

REGIONAL DISTRICT OF NANAIMO

BYLAW NO. 1786

**A BYLAW TO IMPLEMENT A
BYLAW NOTICE BYLAW**

- A. WHEREAS** by section 415 of the *Local Government Act*, RSBC 2015, c. 1, regional districts may enforce a bylaw by bylaw notice and establish a system for so doing in accordance with the *Local Government Bylaw Notice Enforcement Act*, SBC 2003, c. 60.
- B. AND WHEREAS** by section 1 of the *Local Government Bylaw Notice Enforcement Act*, a regional district may designate as a “Bylaw Enforcement Officer” any person belonging to a class prescribed under section 273(c) of the *Community Charter*.

NOW THEREFORE, the Board of the Regional District of Nanaimo, in open meeting assembled, enacts as follows:

1. Title

This bylaw may be cited as “Regional District of Nanaimo Bylaw Notice Bylaw No. 1786, 2019”.

2. Definitions

In this Bylaw:

“**Act**” means *Local Government Bylaw Notice Enforcement Act*, SBC 2003, c. 60.

“**Adjudicator**” means a person designated under section 14 of the Act and under this Bylaw.

“**Bylaw Enforcement Officer**” or “**Bylaw Officer**” means a person designated as such under this bylaw.

“**Disputant**” means a person against whom a bylaw notice has been issued, and who has filed a notice of dispute or otherwise requested an adjudication of that bylaw notice.

“**Registry**” means the Regional District of Nanaimo Bylaw Notice Adjudication Registry established pursuant to this bylaw.

“**Screening Officer**” means a person appointed to that position under this bylaw.

3. Designation of Bylaws to be Enforced by Bylaw Notice

The bylaws listed in the Designated Bylaws column of Schedule 1 to this bylaw may be enforced by means of a bylaw notice.

4. Designation of Bylaw Enforcement Officers

The persons appointed to the job positions or titles listed in the Designated Bylaw Enforcement Officers column of Schedule 1 to this Bylaw are designated as “Bylaw Enforcement Officers” pursuant to section 1 of the Act for the purpose of enforcing the bylaws listed in Schedule 1 opposite the respective job positions.

5. Designation of Contraventions

The words or expressions set forth in the Description column of Schedules 2-26 to this bylaw designate the contravention committed under the bylaw section number appearing in the Section column opposite the respective words or expressions.

6. Designation of Penalties

- (a) The penalty for a contravention of a provision of a bylaw subject to enforcement by bylaw notice is the amount of the penalty specified in the Penalty Columns of Schedules 2-26 to this bylaw, as the case may be, referencing the "Amount of Penalty", and are the penalties set pursuant to section 6 of the Act for the corresponding offences designated in Columns 1 and 2.
- (b) Any penalty under section 6(a) of this Bylaw:
 - i. will be discounted by 25%, if that discounted amount is paid in full within 7 calendar days of the bylaw notice being served in accordance with the Act; and
 - ii. will be increased by 25%, or to \$500.00 if the 25% increase would otherwise cause the penalty to exceed \$500.00, if the full amount of the penalty is not paid within the time specified by this bylaw.

7. Period for Paying or Disputing

- (a) A person who receives a bylaw notice must, within 14 calendar days:
 - i. pay the penalty associated with the bylaw notice in accordance with that bylaw notice; or
 - ii. request an adjudication of that bylaw notice in accordance with the instructions on that bylaw notice.
- (b) Where a person does not receive notice of a bylaw notice and notifies the Regional District of Nanaimo in accordance with section 25 of the Act, the time periods imposed by sections 6(b) and 7(a) of this bylaw do not begin to run until a copy of the bylaw notice is re-delivered to the person in accordance with the Act.

