

VILLAGE OF PEMBERTON

BYLAW NOTICE ENFORCEMENT BYLAW No. 874, 2020

A bylaw respecting the enforcement of bylaw notices

WHEREAS Council may, by bylaw, enforce its bylaws through the provisions of the *Local Government Bylaw Notice Enforcement Act and Regulation*;

NOW THEREFORE, the Council of the Village of Pemberton, in open meeting assembled, **ENACTS AS FOLLOWS**:

PART 1: CITATION

1.1. This Bylaw may be cited as “Bylaw Notice Enforcement Bylaw No. 874, 2020.”

PART 2: DEFINITIONS

1.2. In this Bylaw the following terms have the following meanings:

Act means the *Local Government Bylaw Notice Enforcement Act*;

Bylaw Notice means a bylaw notice under section 4 of the Act and under this Bylaw, notice of a contravention of a bylaw identified in Schedule A;

Early Payment Amount means an amount stated in Column A2 of Schedule A that reflects a discount deducted from the Penalty;

Day means a calendar day;

Late Payment Amount means the amount due when a surcharge is added to the Penalty as identified in Column A3 of Schedule A;

Penalty means the amount that the recipient of a Bylaw Notice is liable to pay in respect of a contravention of the related bylaw as identified in section 5.1;

Receive or Receipt in relation to delivery of a Bylaw Notice, includes the date that, under the Act, a Bylaw Notice is presumed to have been received by the person to whom it is directed;

Regulation means the *Bylaw Notice Enforcement Regulation B.C. Reg. 175/2004 under the Act*;

Village means the Village of Pemberton;

Registry means the Village of Pemberton Bylaw Notice Dispute Adjudication Registry established under section 7 of this Bylaw.

PART 3: TERMS

3.1 Terms in this Bylaw have the same meaning as the terms defined in the *Act*.

PART 4: BYLAW CONTRAVENTIONS

4.1 The bylaws and bylaw contraventions designated in Schedule 'A' may be dealt with by bylaw notice.

PART 5: PENALTIES FOR CONTRAVENTIONS

5.1 The penalty for a bylaw contravention designated in Schedule 'A' of this Bylaw is as follows:

5.1.1. Subject to subsection 5.1.2., 5.1.3., and 5.1.4 is the penalty amount set out in Column A1 of Schedule 'A';

5.1.2 If the Village receives payment within fourteen (14) days after the date of the person receiving or being presumed to have received the bylaw notice, is the Early Payment Amount set out in column A2 of Schedule 'A';

5.1.3 If the Village has not received payment for more than 28 days after the date the person received or is presumed to have received the bylaw notice the penalty is the Late Payment Amount set out in column A3 of Schedule 'A';
or

5.1.4. If paid under a compliance agreement, where available as specified in column A4 of Schedule 'A', the penalty is the amount set out in Column A5 of Schedule 'A'.

PART 6: PERIOD FOR PAYING OR DISPUTING NOTICE

6.1 A person who receives a bylaw notice must, within fourteen (14) days after the date on which the person received or is presumed to have received the bylaw notice:

6.1.1. pay the penalty, or

6.1.2. request dispute adjudication, by filling in the appropriate portion of the bylaw notice indicating either a payment or a dispute and delivering it, either in person during regular office hours, or by mail, to the Village of Pemberton, or electronically through the Village's website.

6.2 A person may pay the applicable penalty after 14 days of receiving the bylaw notice, subject to the applicable surcharge for late payment in accordance with Subsection 5.1.3., but no person may dispute the bylaw notice after 14 days of the date it was received or is presumed to have been received.

6.3 Where a person not served personally with a bylaw notice has received a notice under section 24 of the *Act*, and has advised the Village pursuant to section 25 that the bylaw notice was not received, the time limits for responding to a bylaw

notice under sections 5.1.1., 5.1.2., 5.1.3., 6.1.1. and 6.1.2. of this bylaw begin to run from the day after the date the redelivered bylaw notice is received or presumed to have been received.

PART 7: BYLAW NOTICE DISPUTE ADJUDICATION REGISTRY

- 7.1 The Registry is established as a bylaw notice dispute adjudication system in accordance with the *Act* to resolve disputes in relation to bylaw notices in respect of whether:
- 7.1.1. The contravention alleged in a bylaw notice occurred as alleged; or
 - 7.1.2 The terms and conditions of a compliance agreement were observed or performed.
- 7.2 The civic address of the Registry is 7400 Prospect Street, Pemberton, BC, V0N 2L0.
- 7.3 The Chief Administrative Officer is authorized to approve such Registry operations, policies and procedures as may be required for the administration of Registry operations.
- 7.4 Every person who is unsuccessful in a dispute adjudication in relation to a bylaw notice or a compliance agreement under the dispute adjudication system established under this section must pay the Village an additional fee of \$25 for the purpose of recovering the costs of the Registry.

PART 8: SCREENING OFFICERS

- 8.1 The position of screening officer is established.
- 8.2 The following are designated classes of persons that may be appointed as screening officers:
- a) Chief Administrative Officer
 - b) Manager of Corporate and Legislative Services (Corporate Officer);
 - c) Manager of Development Services;
 - d) Manager of Operations;
 - e) Bylaw Enforcement Officer;
 - f) Legislative Assistant;
 - g) Planner;
 - h) Fire Chief
 - i) Building Inspector

- 8.3 The Chief Administrative Officer may appoint screening officers from these classes of persons by name or office or otherwise.

