The Community Services Committee, at its meeting held on Tuesday, January 24th, 2000, considered the attached report, and recommends as follows:

**COMMITTEE RECOMMENDATION**

That:

(a) Public Health Protection Bylaw No. 6989, and
(b) Municipal Ticket Information Authorization Bylaw No. 7027,

each be introduced and given first, second and third readings.

Councillor Harold Steves, Chair
Community Services Committee
ORIGIN

Attached is the City’s first ever Public Health Protection Bylaw, the purpose of which is to consolidate all public health regulations which are enforced by Richmond Health Services, on behalf of the City, into one comprehensive bylaw. Aside from dealing with the content of the new Public Health Protection Bylaw, this report will attempt to provide a context for the bylaw in the Municipal Code, which Council endorsed proceeding with in 1998.

ANALYSIS

Context of the bylaw - The context for the new Public Health Protection Regulations can best be understood by referring, first to Attachment 1, which shows the City “Regulations” in the framework of General Bylaws in Volume 1 of the Municipal Code. Referring then to page 2 of Attachment 2, the Public Health Protection Bylaw forms a complete Division (# 6) within Chapter 4. The bylaw itself is then divided into 10 subdivisions, each dealing with a separate component of Public Health or the administration of the bylaw.

Content of the bylaw - The Public Health Protection Bylaw is a consolidation of the remaining 7 major public health issues regulated at the local level, each of which had been enacted by a separate bylaw, and in some cases, with several amendments. These 7 remaining components are: Fetal Alcohol Syndrome Warning Signs (1991); Marina Health and Safety (1988); Noise Regulation (1989); Pesticide Signage Notification (1990); Rodent Control (1983); Smoking Control in Public Places (1986) and Smoking Control in the Workplace (1987).

The new bylaw reflects the existing provisions of the 7 above bylaws, but updated in a multitude of areas. In the creation of this bylaw, language has been modernized, outdated provisions have been deleted or revised, and terminology and definitions have been standardized among all 7 components of the bylaw. It should be emphasized that although this new bylaw has little in the way of new policy implications in any of the 7 areas noted, because of the elimination of duplications and redundancies, the total text of this bylaw is less than 50% of the original bylaws and their amendments. Bylaw consolidation projects of this type, such as was undertaken for business licencing and business regulation in 1998 make for a more modern, legally sound, user-friendly document for both staff and the general public.

Aside from the need for this new bylaw consolidation, the changes in smoking control regulations which became effective on January 1st, 2000 required the City to ensure that City regulations are consistent with WCB regulations. These smoking control regulations are contained in Subdivision Six of the new bylaw. The old Smoking Regulation Bylaw, (No. 4514) dealing with Public Places, had already been amended to include a clause which came into effect on January 1st, 2000. This clause states “No person shall smoke in any restaurant, casino or bingo hall as of January 1,2000.”
In essence, as of January 1st, smoking is not allowed in any indoor public premises. **The only premises exempt from the smoking control regulations imposed by the City are pubs, bars and pool halls. Although the City regulations do not effect these premises, they will be captured under the new WCB regulations pertaining to smoking in the workplace.** Bars, pubs and pool halls are required to be smoke free as of January 1, 2000, with the additional caveat that they can provide a designated smoking area which must be structurally separated, and into which workers do not have to enter unless in an emergency.

There may be a subsequent need to amend the existing City regulations regarding smoking control if concerns are raised that the "level playing field" that the hospitality industry has requested, has not been established. This concern may be related to the fact that bars and pubs can have a designated smoking area, whereas restaurants, casinos and bingo halls are restricted by City regulations from establishing such areas in their facilities.

It should be noted that the wording of the Smoking Control and Regulation section of the new bylaw is such that it places the onus for compliance on the ‘operator’ rather than a ‘person’ as was stipulated in the previous bylaw. This was done to avoid the problems the City of Victoria encountered during the enforcement of their 100% non-smoking requirements. Though some operators argue that they should not be responsible for enforcing the no-smoking restrictions, this is no different that their responsibilities under various other Acts and regulations such as the Liquor Control Act.

Richmond Health Services staff have delivered over 600 industry kits to all restaurants and other places of public entertainment. These kits explain the new WCB regulations as well as City smoking control regulations. As this initiative unfolds, the City will be apprised of any new developments or concerns raised by business operators or the general public.

One other issue worth noting is that this new comprehensive public health bylaw not only repeals the 7 bylaws (and their amendments) in question, but it also eliminates the following 4 redundant public health regulation bylaws, most dating back many decades, which are still “on the books” of the City. These bylaws are:

(i) **Eating and Drinking Establishment Regulation (1958)** – this bylaw is redundant because the requirements of the bylaw were superceded by Provincial Regulations Governing the Sanitation and Operation of Food Premises 148/74, which were established in 1974;

(ii) **Poison Gas Fumigation Regulation (1960)** – this bylaw was originally adopted to ensure that it was known that premises were being fumigated, and to prevent unauthorized entry into treated premises. The requirements imposed by this bylaw were superceded by the Pesticide Control Act Regulations BC Reg 319/81 almost 20 years ago. These provincial regulations permit only certified and licenced pesticide applicators to fumigate, and require notification of the local Fire Department when such pesticides are being used;

(iii) **Noxious Insect Control (1963)** – this bylaw was enacted more as a public works issue than a public health one, and at the time it was required because of the greater chance of caterpillar, and other insect infestations in what was then a much more rural community. The Manager of Parks has confirmed that the provisions of this bylaw have not been used in at least a quarter of a century; and
(iv) **Food Handler Regulation (1991)** – this bylaw is redundant because by Provincial Order in Council No. 774, dated July of 1999, every operator of a food service establishment is now required to have at least one employee present in the establishment who holds a “Food Safe” or equivalent certificate.

Also attached is a new Municipal Ticket Information Authorization Bylaw No. 7027, Schedule 7 of which establishes fines for certain infractions of the Public Health regulations. It should be noted that this bylaw contains additional Public Health ticketable infractions for rodent control violations, which have been requested by the Richmond Health Services. In all cases, the fines are the standard $100 amount, subject to approval by the Chief Judge.

The final recommendation is to abandon a proposed amendment to the Noise Control Bylaw which was not proceeded with last year. This amendment proposed changes to the hours during which construction noise would be permitted. It is suggested that staff monitor the situation during this year and propose any amendments which are necessary.

**FINANCIAL IMPACT**

None.

J. Richard McKenna
City Clerk

Kelvin Higo
Chief Public Health Inspector

JRMtfja
VOLUME 1

Administrative Bylaws
Chapter 1 – Government and Administration

General Bylaws
Chapter 2 – Licencing
Chapter 3 – Municipal Ticketing Authority
Chapter 4 – Regulation
Chapter 5 – Finance and Budgets
Chapter 6 – Land Use (Excluding Zoning and the OCP)

VOLUME 2 – OFFICIAL COMMUNITY PLAN

VOLUME 3 – ZONING AND DEVELOPMENT
VOLUME 1

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  Subdivision 2 - Heritage Commission (Bylaw 6873 - 1998)

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Division 3 - Council Procedures (Bylaw 7000 - 1998)
Division 4 - Fire Department Establishment (Bylaw 4987 - 1988)
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  Subdivision 3 - Business Regulation – Others (Various Bylaw Dates)

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  Subdivision 2 - Unsightly Premises (Bylaw 6349 - 1994)

Division 6 - Public Health Protection (Bylaw 6989 - 2000 Proposed)
  Subdivision 1 - Fetal Alcohol Syndrome Warning Sign Regulation
  Subdivision 2 - Marina Health and Safety Regulation
  Subdivision 3 - Noise Regulation
  Subdivision 4 - Pesticide Application – Notification and Signage Reg.
  Subdivision 5 - Rodent (Communicable Disease) Control Regulation
  Subdivision 6 - Smoking Control and Regulation
  Subdivision 7 - Violations and Penalties
  Subdivision 8 - Interpretation
  Subdivision 9 - Previous Bylaw Repeal
  Subdivision 10 - Severability and Bylaw Citation

Division 7 - Public Parks & School Grounds Reg. (Bylaw 1988 - 1963)

