

**** THIS DOCUMENT IS NOT THE OFFICIAL
VERSION ****

THE CORPORATION OF THE DISTRICT OF CENTRAL SAANICH

BY-LAW NO. 804

A By-Law for the management, control and use of Parks
Beaches and other public places within the Corporation
of the District of Central Saanich.

The Municipal Council of the Corporation of the
District of Central Saanich, in open meeting assembled,
ENACTS AS FOLLOWS:-

INTERPRETATION

1. In this By-Law, unless the context otherwise requires:
 - "Beach" means all marine foreshore in the District of Central Saanich;
 - "Corporation" means the Corporation of the District of Central Saanich;
 - "Driveway" means any access to the highway set apart and improved by grading, gravelling or any other means approved by the Municipal Engineer;
 - "Foreshore" means that area of the shoreline between the high water mark and the low water mark;
 - "Municipal Clerk" means the person duly appointed by Council to serve as Municipal Clerk and any person lawfully acting in that capacity;
 - "Municipal Engineer" means the person duly appointed by Council to serve as Municipal Engineer and any person lawfully acting in that capacity;
 - "Park" means all those lands in the District of Central Saanich reserved or dedicated as park by By-Law, or dedicated as park by the deposit of a subdivision or reference plan, or conveyed in trust to the District of Central Saanich for the purpose of park;
 - "Power Saw" means a saw powered by an internal combustion engine;
 - "Recreation Director" means the person duly appointed by Council to serve as Parks and Recreation Director and any person lawfully acting in that capacity;
 - "Roadway" means that portion of the highway constructed for use by vehicular traffic or in regular use by vehicular traffic;
 - "Vehicle" means a conveyance for the carriage of persons and things whether drawn by animals or propelled by any mechanical, muscular or other motive power including bicycles, tricycles, skate boards, roller skates or any other velocipede.
2. In this By-Law, unless the context otherwise requires, wording in the singular includes the plural and vice versa, and wording in the masculine gender includes the feminine and vice versa.

REGULATIONS

3. No person shall cut, break, injure, remove or in any way destroy or damage any tree, shrub, plant, turf, seat, bench, swing, playground equipment or ornament of any kind in any park, beach, or other public place.
4. No person shall deface or destroy in any way any wall, fence, rock, tree or any other structure in or on any park, beach, or other public place.
5. The Municipal Clerk or his delegate may post signs or notices in any park, beach, or other public place, for the purpose of notifying persons of the regulations contained in this or any other By-Law.
6. No person, without lawful excuse, except an authorized employee of the Corporation, shall travel across, or use any grass plot or land where such use is prohibited.
7. No person shall foul or pollute with decayed vegetables, carrion, or other organic waste, dung, noxious substances or filth of any kind any fountain, lake, stream, river or pond in any park, beach, or other public place.
8. No person shall deposit or dispose of any garbage, offensive matter or substances of any kind in or on any park or in any lake, stream, pool, fountain, river, or pond within any park, beach, or other public place, except in receptacles provided for such purpose; however, no person shall use the receptacles for disposal of household garbage, junk, building waste or like material hauled to the receptacle specifically for the purpose of disposal.
9. No person shall deposit on the ground any lighted match, cigar, cigarette or other burning substance within the limits of any park, beach, or other public place.
10. No person, shall injure, deface or destroy any sign or notice lawfully posted or affixed to anything in or on any park, beach, or other public place.
11. No person, other than an employee of the Corporation, in the course of his duties shall remove any sand, soil, or plants from a park or any beach or excavate, dig, cut into or open up the natural terrain of any park, beach, or other public place, unless authorized by the Municipal Engineer or his designate.
12. No person shall light, ignite or maintain an open fire on any park or on any beach without first obtaining a written permit issued by the Fire Chief of the Corporation pursuant to the "Fire Prevention By-Law".
13. (a) No person shall camp overnight in or on any portion of any park, beach, or other public place, without having obtained the written permission of the Recreation Director;
(b) No person shall construct or place in or on any park, any tent or temporary building or structure without first obtaining a written permit issued by the Recreation Director;