PART 9 POWERS, DUTIES AND FUNCTIONS OF SCREENING OFFICERS

- 9.1 The powers, duties and functions of screening officers are as set out in the *Act* and include the following:
- 9.1.1. Where requested by the person against whom a contravention is alleged, or a person they have authorized in writing to represent them, communicate information respecting the nature of the contravention, the provision of the bylaw contravened, the facts on which the contravention allegation is based, the penalty for a contravention, the opportunity to enter into a compliance agreement, the opportunity to proceed to the bylaw notice dispute adjudication system and the fee or fees payable in relation to the bylaw notice enforcement process.
- 9.1.2 To communicate with any or all of the following for the purposes of performing their functions under this Bylaw or the *Act*:
- a) the person against whom a contravention is alleged or their representative,
 - b) the officer issuing the notice,
 - c) the complainant or their representative,
 - d) Village staff and legal or other advisors regarding interpretation of the bylaw alleged to have been contravened and any other relevant enactments, and the disputant's history of bylaw compliance, or the lack thereof; and
 - e) any other persons relevant to the performance of their powers, duties and functions.
- 9.1.3. Where permitted under column A4 of Schedule "A" to this Bylaw, to prepare and enter into compliance agreements under the *Act* with persons who dispute bylaw notices, including to establish terms and conditions for compliance that the Screening Officer considers necessary or advisable as to time periods for payment of penalties, and to achieving compliance with the bylaw.
- 9.1.4 To provide for payment of a reduced penalty if a compliance agreement is entered into, as provided in column A5 of Schedule "A".
- 9.1.5. To cancel bylaw notices in accordance with the *Act* or Village policies and guidelines.
- 9.2 The maximum duration of a compliance agreement is one year.

9.3 A Screening Officer may not screen a bylaw notice which he or she has issued.

PART 10: BYLAW ENFORCEMENT OFFICERS

10.1 Persons acting as any of the following are designated as bylaw enforcement officers for the purposes of this bylaw and the *Act*:

- a) Bylaw Enforcement Officers appointed by the Chief Administrative Officer or by Village of Pemberton Council in accordance with *Village of Pemberton Municipal Ticket Information Utilization Bylaw No. 845, 2018*, as amended;
- b) RCMP Officer;
- c) Village Official
- d) Conservation Officer
- e) Fire Chief;
- f) Manager of Development Services, Village Planner, Manager of Operations, and Assistant Manager of Operations;
- g) Emergency Program Coordinator;
- h) Electrical inspectors, mechanical inspectors, building inspectors, medical health officers, conservation officers, and other persons acting in an official capacity on behalf of the Village of Pemberton for the purposes of enforcement of one or more of the Village's bylaws.

PART 11: FORM OF BYLAW NOTICE

11.1 A bylaw notice under this bylaw shall be in a form approved by the Corporate Officer of the Village of Pemberton provided that the bylaw notice complies with s. 4 of the *Act*.

PART 12: SEVERABILITY

12.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

PART 13: SCHEDULES

13.1 The following Schedules are attached to and form part of this bylaw:
Schedule 'A' – Designated Bylaw Contraventions and Penalties

READ A FIRST TIME this 25th day of February 2020.

READ A SECOND TIME this 25th day of February 2020.

READ A THIRD TIME this 25th day of February 2020.

ADOPTED this 10th day of March 2020.

Mike Richman
Mayor

Sheena Fraser
Corporate Officer

**SCHEDULE A
DESIGNATED BYLAW CONTRAVENTIONS AND PENALTIES**

Bylaw Section	Contravention	A1 Penalty Amount	A2 Early Payment Amount: Within 14 Days	A3 Late Payment Amount: After 28 Days	A4 Compliance Agreement Available	A5 Compliance Agreement Amount Payable
		(\$)	(\$)	(\$)		(\$)
Sign Bylaw No. 380, 1995						
8.1	keeping, placing, erecting any sign contrary to regulations	\$150	\$100	\$200	Yes	\$75
Unightly Premises Bylaw No. 476, 2002						
4.1	Accumulating or permitting accumulation of water, rubbish or noxious, offensive or unwholesome matter around their premises	\$200	\$150	\$250	Yes	\$100
4.2	Causing, suffering or permitting such real property to become overgrown with brush, noxious weeds, or other growth, or to become infested with caterpillars or other noxious or destructive insects	\$200	\$150	\$250	Yes	\$100
5.1	Depositing or throwing bottles, broken glass or other rubbish in any open place	\$200	\$150	\$250	Yes	\$100
6.2	Causing, suffering or permitting or allowing the accumulation of filth, discarded materials, or rubbish of any kind to accumulate upon such real property	\$200	\$150	\$250	Yes	\$100
6.3	Allowing a property to become or to remain untidy or unsightly; or failing to maintain the said property in a neat and tidy condition in keeping with a reasonable standard of maintenance prevailing in the neighbourhood	\$100	\$75	\$125	Yes	\$50
6.4	Failing to clear real property of brush and of grass in excess of 30 centimetres in length	\$100	\$75	\$125	Yes	\$50
6.5	Allowing accumulation of materials	\$200	\$150	\$250	Yes	\$100

6.6	Storage or accumulation of materials non-compliant with screening or storage requirements	\$200	\$150	\$250	Yes	\$100
7.1	Allowing graffiti to remain on walls, fences or elsewhere on or adjacent to any public place	\$200	\$150	\$250	Yes	\$100
8.1	Obstructing an officer, employee or agent of the Municipality in enforcing this bylaw	\$500	\$450	\$500	No	Not Applicable
11	Failure to comply with an order	\$500	\$450	\$500	No	Not Applicable
13 (a)	Interfering with an authorized person in the performance of his or her duties under the bylaw	\$500	\$450	\$500	No	Not Applicable
13 (b)	Interfering with an employee or other person directed by the municipality to carry out the terms of any notice pursuant to Section 11 of the bylaw.	\$500	\$450	\$500	No	Not Applicable
Wildlife Attractant Bylaw No. 684, 2011						
3.1, 4.2, 4.3, 5.1	Improper Storage of Garbage	\$100	\$75	\$125	No	Not Applicable
3.2, 4.1, 4.4	Failure to Provide/Maintain Resistant Container	\$100	\$75	\$125	No	Not Applicable
3.3, 3.4	Failure to Comply Pickup/Removal Times –	\$100	\$75	\$125	No	Not Applicable
3.5, 3.6, 3.7, 3.8, 3.11, 4.2	Improper Disposal	\$100	\$75	\$125	No	Not Applicable
3.9	Improper Placement	\$100	\$75	\$125	No	Not Applicable
3.10	Placement of Explosive Device	\$500	\$450	\$500	No	Not Applicable
5.3, 5.4	Failure to remove Attractants	\$100	\$75	\$125	No	Not Applicable
Noise Regulation Bylaw No. 699, 2012						
3.1	Noise During Quiet Hours	\$100	\$75	\$125	No	Not Applicable
3.2	Permit Noise During Quiet Hours –	\$100	\$75	\$125	No	Not Applicable
3.3	Prohibited Noise	\$100	\$75	\$125	No	Not Applicable
5.1	Construction Noise	\$250	\$200	\$300	No	Not Applicable
Boulevard Maintenance Bylaw No. 713, 2012						
3.1.1 (a)	Permit garbage, debris or other materials to accumulate on boulevard or in ditches	\$150	\$125	\$175	Yes	\$100