Division 8 - Public Safety Regulation
  Subdivision 1 - Firearm Discharge Regulation (Bylaw 4183 - 1983)
  Subdivision 2 - Fireworks and Firecracker Regulation (Bylaw 2116 - 1965)
  Subdivision 3 - Fire Prevention (Bylaw 4564 - 1986)
  Subdivision 4 - Nuisance Prohibition (Bylaw 6983 - 1999)

Division 9 - Public Utilities Regulation
  Subdivision 1 - Solid Waste and Recycling Reg. (Bylaw 6803 - 1999)
  Subdivision 2 - Water Use Restrictions (Bylaw 6085 - 1993)
  Subdivision 3 - Water Works Regulation and Rates (Bylaw 5637 - 1991)

Division 10 - Public Works and Services Regulation
  Subdivision 1 - Boulevard and Roadway Protection (Bylaw 6366 - 1994)
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  Subdivision 3 - Others (Various Bylaw Dates)

Division 11 - Sign Regulation (Bylaw 5560 - 1990)
Division 12 - Traffic Control and Regulation (Bylaw 5870 - 1992)
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   Subdivision 1 - Operating Budget (Bylaw 7022 - 1999)
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BYLAW NO. 6989

EFFECTIVE DATE –
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The Council of the City of Richmond, in open meeting assembled, enacts as follows:

SUBDIVISION ONE: FETAL ALCOHOL SYNDROME WARNING SIGN REGULATION

PART 1.1: GENERAL PROVISIONS

1.1.1 Operator Obligations

1.1.1.1 The operator of every licenced establishment must ensure that a fetal alcohol syndrome warning sign or signs are installed and maintained in accordance with the requirements of Part 1.2.

PART 1.2: WARNING SIGNS

1.2.1 Warning Sign Locations

1.2.1.1 In any licenced establishment where the sale of alcoholic beverages for off-premises consumption is permitted, the fetal alcohol syndrome warning signs required under the provisions of Part 1.1 must be prominently located where the sale or dispensing of such alcoholic beverages takes place.

1.2.1.2 In any licenced establishment where the consumption of alcoholic beverages on the premises is permitted, the fetal alcohol syndrome warning signs required under the provisions of Part 1.1, must be prominently located in each public washroom within such licenced establishment.

1.2.2 Warning Sign Dimensions and Wording

1.2.2.1 The fetal alcohol syndrome warning signs required under the provisions of Part 1.1 must:

(a) have minimum dimensions of 21.5 centimetres (8 ½ in.) by 21.5 centimetres (8 ½ in.);

(b) have white lettering on a red background, with a minimum letter height of 1 centimetre (3/8 in.);

(c) bear the following words:
“WARNING
DRINKING DISTILLED SPIRITS, BEER, COOLERS, WINE AND
OTHER ALCOHOLIC BEVERAGES DURING PREGNANCY
CAN CAUSE BIRTH DEFECTS”

and

(d) be substantially in the form and style shown on Schedule A which is
attached and forms a part of this bylaw.
SUBDIVISION TWO: MARINA HEALTH AND SAFETY REGULATION

PART 2.1: GENERAL PROVISIONS

2.1.1 The provisions of Subdivision Two apply to all marinas within the City.

2.1.2 The Medical Health Officer is hereby authorized to enter any marina, at reasonable times, for the purpose of inspection, to determine satisfactory compliance with the provisions of Subdivision Two.

PART 2.2: WATER SUPPLY

2.2.1 Every marina operator must ensure that:

(a) an adequate supply of pressurized potable water is available:

   (i) at a distance of not more than 150 metres (492.13 feet) walking distance from any water craft at the marina; and

   (ii) 24 hours per day, every day, on which such marina is operated;

(b) a potable water connection is provided to every liveaboard vessel and float home; and

(c) a backflow preventor is installed, as required by the current Waterworks and Water Rates Bylaw of the City, and the BC Plumbing Code, on each water supply connection to a dockside watering point or water craft.

PART 2.3: WASHROOM FACILITIES

2.3.1 Every Marina Class I operator providing moorage to liveaboard vessels must provide:

(a) separate washroom facilities for men and women; and

(b) for each sex, a minimum of one toilet, one lavatory and one shower per washroom for each 50 moorage spaces used for liveaboard vessels.

PART 2.4: LIQUID WASTE DISPOSAL

2.4.1 Operator Obligations

2.4.1.1 Every marina operator must ensure that all sewage from a marina is discharged into a municipal sanitary sewer system, or where not available, into an approved sewage disposal system.

2.4.1.2 Every marina class I operator must:
(a) provide every float home with a sewer connection;

(b) ensure that every liveaboard vessel is either provided with a sewer connection, or if such connection is not made available, every liveaboard vessel must have an approved holding tank available; and

(c) provide a central pumpout facility for liveaboard vessels utilizing holding tanks.

2.4.1.3 Where a caretaker’s float home is permitted in a marina class II, such float home is exempted from the requirements of subsection 2.4.1.1, provided the float home has an approved sewage disposal system.

2.4.2 General Prohibitions

2.4.2.1 A person must not:

(a) discharge sewage, oil, or other pollutants from any water craft moored at marinas into watercourses, and every marina operator must prominently display notices prohibiting such discharge; or

(b) live in any moored water craft which does not discharge its sewage to a municipal sanitary sewer system or an approved sewage disposal system.

PART 2.5: SOLID WASTE COLLECTION AND DISPOSAL

2.5.1 Operator Obligations

2.5.1.1 Every marina operator must:

(a) provide adequate covered containers for garbage, to be located where they may be readily available for use by marina employees and water craft users; and

(b) regularly service and empty garbage containers to prevent overflowing, foul odours, and pest problems.

2.5.2 A person must not discharge garbage into watercourses from any water craft moored at marinas or from marina docks, and every marina operator must prominently display notices prohibiting such discharge.

PART 2.6: GENERAL SAFETY

2.6.1 Operator Requirements

2.6.1.1 Every marina operator must ensure that:

(a) buildings, docks, floats, gangways, piers and ramps are kept in good repair and free of safety hazards;
(b) all float walkways have a minimum width of 1.5 metres (4.92 feet) where they provide access to an upland area; or provide direct access to water craft;

(c) all inclined walkways or ramps have non-skid surfaces and handrails;

(d) all areas throughout the marina are illuminated by lights designed, constructed and maintained to provide a minimum average illumination of 20 lux, with critical areas such as gates, ramps and safety stations being provided with 50 lux of illumination;

(e) life rings, assist poles or ladders from docks into the water are provided, and are conveniently located and readily accessible for use; and

(f) there is at least one public telephone available at all times within the marina for emergency use.
SUBDIVISION THREE: NOISE REGULATION

PART 3.1: GENERAL NOISE LIMITS

3.1.1 Prohibitions

3.1.1.1 A person:

(a) must not make, nor permit to be made, by any animal, or by any bird or fowl, or by any vehicle, conveyance, vessel, machinery, equipment or device, or by any activity; or

(b) being the owner or occupier of real property, must not bring onto, or keep, or use on such real property, any vehicle, conveyance, machinery, equipment or device, or any animal, or any bird or fowl, which makes or causes to be made,

a noise which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of any person or persons in the neighbourhood or vicinity.

3.1.2 Objectionable or Disturbing Noises

3.1.2.1 Council hereby declares that the following noises are objectionable, or are liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public at a point of reception, notwithstanding that such noises may not constitute a violation of any other provision of Subdivision Three:

(a) the sound made by a dog barking, howling or creating any kind of sound continually or sporadically or erratically for any period in excess of one-half hour of time;

(b) the sound made by a combustion engine that is operated without using an effective exhaust muffling system in good working order whenever such engine is in operation;

(c) the sound made by a vehicle or a vehicle with a trailer resulting in banging, clanking, squealing or other like sounds due to an improperly secured load or improperly secured equipment, or due to inadequate maintenance;

(d) the sound made by a vehicle horn or other warning device used except under circumstances required or authorized by law;

(e) the sound made by construction activity:

(i) prior to 7:00 a.m. and after 8:00 p.m. on Monday to Saturday inclusive; or

(ii) prior to 9:00 a.m. and after 6:00 p.m. on Sundays and Statutory Holidays; and
(f) the sound made by amplified music, whether pre-recorded or live, after 2:00 a.m. and before 8:00 a.m. on any day.

3.1.3 Security and Fire Alarms

3.1.3.1 A person must not cause, permit, or allow, a security or fire alarm:

(a) to sound continuously or sporadically for a period of more than 2 hours; or

(b) to continue to sound once the premises or vehicle is secure.

