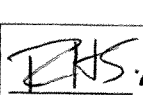



COUNCIL AGENDA/INFORMATION		
<input type="checkbox"/> Closed	Date: _____	Item # _____
<input checked="" type="checkbox"/> Reg. Council	Date: <u>April 18, 2011</u>	Item # <u>13</u>
<input type="checkbox"/> Supplemental	Date: _____	Item # _____

	
Director	CAO

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DISTRICT OF WEST VANCOUVER
750 – 17TH STREET, WEST VANCOUVER, BC V7V 3T3

COUNCIL REPORT

Date: April 8, 2011 File: 1605-01
From: Steve Simmonds, Manager of Bylaw and Licensing Services
Subject: **Bylaw Notice Enforcement Bylaw No. 4368, 2004 Amendment Bylaw No. 4681, 2011**

RECOMMENDED THAT:

Bylaw Notice Enforcement Bylaw No. 4368, 2004 Amendment Bylaw No. 4681, 2011 be introduced and read a first, second and third time.

Purpose

To introduce an amendment to Bylaw Notice Enforcement Bylaw No. 4368, 2004 to establish offences and fine amounts for sections under the new Zoning Bylaw No. 4662, 2010.

1.0 Background

1.1 The establishment of the District's Bylaw Notice ticketing system is an ongoing process. As staff identify the need for the option of issuing a ticket for specific offences under certain bylaws the parent Bylaw requires amending. Similarly when an existing fine amount is not proving to be a significant enough deterrent in preventing reoccurring offences of the same nature the fine amounts for these specific offences may need to be increased.

2.0 Proposed Amendments

2.1 The proposed amendments under the title Zoning Bylaw No. 4662, 2010 will provide staff with the option of issuing Bylaw Notices for the offences of "Use land contrary to bylaw", "Use building contrary to bylaw" and "Change use of land or building contrary to bylaw". This is a normal occurrence when a new Bylaw is enacted. Bylaw Notice Enforcement Bylaw includes fines for offences related to the Zoning Bylaw. The Bylaw Notice Enforcement Bylaw needs to be updated to refer to the new Zoning Bylaw No. 4662, 2010 rather than the old Zoning Bylaw No. 2200, 1968.

Date: April 8th, 2011
From: Steve Simmonds, Manager Of Bylaw And Licensing Services
Subject: **Bylaw Notice Enforcement Bylaw No. 4368, 2004 Amendment Bylaw 4681, 2011**

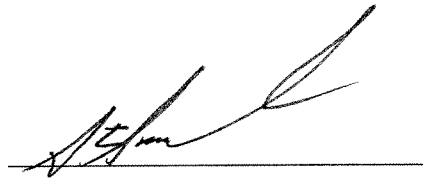
3.0 Analysis

3.1 The amendments proposed in the attached Bylaw represent the ongoing process in the development and maintenance of the Bylaw Notice ticketing system. Normally staff attempts to compile a number of changes or additions over time and bring them before Council in one amendment bylaw rather than submitting them in individual bylaws; however, with the adoption of the new Zoning Bylaw these need to be updated.

4.0 Options

- 4.1 To give Bylaw Notice Enforcement Bylaw No. 4368, 2004 Amendment Bylaw No. 4681, 2011 three readings.
- 4.2 To defer consideration of proposed Bylaw Notice Enforcement Bylaw No. 4368, 2004 Amendment Bylaw No. 4681, 2011 and provide staff with further direction.

Author: _____



Concurrence
(optional) _____

Appendix: Bylaw Notice Enforcement Bylaw No. 4368, 2004 Amendment Bylaw No. 4681, 2011



District of West Vancouver

**Bylaw Notice Enforcement Bylaw No. 4368,
2004,
Amendment Bylaw No. 4681, 2011**

Effective Date:

District of West Vancouver

Bylaw Notice Enforcement Bylaw No. 4368, 2004, Amendment Bylaw No. 4681, 2011

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District of West Vancouver

Bylaw Notice Enforcement Bylaw No. 4368, 2004, Amendment Bylaw No. 4681, 2011

A bylaw respecting the enforcement of bylaw notices in conjunction with the North Shore Bylaw Adjudication Registry.

Previous Amendments: Amendment Bylaws 4416, 4429, 4448, 4481, 4482, 4501, 4536, 4559, 4583

The Council of the District of West Vancouver enacts as follows:

Part 1 Citation

- 1.1 This bylaw may be cited as Bylaw Notice Enforcement Bylaw No. 4368, 2004, Amendment Bylaw No. 4681, 2011.

Part 2 General Regulations

- 2.1 Bylaw Notice Enforcement Bylaw No. 4368, 2004 is amended by:

- 2.1.1 Removing the following title and section under Schedule A:

Schedule A – Designated Bylaw Contraventions and Penalties

Amendment Bylaw No.	Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available (*Maximum 50% Reduction in Penalty Amount Where Compliance Agreement is Shown as "Yes")
Zoning Bylaw No. 2200, 1968						
2200	21-101	Use Land or building Contrary to Bylaw	\$300.00	\$280.00	\$320.00	YES

2.1.2 Adding the following titles and sections under Schedule A:

Schedule A – Designated Bylaw Contraventions and Penalties

Amendment Bylaw No.	Section	Description	A1 Penalty	A2 Early Payment Penalty	A3 Late Payment Penalty	A4 Compliance Agreement Available <small>(*Maximum 50% Reduction in Penalty Amount Where Compliance Agreement is Shown as "Yes")</small>
Zoning Bylaw No. 4662, 2010						
4662	120.01 (1)	Use Land Contrary to Bylaw	\$300.00	\$280.00	\$320.00	YES
4662	120.01 (2)	Use Building Contrary to Bylaw	\$300.00	\$280.00	\$320.00	YES
4662	120.01 (3)	Change Use of Land or Building Contrary to Bylaw	\$300.00	\$280.00	\$320.00	YES

READ A FIRST TIME on

READ A SECOND TIME on

READ A THIRD TIME on

ADOPTED by the Council on

Mayor

Municipal Clerk