3.1.1 (b)	Placement of rocks, fencing, landscaping and other materials on boulevard or in ditch adjacent to property	\$150	\$125	\$175	Yes	\$100
3.1.1 (d)	Placement of fill, landscaping debris and other materials in drainage swales or ditches	\$250	\$200	\$300	Yes	\$200
3.1.1 (e)	Installation of culvert extensions in drainage ditches without authorization	\$500	\$400	\$500	No	Not Applicable
3.2.1	Failure to maintain boulevard/ditch in clean and safe condition	\$150	\$125	\$175	Yes	\$100
3.2.2.	Failure to maintain boulevard abutting property	\$150	\$125	\$175	Yes	\$100
3.3.1	Undertaking improvements without permit	\$250	\$200	\$300	No	Not Applicable
3.3.5	Failure to comply with permit conditions	\$250	\$200	\$300	No	Not Applicable
3.3.7	Failure to maintain boulevard improvements	\$150	\$125	\$175	Yes	\$100
3.4.1	Failure to clear snow/ice abutting property	\$150	\$125	\$175	Yes	\$100
3.4.2	Failure to address hazardous conditions	\$150	\$125	\$175	Yes	\$100
3.1.1 (c) and 3.4.3	Deposit of snow on Village highways, roadway, sidewalks, lanes or parking areas	\$150	\$125	\$175	No	Not Applicable
4.1	Failure to comply	\$150	\$125	\$175	No	Not Applicable
Blasting Regulations Bylaw No. 714, 2012						
3 (1)	Blasting without a permit	\$500	\$450	\$500	No	Not Applicable
5	Failure to follow duties of permit holder	\$500	\$450	\$500	No	Not Applicable
5 (a)	Blasting contrary to permitted times or atmospheric conditions	\$500	\$450	\$500	No	Not Applicable
5 (b)	Failure to provide records when requested	\$200	\$150	\$250	No	Not Applicable
5 (c) and (d)	Failure to follow safety precautions	\$200	\$150	\$250	No	Not Applicable
5 (e)	Failure to provide notification	\$200	\$150	\$250	No	Not Applicable
6	Failure to report an incident	\$500	\$450	\$500	No	Not Applicable
7 (4)	Blasting after permit cancelled or suspended	\$500	\$450	\$500	No	Not Applicable
Flood Regulations Bylaw No. 716, 2012						
5	contravention of setback requirements	\$400	\$300	\$500	Yes	\$200

4	contravention of elevation requirements	\$400	\$300	\$500	Yes	\$200
Fire Prevention Bylaw No. 744, 2013						
6.8(a)(ii)	Failure to provide private hydrant flow test results	\$150	\$125	\$175	Yes	\$50
6.8(b)	Failure to maintain, repair, or replace private fire hydrant	\$150	\$125	\$175	Yes	\$100
6.8(c)	Failure to keep private hydrant free of snow, ice, or other materials or free from mechanical damage	\$150	\$125	\$175	Yes	\$100
6.8(d)	Failure to ensure access to private hydrant	\$150	\$125	\$175	No	Not Applicable
6.8(e)(i)	Failure to report deficiencies that affect private hydrant	\$150	\$125	\$175	No	Not Applicable
6.8(f)	Failure to bag or cover out of service private hydrant	\$150	\$125	\$175	No	Not Applicable
6.10	Unauthorized use of fire hydrant	\$500	\$450	\$500	No	Not Applicable
6.11	Failure to paint private hydrant to Village's specifications	\$150	\$125	\$175	Yes	\$50
6.13	Failure to maintain minimum clearance around private hydrant	\$150	\$125	\$175	No	Not Applicable
6.15	Failure to maintain ground cover around private hydrant	\$150	\$125	\$175	Yes	\$50
6.16	Failure to maintain clear path in front of private hydrant	\$150	\$125	\$175	No	Not Applicable
6.17	Failure to maintain clear view of private hydrant	\$150	\$125	\$175	No	Not Applicable
6.18	Removing a fire hydrant without permission	\$500	\$450	\$500	No	Not Applicable
6.19	Failure to provide, install and maintain Smoke Alarm	\$200	\$150	\$250	No	Not Applicable
6.21(a)	Failure to maintain emergency/exit lighting and exit signs	\$200	\$150	\$250	Yes	\$125
6.21(b)	Failure to test or maintain portable extinguisher(s)	\$200	\$150	\$250	No	Not Applicable
6.21(c)	Failure to provide and maintain means of egress	\$200	\$150	\$250	No	Not Applicable
6.21(d)	Failure to maintain exit doors	\$200	\$150	\$250	No	Not Applicable
6.21(e)	Failure to maintain private roadways for Pemberton Fire Rescue access in conformance with the British Columbia Fire Code	\$200	\$150	\$250	Yes	\$125
6.21(f)	Failure to provide, maintain private roadways, access roads and fire lanes in conformance with	\$200	\$150	\$250	Yes	\$125