3.1.3.2 For the purposes of subsection 3.1.3.1, a person is deemed to have caused the sound even if the sounding of the alarm arose from malfunction of the said alarm.

3.1.3.3 In the event of a violation of subsection 3.1.3.1, an inspector may stop the alarm from sounding by:

(a) in the case of a house alarm, entering onto the property, including entering into any buildings on the property, and disabling the alarm by whatever means possible; and,

(b) in the case of a vehicle alarm, by having the alarm disconnected and towing the vehicle, at the owner’s expense, to a secure storage yard.

3.1.3.4 Neither the City, any City employee, nor any persons authorized by the City to enforce Subdivision Three may be found liable for any action taken in good faith, pursuant to this section.

3.1.4 Separate Violations Under Parts 3.1 and 3.2

3.1.4.1 A person may be found to be in violation of Part 3.1, despite having satisfied the requirements of Part 3.2.

PART 3.2: MEASURABLE NOISE LIMITS

3.2.1 Non-Continuous Sound

3.2.1.1 A person must not make, cause, or permit to be made, a non-continuous sound exceeding sound levels:

(a) of 80 dBA or more during the daytime, or

(b) of 75 dBA or more during the nighttime,

when received at a point of reception in the City.

3.2.2 Continuous Sound

3.2.2.1 A person must not make, cause, or permit to be made, a continuous sound exceeding sound levels:
(a) of 65 dBA or more during the daytime, or
(b) of 60 dBA or more during the nighttime,
when received at a point of reception outside a quiet zone.

3.2.2.2 A person must not make, cause or permit to be made a continuous sound exceeding sound levels:
(a) of 55 dBA or more during the daytime, or
(b) of 45 dBA or more during the nighttime,
when received at a point of reception within a quiet zone.

3.2.2.3 For the purposes of subsection 3.2.2.2, a quiet zone includes:
(a) those parcels of land in which the permitted uses, as specified in the Zoning and Development Bylaw, are primarily residential;
(b) those parcels of land located in:
   (i) Assembly District (ASY);
   (ii) Health Care Facilities District (HCF); and
   (iii) Marina District 2 (MA2)
in the Zoning and Development Bylaw;
(c) (i) the northerly one-half of Minoru Park; and
   (ii) the School and Public Use District (SPU) in which the Kiwanis Senior Citizens Housing Society at 6251 Minoru Boulevard is located; and
(d) any area governed by an existing Land Use Contract whose primary land use is:
   (i) residential; or
   (ii) such as is permitted in Assembly District, Health Care Facilities District, or Marina District 2 in the Zoning and Development Bylaw.

3.2.3 Construction Noise

3.2.3.1 A person must not make, cause, or permit to be made, a sound level exceeding 80 dBA, resulting from construction or construction equipment:
(a) during the daytime on weekdays and Saturdays; or
(b) between the hours of 9:00 a.m. and 6:00 p.m. on Sundays and Statutory Holidays, when received at a point of reception in the City.
3.2.4 Role of Inspector

3.2.4.1 Any inspector may measure sound levels with sound level meters, and may enter at all reasonable times upon any real property, to determine compliance with the provisions of Subdivision Three.

PART 3.3: NOISE EXEMPTIONS

3.3.1 Exemptions from Both General and Measurable Noise Limits

3.3.1.1 Exemptions for Emergencies

3.3.1.1.1 Notwithstanding the provisions of Parts 3.1 and 3.2, in an emergency a person may perform work, or cause or permit others to perform works, for the preservation or protection of property, life or health, but must not continue such works, nor cause such works to be continued after the emergency passes.

3.3.1.2 Exemptions authorized by the City

3.3.1.2.1 Notwithstanding the provisions of Parts 3.1 and 3.2, the General Manager of Engineering and Public Works may authorize work to be undertaken at any time if satisfied that:

(a) the volume of traffic in the area of the proposed work is such as to cause danger to the workers on the job, or to cause serious traffic congestion;

(b) the impact and inconvenience to residents in the area of the planned work can be minimized; or

(c) the work cannot be undertaken efficiently or safely during the normal working day,

and in addition, may authorize such work to be undertaken at any time if interrupting service during working hours would cause any person undue hardship.

3.3.1.3 Exemptions for Aviation Activities

3.3.1.3.1 The provisions of Parts 3.1 and 3.2 do not apply to aviation activities carried on within the jurisdiction of, and in compliance with, enactments of, or authorized by, the Parliament of Canada or the Legislature of the Province of British Columbia.

3.3.1.4 Exemptions for certain classes of vehicles

3.3.1.4.1 The provisions of Parts 3.1 and 3.2 do not apply:

(a) to any emergency vehicle being driven during the course of an emergency; or
(b) to any vehicle, conveyance, machinery, equipment or device in use for agricultural purposes, except a device which uses sound as a method of bird or pest control, provided such use is between sunrise and sunset.

### 3.3.2 Exemptions from Measurable Noise Limits

#### 3.3.2.1 Exemptions for other levels of Government

3.3.2.1.1 Notwithstanding the provisions of subsections 3.2.1.1, 3.2.2.1, and 3.2.2.2, the Government of Canada and the Government of British Columbia and any of their Crown Corporations, Authorities, Commissions, or Agencies, and a Municipality, the BC Hydro and Gas Company, and Telus, may during the daytime, except between 7:00 a.m. and 9:00 a.m. on a Sunday or Statutory Holiday, make, cause or permit to be made, a continuous sound or a non-continuous sound with a sound level not exceeding 87dBA when received at any of the following points of reception:

(a) on a parcel of land, other than the parcel on which such works are being performed, at any distance more than 6 metres (19.7 feet) from any property line of such first-mentioned parcel;

(b) on a strata lot, other than the strata lot on which such works are being performed, at any distance more than 6 metres (19.7 feet) from any property line of such first-mentioned strata lot;

(c) on a highway, at any distance more than 16 metres (52.53 feet) from the source of such sound; or

(d) on a parcel of land or strata lot through which passes a right-of-way or an easement on which such works are being performed, at any distance more than 6 metres (19.7 feet) from any boundary line of such right-of-way or easement.

#### 3.3.2.3 Exemptions for Power Equipment

3.3.2.3.1 Notwithstanding that the sound from the use of power equipment, when received at a point of reception, exceeds the sound level permitted at such point of reception pursuant to subsections 3.2.1.1, 3.2.1.2, and 3.2.2.2, a person may use or cause or permit to be used, such power equipment during the daytime, except between 7:00 a.m. and 9:00 a.m. on a Sunday, if the sound of such power equipment received at the point of reception does not exceed a sound level of 82 dBA.
SUBDIVISION FOUR: PESTICIDE APPLICATION – NOTIFICATION AND SIGNAGE REGULATION

PART 4.1: NOTIFICATION PROCEDURE

4.1.1 Pesticide Application on Public Land or Grounds of Multiple Family Dwellings

4.1.1.1 A person must not apply a pesticide to public land or the grounds of a multiple family dwelling without having first posted public notices on the site at intervals not exceeding 50 metres (164.1 feet) around the perimeter of the treated area, provided that if the public land has controlled or limited public access points, such notices must be posted at the access points.

4.1.1.2 The public notices required under the provisions of subsection 4.1.1.1 must:

(a) be placed at least 72 hours prior to the intended date of the pesticide application, and must remain posted for not less than 72 hours after application; and

(b) conform with the provisions of section 4.2.1.

4.1.2 Pesticide Application on a Public Facility or Common Public Area

4.1.2.1 A person must not apply a pesticide on a public facility or to a common public area without having posted public notices on the site at least 72 hours prior to the intended date of the pesticide application.

4.1.2.2 The public notices required under the provisions of subsection 4.1.2.1 must remain posted for not less than 72 hours after the pesticide application and must:

(a) conform with the provisions of section 4.2.1; and

(b) be prominently displayed.

4.1.2.3 At least one additional public notice must be posted in the workplace areas of the building where the pesticide is to be applied.

4.1.3 Pesticide Application to any Dwelling Unit Occupied as Residential Accommodation in a Multiple Family Dwelling

4.1.3.1 A person must not apply a pesticide to any dwelling unit occupied as residential accommodation in a multiple family dwelling unless the occupants of such dwelling unit or units have been notified in writing at least 72 hours prior to the intended date of the pesticide application.

