

City of Chilliwack

Bylaw No. 3333

A bylaw to implement a Zoning Ticketing System

The Council of the City of Chilliwack in open meeting assembled, enacts as follows:

1. This bylaw may be cited as “**Zoning Bylaw Offence Bylaw 2006, No. 3333**”.

ZONING BYLAW ENFORCEMENT

2. “Zoning Bylaw 2001, No. 2800”, as amended from time to time, may be enforced by means of a ticket information in the form prescribed for the purpose of Section 264 of the *Community Charter*.
3. “Zoning Bylaw 2001, No. 2800”, as amended from time to time, may be enforced by means of a bylaw notice in the form prescribed for the purpose of Section 4 of the *Local Government Bylaw Notice Enforcement Act*.

ENFORCEMENT OFFICERS

4. The persons appointed to positions of:
 - (1) Director of Municipal Development;
 - (2) Chief Bylaw Enforcement Officer;
 - (3) Bylaw Enforcement Officer;
 - (4) Building Inspector; and
 - (5) Members of the Chilliwack Detachment of the Royal Canadian Mounted Police;

are designated as Bylaw Enforcement Officers pursuant to Section 264(1)(b) of the *Community Charter* for the purpose of enforcing “Zoning Bylaw 2001, No. 2800”, as amended from time to time, by means of a municipal ticket information.

5. The persons appointed to positions of:
 - (1) Director of Municipal Development;
 - (2) Chief Bylaw Enforcement Officer;
 - (3) Bylaw Enforcement Officer;
 - (4) Building Inspector; and

(5) Members of the Chilliwack Detachment of the Royal Canadian Mounted Police; are designated as Bylaw Enforcement Officers for the purposes of the *Local Government Bylaw Notice Enforcement Act*, in order to enforce “Zoning Bylaw 2001, No. 2800” as amended from time to time, by means of a bylaw notice.

PENALTY

- 6. Every person who commits an offence contrary to the provisions of “Zoning Bylaw 2001, No. 2800”, as amended from time to time, is liable, upon summary conviction, to a penalty of not less than \$500.00, and not more than \$10,000.00 in addition to the costs of the prosecution.
- 7. If a violation of “Zoning Bylaw 2001, No. 2800”, as amended from time to time, is enforced by means of a ticket information pursuant to section 264 of the *Community Charter*, the fine for any violation is hereby established as \$1,000.00 pursuant to Section 265(1) of the *Community Charter*.
- 8. If a violation of “Zoning Bylaw 2001, No. 2800”, as amended from time to time, is enforced by means of a bylaw notice pursuant to the *Local Government Bylaw Notice Enforcement Act*, the penalty for any violation is hereby established as \$500.00, pursuant to Section 6(1) of the *Local Government Bylaw Notice Enforcement Act*.
- 9. Council hereby delegates the authority to refer to the Provincial Court any disputed ticket information, under this or another bylaw, to all the persons appointed to the positions listed in Section 4 of this Bylaw.

SEVERABILITY

- 10. If any portion of this Bylaw is held invalid by a Court of competent jurisdiction, then that invalid portion must be severed and the remainder of this Bylaw must be deemed to have been adopted without the severed portion.

EFFECT

- 11. This Bylaw shall take effect upon the date of its adoption.

Received first reading on the 6th day of November, 2006.
Received second reading on the 6th day of November, 2006.
Received third reading on the 6th day of November, 2006.
Finally passed and adopted on the 20th day of November, 2006.

“Sharon Gaetz”

A/Mayor

“Robert L. Carnegie”

Clerk