

CORPORATION OF THE TOWNSHIP OF ESQUIMALT

BYLAW NO. 2869

A Bylaw to amend Bylaw No. 2839, cited as the
“Bylaw Notice Enforcement Bylaw, 2014, No. 2839”

The Council of the Corporation of the Township of Esquimalt, in open meeting assembled, enacts as follows:

1. This Bylaw may be cited as the “Bylaw Notice Enforcement Bylaw, 2014, No. 2839, Amendment Bylaw [No. 4], 2016, No. 2869.”
2. That Bylaw No. 2839, cited as the “Bylaw Notice Enforcement Bylaw, 2014, No. 2839” be amended as follows:
 - (1) Remove existing Schedule “C” and replace with new Schedule “C” – “Building Code Bylaw, 2002, No. 2538”, as attached hereto.
 - (2) Remove existing Schedule “D” and replace with new Schedule “D” – “Zoning Bylaw, 1992, No. 2050”, as attached hereto.
 - (3) Remove existing Schedule “F” and replace with new Schedule “F” – “Business Licence Regulation Bylaw, 2013, No. 2810”, as attached hereto.
 - (4) Add new Schedule “R” – “Parking Bylaw, 1992, No. 2011”, as attached hereto.
 - (5) Add new Schedule “S” – “Watercourse and Drainage Regulation Bylaw, 1998, No. 2332”, as attached hereto.

READ a first time by the Municipal Council on the 18th day of April, 2016.

READ a second time by the Municipal Council on the 18th day of April, 2016.

READ a third time by the Municipal Council on the 18th day of April, 2016.

ADOPTED by the Municipal Council on the _____ day of _____, 2016.

BARBARA DESJARDINS
MAYOR

ANJA NURVO
CORPORATE OFFICER

Schedule "C"

Building Code Bylaw, 2002, No. 2538

Section	Description	Penalty	Early Payment Reduced Penalty	Late Payment Penalty
6.1	Failure to obtain building permit	100.00	75.00	125.00
6.1	Demolition without Permit	100.00	75.00	125.00
6.2	Occupancy without Permit	100.00	75.00	125.00
6.4	Alter Notice/Certificate	100.00	75.00	125.00
6.5	Work at Variance with Permit	100.00	75.00	125.00
6.6	Obstruct Entry of Building Inspector	200.00	150.00	250.00
14.1.1	Move building without Inspection	100.00	75.00	125.00
25.4	Failure to obey Stop Work Order	150.00	112.50	187.50

Schedule "D"

Zoning Bylaw, 1992, No. 2050

PART 4 Sections	Description	Penalty	Early Payment Reduced Penalty	Late Payment Penalty
11	Unlawful Use of Building, Structure or Parcel	300.00	225.00	375.00
12	Unlawful Principal Building on a Parcel	300.00	225.00	375.00
13	Unlawful Home Occupation	200.00	150.00	250.00
21 (1)	Unlawful Accessory Building or Structure on Parcel	200.00	150.00	250.00
22	Unlawful Fence	100.00	75.00	125.00
22	Unlawful Retaining Wall	200.00	150.00	250.00
23	Screening – failure to provide or maintain Screening	100.00	75.00	125.00
23	Landscaping – failure to maintain Landscaping	100.00	75.00	125.00
24	Visibility at Intersection obstructed	200.00	150.00	250.00
25	Derelict Vehicle – unlawful vehicle on Parcel	200.00	150.00	250.00
30.2	Unlawful Video Store	200.00	150.00	250.00
30.3	Unlawful Boarding	300.00	225.00	375.00
30.4	Unlawful building or structure for Urban Hen(s), Dog(s), Cat(s), Rabbit(s), Rodent(s), Bird(s) or Bees	100.00	75.00	125.00
30.4(3)	Unlawful siting of building or structure for Urban Hen(s), Dog(s), Cat(s), Rabbit(s), Rodent(s), Bird(s) or Bees	100.00	75.00	125.00
30.6	Unlawful Secondary Suite	300.00	225.00	375.00
30.6(5)	Secondary Suites – Unlawful Rental	300.00	225.00	375.00
PART 5 Sections	Description	Penalty	Early Payment Reduced Penalty	Late Payment Penalty
All	Unlawful Height Building or Structure	200.00	150.00	250.00
All	Unlawful Sited Building or Structure	200.00	150.00	250.00
All	Unlawful Fence	200.00	150.00	250.00
36.1, 37	Bed and Breakfast operating unlawfully	200.00	150.00	250.00
62	Unlawful Boat Moorage	200.00	150.00	250.00
63.1 (3)	Unlawful Boat Moorage	200.00	150.00	250.00
63.1 (4)	Unlawful wharf, ramp, landing or dock	200.00	150.00	250.00