4.1.4 Exemption

4.1.4.1 Spot treatments are exempt from the provisions of Subdivision Four.
PART 4.2: PUBLIC NOTICE REQUIREMENTS

4.2.1 The public notice referred to in subsection 4.1.1. must:

(a) contain the following information;

(i) the word "ATTENTION" in red, with a letter height of at least 2.5 centimetres (1 inch), followed by the words "This area will be (has been) chemically treated on or after (date)" or words of equal effect;

(ii) the common trade name, active ingredients and concentration of the pesticide used;

(iii) the date and time of the pesticide application;

(iv) the name and telephone number of the person applying the pesticide, in a letter height of at least 1.5 centimetres (0.6 inches) in capitals in a colour which contrasts with the background;

(v) the words "AVOID CONTACT WITH TREATED AREAS";

(vi) the current phone number of the Poison Control Centre; and

(b) be rectangular in shape;

(c) be at least 28 centimetres (11 inches) by 43 centimetres (17 inches) in size;

and

(d) be made of durable, rain-resistant material.

4.2.2 The public notice referred to in subsection 4.1.2.1 must contain the following information:

(a) a description of the area to be treated and the common name of the pest;

(b) the common trade-name, active ingredients and concentrations of the pesticide;

(c) the date and time of the proposed application;

(d) the name and telephone number of the person who will apply the pesticide;

(e) advice and precautions for the occupants; and

(f) the current phone number of the Poison Control Centre.

PART 4.3: AUTHORITY OF THE MEDICAL HEALTH OFFICER

4.3.1 The Medical Health Officer is authorized to administer the provisions of Parts 4.1 and 4.2, and, for that purpose may:

(a) issue a written notice requiring a person who has not complied with the requirements of Parts 4.1 and 4.2 to comply, by a specified date, with any deficiencies specified in such notice; and

(b) enter at all reasonable times on any premises to determine compliance with the requirements of Parts 4.1 and 4.2.
SUBDIVISION FIVE: RODENT (COMMUNICABLE DISEASE) CONTROL REGULATION

PART 5.1: GENERAL PROVISIONS

5.1.1 Prohibitions

5.1.1.1 A person must not:

(a) keep or store any waste products, construction material or debris, refuse or other material in such a manner as to provide shelter, refuge or food for rodents;

(b) allow or permit the accumulation of waste food products, animal feed or any other foodstuffs on any property within the City, unless such waste food products, animal feed or any other foodstuffs are properly contained or properly disposed of so as not to provide a food source for rodents; or

(c) keep or maintain any animals or birds in such a manner so as to provide shelter, refuge or food for rodents.

5.1.2 Obligations

5.1.2.1 Every person must:

(a) construct, repair or alter any buildings, structures, plumbing, drainage pipes or any other item to ensure that rodents do not have access to the building or provide rodent harbourage; and

(b) destroy or eliminate any food which is unfit for human consumption, by reason of contamination by rodents.

5.1.3 Authority of Medical Health Officer

5.1.3.1 The Medical Health Officer is authorized to enter onto any land or into any buildings for the purpose of determining the presence of rodents on such property, and may order any person to take steps which are necessary to control rodents on that property.
SUBDIVISION SIX: SMOKING CONTROL AND REGULATION

PART 6.1: AREAS OF SMOKING PROHIBITION

6.1.1 Operator Obligations

6.1.1.1 The operator of any of the following:

(a) a retail establishment;
(b) a personal services establishment;
(c) a bank or government office
(d) a hospital or health clinic;
(e) a food service establishment;
(f) premises in which there is:
   (i) a reception area;
   (ii) an elevator, escalator, or inside stairway; or
   (iii) a customer service line; and
(g) a taxicab, or a school or public bus,

must not permit a person to smoke while within any such establishment, premises, vehicle, or area, whichever is applicable.

6.1.1.2 The operator of a place of public assembly, excluding pool halls, must not permit any person to smoke in such facility.

6.1.1.3 The operator of a building, establishment or facility owned or leased by the City, excluding any City-owned single-family dwelling unit rented as a residence, must not permit any person to smoke in such building.

6.1.1.4 The operator of any premises where smoking is not permitted must post signs which comply with the requirements of Part 6.2.

PART 6.2: SIGN REQUIREMENTS

6.2.1 Where a provision of Subdivision Seven requires a sign to be posted in any premises indicating a smoking prohibition, the operator of such premises must ensure that such smoking prohibition sign or signs:

(a) are prominently displayed and maintained at the appropriate location;
(b) carry the text "No Smoking", in either capital or lower case letters or a combination of both;
(c) consist of two contrasting colours, or if the lettering is to be applied directly to a surface or to be mounted on a clear panel, the lettering must contrast with the background colour;

(d) have not less than the following letter height, based upon the following maximum viewing distances, in a direct line of sight:

<table>
<thead>
<tr>
<th>Viewing Distances</th>
<th>Letter Height</th>
</tr>
</thead>
<tbody>
<tr>
<td>3 metres (10 feet) or less</td>
<td>2.5 centimetres (1 inch)</td>
</tr>
<tr>
<td>6.1 metres (20 feet) or less</td>
<td>5.1 centimetres (2 inches)</td>
</tr>
<tr>
<td>12.2 metres (40 feet) or less</td>
<td>7.6 centimetres (3 inches)</td>
</tr>
<tr>
<td>24.4 metres (80 feet) or less</td>
<td>10.2 centimetres (4 inches)</td>
</tr>
<tr>
<td>48.8 metres (160 feet) or less</td>
<td>15.2 centimetres (6 inches)</td>
</tr>
<tr>
<td>73.1 metres (240 feet) or less</td>
<td>20.32 centimetres (8 inches)</td>
</tr>
</tbody>
</table>

(e) include in the text at the bottom of each sign "City of Richmond Public Health Protection Bylaw Maximum Penalty $500" in letters not less than 1.3 centimetres (1/2 inch) in height for signs with letter height of 2.5 centimetres (1 inch), and not less than one-quarter of the height of the letters on all other sizes of letter.

6.2.2 A sign with the text "City of Richmond Bylaw No. 4514 Maximum Penalty $500", which was displayed prior to the date of adoption of this bylaw, is deemed to meet the requirements of clause (d) of section 6.2.1.

6.2.3 Notwithstanding the provisions of section 6.2.1, the international symbol for "no smoking" may be used to indicate "no smoking areas":

6.2.4 Each international symbol referred to in section 6.2.3 must:

(a) include the text "City of Richmond Public Health Protection Bylaw Maximum Penalty $500" in a letter height which is at least 5% of the diameter of the circle in the symbol, and appropriate symbols such as directional arrows may be added; and

(b) have a circle diameter of not less than the following dimensions, based upon the following maximum viewing distances, in a direct line of sight:

<table>
<thead>
<tr>
<th>Viewing Distances</th>
<th>Circle Diameter of Symbol</th>
</tr>
</thead>
<tbody>
<tr>
<td>3 metres (10 feet) or less</td>
<td>10.2 centimetres (4 inches)</td>
</tr>
<tr>
<td>6.1 metres (20 feet) or less</td>
<td>15.2 centimetres (6 inches)</td>
</tr>
<tr>
<td>12.2 metres (40 feet) or less</td>
<td>20.32 centimetres (8 inches)</td>
</tr>
<tr>
<td>24.4 metres (80 feet) or less</td>
<td>20.32 centimetres (8 inches)</td>
</tr>
<tr>
<td>48.8 metres (160 feet) or less</td>
<td>40.6 centimetres (16 inches)</td>
</tr>
<tr>
<td>73.1 metres (240 feet) or less</td>
<td>61 centimetres (24 inches)</td>
</tr>
</tbody>
</table>

6.2.5 A sign with the text "City of Richmond Bylaw No. 4514 Maximum Penalty $500", which was displayed prior to the date of adoption of this bylaw, is deemed to meet the requirements of clause (a) of section 6.2.4.
6.2.6 Notwithstanding that the international symbol in section 6.2.3 indicating “no-smoking areas” is a cigarette, such symbol represents a lighted cigar, cigarette, pipe or other lighted smoking equipment.