	Pemberton Fire Rescue criteria					
6.21(g)	Design and installation of gate controlling access not in conformance to Pemberton Fire Rescue criteria	\$200	\$150	\$250	Yes	\$125
6.21(h)	Failure to maintain standpipe, hose systems, and automatic sprinkler systems in conformance with the British Columbia Fire Code	\$200	\$150	\$250	No	Not Applicable
6.21(i)	Failure to install and maintain commercial cooking equipment exhausts and fire protection systems in conformance with the British Columbia Fire Code	\$200	\$150	\$250	No	Not Applicable
6.21(j)	Exceeding the maximum occupant load contrary to the British Columbia Fire Code	\$500	\$450	\$500	No	Not Applicable
6.21(k)	Allowing combustible material(s) to accumulate in quantities or locations contrary to the British Columbia Fire Code	\$200	\$150	\$250	No	Not Applicable
6.21(l)	Failure to store, handle, use or process all flammable and combustible liquids in conformance with the British Columbia Fire Code	\$200	\$150	\$250	No	Not Applicable
6.21(m)	Failure to maintain fire separations in conformance with the British Columbia Fire Code	\$200	\$150	\$250	No	Not Applicable
6.25	Failure to dispose of Combustible Material or take precautions to prevent fire	\$500	\$450	\$500	No	Not Applicable
6.29(a)	Failure to submit Fire Safety Plan in an acceptable format and in conformance with British Columbia Fire Code	\$150	\$125	\$175	No	Not Applicable
6.29(b)	Failure to submit Fire Safety Plan within 90 days	\$150	\$125	\$175	No	Not Applicable
6.29(c)	Failure to provide Fire Safety Plan in a location or manner acceptable to Fire Chief	\$150	\$125	\$175	No	Not Applicable
6.30	Failure to install and maintain approved Fire Safety Plan Lock Box	\$150	\$125	\$175	Yes	\$100

6.32	Failure to install and maintain approved Lock Box	\$150	\$125	\$175	Yes	\$100
6.33(a)	Failure to correctly install Lock Box	\$150	\$125	\$175	Yes	\$100
6.33(b)	Failure to provide keys or devices in Lock Box	\$150	\$125	\$175	No	Not Applicable
6.34	Failure to provide access to Fire Safety Plan Box or Lock Box	\$150	\$125	\$175	No	Not Applicable
6.35	Failure to allow installation or maintenance of Fire Safety Plan Box or Lock Box	\$150	\$125	\$175	Yes	\$100
7.1	Starting or allowing open air fire without a permit	\$250	\$200	\$300	No	Not Applicable
7.5	Failure to follow terms and conditions for burning of yard waste	\$250	\$200	\$300	No	Not Applicable
7.6	Failure to follow terms and conditions for burning of waste created by land clearing	\$250	\$200	\$300	No	Not Applicable
7.7	Failure to follow terms and conditions for a hazard abatement/fuel modification burning permit	\$250	\$200	\$300	No	Not Applicable
7.8	Failure to follow terms and conditions for an agricultural burning permit	\$250	\$200	\$300	No	Not Applicable
7.10	Failure to follow terms and conditions for a residential cooking permit	\$250	\$200	\$300	No	Not Applicable
7.11	Using portable incinerator or other portable device for burning garbage, rubbish or waste material	\$250	\$200	\$300	No	Not Applicable
8.1	Discharging fireworks without a valid notice of discharge permit	\$250	\$200	\$300	No	Not Applicable
8.4	Selling or offering for sale fireworks without a valid fireworks sales permit	\$250	\$200	\$300	No	Not Applicable
8.12	Storing, handling or discharging fireworks in an unsafe manner or as to create a nuisance	\$250	\$200	\$300	No	Not Applicable
8.15	Discharging fireworks on a public roadway	\$250	\$200	\$300	No	Not Applicable
8.16	Failure to remove or dispose of fireworks debris	\$250	\$200	\$300	No	Not Applicable
8.19	Possessing, selling or discharging of firecrackers or noisemakers	\$250	\$200	\$300	No	Not Applicable
8.22(a)	Failure to surrender fireworks	\$250	\$200	\$300	No	Not Applicable
Outdoor Water Use Regulations Bylaw No. 792, 2015						
4.1	Level One	\$100	\$75	\$125	No	Not Applicable

4.2	Level Two	\$100	\$75	\$125	No	Not Applicable
4.3	Level Three	\$100	\$75	\$125	No	Not Applicable
4.4	Level Four	\$250	\$200	\$300	No	Not Applicable
Parks and Public Space Use Bylaw No. 797, 2016						
4	Cutting, breaking, removing, destroying or damaging a tree, shrub, plant, turf or flower	\$250	\$200	\$300	No	Not Applicable
5	Damaging or defacing or placing graffiti on a building, structure, fence, sign, seat, bench or ornament	\$250	\$200	\$300	Yes	\$50
6	Climbing, walking, sitting, cycling or skating upon a wall, fence or other structure not intended for that use.	\$250	\$200	\$300	No	Not Applicable
7.1	Fouling or polluting an area of water or land	\$300	\$250	\$350	No	Not Applicable
7.2	Accessing or trampling the riparian edge of a stream, pond or lake that is not designated as an access point	\$300	\$250	\$350	No	Not Applicable
7.3	Depositing or dumping garbage, glass, crockery, paper, rubbish, litter, wood, waste or other material, liquid or solid, in or on a public space, except in receptacles provided there for such a purpose	\$300	\$250	\$350	No	Not Applicable
7.4	Disposing of waste generated outside a public space by depositing the waste in a waste receptacle or anywhere else inside or on a public space	\$200	\$150	\$250	No	Not Applicable
8	Crossing, travelling on, using or walking upon a grassed plot or land where signs have been posted prohibiting such use	\$100	\$75	\$125	No	Not Applicable
9	Teasing, molesting, or injuring an animal, bird or fish or throwing a substance at or near such a creature in such a way as to cause it alarm or possible injury, except when permitted under provincial or federal fishing or wildlife regulations	\$200	\$150	\$250	No	Not Applicable

10.1	Obstructing the free use and enjoyment of a public space by another person	\$150	\$125	\$175	No	Not Applicable
10.2	Fishing or playing ball or any game, or throwing any object or thing so as to molest or interfere with or become a nuisance to the general public	\$25	\$20	\$30	No	Not Applicable
10.3	Hindering, deterring or interrupting any person in the exercise of any of his or her duties in charge of any organized recreation or maintenance authorized by the Village.	\$150	\$100	\$200	No	Not Applicable
11	Bringing in or riding any horses or livestock, except where horseback riding is permitted in areas specifically designed for that purpose	\$300	\$250	\$350	No	Not Applicable
12.1	Throwing or disposing of any lighted match, cigar, cigarette or similar thin or any burning substance without first extinguishing it	\$450	\$400	\$500	No	Not Applicable
12.2	Making a fire without a valid Village of Pemberton Fire Permit	\$450	\$400	\$500	No	Not Applicable
12.3	Leaving a fire unattended	\$450	\$400	\$500	No	Not Applicable
12.4	Making a fire that exceeds the maximum size of fire prescribed by the Provincial Government	\$200	\$150	\$250	No	Not Applicable
13	Undertaking any of the listed activities, except in such areas and at such times specifically allotted or designated for that purpose	\$200	\$150	\$250	No	Not Applicable
14.1	Posting, painting or affixing any advertisement, bill, poster, picture, matter or thing on a tree, pole, post, building, structure or thing except on a kiosk or notice board specifically designed for that purpose	\$50	\$25	\$75	No	Not Applicable
14.2	Engaging in the distribution or delivery of commercial advertising materials without a Village of Pemberton Park and Public Space Use Permit that includes this permission	\$150	\$100	\$200	No	Not Applicable