8. Adjudication Registry

- (a) In accordance with the Act, the Regional District of Nanaimo establishes an adjudication system and registry for the purpose of resolving disputes concerning bylaw notices.
- (b) The address of the Registry is 6300 Hammond Bay Road, Nanaimo, British Columbia, or any other address which may be designated by schedule to this bylaw.
- (c) The Registry may set its own rules of procedure in respect of the receipt and processing of bylaw notice disputes, provided those rules do not conflict with the Act.
- (d) A person who disputes a bylaw notice and does not succeed in that dispute must pay the Regional District of Nanaimo \$25.00 to recover part of the costs of administering the Registry.
- (e) The Regional District of Nanaimo is authorized to enter into, and the Corporate Officer is authorized to execute, the Nanaimo Bylaw Dispute Adjudication Registry Agreement in accordance with the authority of section 2(4) of the Act.
- (f) Once the Nanaimo Bylaw Dispute Adjudication Registry Agreement, or any other Bylaw Dispute Adjudication Registry Agreement, is adopted by the Regional District of Nanaimo and entered into with the provider of that Dispute Adjudication Registry, that Dispute Adjudication Registry becomes the Registry for the purposes of this Bylaw.

9. Screening Officer

- (a) The position of Screening Officer is hereby established.
- (b) The following positions are designated as a Screening Officer:
 - i. General Manager, Corporate Services;
 - ii. General Manager, Strategic & Community Development;
 - iii. Manager, Building & Bylaw Services;
 - iv. Director, Water & Wastewater Services;
 - v. Manager, Current Planning;
 - vi. Legislative Coordinator;
 - vii. Bylaw Enforcement Officer.

10. Powers, Duties, Functions of Screening Officers

The powers, obligations, duties, and functions of Screening Officers include but are not limited to the powers, obligations, duties, and functions under the Act, and also include the following:

- (a) No person may act as a Screening Officer in respect of a bylaw notice if that person:
 - i. has issued or signed the bylaw notice;
 - ii. is a complainant in respect of the bylaw notice;
 - iii. is or is reasonably likely to become a witness in respect of that bylaw notice;
 - iv. has provided evidence, including documentary evidence, in respect of that bylaw notice.
- (b) When requested by the person against whom a contravention is alleged, the Screening Officer must communicate to that person, or that person's agent, sufficient information regarding:
 - i. the nature of the contravention;
 - ii. the section of the bylaw contravened;
 - iii. the facts underlying the allegation of the contravention;
 - iv. the penalty for a contravention, including the fees payable, any potential increased or discounted fees based on early or late payment;
 - v. the opportunity to enter into a compliance agreement;
 - vi. the opportunity and process to dispute the bylaw notice and proceed to the bylaw notice dispute adjudication system.
- (c) To perform the Screening Officer's powers, obligations, duties, and functions under this bylaw or the Act, a Screening Officer may communicate with:
 - i. the Disputant, Disputant's representative, or a director or officer of the Disputant if the Disputant is a corporation or organization;
 - ii. the person who issued the bylaw notice;
 - iii. the complainant or complainant's representative;
 - iv. any Regional District of Nanaimo staff concerning the contravention alleged, or any other contravention associated with the Disputant.
- (d) A Screening Officer may cancel a bylaw notice in accordance with the Act, or in accordance with the process established by the Regional District of Nanaimo.

- (e) A Screening Officer may prepare and enter into a compliance agreement under the Act with a Disputant, and the Screening Officer may, as part of that process, establish terms and conditions for compliance which the Screening Officer considers necessary or advisable, including time periods for payment of penalties, or to cease or remedy contraventions of any bylaw, including the contravention which gave rise to the Bylaw Notice.
- (f) As part of any compliance agreement, a Screening Officer may authorize a reduction of the penalty amount by 50%, which reduction takes effect by the Screening Officer requiring as a term of the compliance agreement a payment of 50% of the penalty which would otherwise be payable had the compliance agreement not been made. If the compliance agreement is rescinded, any payment of this reduced amount will be allocated to the credit of the penalty otherwise owing.
- (g) The maximum duration of any compliance agreement is one year.

11. Schedules

For the purposes of this bylaw, Schedules 1-26 are attached to and form part of this bylaw.

12. Forms

The Regional District of Nanaimo may prescribe forms for the bylaw notice, forms to request an adjudication, or other forms in furtherance of this bylaw, provided the form complies with the Act.