Schedule "F"

Business Licence and Regulation Bylaw, 2013, No. 2810

Section	Description	Penalty	Early Payment Reduced Penalty	Late Payment Penalty
12(1)	Conduct business without a licence	200.00	150.00	250.00
12(4)	Conduct more than one business on a single licence	200.00	150.00	250.00
12(5)	Change nature of business after licence issued without notification	200.00	150.00	250.00
12(6)	Transfer business licence to another person	200.00	150.00	250.00
12(7)	Conduct business not described on licence without notification	200.00	150.00	250.00
12(8)	Fail to notify of any change in business	100.00	75.00	125.00
12(9)	Fail to notify and surrender licence on cessation of business	100.00	75.00	125.00
12(10)	Fail to submit revised incorporation documents	100.00	75.00	125.00
12(11)	Operate business after licence suspended or cancelled	200.00	150.00	250.00
15(1)	Fail to pay applicable fee	100.00	75.00	125.00
15(5)	Increase units w/o notification	100.00	75.00	125.00
17(1)	Fail to renew licence	100.00	75.00	125.00
20	Fail to display licence	100.00	75.00	125.00
21	Advertise business not licenced	100.00	75.00	125.00
22(2)	Fail to display inspection plate on ride	100.00	75.00	125.00
23(1)	Operate show outside of prescribed hours	200.00	150.00	250.00
23(2)	Fail to provide required security	200.00	150.00	250.00
23(3)	Fail to ensure premises/grounds properly controlled	200.00	150.00	250.00
24(1)	Sell drug paraphernalia within 0.5 km of a school	300.00	225.00	375.00
24(2)	Display drug paraphernalia	200.00	150.00	250.00
24(3)	Sell paraphernalia to person under 19	200.00	150.00	250.00
24(4)	Operate outside of prescribed hours	200.00	150.00	250.00
26	Operate home operation contrary to zoning bylaw	200.00	150.00	250.00
27	Improper operation of a recycling depot	200.00	150.00	250.00
28(1)	Peddle without identifying business or organization	100.00	75.00	125.00
28(2)	Peddle without identifying self	100.00	75.00	125.00
28(3)	Peddle without suitable identification	100.00	75.00	125.00
28(4)	Peddle without business licence	200.00	150.00	250.00

Schedule "R"

Parking Bylaw, 1992, No. 2011

Section	Description	Penalty	Early Payment Reduced Penalty	Late Payment Penalty
9	Unlawful provision or maintenance of Parking Spaces, Loading Spaces or Manoeuvring Isle	200.00	150.00	250.00
10(2)	Surface of Parking area or manoeuvring isle unlawful	100.00	75.00	125.00
10(3)	Parking Area drainage is unlawful	200.00	150.00	250.00
10(4)	Fail to provide/maintain painted lines, vehicle stops	100.00	75.00	125.00
11	Fail to provide/maintain visitor parking	200.00	150.00	250.00
12	Fail to provide/maintain disabled parking	200.00	150.00	250.00
16	Fail to provide/maintain loading area	200.00	150.00	250.00

Schedule "S"

Watercourse and Drainage Regulation Bylaw, 1998, No. 2332.

Section	Description	Penalty	Early Payment Reduced Penalty	Late Payment Penalty
2	Foul/Obstruct/Impede natural watercourse	250.00	200.00	300.00
3(1)	Enclose natural watercourse w/o permission	250.00	200.00	300.00
4(1)	Alter/repair/remove/carry out works on any storm sewer owned by the Municipality w/o permission	250.00	200.00	300.00
5(1)	Discharge domestic waste into storm sewer	250.00	200.00	300.00
7	Owner of lands fail to maintain storm water management facility	250.00	200.00	300.00
8	Owner of lands fail to maintain oil interceptor	250.00	200.00	300.00
11(1)	Obstruct Director/designate or Bylaw Management Officer	250.00	200.00	300.00
10(1)	Above listed penalties are for first offence, for second and each subsequent offence penalties for all sections shall be:	450.00	400.00	500.00