PART 6.3 EXCLUSIONS

6.3.1 The provisions of Part 6.1 and 6.2 do not apply to a private social function unless held in premises which are governed by Part 6.1.
SUBDIVISION SEVEN: VIOLATIONS AND PENALTIES

PART 7.1 VIOLATIONS AND PENALTIES - ALL SUBDIVISIONS EXCEPT SIX (SMOKING CONTROL AND REGULATION)

7.1.1 Except as specified otherwise in Part 7.2, any person who:

(a) violates or who causes or allows any of the provisions of this bylaw to be violated; or

(b) fails to comply with any of the provisions of this, or any other bylaw or applicable statute; or

(c) neglects or refrains from doing anything required under the provisions of this bylaw;

is deemed to have committed an infraction of, or an offence against, this bylaw and is liable on summary conviction, to the penalties provided for in the Offence Act, and each day that such violation is caused, or allowed to continue, constitutes a separate offence.

PART 7.2 VIOLATIONS AND PENALTIES - SUBDIVISION SIX

7.2.1 Any person who:

(a) violates or who causes or allows any of the provisions of Subdivision Six to be violated; or

(b) fails to comply with any of the provisions of Subdivision Six; or

(c) neglects or refrains from doing anything required under the provisions of Subdivision Six;

is deemed to have committed an infraction of, or an offence against, Subdivision Six and is liable on summary conviction, to a fine not to exceed $500, and each day that such violation is caused, or allowed to continue, constitutes a separate offence.
SUBDIVISION EIGHT: INTERPRETATION

PART 8.1 In this bylaw, unless the context otherwise requires:

APPROVED means approved in writing by the Medical Health Officer.

BACKFLOW PREVENTER means an device or method to prevent a back flow of contaminants into a potable water supply system.

BANK includes credit union, trust company, savings or loan company or other financial institution.

CARRIES ON BUSINESS means carries on a commercial or industrial undertaking of any kind or nature or provides a professional, personal or other service and includes the carrying on of an activity in a government office.

CITY means the City of Richmond

COMMERCIAL ENTERTAINMENT ESTABLISHMENT means an establishment in which, in return for consideration, the public is entertained, amused, or otherwise diverted, and includes amusement park, botanical garden, bowling alley, cabaret, carnival, circus, dance academy or hall, discotheque, exhibit, golf course or driving range, menagerie, movie theatre, nightclub, recreation centre, recreation facility, recreation park, and tennis court, but specifically excludes casino.

CONSTRUCTION includes erection, alteration, repair, dismantling, demolition, structural maintenance, painting, moving, land clearing, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, street and highway building, concreting, equipment installation and alterations and the structural installation of construction components and materials in any form or for any purpose, and includes any work being undertaken in connection with construction.

CONSTRUCTION EQUIPMENT means any equipment or device designed and intended for use in construction, or material handling, including, but not limited to, air compressors, pile drivers, pneumatic or hydraulic tools, bulldozers, tractors, excavators, trenchers, cranes, derricks, loaders, scrapers, pavers, generators, off-highway haulers or trucks, ditchers, compactors and roller, pumps, concrete mixers, graders, or other material-handling equipment.

CONTINUOUS SOUND means any sound occurring for a duration of more than three minutes, or occurring continually, sporadically or erratically, but totalling more than three minutes in any fifteen minute period.
CUSTOMER SERVICE LINE means an indoor queue of two or more persons awaiting service of any kind, regardless of whether or not such service involves the exchange of money, including but not limited to, sales, provision of information, transactions or advice and transfers of money or goods.

COUNCIL means the Council of the City of Richmond.

DAYTIME means from 7:00 a.m. to 8:00 p.m. in the same day.

DECIBEL means the ratio between levels of sound pressure expressed at 20 times the logarithm to the base 10 of the said ratio, and are to be recorded on the “A” scale, and with an approved noise meter on the slow response setting.

DISCHARGE includes, but not so as to limit its meaning, any spilling, leaking, pumping, pouring, emitting, emptying, throwing or dumping.

EMERGENCY VEHICLE means the interpretation given in the Motor Vehicle Act.

FOOD SERVICE ESTABLISHMENT means any food premises as defined in the British Columbia Regulations Governing the Sanitation and Operation of Food Premises.

FLOAT HOME means a structure incorporating a flotation system, intended for use or being used or occupied for residential purposes containing one dwelling unit only and not primarily intended for, or usable in, navigation, but excludes a water craft designed or intended for navigation.

GARBAGE means any and all accumulations of general rubbish or discarded materials resulting from the activities conducted on a particular property.

GENERAL MANAGER OF ENGINEERING & PUBLIC WORKS means the person appointed by Council to the position of General Manager of Engineering & Public Works, and includes a person designated as an alternate.

GOVERNMENT OFFICE means any office of the Government of the Province of British Columbia, a crown corporation, the Greater Vancouver Regional District, or the City.

INSPECTOR includes the Medical Health Officer, the Chief Public Health Inspector, a Bylaw Enforcement Officer employed by the City, a Peace Officer, and any employee acting under the supervision of any of them.

LETTER HEIGHT means the actual height of the letter, regardless of whether it is a capital or lower case letter.
LICENCED ESTABLISHMENT means any establishment licenced under the provisions of the Liquor Control & Licencing Act.

LIVEABOARD VESSEL means any water craft intended primarily for use in navigation, and only incidentally used for residential purposes, and includes houseboats, sailboats, tugboats, powerboats or fish boats.

MARINA means any installation operated under public or private ownership which provides moorage space for water craft, either free of charge or by payment of fee, and includes marina class I and marina class II.

MARINA CLASS I means any installation operated under public or private ownership which provides moorage space for water craft either free of charge or by payment of fee, and such water craft may be used as living quarters.

MARINA CLASS II means any installation operated under public or private ownership which provides moorage for water craft either free of charge or by payment of fee, and such water craft may not be used as living quarters at the marina.

MARINE TOILET means any toilet on, or within, a water craft used to discharge sewage.

MEDICAL HEALTH OFFICER means the Medical Health Officer appointed under the Health Act, or his designate, to act within the limits of the jurisdiction of any local board, or within any health district.

MULTIPLE FAMILY DWELLING means any building with three or more dwelling units, but does not include any area in a building which is not normally readily accessible to the general public or to the residential occupants of the building.

NIGHTTIME means from 8:00 p.m. to 7:00 a.m. of the following day.

NON-CONTINUOUS SOUND means any sound other than a continuous sound.

NOISE includes any sound, continuous sound or non-continuous sound which:

(a) disturbs or tends to disturb the peace, quiet, rest, enjoyment, comfort or convenience of the neighbourhood in which such sound is received, or, of any reasonable person in the vicinity of the source of such sound who receives such sound; or,

(b) exceeds a sound level permitted by this bylaw at the point of reception of such sound; or,
(c) is deemed an objectionable or disturbing noise in section 3.1.2.

OIL

means oil of any kind or in any form and, without limiting the generality of the foregoing, includes petroleum, fuel oil, sludge, oil refuse and oil mixed with wastes, but does not include dredged spoil;

OPERATOR

means any person who, as a proprietor, lessee, manager, employee, or otherwise, carries on the operating of a facility or business on behalf of a licencee, if applicable, and includes any person managing or supervising such facility or business.

PERSONAL SERVICES ESTABLISHMENT

means an establishment in which a person provides a service to or on the body of another person, and includes but not limited to a barber shop, beauty parlour, health spa, massage parlour, tattoo shop, sauna and steam bath.

PESTICIDE

means any substance or mixture of substances intended for killing, controlling or managing insects, fungi, weeds and other forms of life that are considered to be pests, but does not include rodenticides, avicides or those substances listed as exempted pesticides in the regulations of the Pesticide Control Act (BC).

PLACES OF PUBLIC ASSEMBLY

means a building or portion of such building used for gathering together of persons for the purpose of education, worship, entertainment, recreation, business or amusement, including a shopping mall, but does not include:

(a) a place where a private social function is being held; or

(b) a food service establishment.

POINT OF RECEPTION

unless otherwise defined means:

(a) any place or parcel where the originating sound is received, other than the place or parcel where the sound originated, provided that after 2:00 a.m. and before 8:00 a.m. on any day, point of reception is any point beyond the property line, of the source of the noise, on any parcel used as a site for a Commercial Entertainment Establishment as if it was in a Quiet Zone; or

(b) any place on a strata lot designated, shown or described on a strata plan, other than the strata lot or other or parcel from which the sound originated.
### POTABLE WATER
means water which has been approved for drinking purposes by the Medical Health Officer.