13. Effective Date

This bylaw shall take effect upon the date of its adoption.

14. Severability

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

Introduced and read three times this ____ day of _____, 2019.

Adopted this ____ day of _____, 2019.

Chair

Corporate Officer

Schedule '1' (page 1 of 2) to accompany "Regional District of
Nanaimo Bylaw Notice Bylaw No 1786, 2019"

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SCHEDULE 1

BYLAW NOTICE BYLAW NO. 1786

Schedule	Designated Bylaws	Designated Bylaw Enforcement Officers
2	Animal Control and Licensing Bylaw No. 939, 1994	Animal Control Officer Bylaw Enforcement Officers
3	Animal Control Bylaw No. 941, 1994	Animal Control Officer Bylaw Enforcement Officers
4	Animal Control Regulatory Bylaw No. 1066, 1996	Animal Control Officer Bylaw Enforcement Officers
5	Animal Performance Bylaw No. 912, 1994	Animal Control Officer Bylaw Enforcement Officers
6	Building Regulations Bylaw No. 1250, 2010	Manager of Building & Bylaw Services Building Inspectors Bylaw Enforcement Officers
7	(Dashwood) Fire Services Regulatory Bylaw No. 1390, 2004	Bylaw Enforcement Officers Local Assistant to Fire Commissioner
8	(Errington) Fire Services Regulatory Bylaw No. 1006, 1995	Bylaw Enforcement Officers Local Assistant to Fire Commissioner
9	Extension Fire Protection Specified Area Outdoor Burning Bylaw No. 1028, 1996	Bylaw Enforcement Officers Local Assistant to Fire Commissioner
10	French Creek Fire Protection Local Service Area Outdoor Burning Bylaw No. 920, 1994	Bylaw Enforcement Officers Local Assistant to Fire Commissioner
11	Parksville (Local) Fire Protection Service Area Outdoor Burning Bylaw No. 922, 1994	Bylaw Enforcement Officers Local Assistant to Fire Commissioner
12	Electoral Area 'A' Noise Control Regulatory Bylaw No. 1046, 1996	Members of the Royal Canadian Mounted Police Bylaw Enforcement Officers

Schedule '1' (page 2 of 2) to accompany "Regional District of Nanaimo Bylaw Notice Bylaw No 1786, 2019"

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Corporate officer

13	Electoral Area 'C' Noise Control Regulatory Bylaw No. 1103, 1998	Members of the Royal Canadian Mounted Police Bylaw Enforcement Officers
14	Electoral Area 'E' Noise Control Regulatory Bylaw No. 1054, 1996	Members of the Royal Canadian Mounted Police Bylaw Enforcement Officers
15	Electoral Area 'G' Noise Control Regulatory Bylaw No. 1169, 1999	Members of the Royal Canadian Mounted Police Bylaw Enforcement Officers
16	Gabriola Island Noise Control Regulatory Bylaw No. 1082, 1998	Members of the Royal Canadian Mounted Police Bylaw Enforcement Officers
17	Park Use Regulations Bylaw No. 1399, 2004	Bylaw Enforcement Officers
18	Regional Sewage Source Control Bylaw No. 1730, 2015	Director, Water & Wastewater Services Bylaw Enforcement Officers
19	Sign Bylaw No. 993, 1995	Bylaw Enforcement Officers
20	Special Events Regulatory Bylaw No. 1010, 1996	Members of the Royal Canadian Mounted Police Bylaw Enforcement Officers
21	Trucked Liquid Waste Rates and Regulations Bylaw No. 1732, 2016	Bylaw Enforcement Officers
22	Unightly Premises Regulatory Bylaw No. 1073, 1996	Bylaw Enforcement Officers
23	Waste Stream Management Licensing Bylaw No. 1386, 2004	Bylaw Enforcement Officers
24	Water Use Regulation Bylaw No. 1654, 2012	Bylaw Enforcement Officers
25	Electoral Area 'F' Zoning and Subdivision Bylaw No. 1285, 2002	Manager of Building & Bylaw Services Bylaw Enforcement Officers
26	Land Use and Subdivision Bylaw No. 500, 1987	Manager of Building & Bylaw Services Bylaw Enforcement Officers

