Construction/Occupation of Highway ..
- Noise Making on Highway Parade on Highway
- Structures over Highway Other:
- Property Access from Highway

THIS PERMIT AUTHORIZES THE PERMIT HOLDER TO: _____

OTHER PERMITS — OCCUPATION OF LAND

— Permission to occupy or right to pass and repass over Municipal lands or Municipal-leased lands, specifically — _____

Number in Party: _____ ; Purpose: _____

DATE PERMIT ISSUED: _____ ; DATE OF TERMINATION: _____

PERMIT AUTHORIZED BY: _____

Signature

ON BEHALF OF THE CORPORATION OF THE DISTRICT OF SUMMERLAND

This Permit shall be displayed on the Driver's side of the Vehicle dashboard, Recreational Vehicle, or, if not applicable, carried by the Permit Holder.

White-Permit Holder Yellow-Public Works Pink-Municipal Hall

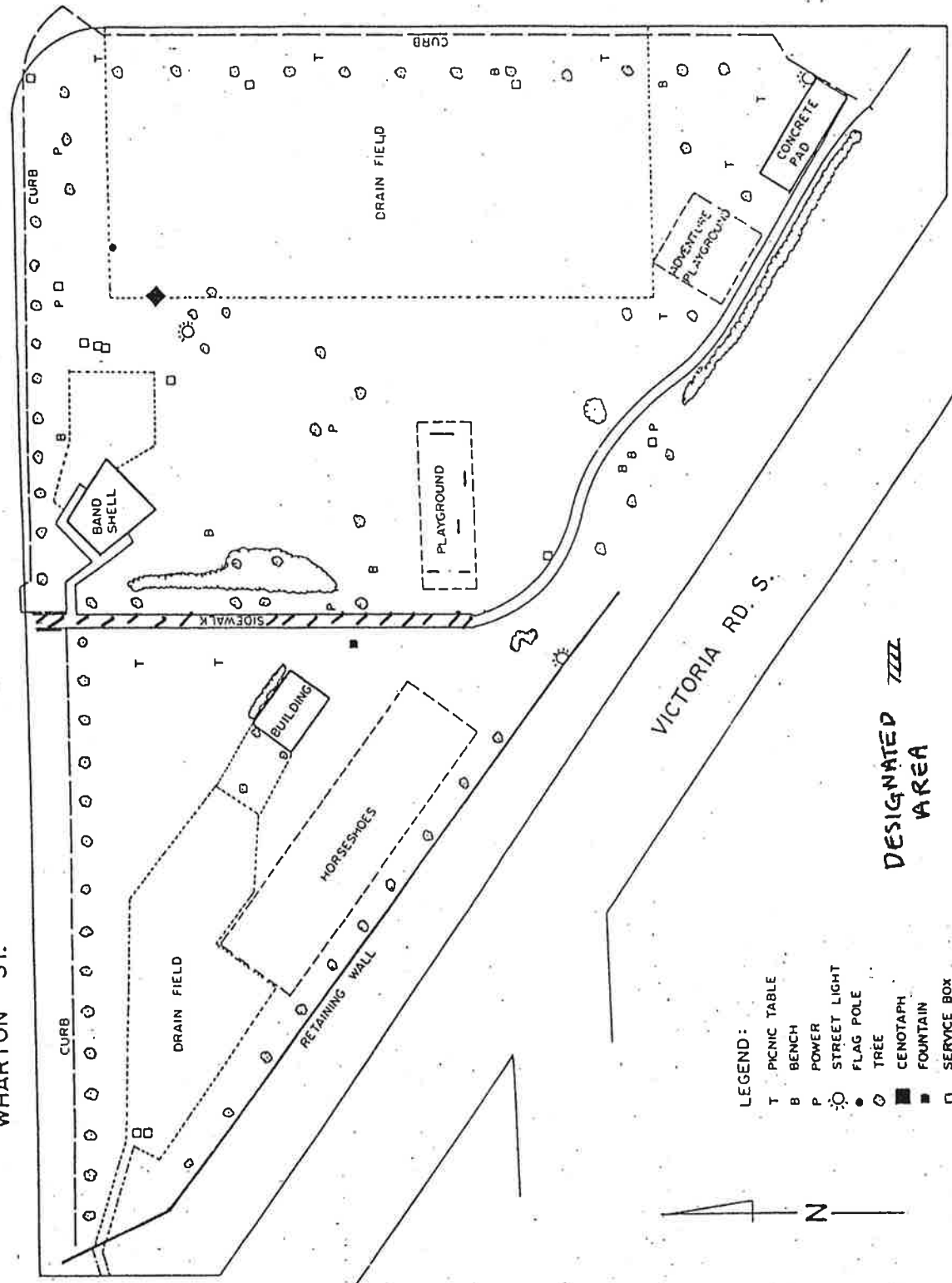
Nº 078

KELLY AVE.

HENRY AVE.

WHARTON ST.

VICTORIA RD. S.



- LEGEND:
- T PICNIC TABLE
 - B BENCH
 - P POWER
 - ☼ STREET LIGHT
 - FLAG POLE
 - TREE
 - CENOTAPH
 - FOUNTAIN
 - SERVICE BOX

DESIGNATED AREA



SCALE 10 m.

SCHEDULE "B"
BYLAW NUMBER 95-013