15.1	Riding, driving, leading an animal, or propelling a cycle or motor vehicle in such a manner as to disturb the enjoyment of any person or to cause injury or damage to any person, animal or property	\$300	\$250	\$350	No	Not Applicable
15.2	Operating a motor vehicle except on a roadway	\$300	\$250	\$300	No	Not Applicable
15.3	Parking or stopping a motor vehicle except in an area designated for vehicle parking	\$100	\$75	\$125	No	Not Applicable
16.1 (a)	Bringing or having a dog, other than a certified service dog, at the main sand beach area of One Mile Lake Park between the 1 st of May and the 30 th of September each year	\$100	\$75	\$125	No	Not Applicable
16.1 (b)	Bringing or having a dog, other than a certified service dog, at waterfowl nesting sites or streams	\$100	\$75	\$125	No	Not Applicable
16.1 (c)	Bringing or having a dog, other than a certified service dog, inside a building, washroom or concession	\$100	\$75	\$125	No	Not Applicable
17	Conducting private instruction or holding a tournament, competition, exhibition, demonstration or series of games with a participant number in excess of 10, or for commercial purposes, without a Park and Public Space Use Permit that includes those permissions	\$50	\$25	\$75	Yes	\$25
18	Erecting a tent, building, shelter or other structure or works or taking up any temporary abode without a Parks and Public Space Use Permit that includes those permissions	\$150	\$100	\$200	No	Not Applicable
19	Operating or using any amplifying system or loudspeaker without a Park and Public Space Use Permit that includes that permission	\$150	\$100	\$200	No	Not Applicable
20	Operating a commercial business or utilizing a public space for a portion of business except as a community event or as authorized by the Village	\$300	\$250	\$350	No	Not Applicable

21	Using any court, green, ground, lawn or facility without having first obtained a Park and Public Space Use Permit and paid all applicable fees and charges, where required by bylaw	\$100	\$50	\$200	Yes	\$25
23	Violation of any provision of the bylaw or any parks rule, regulation or notice of the Village or the Manager	\$200	\$150	\$250	No	Not Applicable
24	Obstructing or causing to be obstructed any official employee, agent or contractor of the Village in the exercise of any of his lawful duties	\$500	\$500	\$500	No	Not Applicable
Airport Establishment, Operations & Fees Bylaw No. 817, 2017						
4 (ii)	entering or using Airport Facilities contrary to regulations	\$150	\$100	\$200	No	Not Applicable
4 (iii)	constructing buildings or structures, undertaking improvements, or performing maintenance without permission	\$150	\$100	\$200	Yes	\$100
Filming Bylaw No. 818, 2017						
3 (i)	Filming without a permit	\$250	\$200	\$300	Yes	\$100
5	Filming in contravention of any Village of Pemberton bylaw as listed in Village of Pemberton Filming Policy ADMIN-023, as amended	\$250	\$200	\$300	No	Not Applicable
Site Alteration Bylaw No. 822, 2017						
6.1	Undertaking site alteration works without a permit	\$450	\$400	\$500	Yes	\$350
17.1 (a)	Failure to comply with a term or condition of permit	\$300	\$250	\$350	Yes	\$200
17.1 (b)	Failure to comply with an order or notice under this bylaw	\$300	\$250	\$350	No	Not Applicable
17.1 (c)	Causing, allowing or suffering a violation of the bylaw, a term or condition of a permit, or an order or notice under this bylaw	\$450	\$400	\$500	Yes	\$250
Zoning Bylaw No. 832, 2018						
6.4,	Use prohibited in zone	\$450	\$400	\$500	Yes	\$350
6.7	Conversion of buildings contrary to requirements	\$400	\$350	\$500	Yes	\$200
7.1 (a) (i)	Accessory building or structure erected prior to permitted building or structure	\$200	\$150	\$250	Yes	\$100

7.1	Accessory Buildings or Structures and Uses contrary to regulations	\$200	\$150	\$250	No	Not Applicable
7.2 (a)	Accessory Greenhouse contrary to regulations	\$200	\$150	\$250	No	Not Applicable
7.3	Accessory residential dwelling non-compliant with regulations	\$200	\$250	\$300	No	Not Applicable
7.4	Prohibited use in Agriculture Zone	\$500	\$450	\$500	No	Not Applicable
7.5	Agri-tourism conducted contrary to regulations	\$200	\$150	\$250	Yes	\$100
7.6	Backyard hen keeping contrary to regulations.	\$200	\$150	\$250	Yes	\$100
7.7	Backyard bee keeping contrary to regulations	\$200	\$150	\$250	Yes	\$100
7.8	Bed and Breakfast Inn contrary to regulations	\$450	\$400	\$500	No	Not Applicable
7.9	Bed and Breakfast Inn contrary to regulations	\$450	\$400	\$500	No	Not Applicable
7.10	Carriage House constructed contrary to regulations	\$300	\$250	\$350	No	Not Applicable
7.11	Combined Commercial Residential Use contrary to regulations	\$300	\$250	\$350	No	Not Applicable
7.12	Compost bins or composting contrary to regulations	\$100	\$75	\$125	Yes	\$25
7.13	Gathering for a Farm Event contrary to regulations	\$300	\$250	\$350	No	Not Applicable
7.14	Farm stand use contrary to regulations	\$100	\$75	\$125	Yes	\$25
7.15	Fences, screening or retaining walls contrary to regulations	\$200	\$150	\$250	No	Not Applicable
7.16	Food truck operating contrary to regulations	\$300	\$250	\$350	No	Not Applicable
7.17 (a)	Home Occupation contrary to conditions of use.	\$300	\$250	\$350	Yes	\$200
7.17 (b)	Home Occupation use that discharges or emits across lot lines odorous, toxic or noxious matter or vapours; heat, glare of electrical interference or radiation; recurring ground vibration; or noise levels that exceed any applicable noise regulations.	\$200	\$250	\$300	No	Not Applicable
7.18	Use of intermodal storage containers and prefabricated items and structures contrary to regulations	\$150	\$100	\$200	Yes	\$75
7.19	Mixed use buildings contrary to regulations	\$300	\$250	\$350	Yes	\$100