Schedule '2' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

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SCHEDULE 2

BYLAW NOTICE BYLAW NO. 1786

Animal Control and Licensing Bylaw No. 939, 1994

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
4(1)	Noisy dog	\$200.00	\$150.00	\$250.00
4(2)(a)	Dog at Large	\$150.00	\$112.50	\$187.50
4(2)(b)	Dog harassing or molesting a person or animal	\$250.00	\$187.50	\$312.50
4(3)(a)	Dangerous dog at large	\$500.00	\$375.00	\$500.00
4(3)(b)	Uncontrolled dangerous dog, public place	\$500.00	\$375.00	\$500.00
4(3)(c)	Uncontrolled dangerous dog, private property	\$500.00	\$375.00	\$500.00
4(4)	Uncontrolled dangerous dog, owner's premises	\$500.00	\$375.00	\$500.00
5(1)	No Licence	\$100.00	\$75.00	\$125.00

Schedule '3' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

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SCHEDULE 3

BYLAW NOTICE BYLAW NO. 1786

Animal Control Bylaw No. 941, 1994

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
4(1)(a)	Dog at large	\$150.00	\$112.50	\$187.50
4(1)(b)	Dog harassing or molesting a person, livestock or other domestic animal	\$500.00	\$375.00	\$500.00
4(2)(a)	Dangerous dog at large	\$500.00	\$375.00	\$500.00
4(2)(b)	Uncontrolled dangerous dog, public place	\$500.00	\$375.00	\$500.00
4(2)(c)	Uncontrolled dangerous dog, private property	\$500.00	\$375.00	\$500.00
4(3)	Uncontrolled dangerous dog, owner's premises	\$500.00	\$375.00	\$500.00

Schedule '4' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

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SCHEDULE 4

BYLAW NOTICE BYLAW NO. 1786

Animal Control Regulatory Bylaw No. 1066, 1966

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
4(1)	Noisy dog	\$200.00	\$150.00	\$250.00
4(2)(a)	Dog at large	\$150.00	\$150.00	\$250.00
4(2)(b)	Dog harassing or molesting a person or animal	\$250.00	\$187.50	\$312.50
4(3)(a)	Dangerous dog at large	\$500.00	\$375.00	\$500.00
4(3)(b)	Uncontrolled dangerous dog, public place	\$500.00	\$375.00	\$500.00
4(3)(c)	Uncontrolled dangerous dog, private property	\$500.00	\$375.00	\$500.00
4(4)	Uncontrolled dangerous dog, owner's premises	\$500.00	\$375.00	\$500.00

Schedule '5' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

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SCHEDULE 5

BYLAW NOTICE BYLAW NO. 1786

Animal Performance Bylaw No. 912, 1994

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
2	Carry on circus, show, exhibit, performance etc. in which wild animals required to perform, fight, race, participate etc., for amusement or entertainment	\$500.00	\$375.00	\$500.00

Schedule '6' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

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SCHEDULE 6

BYLAW NOTICE BYLAW NO. 1786

Building Regulations & Fees Bylaw No. 1250, 2010

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
3(1)	Construct without a permit	\$150.00	\$112.50	\$187.50
3(2)	Occupy without a permit	\$150.00	\$112.50	\$187.50
3(3)	Change use without a permit	\$150.00	\$112.50	\$187.50
3(4)	Continue construction/occupy contrary to Permit, Notice, Certificate or Order	\$500.00	\$375.00	\$500.00
3(5)	No inspection obtained	\$150.00	\$112.50	\$187.50
3(6)	Unauthorized work/variance	\$150.00	\$112.50	\$187.50
3(7)	Deface/remove Notice/Permit/Certificate	\$500.00	\$375.00	\$500.00
3(8)	No permit for alteration, addition or repair to a building in unsafe condition	\$150.00	\$112.50	\$187.50
3(9)	Work contrary to a requirement of the Bylaw or the BC Building Code	\$150.00	\$112.50	\$187.50