- (c) No person shall construct or place in any park, any shelter, pavilion or other permanent structure, without first obtaining permission of Council.
14. No person, without written permission from the Recreation Director, shall use an amplification device, broadcast or make other noise that disturbs or tends to disturb the free use and enjoyment of any park or any beach by any other person.
15. No person shall sell or offer to sell any refreshments, goods or services or conduct any business in any park or on any beach save and except with written permission from the Municipal Clerk or his designate.
16. No person shall operate, drive or propel any vehicle from the purpose of advertising by the use of an amplification device, broadcasting or displaying notices of any kind in any park, without first obtaining a written permit from the Recreation Director.
17. No person shall post, paint or distribute any advertisement or sign, placard, or hand bill of any kind, whatsoever, in any park or on any beach, without written permission from the Municipal Clerk or his designate.
18. No person shall play or cause to be played on any court, green, grounds or lawn, a tournament or series of games in any park, without first obtaining permission from the Recreation Director.
19. No person shall:
- (a) Play ball or any game in any park or on any beach so as to interfere with or become a nuisance or a hazard to other persons using the park, beach, or other public place;
 - (b) Interfere with, obstruct, impede, hinder, or prevent the discharge of duties of any attendant, or other person engaged in supervising, controlling, instructing or overseeing activities, or engaged in maintenance, at or on any public beach or park under his supervision or control;
 - (c) Operate any power saw on any park, beach, or other public place, except authorized personnel;
 - (d) Play golf or strike a golf ball on or in any public park.
20. No person shall molest, disturb, frighten, injure, catch, trap, or snare any bird or animal in any park, beach, or other public place, except those authorized by the Corporation.
21. No person shall suffer or permit any animal owned, housed, or harboured by him or in his charge to be in any park or on any beach except in accordance with the "DISTRICT OF CENTRAL SAANICH ANIMAL CONTROL BY-LAW, 1984, No. 745" and amendments thereto.
22. Notwithstanding any provision in this By-Law, nothing shall interfere with any rights of any blind person with a guide dog as set out in the Blind Person Act R.S.B.C. 1979 C29.

23. No person shall, except where expressly authorized, without lawful excuse, ride or drive any horse or any other animal or drive or propel or permit to be driven or propelled, or parked, any vehicle on or within any park except on authorized pathways or areas, or drive or ride any animal, or drive or propel or permit to be driven or propelled any vehicle on any path, driveway or roadway allotted for pedestrian use only but invalid wheelchairs and children's carriages may be used on pathways in such manner as not to interfere with the free use of such paths by pedestrians.
24. No person shall use, occupy or travel along any driveway, roadway, or path in or on any park in such a manner as to cause an obstruction or impediment to any persons or traffic lawfully using same in any park, beach, or other public place.
25. Council may direct the removal from any park or any beach any obstruction or thing placed there or thereon contrary to the provisions of this By-Law.
26. No person, except a park caretaker, shall clean any vehicle in any park.
27. Every park within the Municipality owned or controlled by the Corporation shall be and shall remain closed to the public from and after the hour of eleven (11) o'clock in the afternoon until the hour of six (6) o'clock in the forenoon in each and every day in each and every week.
28. No person shall enter or be in any park as aforesaid, or leave or cause to leave a motor vehicle, at any time when the same shall be closed to the public as herein before provided.
29. (a) Any peace officer may remove, or cause to be removed any vehicles which are found to be parked in contravention of Section 29 and 30 of this By-Law, or driven or parked in contravention of Section 23 of this By-Law.
(b) All costs and charges for the removal, care or storage of a motor vehicle removed under this Section shall be paid by the owner of the motor vehicle, and shall be a lien on it in favour of the keeper of any repair shop, garage or storage place in which that motor vehicle is stored. The lien may be enforced by him in the manner provided by the Repairers Lien Act or the Warehouse Lien Act.
30. Every person who without lawful excuse contravenes this By-Law wilfully doing an act which it forbids or omitting to do any act which it requires to be done, is guilty of an offence and is liable on summary conviction to a fine of not less than \$25.00 and not more than \$500.00 for a first offence and for each subsequent offence to

a fine of not less than \$40.00 and not more than \$500.00.

This By-Law may be cited for all purposes as the "CENTRAL SAANICH PARKS MANAGEMENT AND CONTROL BY-LAW, 1985, NO. 804".

READ a first time on this 07TH day of October , 1985.

READ a second time on this 07TH day of October , 1985.

READ a third time on this 07TH day of October , 1985.

RECONSIDERED, FINALLY PASSED AND ADOPTED by the Municipal Council, signed by the Mayor and Municipal Clerk, and sealed with the Seal of the Corporation on this 21ST day of October , 1985.