



STAFF REPORT

Title: Bylaw No. 812-PL-23 - Parks and Public Facilities Bylaw

Meeting Date: September 19, 2023

Executive Summary:

Bylaw No. 812-PL-23, Parks and Public Facilities Bylaw has been drafted as an overhaul, simplification and consolidation of the City's parks and public facilities regulations (Bylaw No. 539-PL-14), the public tree protection regulations (Bylaw No. 222-PL-05) and ER Alternative Use regulations (Bylaw No. 698-LU-21).

Bylaw No. 812-PL-23, Parks and Public Facilities Bylaw is presented for the Committee's feedback.

Background:

Currently, the City has three bylaws in place to regulate public spaces:

- **Bylaw No. 539-PL-14, being a Parks and Public Facilities Bylaw**
 - Provides that a specified ER (Lot 46ER, Block 3, Plan 882 2311 and Lot 42R, Block 3, Plan 4857NY) can be used for a purpose not specified in the Municipal Government Act, by the bylaw which establishes specific purposes
 - Established as the test for lakeshore ER management, with the intention that this same philosophy would be applied to the other lakeshore ER
- **Bylaw No. 222-PL-05, being a Municipal Properties Tree Protection Bylaw**
 - Provides for the management, improvement and operation of urban trees and forests regulating people, activities, and things in public places that are open to the public
 - Establishes that the public cannot cut down, damage or harm a tree on City property
 - Establishes fines
- **Bylaw No. 698-LU-21, being an Alternative Uses of Environmental Reserve Bylaw**
 - Provides for the regulation of activities, behavior within parks, open spaces, and public facilities within the City regulating people, activities, and things in public places that are open to the public
 - Establishes that you cannot litter, have weapons/projectiles, panhandle, disturb others for example, in public spaces.



- Establishes fines

Administration proposes consolidating these Bylaws and simplifying regulation of the public spaces by combining the fine provisions (which slightly increased some), creating efficiencies in enforcement processes:

Section No.	Description	Fine Amount
5.1	Littering or Damage	\$250
5.2	Disturbing Wildlife	\$250
6.1	Weapons	\$500
7.1	Prohibited Use	\$250
8.3	Enter Closed Facility	\$500
9.7	Landscape ER	\$250
9.8	Unlawfully Use ER	\$250
9.9	Change Natural State of ER	\$250
10.3	Public Trees	\$300
11.3	Obstruct Officer	\$500

Section 9 of the Bylaw, is Alternative Uses of Environmental Reserves. This section was modeled after Bylaw No. 698-LU-21, being an Alternative Uses of Environmental Reserve Bylaw incorporating all Lakeshore ER properties:

- Lot 8ER, Plan 872 2507
- Lot 9ER, Plan 872 2507
- Lot 5ER, Plan 852 1479
- Lot 6ER, Plan 852 1479
- Lot 5ER, Plan 922 2336
- Lot 6ER, Plan 922 2336
- Lot 3ER, Block 1, Plan 842 2290
- Lot 12ER, Block 1, Plan 122 1542
- Lot 39ER, Block 1, Plan 942 2902
- Lot 40ER, Block 1, Plan 942 2902
- Lot 41ER, Block 1, Plan 942 2902
- Lot 42ER, Block 1, Plan 942 2902
- Lot 43ER, Block 1, Plan 942 2902
- Lot R, Plan 2742NY
- Lot R1, Plan 3629NY
- Lot 46ER, Block 3, Plan 882 2311
- Lot 42R, Block 3, Plan 4857NY

Incorporating these provisions into the new proposed bylaw alleviates the need to pass a new bylaw establishing alternative uses for each of the Lakeshore ERs. This method was determined to be the most efficient and consistent application of the alternative use



of environmental reserves within the framework that has been directed by City Council over the last number of years that the Lakeshore ER has been discussed.

Section 10 of the Bylaw, is Protection of Trees in Public Spaces. This section was modelled after Bylaw No. 222-PL-05, being a Municipal Properties Tree Protection Bylaw with very little updates being made. It is Administrations advice that these provisions make sense to be integrated into the more general public space regulations in the Parks and Public Facilities bylaw.

Administration presents this report for the Committee's feedback and direction to proceed with bringing Bylaw No. 812-PL-23 Parks and Public Facilities Bylaw to Regular Council for consideration of first reading.

Alternatives:

The Committee may

1. Provide feedback and direction to Administration to make changes to Bylaw No. 812-PL-23 Parks and Public Facilities Bylaw and bring it back to the Corporate Priorities Committee for further discussion.
2. Provide feedback and direction to Administration to make changes to Bylaw No. 812-PL-23 Parks and Public Facilities Bylaw and bring it back to the next Regular Council Meeting for first reading.
3. Direct Administration to bring Bylaw No. 812-PL-23 Parks and Public Facilities Bylaw to the next regular Council meeting for first reading.

Recommended Action:

Direct Administration to bring Bylaw No. 812-PL-23, being the Parks and Public Facilities Bylaw, to the next regular meeting of Council, being October 10, 2023, for first reading.

Budget Implications (Yes or No):

No

Submitted by:

Kevin Nagoya, Chief Administrative Officer