Schedule '7' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 7

BYLAW NOTICE BYLAW NO. 1786

(Dashwood) Fire Services Regulatory Bylaw No. 1390, 2004

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
4(9)	False representation as fire Department member	\$150.00	\$112.50	\$312.50
5(2)	Obstruct Fire Chief or member at incident	\$250.00	\$187.50	\$250.00
5(6)	Propel vehicle over fire hose/equipment without permission	\$150.00	\$112.50	\$187.50
5(7)	Impede access to private/public fire hydrant/standpipe/cistern/body of water	\$150.00	\$112.50	\$187.50
5(8)	Park/leave vehicle with 7.6 m of a private or public fire hydrant/standpipe	\$150.00	\$112.50	\$187.50
6(1)	Failure to remove fire hazards	\$150.00	\$112.50	\$187.50
6(2)	Failure to secure abandoned building against unauthorized entry	\$150.00	\$112.50	\$187.50
6(3)	Failure to maintain fire alarm	\$150.00	\$112.50	\$187.50
6(4)	Failure to maintain private hydrants	\$150.00	\$112.50	\$187.50

Schedule '8' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 8

BYLAW NOTICE BYLAW NO. 1786

(Errington) Fire Services Regulatory Bylaw No. 1006, 1995

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
4(1)	Obstruct Fire Chief or staff	\$250.00	\$187.50	\$312.50
4(2)	Enter prohibited area	\$150.00	\$112.50	\$187.50
4(3)	Impede fire hose	\$150.00	\$112.50	\$187.50
4(4)	Impede access to private or public fire hydrant/stand pipe	\$150.00	\$112.50	\$187.50
4(5)	Park/leave vehicle within 7.6 m of a private or public hydrant/standpipe	\$150.00	\$112.50	\$187.50
5(1)	Removal of matter/thing by owner/occupier that creates hazard	\$150.00	\$112.50	\$187.50
5(2)	Failure to secure unoccupied building	\$150.00	\$112.50	\$187.50
6(1)	Burning outside of a commercial or domestic incinerator	\$150.00	\$112.50	\$187.50
6(2)(a)	Use of domestic incinerator within 10 m of a building/structure/overhead wiring or highway	\$150.00	\$112.50	\$187.50
6(2)(b)	Unsupervised domestic incinerator	\$150.00	\$112.50	\$187.50
6(3)	Failure to extinguish fire	\$250.00	\$187.50	\$312.50
7(2)	Failure to comply with direction or order of the Fire Chief	\$250.00	\$187.50	\$312.50
8(1)(a)	Deposit of mill waste greater than 3 m	\$250.00	\$187.50	\$312.50

Schedule '9' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 9

BYLAW NOTICE BYLAW NO. 1786

Extension Fire Protection Specified Area Outdoor Burning Bylaw No. 1028, 1996

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5(a)	Start/maintain cooking fire contrary to conditions	\$250.00	\$187.50	\$312.50
5(b)	Unsupervised cooking fire burn site	\$250.00	\$187.50	\$312.50
6(a)	No outdoor fire permit	\$250.00	\$187.50	\$312.50
6(b)	Outdoor fire within 3 m of building/structure/overhead wiring/highway	\$250.00	\$187.50	\$312.50
6(c)	Unsupervised outdoor fire burn site	\$250.00	\$187.50	\$312.50
7(a)	No permit for outdoor fire burn site	\$250.00	\$187.50	\$312.50
7(b)	Outdoor fire exceeding 10m/ha within 3 m of building/structure/overhead wiring/highway	\$250.00	\$187.50	\$312.50
7(c)	Unsupervised outdoor fire exceeding 10m/ha burn site	\$250.00	\$187.50	\$312.50
9	Burn noxious material	\$250.00	\$187.50	\$312.50
12	Obstruction of Officer	\$500.00	\$375.00	\$500.00

Schedule '10' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 10

BYLAW NOTICE BYLAW NO. 1786

French Creek Fire Protection Local Service Area Outdoor Burning Bylaw No. 920, 1994