### POWER EQUIPMENT
means any equipment or machinery used in lawn and garden care or in building and property maintenance, and includes but is not limited to leaf blowers, edge trimmers, line trimmers, rototillers, lawnmowers, pressure washers, carpet cleaning equipment, and hand-operated power tools.

### PRIVATE SOCIAL EVENT
means a special social event for which an entire room or hall has been reserved, at which attendance is limited to people who have been specifically invited or designated by the sponsor, but does not include events which are held privately for the purpose of business, sales or education.

### PROMINENTLY
means of such a size and placed in such a position that the text of the sign or the graphic symbol, or the notice, whichever is applicable, is clearly visible to all persons in the vicinity.

### PUBLIC FACILITY
means a building or facility which is operated, wholly or in part, by or for the City and into which the public is invited.

### PUBLIC LAND
means land, whether covered by water or not, which is owned or controlled by the City, the Greater Vancouver Regional District, the Greater Vancouver Sewerage and Drainage District, the Richmond School Board, the Vancouver/Richmond Health Board, a college or college council, a hospital or a crown corporation and which is generally accessible to the public.

### PUMPOUT FACILITY
means an approved device or method for removing sewage from a holding tank connected to a marine toilet or from a self-contained marine toilet on a water craft.

### RECEPTION AREA
means the public space used by an office or establishment for the receiving or greeting of customers, clients or other persons dealing with such office or establishment.

### RETAIL ESTABLISHMENT
means a building or part of a building, booth, stall or place where goods or services are exposed or offered for sale by retail.

### RODENT
means any of a large group of small gnawing animals, including rats and mice, that may create a potential or real public health problem or nuisance.

### SEWAGE
means human excretions or the water-carried wastes from drinking, culinary purposes, ablutions, laundering, food processing, or ice producing.
SHOPPING MALL means an area of a building or structure to which the public have access as of right or by invitation, expressed or implied, that is used in common by two or more retail stores for the purpose of providing access to customers and to which area the retail stores are physically closed when not in operation.

SMOKE OR SMOKING includes the carrying of a lighted cigar, cigarette, pipe or other lighted smoking equipment.

SOUND is an oscillation in pressure, stress, particle displacement or particle velocity, in a medium with internal forces (i.e. - elastic, viscous), or the superposition of such propagated oscillations, which oscillations are capable of causing an auditory sensation.

SOUND LEVEL means the sound-pressure level in decibels, measured using the "A" weighting network and slow response setting of an approved sound meter.

SOUND LEVEL METER is a device calibrated for the measurement of sound, and, includes those devices listed in ANSI type II or IEC 123.

SPOT TREATMENT means pesticide application to a localized or restricted area.

VEHICLE means the interpretation given in the Motor Vehicle Act.

WATER CRAFT means any boat, hull, barge or float home which is afloat, whether self-propelled or not, and includes both pleasure and commercial crafts.

WORKPLACE includes the whole or any part of a building, structure or passenger conveyance in which a person carries on business, but does not include a private residence.

ZONING & DEVELOPMENT BYLAW means the current Zoning and Development Bylaw of the City.

PART 8.2 Where:

(a) any word or term or name or abbreviated work or abbreviated term or abbreviated name used in Subdivision Three is not defined in Subdivision Eight; or

(b) any technical standard or abbreviated technical standard that is used in Subdivision Three is not set out in this bylaw,
such word, term, name, abbreviated word, abbreviated term, abbreviated name, technical standard or abbreviated technical standard is to be interpreted by reference to the definitions and technical standards last published by the Canadian Standards Association (CSA), or by the American National Standards Institute (ANSI), or by the International Organization for Standardization (ISO), or by the International Electro-Technical Commission (IEC), or by the Society of Automotive Engineers (SAE), or by the Machinery and Equipment Manufacturers Association of Canada (MEMAC), as the context of this bylaw and the case may require.
SUBDIVISION NINE: PREVIOUS BYLAW REPEAL

9.1 Fetal Alcohol Syndrome Warning Sign Bylaw No. 5673 (adopted July 22\textsuperscript{nd}, 1991), is hereby repealed.

9.2 City of Richmond Food Handler Bylaw No. 5692 (adopted June 24\textsuperscript{th}, 1991), is hereby repealed.

9.3 Marina Health & Safety Regulation Bylaw No. 5138 (adopted July 11\textsuperscript{th}, 1988), is hereby repealed.

9.4 Noise Control Bylaw No. 5401 (adopted November 14\textsuperscript{th}, 1989) and the following amendment bylaws are hereby repealed:

<table>
<thead>
<tr>
<th>BYLAW NO.</th>
<th>ADOPTED ON</th>
</tr>
</thead>
<tbody>
<tr>
<td>6714</td>
<td>March 10\textsuperscript{th}, 1997</td>
</tr>
<tr>
<td>6836</td>
<td>February 9\textsuperscript{th}, 1998</td>
</tr>
<tr>
<td>6928</td>
<td>June 22\textsuperscript{nd}, 1998</td>
</tr>
</tbody>
</table>

9.5 The Corporation of the Township of Richmond Notification and Signage of Pesticide Applications Bylaw No. 5469 (adopted on January 22, 1990), is hereby repealed.

9.6 Rodent (Communicable Disease) Control Bylaw No. 4172 (adopted on March 28, 1983), is hereby repealed.

9.7 Smoking Control Bylaw No. 4514 (adopted on April 14, 1986), and the following amendment bylaws, are hereby repealed:

<table>
<thead>
<tr>
<th>BYLAW NO.</th>
<th>ADOPTED ON</th>
</tr>
</thead>
<tbody>
<tr>
<td>5241</td>
<td>November 14, 1988</td>
</tr>
<tr>
<td>6637</td>
<td>August 26, 1996</td>
</tr>
<tr>
<td>6907</td>
<td>June 22, 1998</td>
</tr>
</tbody>
</table>

9.8 Smoking in the Workplace Bylaw No. 4762 (adopted on March 23, 1987) is hereby repealed.

9.9 Eating and Drinking Establishment Regulation Bylaw No. 1608 (adopted on December 1, 1958), is hereby repealed.

9.10 Noxious Insect Control Bylaw No. 1961 (adopted on April 29, 1963), is hereby repealed.

9.11 Poison Gas Fumigation Regulation Bylaw No. 1792 (adopted on October 17, 1960), is hereby repealed.
SUBDIVISION TEN: SEVERABILITY AND BYLAW CITATION

10.1 The provisions of this bylaw are severable, and if, for any reason, any subdivision, part, section, subsection, clause, or sub-clause, or other words in this bylaw are for any reason, found to be invalid or unenforceable by the decision of a Court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this bylaw.

10.2 This bylaw is cited as "Public Health Protection Bylaw No. 6989".

FIRST READING
SECOND READING
THIRD READING
APPROVED BY THE MINISTER OF HEALTH
ADOPTED

__________________________  __________________________
MAYOR                        CITY CLERK
SCHEDULE A to
BYLAW NO. 6989

WARNING:

Drinking Distilled Spirits, Beer, Coolers, Wine and Other Alcoholic Beverages During Pregnancy can Cause Birth Defects.

City of Richmond Public Health Protection Bylaw
CITY OF RICHMOND

MUNICIPAL TICKET INFORMATION AUTHORIZATION
BYLAW NO. 7027

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

PART ONE: GENERAL PROVISIONS

1.1 The bylaws listed in Column 1 of Schedule A may be enforced by means of a ticket, prescribed for that purpose, by regulation, under the Municipal Act.

1.2 The persons appointed to the positions listed in Column 2 of Schedule A are designated as Bylaw Enforcement Officers pursuant to the Municipal Act, for the purpose of enforcing the bylaws listed in Column 1 of Schedule A, opposite the respective positions.

1.3 The words or expressions shown in Column 1 of Schedule B 1 through B 13 inclusive, designate the offence committed under the bylaw section number appearing in Column 2, opposite the respective words or expressions.

1.4 The dollar amounts appearing in Column 3 of Schedules B 1 through B 13 inclusive, are the fines established pursuant to the Municipal Act, for the corresponding offences designated in Column 1.