7.20	Outdoor equipment storage contrary to regulations	\$150	\$100	\$200	Yes	\$75
7.21	Retaining wall contrary to regulations	\$400	\$350	\$450	No	Not Applicable
7.22	Failing to provide screening along a lot line as required	\$100	\$75	\$125	Yes	\$25
7.23	Secondary suite contrary to regulations	\$300	\$250	\$350	Yes	\$150
7.24	Short-term Vacation Rental use contrary to regulations	\$450	\$400	\$500	No	Not Applicable
7.28(a)	Temporary building or structure during construction contrary to regulations	\$100	\$75	\$125	No	Not Applicable
7.28 (b)	Use of a mobile home or recreational vehicle contrary to conditions	\$100	\$75	\$125	No	Not Applicable
7.29	Temporary use of an existing detached dwelling unit contrary to conditions	\$100	\$75	\$125	No	Not Applicable
7.30	Accessory use of above-ground swimming pools, spas and hot tubs contrary to provisions	\$400	\$350	\$450	No	Not Applicable
8	Failing to provide off-street parking spaces and facilities in accordance with requirements	\$200	\$150	\$250	Yes	\$100
10.1	Unpermitted use or development contrary to regulations in A-1 zone	\$500	\$450	\$500	No	Not Applicable
10.2	Unpermitted use or development contrary to regulations in RR-1 zone	\$300	\$250	\$350	Yes	\$200
11	Unpermitted use or development contrary to regulations in R-1, R-2, R-3, RC-1, MHP-1 zones	\$300	\$250	\$350	Yes	\$200
12	Unpermitted use or development contrary to regulations in RM-1 and RM-2 zones	\$300	\$250	\$350	Yes	\$200
13	Unpermitted use or development contrary to regulations in RSA-1, RTA-1 and RSA-3 zones	\$300	\$250	\$350	Yes	\$200
14	Unpermitted use or development contrary to regulations in RSA-2 and RTA-2 zones	\$300	\$250	\$350	Yes	\$200
15	Unpermitted use or development contrary to regulations in C-1, C-2, C-3, C-4, C-5 zones	\$300	\$250	\$350	Yes	\$200
16	Unpermitted use or development contrary to	\$300	\$250	\$350	Yes	\$200

	regulations in M-1, M-2, AP-1 zones					
17	Unpermitted use or development contrary to regulations in P-1, PR-1, OR-1, E-1, RES-1, CWP-1 zones	\$500	\$450	\$500	No	Not Applicable
18	Unpermitted use or development contrary to regulations in CD zones	\$300	\$250	\$350	Yes	\$200
Public Nuisance Abatement Bylaw No. 838, 2018						
3.1	Cause a nuisance, camp in an unauthorized area, or use profane, abusive or grossly insulting language, gestures or displays	\$150	\$100	\$200	No	Not Applicable
3.2	Impede or obstruct a person or vehicle	\$150	\$100	\$200	No	Not Applicable
3.3	Deposit or throw bottles, broken glass, litter or other rubbish	\$150	\$100	\$200	No	Not Applicable
3.5	Place graffiti on walls, fences or other surfaces	\$250	\$200	\$300	Yes	\$50
3.6	Urinate or defecate on a highway or in public place	\$150	\$100	\$200	No	Not Applicable
3.7	Deface, damage or destroy property in public place	\$250	\$200	\$300	No	Not Applicable
3.8	Solicitation	\$50	\$25	\$75	No	Not Applicable
3.9	Use streams, lakes or rivers for personal cleansing or washing laundry or dishes	\$150	\$100	\$200	No	Not Applicable
Animal Control Bylaw No. 839, 2018						
1.1	Unlicensed dog:	\$75	\$50	\$100	Yes	\$25
2.1, 2.2	Dog at large or in prohibited area:	\$50	\$25	\$75	No	Not Applicable
2.4	Failure to immediately remove feces or dispose of properly	\$50	\$25	\$75	No	Not Applicable
2.5, 2.11	permit dog to cause disturbance	\$50	\$25	\$75	No	Not Applicable
2.6	Permit dog to chase, bite, attack, or cause damage to property	\$75	\$50	\$100	Yes	\$25
2.7	failure to ensure control of dog lawfully off-leash	\$50	\$25	\$75	No	Not Applicable
2.8	keeping more than three (3) dogs contrary to regulations	\$150	\$100	\$200	Yes	\$50
2.9, 2.10	keeping dog in unsanitary environment	\$200	\$150	\$250	Yes	\$50
3	irresponsible care of dog	\$200	\$150	\$250	Yes	\$50
4	Failing to take stipulated measures regarding the control of an aggressive dog	\$300	\$250	\$350	Yes	\$200

7.1	Keeping a dangerous dog without a licence	\$500	\$400	\$500	Yes	\$250
7.2	Failing to take stipulated measures regarding the control, confinement, or notification of a dangerous dog	\$500	\$400	\$500	Yes	\$250
8	failure to obtain kennel licence	\$100	\$75	\$125	Yes	\$50
9, 12, 13	Keeping backyard hens contrary to regulations:	\$50	\$25	\$75	Yes	\$15
15	Except as provided in section 16 of the bylaw, breed, possess, exhibit for entertainment or educational purposes or display in public on either a temporary or permanent basis any prohibited animal listed in Schedule C of the bylaw.	\$100	\$75	\$150	Yes	\$50
20	Prevent or obstruct the manager, a police officer, or a bylaw enforcement officer from carrying out any inspections or performing other functions under the bylaw	\$500	\$500	\$500	No	Not Applicable