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5	Start/maintain illegal fire	\$250.00	\$187.50	\$312.50
6	Start/maintain fire without permit	\$250.00	\$187.50	\$312.50
7	Burn noxious material	\$250.00	\$187.50	\$312.50
8(a)	Fire out of season	\$250.00	\$187.50	\$312.50
8(b)	Fire within 10 m of building/structure/overhead wiring/highway	\$250.00	\$187.50	\$312.50
8(c)	Unsupervised fire	\$250.00	\$187.50	\$312.50
9	Unlawful garden refuse fire	\$250.00	\$187.50	\$312.50
12	Obstruction of Officer	\$500.00	\$375.00	\$500.00

Schedule '11' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 11

BYLAW NOTICE BYLAW NO. 1786

Parksville (Local) Fire Protection Service Area Outdoor Burning Bylaw No. 922, 1994

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5	Start/maintain construction or clearing waste fire	\$250.00	\$187.50	\$312.50
6	Agricultural clearing waste fire without permit	\$250.00	\$187.50	\$312.50
7	Burn noxious material in outdoor fire	\$250.00	\$187.50	\$312.50
8(a)	Out of season outdoor fire	\$250.00	\$187.50	\$312.50
8(b)	Outdoor fire with 10 m of building/structure/overhead wiring/highway	\$250.00	\$187.50	\$312.50
8(c)	Unsupervised outdoor fire burn site	\$250.00	\$187.50	\$312.50
9	Outdoor fire exceeding 2 m ² /burn off site material	\$250.00	\$187.50	\$312.50
12	Obstruct/hinder officer carrying out inspection	\$500.00	\$375.00	\$500.00

Schedule '12' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 12

BYLAW NOTICE BYLAW NO. 1786

Electoral Area 'A' Noise Control Regulatory Bylaw No. 1046, 1996

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5	Allow/permit disturbing noise	\$200.00	\$150.00	\$250.00
6	Prohibited act causing continuous noise	\$200.00	\$150.00	\$250.00

Schedule '13' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 13

BYLAW NOTICE BYLAW NO. 1786

Electoral Area 'C' Noise Control Regulatory Bylaw No. 1103, 1998

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5(a)	Prohibited act causing continuous noise	\$200.00	\$150.00	\$250.00
5(b)	Allow continuous noise	\$200.00	\$150.00	\$250.00

Schedule '14' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 14

BYLAW NOTICE BYLAW NO. 1786

Electoral Area 'E' Noise Control Regulatory Bylaw No. 1054, 1996

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5	Allow/permit disturbing noise	\$200.00	\$150.00	\$250.00
6	Prohibited act causing continuous noise	\$200.00	\$150.00	\$250.00

Schedule '15' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 15

BYLAW NOTICE BYLAW NO. 1786

Electoral Area 'G' Noise Control Regulatory Bylaw No. 1169, 1999

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5	Allow/permit disturbing noise	\$200.00	\$150.00	\$250.00
6	Prohibited act causing continuous noise	\$200.00	\$150.00	\$250.00

Schedule '16' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 16

BYLAW NOTICE BYLAW NO. 1786

Gabriola Island Noise Control Regulatory Bylaw No. 1082, 1998

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5	Allow/permit disturbing noise	\$200.00	\$150.00	\$250.00
6	Prohibited act causing continuous noise	\$200.00	\$150.00	\$250.00

Schedule '17' (page 1 of 2) to accompany "Regional District
of Nanaimo Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 17

BYLAW NOTICE BYLAW NO. 1786

Park Use Regulations Bylaw No. 1399, 2004

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5.1	Failure to comply with campground rules	\$100.00	\$75.00	\$125.00
5.3(b)(i) & (ii)	Make/cause disturbing noise/sound	\$100.00	\$75.00	\$125.00
5.4(a) iii	Vehicle operation causing disturbance	\$100.00	\$75.00	\$125.00
5.5(b)	Unauthorized parking during curfew hours	\$100.00	\$75.00	\$125.00
5.6(a)	Unregistered camping	\$100.00	\$75.00	\$125.00
5.7(a)iii	Operate vessel in swimming area	\$100.00	\$75.00	\$125.00
5.8(a)ii	Cycling/horseback riding off trail	\$100.00	\$75.00	\$125.00
5.9(b)	Domestic animal at large	\$50.00	\$37.50	\$62.50
5.9(g)	Interfere with wild animal	\$100.00	\$75.00	\$125.00
5.10(b)	No fish/shell fish license	\$50.00	\$37.50	\$62.50
5.11(a)	Littering	\$50.00	\$37.50	\$62.50