1.5 Schedule A, together with Schedules B 1 through B 13 inclusive, are hereby designated a part of this bylaw.

PART TWO: PREVIOUS BYLAW REPEAL

2.1 Municipal Ticket Information Authorization Bylaw No. 6971(adopted on December 14th, 1998), and amendment bylaw No. 6998, are hereby repealed.

PART THREE: SEVERABILITY AND BYLAW CITATION

3.1 If any part, section, sub-section, clause, or sub-clause of this bylaw is, for any reason, held to be invalid by the decision of a Court of competent jurisdiction, such decision does not affect the validity of the remaining portions of this bylaw.

3.2 This bylaw is cited as “Municipal Ticket Information Authorization Bylaw No. 7027”.

April 4, 2000
FIRST READING
SECOND READING
THIRD READING
APPROVED BY THE CHIEF JUSTICE OF THE PROVINCE OF BRITISH COLUMBIA
ADOPTED

__________________________
MAYOR

__________________________
CITY CLERK
## SCHEDULE A

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Designated Bylaws</strong></td>
<td><strong>Designated Bylaw Enforcement Officers</strong></td>
</tr>
<tr>
<td>1. Business Licence Bylaw No. 6901</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td></td>
<td>- Licence Inspector</td>
</tr>
<tr>
<td></td>
<td>- Member of the Royal Canadian Mounted Police</td>
</tr>
<tr>
<td>2. Business Regulation Bylaw No. 6902</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td></td>
<td>- Licence Inspector</td>
</tr>
<tr>
<td></td>
<td>- Member of the Royal Canadian Mounted Police</td>
</tr>
<tr>
<td>3. Commercial Vehicle Licencing Bylaw No. 4716</td>
<td>- Parking Patroller</td>
</tr>
<tr>
<td></td>
<td>- Member of the Royal Canadian Mounted Police</td>
</tr>
<tr>
<td>4. Fire Prevention Bylaw No. 4564</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td>5. Firecracker and Fireworks Regulation Bylaw No. 2116</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td></td>
<td>- Member of the Royal Canadian Mounted Police</td>
</tr>
<tr>
<td>6. Pound and Dog Licencing Bylaw No. 4323</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td></td>
<td>- SPCA Inspector</td>
</tr>
<tr>
<td>7. Public Health Protection Bylaw 6989</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td></td>
<td>- Public Health Inspector</td>
</tr>
<tr>
<td></td>
<td>- SPCA Inspector</td>
</tr>
<tr>
<td></td>
<td>- Member of the RCMP</td>
</tr>
<tr>
<td>8. Sign Bylaw No. 5560</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td>9. Solid Waste &amp; Recycling Regulation Bylaw No. 6803</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td>10. Unsightly Premises Bylaw No. 5561</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td>11. Vehicle for Hire Regulation Bylaw No. 6900</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td></td>
<td>- Licence Inspector</td>
</tr>
<tr>
<td></td>
<td>- Member of the Royal Canadian Mounted Police</td>
</tr>
<tr>
<td>12. Water Restriction Bylaw No. 6085</td>
<td>- Property Use Inspector</td>
</tr>
<tr>
<td></td>
<td>- Parking Patroller</td>
</tr>
<tr>
<td>13. Zoning and Development Bylaw No. 5300</td>
<td>- Property Use Inspector</td>
</tr>
</tbody>
</table>
SCHEDULE B 1

BUSINESS LICENCE BYLAW NO. 6901

<table>
<thead>
<tr>
<th>Offence</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating a business without a licence</td>
<td>4.1.1</td>
<td>$100</td>
</tr>
</tbody>
</table>
## Schedule B 2

### Business Regulation Bylaw No. 6902

<table>
<thead>
<tr>
<th>Offence</th>
<th>Bylaw Section</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Failure to produce a licence</td>
<td>1.1.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to display a licence</td>
<td>1.1.1(c)(i)</td>
<td>$50</td>
</tr>
<tr>
<td>Operating amusement machines outside the permitted hours</td>
<td>4.2.3</td>
<td>$100</td>
</tr>
<tr>
<td>Operating more than 4 amusement machines when not permitted</td>
<td>4.3.1(f)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to provide written notice of change in personnel employed/engaged by body-painting/body-rub studio</td>
<td>5A.1.1</td>
<td>$100</td>
</tr>
<tr>
<td>Operating a billiard/pool hall outside the permitted hours</td>
<td>5.1.1</td>
<td>$100</td>
</tr>
<tr>
<td>Permitting an unaccompanied person under the age of 16 to be present in a billiard/pool hall</td>
<td>5.2.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to provide written notice of change in personnel employed/engaged by escort service</td>
<td>6.1.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to provide written notice of change in personnel employed/engaged by massage therapist (unregistered)</td>
<td>9.1.1</td>
<td>$100</td>
</tr>
<tr>
<td>Peddler standing/locating directly outside premises which offers the same or similar items for sale</td>
<td>11.2.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Displaying or selling farm produce which is grown or raised outside the City</td>
<td>14.2.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Displaying or selling farm produce which is grown or raised outside the Province of British Columbia</td>
<td>14.3.1</td>
<td>$100</td>
</tr>
<tr>
<td>Selling of firewood which is not ancillary to the sale of farm produce</td>
<td>14.4.3</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to maintain a second-hand dealer/pawnbrokers' register as required</td>
<td>15.1.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to produce a second-hand dealer/pawnbrokers' register</td>
<td>15.1.1(b)</td>
<td>$100</td>
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</tbody>
</table>
### SCHEDULE B 3

**COMMERCIAL VEHICLE LICENCING BYLAW NO. 4716**

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Offence</strong></td>
<td><strong>Bylaw Section</strong></td>
<td><strong>Fine</strong></td>
</tr>
<tr>
<td>Operating Commercial Vehicle without Municipal Plate</td>
<td>3 (1)</td>
<td>$50</td>
</tr>
<tr>
<td>Failure to correctly display Municipal Plate</td>
<td>11</td>
<td>$50</td>
</tr>
</tbody>
</table>

### SCHEDULE B 4

**FIRE PREVENTION BYLAW NO. 4564**

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Offence</strong></td>
<td><strong>Bylaw Section</strong></td>
<td><strong>Fine</strong></td>
</tr>
<tr>
<td>Open Burning</td>
<td>8 (a)</td>
<td>$50</td>
</tr>
<tr>
<td>Burning in public place without permit</td>
<td>8 (b)</td>
<td>$50</td>
</tr>
<tr>
<td>Burning commercial waste without permit</td>
<td>9 (c)</td>
<td>$100</td>
</tr>
<tr>
<td>Burning construction waste without permit</td>
<td>9 (c)</td>
<td>$100</td>
</tr>
<tr>
<td>Obstructing hydrant, standpipe or chicago valve</td>
<td>11</td>
<td>$50</td>
</tr>
</tbody>
</table>

### SCHEDULE B 5

**FIRECRACKER AND FIREWORKS REGULATION BYLAW NO. 2116**

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Offence</strong></td>
<td><strong>Bylaw Section</strong></td>
<td><strong>Fine</strong></td>
</tr>
<tr>
<td>Selling firecrackers</td>
<td>3 (a)</td>
<td>$100</td>
</tr>
<tr>
<td>Selling fireworks to a person under 18 years</td>
<td>3 (b)</td>
<td>$100</td>
</tr>
<tr>
<td>Discharging or possessing firecrackers</td>
<td>4 (a)</td>
<td>$50</td>
</tr>
<tr>
<td>Possessing fireworks under 18 years</td>
<td>4 (b)</td>
<td>$50</td>
</tr>
</tbody>
</table>
## SCHEDULE B 6

### POUND AND DOG LICENCING BYLAW NO. 4323

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Offence</strong></td>
<td><strong>Bylaw</strong></td>
<td><strong>Fine</strong></td>
</tr>
<tr>
<td>Unlicenced dog</td>
<td>2</td>
<td>$ 50</td>
</tr>
<tr>
<td>Licence tag not on dog</td>
<td>6</td>
<td>$ 50</td>
</tr>
<tr>
<td>Dog at large</td>
<td>11A(1)</td>
<td>$ 50</td>
</tr>
<tr>
<td>Vicious dog not leashed and muzzled</td>
<td>11A(2)</td>
<td>$100</td>
</tr>
<tr>
<td>Vicious dog not confined</td>
<td>11A(3)</td>
<td>$100</td>
</tr>
<tr>
<td>Allowing dog to deposit excrement</td>
<td>12(1)</td>
<td>$ 50</td>
</tr>
<tr>
<td>Failure to turn dog over to pound keeper</td>
<td>14(1)(c)</td>
<td>$100</td>
</tr>
<tr>
<td>Cattle at large</td>
<td>21</td>
<td>$100</td>
</tr>
</tbody>
</table>
## SCHEDULE B 7

