



District of West Vancouver

West Vancouver Parks Regulation Bylaw No. 3110 (1984)

Effective Date – July 30, 1984

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws below. The amendment bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaw on this subject.

AMENDMENT BYLAW

EFFECTIVE DATE

Bylaw 4359	December 15, 2003
Bylaw 4341	July 14, 2003
Bylaw 4327	July 28, 2003
Bylaw 4037	April 21, 1997
Bylaw 3870	March 14, 1984
Bylaw 3752	June 22, 1992
Bylaw 3583	May 28, 1990

The bylaw numbers in the margin of this consolidation refer to the bylaws that amended the principal bylaw [West Vancouver Parks Regulation Bylaw 3110 (1984)]. The number of any amending bylaw that has been repealed is not referred to in this consolidation.

District of West Vancouver

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West Vancouver Parks Regulation Bylaw No. 3110 (1984)

A bylaw to make rules and regulations governing the management, maintenance, improvement, operation, control and use of parks.

Previous amendments: 3583, 3752, 3870, 4037, 4327, 4341 and 4359

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

1. This bylaw may be cited as "West Vancouver Parks Regulation Bylaw No. 3110 (1984)"
2. (1) Words defined in this bylaw shall have the same meaning as given by the *Municipal Act* unless otherwise defined in this Bylaw or unless the context otherwise requires.

- (2) In this bylaw:

"Beach" means any beach within the Municipality.

"Park" means any real property or interest therein within the Municipality held or used for pleasure or recreation uses of the public and includes the land held under any lease of the foreshore and land covered by water granted to the Municipality by Her Majesty the Queen.

"Municipality" means The Corporation of the District of West Vancouver.

"Director" means the Director of Parks and Recreation of the Municipality and his authorized assistant.

"Person" shall have the same meaning as in the *Interpretation Act*, R.S.B.C.

"Personal Property" means personal property within the Municipality held for pleasure, recreation or community uses of the public.

"Vehicle" shall have the same meaning as in the *Motor Vehicle Act*, R.S.B.C.

- Bylaw 4327 **“Peace Officer”** means any person defined as a peace officer by the “Criminal Code of Canada” and includes a bylaw enforcement officer appointed under Section 36 of the *Police Act*, R.S.B.C. 1974.
- Bylaw 4327 **“Municipal Designate”** means any employee of the Municipality or any individual designated or authorized by the Municipality.
- Bylaw 4341 **“Helmet”** means a protective device intended to be worn on the head that must:
- Have a smooth, rigid and durable outer surface,
 - Be constructed so that the helmet is capable of absorbing energy on impact,
 - Be strongly attached to a strap designed to be fastened under the chin of the person wearing it, and
 - Be undamaged from use or misuse.
- Bylaw 4341 **“Roller Skates”** means any footwear or device which may be attached to the foot or footwear, to which wheels are attached and such wheels may be used by the wearer for moving or propulsion, including but not limited to in-line skates commonly known as roller blades.
- Bylaw 4341 **“Skateboard”** means all wheeled objects, coasters, scooters, toys, conveyances, or similar devices used for transportation or sport which are propelled by human power and does not include bicycles or roller skates.”
3. No person shall cut, break, injure, damage, deface, destroy, foul or pollute any park including, without limiting the generality of the foregoing, any building, structure, fence, sign, seat, bench, ornament or thing in or on any park.
 4. No person shall molest, disturb, frighten, injure, trap or snare any bird or animal, or fish in any lake or stream in any park.
 5. No person shall cut, break, injure, damage, deface or destroy any tree, shrub, plant, turf or flower in or on any park.
 6. No person shall foul, pollute, or deposit any matter or thing in or on any fountain, reservoir, river, stream, lake, pond, pool or water in or on any park.
 7. No person shall let off or discharge or cause to be let off or discharged any water from any fountain, reservoir, river, stream, lake, pond, pool or hydrant in or on any park.

8. No person shall climb, walk or sit on or upon any wall, fence, or other structure in or on any park unless the same is designed and intended for such purpose.
9. No person shall cross, travel on or use any park or any portion thereof where signs have been posted thereon prohibiting such crossing, travelling on or use.
10. No person shall deposit any garbage, glass, crockery, paper, rubbish, litter, or other material whether liquid or solid or any waste, substance, matter or thing, in or on any park except in receptacle provided thereon for such purpose and then only if there is space in the receptacle for such deposit.
11. No person shall, without first obtaining the written permission of the Director, sell or expose for sale any refreshment, goods, article or thing or offer any service for a fee in or on any park. All such operations must conform to all bylaws of the Municipality.
12. No person shall, without first obtaining the written permission of the Director, fire or explode any combustible or explosive matter in or on any park.

Bylaw 4037 13. No person shall make a fire except in a portable barbecue grill or hibachi.

14. No person shall throw or place any lighted match, cigar, cigarette or similar thing or any burning substance or thing in or on any park.

15. No person shall play any game in or on any park except upon such portions thereof as may be specifically allotted or designated by the Director for such purpose, and in accordance with such rules and regulations, and at such times as the Director shall prescribe and, without limiting the generality of the foregoing, no person shall in or on any park:

- (a) play golf or strike a golf ball;
- (b) fly any motor driven aircraft or glider;
- (c) shoot an arrow or practice archery;
- (d) take part in any ball game;
- (e) launch any power rocket;

Bylaw 4037

except in areas allotted or designated by the Director for such purposes.