Schedule '17' (page 2 of 2) to accompany "Regional District
of Nanaimo Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5.11(b)	Depositing garbage in park	\$200.00	\$150.00	\$250.00
5.11(e)	Failure to alert authorities about a known pollution event	\$50.00	\$37.50	\$62.50
5.12(a)(ix)	Obstruct Park Access	\$100.00	\$75.00	\$125.00
5.13(a)(i)	Fire without Park Use permit	\$100.00	\$75.00	\$125.00
5.13(c)	Failure to alert authorities about known at-large fires	\$50.00	\$37.50	\$62.50
5.14(a)(ii)	Damage/destroy Park feature	\$100.00	\$75.00	\$125.00
5.15(a)	Unacceptable play behavior	\$50.00	\$37.50	\$62.50
5.16(a)(i)	Special use without Park use permit	\$100.00	\$75.00	\$125.00
5.17(g)	Failure to comply with the terms of a park use permit	\$100.00	\$75.00	\$125.00

Schedule '18' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 18

BYLAW NOTICE BYLAW NO. 1786

Regional Sewage Source Control Bylaw No. 1730, 2015

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5(1)	Unlawful discharge of prohibited waste	\$500.00	\$375.00	\$500.00
5(2)	Unlawful discharge of restricted waste	\$500.00	\$375.00	\$500.00
5(3)	Unlawful high volume discharge	\$500.00	\$375.00	\$500.00
5(4)	Unlawful discharge of uncontaminated water over 2.0m ³ /day	\$250.00	\$187.50	\$312.50
5(5)	Unlawful discharge of storm water or ground water	\$250.00	\$187.50	\$312.50
5(6)	Unlawful discharge of trucked liquid waste	\$250.00	\$187.50	\$312.50
5(7)	Unlawful discharge of recreational vehicle waste	\$100.00	\$75.00	\$125.00
5(8)	Unlawful discharge of substance for dilution	\$250.00	\$187.50	\$312.50
10	Failure to meet term or condition of permit	\$500.00	\$375.00	\$500.00
26(1)	Failure to install control works	\$250.00	\$187.50	\$312.50

Schedule '19' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 19

BYLAW NOTICE BYLAW NO. 1786

Regional District of Nanaimo Sign Bylaw No. 993, 1995

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
3	Unlawful advertising or identifying sign	\$150.00	\$112.50	\$187.50
5(a)	Unlawful number of signs	\$150.00	\$112.50	\$187.50
5(b)	Unlawful number of projecting, billboard, or freestanding signs	\$150.00	\$112.50	\$187.50
5(c)	Oversize/over height sign	\$150.00	\$112.50	\$187.50

Schedule '20' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 20

BYLAW NOTICE BYLAW NO. 1786

Special Events Regulatory Bylaw No. 1010, 1996

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
8(a)	Owner/occupier allow Special Event without permit	\$300.00	\$225.00	\$375.00
8(b)	Hold Special Event without permit	\$300.00	\$225.00	\$375.00

Schedule '21' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 21

BYLAW NOTICE BYLAW NO. 1786

Trucked Liquid Waste Rates and Regulations Bylaw No. 1732, 2016

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
5(1)	Discharge of prohibited waste	\$500.00	\$375.00	\$500.00
5(2)	Discharge of restricted waste	\$500.00	\$375.00	\$500.00
5(3)	Discharge of uncontaminated water over 2.0m ³ /day	\$250.00	\$187.50	\$312.50
5(4)	Discharge of storm water or ground water	\$250.00	\$187.50	\$312.50
5(5)	Discharge of waste from outside RDN or Lasqueti Island	\$100.00	\$75.00	\$125.00
5(6)	Discharge of substance for dilution	\$250.00	\$187.50	\$312.50
7(1)	Unauthorized use of trucked liquid waste receiving facility	\$500.00	\$375.00	\$500.00
7(2)	Failure to obey rules of trucked liquid waste receiving facility	\$500.00	\$375.00	\$500.00
7(3)	Failure to stop discharge at instruction of RDN employee	\$500.00	\$375.00	\$500.00