Parking and Traffic Control Bylaw No. 840, 2018

Part 3: General Regulations

3.1 (a)	Non-compliance with an officer	\$100	\$75	\$125	No	Not Applicable
3.1 (b)	Remove notice from vehicle, unless owner or operator of that vehicle	\$100	\$75	\$125	No	Not Applicable
3.1 (c)	Deface, paint or damage a highway	\$500	\$450	\$500	No	Not Applicable
3.1 (d)	Obstruct or damage traffic control device	\$100	\$75	\$125	No	Not Applicable
3.1 (e)	Camping on a highway	\$50	\$25	\$75	No	Not Applicable
3.1 (f)	Park overnight to sleep in a vehicle	\$50	\$25	\$75	No	Not Applicable
3.1 (g)	Abandon a vehicle	\$100	\$75	\$125	Yes	\$50

Part 4: General Parking and Stopping Prohibitions

4.1 (a)	Within 6 m of a fire hydrant	\$30	\$25	\$35	No	Not Applicable
4.1 (b)	In an area designated as a:					
4.1 (b) (i)	fire lane	\$30	\$25	\$35	No	Not Applicable
4.1 (b) (ii)	no parking zone	\$30	\$25	\$35	No	Not Applicable
4.1 (b) (iii)	no stopping zone	\$30	\$25	\$35	No	Not Applicable

4.1 (b) (iv)	loading zone	\$30	\$25	\$35	No	Not Applicable
4.1 (c)	In a disabled parking zone	\$50	\$40	\$60	No	Not Applicable
4.1 (d)	Adjacent to a curb that is painted yellow	\$30	\$25	\$35	No	Not Applicable
4.1 (e)	On a crosswalk	\$30	\$25	\$35	No	Not Applicable
4.1 (f)	Within 6 m of a crosswalk	\$30	\$25	\$35	No	Not Applicable
4.1 (g)	So as to interfere with the normal flow of traffic	\$30	\$25	\$35	No	Not Applicable
4.1 (h)	On a sidewalk, boulevard, shoulder or trail.	\$30	\$25	\$35	No	Not Applicable
4.1 (i)	Obstruct a driveway, lane or right of way	\$30	\$25	\$35	No	Not Applicable
4.1 (j)	Within 6 m of any traffic control device	\$30	\$25	\$35	No	Not Applicable
	On a highway/shoulder for the purpose of:					
4.1 (k) (i)	Displaying a vehicle for sale	\$30	\$25	\$35	No	Not Applicable
4.1 (k) (ii)	Displaying signs	\$30	\$25	\$35	No	Not Applicable
4.1 (k) (iii)	Advertising, washing, greasing, repairing, wrecking or storing a vehicle or trailer except where necessitated by emergency	\$50	\$40	\$60	No	Not Applicable
4.1 (k) (iv)	Selling any goods or services	\$30	\$25	\$35	No	Not Applicable
4.1 (l)	On a highway except on the right-hand side; no further than thirty (30) centimeters from the <i>curb</i> or if there is no <i>curb</i> , from the edge of the roadway	\$30	\$25	\$35	No	Not Applicable
4.1 (m)	In the opposite direction to oncoming traffic	\$30	\$25	\$35	No	Not Applicable
4.1 (n)	In contravention of any sign or other traffic control device	\$30	\$25	\$35	No	Not Applicable
4.1 (o)	For a period longer than seventy-two (72) hours	\$30	\$25	\$35	No	Not Applicable
4.1 (p)	In front of a barricade used to block off a roadway or access to a roadway	\$30	\$25	\$35	No	Not Applicable
4.1 (q)	In a public park, except in designated areas	\$30	\$25	\$35	No	Not Applicable
4.1 (r) (i)	On a highway – no licence plate	\$30	\$25	\$35	No	Not Applicable
4.1 (r) (ii)	On a highway – no valid insurance decal	\$30	\$25	\$35	No	Not Applicable

4.1 (s)	On the roadway side of another vehicle (double parked)	\$30	\$25	\$35	No	Not Applicable
4.1 (t)	Area reserved for bus, taxi or loading	\$30	\$25	\$35	No	Not Applicable
4.1 (u)	Within a cycle lane	\$30	\$25	\$35	No	Not Applicable
4.1 (v)	Over time limit parking	\$30	\$25	\$35	No	Not Applicable
4.1 (w)	Vehicle weight exceeds 5,500 kilograms	\$30	\$25	\$35	No	Not Applicable
4.2	Contravention of winter parking restrictions	\$30	\$25	\$35	No	Not Applicable
Part 5: Motor Vehicle Idling						
5.1	Idling motor over 3 minutes	\$30	\$25	\$35	No	Not Applicable
Part 6: Time-Limit Parking						
6.1	parking exceeding time limit	\$30	\$25	\$35	No	Not Applicable
Part 7: Parking Lots						
7.1 (a)	Parking in Village lot contrary to restrictions	\$30	\$25	\$35	No	Not Applicable
7.1 (b)	During time period posted regulations designate the parking lot as no parking zone	\$30	\$25	\$35	No	Not Applicable
7.1 (c) (i)	Extends into the roadway beyond markings delineating the parking space	\$30	\$25	\$35	No	Not Applicable
7.1 (c) (ii)	Occupies more than one parking space	\$30	\$25	\$35	No	Not Applicable
7.1 (c) (iii)	For a period longer than 72 hours	\$30	\$25	\$35	No	Not Applicable
7.1 (c) (iv)	For camping	\$50	\$40	\$60	No	Not Applicable
7.1 (c) (v)	During winter parking restrictions	\$30	\$25	\$35	No	Not Applicable
Part 8: Nuisance and Obstruction						
8.1 (a) (i-iv)	Cause nuisance, foul or damage	\$30	\$25	\$35	No	Not Applicable
8.1 (b)	Cause accumulation of litter or discarded materials	\$30	\$25	\$35	No	Not Applicable
8.1 (c)	Cause discharge or escape of fuel or other noxious substance	\$250	\$200	\$300	No	Not Applicable
8.1 (d)	Interference with the passage due to placement of garbage or recycling container	\$30	\$25	\$35	No	Not Applicable

