

VILLAGE OF CHASE
Bylaw No. 828-2016

A Bylaw to Amend the Village of Chase Streets and Parking Bylaw No. 732-2011

WHEREAS the Council of the Village of Chase has adopted the Village of Chase Streets and Parking Bylaw No. 732-2011;

AND WHEREAS The Council of the Village of Chase deems it necessary to amend Bylaw No. 732-2011;

NOW THEREFORE, the Council of the Village of Chase in open meeting assembled, enacts as follows:

1. This bylaw may be cited for all purposes as "Village of Chase Streets and Parking Amendment Bylaw No. 828-2016".

Section 3, Definitions, is amended by adding the following definition:

"'Nuisance' means any act or omission which obstructs or causes inconvenience or damage to a segment of the public in the exercise of rights common to all members of the public."

Section 6(1) is replaced in entirety with:

"No person shall place, pile, cut, saw, modify materials consisting of snow, rock, wood, concrete, mortar, or other debris or material, or cause a nuisance, or do any act upon any public property including parks, highways, boulevards, sidewalks, roads, lanes, and rights-of-way which causes damage to same or which impedes vehicular or pedestrian traffic."

Exceptions:

Businesses on the following blocks:

- 500 Shuswap Avenue;
- 600 Shuswap Avenue;
- 700 Shuswap Avenue;
- 800 Shuswap Avenue;
- Southeast side only 700 First Avenue;
- Southwest side only 100 Pine Street;
- 100 Wilson Street;
- Northeast side only 100 Haldane Street;
- 100 Chase Street; and,
- 200 Chase Street,

are permitted to place snow from the sidewalk in front of their place of business into the gutter under the following conditions:

- a cement, asphalt or brick sidewalk exists in front of the business;
- a curb and gutter is associated with the sidewalk;
- the premise abuts the sidewalk and no front yard exists in which to store snow;
- the snow placed in the gutter is only from the sidewalk immediately in front of the business and not any other portion of the property or any parking space; and,

Section 6(2) is replaced in entirety with:

"Where a person has placed snow, rock, wood, concrete, mortar or other items, debris or material from private property onto any parks, highways, boulevards, sidewalks, roads, lanes, and rights-of-way or from any part of a public boulevard, sidewalk or sidewalk crossing onto any parks, highways, boulevards, sidewalks, roads, lanes, and rights-of-way without the written permission of the Village or unless otherwise exempted by this Bylaw, it may be removed by the Village or its agents and the cost of such removal shall be charged to the owner of the private property or the owner of the removed items, and, after 30 days, costs may also be recovered by sale of the removed items."

Section 8(1) is replaced in entirety with:

"Every person who violates a provision of this Bylaw or who permits any act or thing to be done in contravention or in violation of any provision of this bylaw is guilty of an offence against this bylaw and liable to any actions and penalties hereby imposed, and is subject to any of the following deemed to be most appropriate by the Bylaw Enforcement Officer:

- a fine in accordance with the Village of Chase Municipal Ticket Information Bylaw if an information respecting the infraction is laid by means of a ticket; or*
- having their vehicle towed and stored by a contractor hired by the Village. In such cases all costs for towing and storage shall be the responsibility of the vehicle owner and are payable directly to the towing company by the vehicle owner; or*
- upon summary conviction be liable to a penalty of not less than two hundred (\$200.00) dollars and not more than two thousand (\$2,000) dollars plus costs of the prosecution.*


Each day that a violation continues to exist shall constitute a separate offence. "

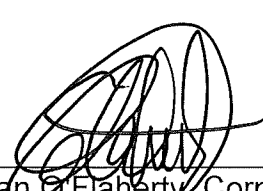
READ A FIRST TIME THIS 25th DAY OF October, 2016.

READ A SECOND TIME THIS 25th DAY OF October, 2016.

READ A THIRD TIME THIS 25th DAY OF October, 2016.

ADOPTED 8th DAY OF November, 2016


Rick Berrigan, Mayor


Sean O'Flaherty, Corporate Officer