Schedule '22' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 22

BYLAW NOTICE BYLAW NO. 1786

Unsightly Premises Regulatory Bylaw No. 1073, 1996

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
4(1)	Cause or permit accumulation of water, rubbish, noxious, offensive or unwholesome matter	\$200.00	\$150.00	\$250.00
4(2)	Deposit or throw bottles, broken glass, other rubbish in open place	\$200.00	\$150.00	\$250.00
5(1)	Unlawful graffiti	\$150.00	\$112.50	\$187.50
5(2)	Cause or allow property to remain unsightly	\$250.00	\$187.50	\$312.50
5(3)	Failure to remove unsightly conditions from property	\$250.00	\$187.50	\$312.50
6(1)	Failure to comply with requirement of Bylaw Officer	\$250.00	\$187.50	\$312.50

Schedule '23' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 23

BYLAW NOTICE BYLAW NO. 1786

Waste Stream Management Licensing Bylaw No. 1386, 2004

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
6.2	Unlawful delivery, deposit, storage, or abandonment of municipal solid waste or recyclable material	\$500.00	\$375.00	\$500.00

Schedule '24' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 24

BYLAW NOTICE BYLAW NO. 1786

Water Use Regulation Bylaw No. 1654, 2012

Section	Description	1 st Offence Penalty	Early Payment Penalty	Late Payment Penalty	2 nd Offence Penalty	Early Payment Penalty	Late Payment Penalty	3 rd Offence Penalty	Early Payment Penalty	Late Payment Penalty
6(1)	Divert water from the system other than permitted at the time of approval	\$50.00	\$37.50	\$62.50	\$150.00	\$112.50	\$187.50	\$300.00	\$225.00	\$375.00
6(4)	Damage/allow appliance deterioration leading to water waste	\$50.00	\$37.50	\$62.50	\$150.00	\$112.50	\$187.50	\$300.00	\$225.00	\$375.00
6(5)	Owner/occupier water use contrary to restrictions	\$50.00	\$37.50	\$62.50	\$150.00	\$112.50	\$187.50	\$300.00	\$225.00	\$375.00
6(7)	Excessive use/water waste	\$50.00	\$37.50	\$62.50	\$150.00	\$112.50	\$187.50	\$300.00	\$225.00	\$375.00

Schedule '25' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 25

BYLAW NOTICE BYLAW NO. 1786

Electoral Area F Zoning and Subdivision Bylaw No. 1285, 2002

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
1.3(1)	Unlawful Land Use	\$500.00	\$375.00	\$500.00
2.8	Unlawful Setback	\$150.00	\$112.50	\$187.50

Schedule '26' to accompany "Regional District of Nanaimo
Bylaw Notice Bylaw No 1786, 2019"

Chair

Corporate officer

SCHEDULE 26

BYLAW NOTICE BYLAW NO. 1786

Land Use & Subdivision Bylaw No. 500, 1987

Section	Description	Penalty	Early Payment Penalty	Late Payment Penalty
3.2.1	Unlawful land use	\$500.00	\$375.00	\$500.00
3.2.2.a)	Insufficient site area	\$150.00	\$112.50	\$187.50
3.2.2.b)	Setback encroachment	\$150.00	\$112.50	\$187.50
3.2.2.c)	Excessive parcel coverage	\$150.00	\$112.50	\$187.50
3.2.2.d)	Over height building/structure	\$150.00	\$112.50	\$187.50
3.2.2.e)	Excessive floor area ratio	\$150.00	\$112.50	\$187.50
3.2.2.f)	Excessive number of units/buildings/structures	\$150.00	\$112.50	\$187.50