6.2	Resident Business without Business Licence	\$75	\$50	\$100	Yes	\$25
6.3	Non-Resident Business without Business Licence	\$75	\$50	\$100	Yes	\$25
7.1	Failure to provide access	\$150	\$125	\$175	Yes	\$100
11.2	Failure to Display Valid Licence	\$75	\$50	\$100	Yes	\$25
13.5	Carrying Business while Suspended	\$150	\$100	\$200	Yes	\$75
14.4	Mobile Vendor without Business Licence	\$300	\$250	\$350	Yes	\$75
14.5	Operating a Mobile Store in contravention to the regulations	\$300	\$250	\$350	Yes	\$150
21.1 (b)	Advertising a Short-Term Vacation Rental without a Business Licence	\$500	\$450	\$500	Yes	\$250
21.1 (c)	Failure to display business licence number in advertisements	\$75	\$50	\$100	Yes	\$25
21.1 (d)	Failing to comply with Short Term Vacation Rental Regulations	\$75	\$50	\$100	Yes	\$25
22.1	Cannabis production facility operating without a business licence	\$500	\$450	\$500	Yes	\$200
22.4	Cannabis production facility operating without required security/safety measures,	\$75	\$75	\$100	No	Not Applicable
23.1	Cannabis retail operating without a business licence	\$500	\$450	\$500	Yes	\$200
23.4 (a)	Cannabis retail business operating outside the hours of 9:00 a.m. to 9:00 p.m.	\$75	\$75	\$100	No	Not Applicable
23.4 (b)	Cannabis retail business operating without required safety/security measures	\$75	\$75	\$100	No	Not Applicable
Cross Connection Control Bylaw No. 844, 2018						
7.2 (a)	Failure to eliminate a cross connection or control a cross connection by the installation of a backflow preventer upon given notice.	\$500.00	\$450	\$500	No	Not Applicable
8.2	Failure to inspect and test an approved backflow prevention assembly using a backflow assembly tester, upon installation, after repair and then every consecutive twelve (12) month period thereafter.	\$200	\$150	\$250	Yes	\$100
8.4	Removal of a backflow preventer from a plumbing system without prior written consent of the	\$200	\$150	\$250	No	Not Applicable

	water operator or building official.					
8.5	Where an owner or occupant fails to repair and retest an approved backflow preventer in the time period specified in a notice issued by the Village.	\$200	\$150	\$250	No	Not Applicable
9.1.2 & 9.1.3	Connecting to a fire hydrant, stand pipe or other temporary water connection without using an approved backflow prevention assembly and without obtaining a hydrant or temporary water use permit	\$200	\$150	\$250	No	Not Applicable
10	Creating a direct connection with a non-potable auxiliary water system without the approval of the Water Operator	\$500	\$450	\$500	No	Not Applicable
Smoking Bylaw No. 848, 2018						
3.1 & 3.2	Smoking in a prohibited area (responsible person violation)	\$200	\$150	\$250	No	Not Applicable
3.1 & 3.2	Smoking in a prohibited area (personal violation)	\$100	\$75	\$125	No	Not Applicable
4.1	Failure to comply with sign requirements	\$100	\$75	\$125	Yes	\$50
4.2	Remove or deface sign	\$100	\$75	\$125	Yes	\$50
6.1	Interfere with or obstruct enforcement officer	\$500	\$500	\$500	No	Not Applicable
Building Bylaw No. 867, 2019						
4.1, 6.1, 8.1	Regulated work without a permit	\$300	\$250	\$350	No	Not Applicable
6.2	Use or occupancy of a building or structure without a final inspection services report	\$350	\$300	\$400	Yes	\$250
6.3	Knowingly submitting false or misleading information to a building official	\$400	\$300	\$500	No	Not Applicable
6.4	reversing, altering, defacing, covering, removing, or tampering with any notice, permit or certificate	\$150	\$100	\$200	No	Not Applicable
6.5	unauthorized variance from accepted design or plans after permit issued	\$300	\$250	\$350	No	Not Applicable
7.2	Obstructing entry of Chief Building Official	\$200	\$150	\$250	No	Not Applicable
8.1(g) 15.1	Constructing, extending, altering, renewing or repairing plumbing system without permit	\$300	\$250	\$350	No	Not Applicable

18.4(a)	Failure of owner to post and maintain permit on property during construction	\$100	\$75	\$125	Yes	\$50
18.4(b)	Failure of owner to keep copy of designs, plans, and specifications on property during construction	\$100	\$75	\$125	Yes	\$50
18.4(c)	Failure of owner to post civic address on the property in a location visible from adjoining streets	\$100	\$75	\$125	Yes	\$50
18.4(d)	Failure of owner to ensure construction site kept tidy	\$100	\$75	\$125	Yes	\$50
19.5, 19.6	Failure of owner to obtain inspection and acceptance of work prior to concealing it	\$400	\$350	\$450	Yes	\$300
21.1	Failure of owner to control site drainage	\$400	\$350	\$450	Yes	\$300
22.1	Constructing retaining wall greater than 1.2 meters in height without design plan and field reviews of registered professional	\$400	\$350	\$450	No	Not Applicable
22.2	Failure to deliver design plan and field review reports to Chief Building Official prior to works on retaining walls greater than 1.2 meters in height	\$100	\$75	\$125	Yes	\$50
23.1, 23.5, 23.7	construction or structural repair of swimming pool without permit	\$300	\$250	\$350	No	Not Applicable
23.2, 23.5, 23.6, 23.7	Swimming pool, spa, or hot tub not enclosed by prescribed fencing / barrier	\$400	\$300	\$500	Yes	\$250
23.3	improper pool plumbing to regulate the disposal and refilling of pool water	\$300	\$250	\$350	Yes	\$200
25.1	failure to obtain surveyor's or site improvement certificate prior to the placing of concrete forms for foundations	\$250	\$200	\$300	No	Not Applicable
26.1	Failure to cease work after Stop Work notice	\$400	\$350	\$450	No	Not Applicable
26.4	Failure to cease occupancy after Do No Occupy notice	\$400	\$350	\$450	No	Not Applicable
27	Failure to comply with any order or notice issued by a building official	\$500	\$400	\$500	No	Not Applicable