### PUBLIC HEALTH PROTECTION BYLAW 6989

<table>
<thead>
<tr>
<th>Offence</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Subdivision Three – Noise Regulation</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Making noise which disturbs</td>
<td>31.1.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Permitting noise which disturbs</td>
<td>3.1.1.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Equipment noise which disturbs</td>
<td>3.1.1.1(b)</td>
<td>$100</td>
</tr>
<tr>
<td>Animal noise which disturbs</td>
<td>3.1.1.1(b)</td>
<td>$100</td>
</tr>
<tr>
<td>Vehicle noise which disturbs</td>
<td>3.1.1.1(b)</td>
<td>$100</td>
</tr>
<tr>
<td>Machinery noise which disturbs</td>
<td>3.1.1.1(b)</td>
<td>$100</td>
</tr>
<tr>
<td><strong>Subdivision Five – Rodent Control Regulation</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Keeping/storing of materials which provide shelter/refuge/food for rodents</td>
<td>5.1.1.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Allowing/permitting the accumulation of materials which provide a food source for rodents</td>
<td>5.1.1.1(b)</td>
<td>$100</td>
</tr>
<tr>
<td>Keeping/maintaining any animals/birds which provide shelter/refuge/food for rodents</td>
<td>5.1.1.1(c)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to construct/repair/alter buildings to prevent rodent access/harbourage</td>
<td>5.1.2.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to destroy/eliminate food which has been contaminated by rodents</td>
<td>5.1.2.1(b)</td>
<td>$100</td>
</tr>
<tr>
<td><strong>Subdivision Six – Smoking Control &amp; Regulation</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Operator permitting smoking</td>
<td>6.1.1.1</td>
<td>$100</td>
</tr>
<tr>
<td>Operator permitting smoking in a place of public assembly</td>
<td>6.1.1.2</td>
<td>$100</td>
</tr>
<tr>
<td>Operator of city facility permitting smoking</td>
<td>6.1.1.3</td>
<td>$100</td>
</tr>
<tr>
<td>Failure of operator to post smoking prohibition signage</td>
<td>6.1.1.4</td>
<td>$100</td>
</tr>
<tr>
<td>Deficient smoking prohibition signage</td>
<td>6.2.1</td>
<td>$100</td>
</tr>
</tbody>
</table>
### SCHEDULE B 8

**SIGN BYLAW NO. 5560**

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Offence</strong></td>
<td><strong>Bylaw Section</strong></td>
<td><strong>Fine</strong></td>
</tr>
<tr>
<td>Displaying or altering sign not conforming to bylaw</td>
<td>4</td>
<td>$100</td>
</tr>
<tr>
<td>Displaying sign on public property</td>
<td>5(b)</td>
<td>$100</td>
</tr>
<tr>
<td>Failing to remove abandoned sign</td>
<td>5(c)</td>
<td>$100</td>
</tr>
<tr>
<td>Displaying a portable sign</td>
<td>5(d)</td>
<td>$100</td>
</tr>
<tr>
<td>Displaying sign without permit</td>
<td>11</td>
<td>$100</td>
</tr>
<tr>
<td>Maintaining sign without permit</td>
<td>12</td>
<td>$100</td>
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</tbody>
</table>

### SCHEDULE B 9

**SOLID WASTE AND RECYCLING REGULATION BYLAW NO. 6803**

<table>
<thead>
<tr>
<th>Column 1</th>
<th>Column 2</th>
<th>Column 3</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Offence</strong></td>
<td><strong>Bylaw Section</strong></td>
<td><strong>Fine</strong></td>
</tr>
<tr>
<td>Depositing or dumping garbage.</td>
<td>3.1.2</td>
<td>$100</td>
</tr>
<tr>
<td>Placement of garbage container/recycling receptacle out for collection on a property other than the property from which it came</td>
<td>8.2</td>
<td>$100</td>
</tr>
<tr>
<td>Tampering or removal of garbage/recyclable materials left for collection by another person on another property</td>
<td>10.3</td>
<td>$100</td>
</tr>
</tbody>
</table>
### SCHEDULE B 10

#### UNSIGHTLY PREMISES BYLAW NO. 5561

<table>
<thead>
<tr>
<th>Offence</th>
<th>Bylaw Section</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Placing graffiti on public property</td>
<td>2</td>
<td>$100</td>
</tr>
<tr>
<td>Allowing real property to become unsightly</td>
<td>3(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Allowing noxious matter to accumulate</td>
<td>3(b)</td>
<td>$100</td>
</tr>
</tbody>
</table>

### SCHEDULE B 11

#### VEHICLE FOR HIRE BYLAW NO. 6900

<table>
<thead>
<tr>
<th>Offence</th>
<th>Bylaw Section</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Failure to submit a vehicle for inspection, upon receiving notification</td>
<td>3.1.1</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to display a Chauffeur’s Permit</td>
<td>3.3.1(e)</td>
<td>$ 50</td>
</tr>
<tr>
<td>Operating with unsealed taximeter</td>
<td>3.6.3</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to display a tariff card</td>
<td>3.7.1(a)</td>
<td>$100</td>
</tr>
<tr>
<td>Obstructing or attaching a vehicle which is occupied</td>
<td>6.2.2(c)</td>
<td>$100</td>
</tr>
<tr>
<td></td>
<td>6.3.8(d)</td>
<td></td>
</tr>
<tr>
<td>Towing a vehicle which is occupied</td>
<td>6.2.2(c)</td>
<td>$100</td>
</tr>
<tr>
<td></td>
<td>6.3.8(d)</td>
<td></td>
</tr>
<tr>
<td>Towing a vehicle without a completed Tow-away Notice</td>
<td>6.3.1(b)</td>
<td>$100</td>
</tr>
<tr>
<td>Overcharging for vehicle release from private parking lots</td>
<td>6.3.6(b)</td>
<td>$100</td>
</tr>
<tr>
<td>Failure to retain or make daily records available for inspection</td>
<td>6.5.2</td>
<td>$100</td>
</tr>
<tr>
<td>Overcharging for towing from private parking lots</td>
<td>6.6.1</td>
<td>$100</td>
</tr>
<tr>
<td>Overcharging for storage during impoundment</td>
<td>6.6.1</td>
<td>$100</td>
</tr>
<tr>
<td>Overcharging for towing from a scene of accident</td>
<td>6.6.2</td>
<td>$100</td>
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### SCHEDULE B 12

#### WATER RESTRICTION BYLAW NO. 6085

<table>
<thead>
<tr>
<th>Offence</th>
<th>Bylaw Section</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sprinkling when restricted</td>
<td>3.1(a)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Sprinkling when restricted</td>
<td>3.1(b)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Sprinkling when restricted</td>
<td>3.2(a)(i)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Sprinkling when restricted</td>
<td>3.2(a)(ii)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Improper use of a hose</td>
<td>3.2(b)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Washing motor vehicle</td>
<td>3.2(c)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Sprinkling when restricted</td>
<td>3.3(a)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Improper use of a hose</td>
<td>3.3(b)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Improper watering</td>
<td>3.3(c)</td>
<td>$ 75</td>
</tr>
<tr>
<td>Failing to display permit</td>
<td>5.3</td>
<td>$ 75</td>
</tr>
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</table>

### SCHEDULE B 13

#### ZONING AND DEVELOPMENT BYLAW NO. 5300

<table>
<thead>
<tr>
<th>Offence</th>
<th>Bylaw Section</th>
<th>Fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>202.1</td>
<td>$100</td>
</tr>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>203.1</td>
<td>$100</td>
</tr>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>204.1</td>
<td>$100</td>
</tr>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>205.1</td>
<td>$100</td>
</tr>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>206.1</td>
<td>$100</td>
</tr>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>221.1</td>
<td>$100</td>
</tr>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>222.1</td>
<td>$100</td>
</tr>
<tr>
<td>Parking or storing large commercial vehicle</td>
<td>231.1</td>
<td>$100</td>
</tr>
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</table>