16. No person shall, without first obtaining the written permission of the Director, hold or take part in any procession, march, drill, demonstration, play, ceremony, concert, gathering, meeting or similar thing in or on any park.
17. No person shall,
 - (a) without first obtaining the written permission of the Director, operate or use any amplifying system or loudspeaker in or on any park;
 - (b) operate or use any amplifying system or loudspeaker in or on any park unless such operation conforms to all bylaws of the Municipality.
18. No person shall allow a dog to be in a park unless there is a sign which states that dogs are permitted in that park.
19. No person shall, without first obtaining the written permission of the Director, loiter or take up temporary or permanent abode in or on any park.
20. No person shall obstruct the lawful free use and enjoyment of any park by any person.
21. No person shall violate any bylaw, rule, regulation, or notice of the Municipality.
22. No person shall, without first obtaining the written permission of the Director, erect any tent, building, shelter or other structure or works in or on any park or occupy or be in or on a vehicle or trailer between the hours of 2:00 a.m. and 5:00 a.m. of the same day.
23. No person shall post, paint, or affix any advertisement, bill, poster, picture, matter or thing in or on any park or on any tree, post, pole, building, structure or thing in or on any park, or engage in the distribution or delivery of advertising material in any park or in any building, structure or thing in any park. This section shall not apply to signs erected or placed by the Director for the purpose of conveying information on park or recreation matters or controlling activities within parks.
24. No person shall play tennis on any tennis court in or on any park unless wearing rubber soled shoes that will not damage said tennis court.

25. No person shall cut, break, injure, damage, deface, destroy, foul or pollute, any court, green, ground, lawn, or facility in or on any park or interfere with or obstruct the full use of same by any person.
 26. No person shall, without first obtaining the written permission of the Director, use any court, green, ground, lawn or facility in or on any park unless and until such person has paid to the Municipality all fees and charges that may be imposed by the Municipality for such use.
 27. No private instruction, tournament or series of games shall, without the written permission of the Director, be played in or on any park or in or on any court, green, grounds, lawn or facility in or on any park.
 28. No person shall enter any water in, on or adjoining any beach or any swimming pool or wading pool in or on any park unless such person is wearing a bathing suit or other appropriate swimwear.
 29. No person shall enter any water in, on or adjoining any beach or any swimming pool or wading pool in or on any park if such person has a contagious or communicable disease.
 30. No person in or on any park, or any beach, or any swimming pool or wading pool in or on any park, or in or on any water in, on or adjoining any park or beach shall disobey any command or order from any person duly authorized to give such command or order, including any Manager of any Pool or Facility or any Lifeguard.
 31. No person shall fish, or play ball, or any game, or throw any object or thing so as to molest or interfere with or become a nuisance to the general public on any beach or any lawn or area adjacent thereto, or in or on any water, swimming pool or wading pool or on any area adjacent thereto in or on any park.
 32. No male person shall enter any portion of any bathhouse, change room or rest room set apart for the use of female persons in or on any park, and no female person shall enter any portion of any bathhouse, change room or rest room set apart for the use of male persons in or on any park.
- Bylaw 3752 33. a) No person shall use any motorized boat, motor boat, water sled, water skis or other water borne contrivance or thing propelled by a motor in such a way as to endanger swimmers or other persons using the water for recreational purposes within two hundred metres (200 m) of any park or beach.

- b) No person shall use the municipal boat-launching ramp located in the 1300 block of Argyle Avenue to launch or retrieve any of the following vessels:
 - i) Jet Skis
 - ii) Sea Doos
 - iii) Motorized Surfboards or Water Sleds.
- 34. No person shall, without first obtaining the written permission of the Director, bring to or use in or on any beach or any grass or water adjacent thereto, or in or on any water swimming pool, or wading pool in or on any park, any underwater spear or shooting device.
- 35. No person shall swim in, be in, or use any wading pool or any area around or adjacent to any wading pool enclosed by a fence or other structure, in or on any park when such pool or park is closed.
- 36. No person shall obstruct or cause to be obstructed, any official, employee, agent or contractor of the Municipality in the exercise of any of his lawful duties.
- 37. No person shall ride, drive or lead any animal or drive or propel any vehicle in or on any park in such a manner as to disturb the enjoyment thereof by any person, or to cause injury or damage to any person, animal or property.
- 38. No person shall ride, drive or lead any animal or drive or propel any vehicle in or on any park at a greater rate of speed than thirty (30) kilometres per hour or at such lesser speed as may be indicated by a traffic sign.
- 39. No person shall ride, drive or propel any vehicle in or on any park where the direction of traffic is restricted, except in the direction indicated by a traffic sign.
- Bylaw 4327 40. With the exception of persons identified as a Peace Officer or Municipal Designate, in the lawful execution of their duties, no person shall ride, drive or lead any horse, ride or park any vehicle or bicycle, roller skates or skate boards, or other means of propulsion, in or on any park or portion thereof, unless the park or portion thereof has been specifically designed for such use.
- Bylaw 4341 41. No person shall propel, coast, ride of or in any other way use a skateboard or roller skates in a park unless that person is properly wearing a helmet on his or her head except if that person is a person for whom the wearing of a helmet would interfere with an essential religious practice.

- Bylaw 4341 42. No parent or guardian of a person under the age of 16 years shall authorize or knowingly permit that person to propel, coast, ride or in any other way use a skateboard or roller skates in a park unless that person is properly wearing a helmet on his or her head, except if that person is a person for whom the wearing of a helmet would interfere with an essential religious practice.
- Bylaw 3870 43. a) Sandy Cove Park shall be closed to all members of the public and all vehicles from 10:00 p.m. on each day until 6:00 a.m. on the following day.
- b) The Director may, at any time, temporarily close any park or part thereof to the use of the Public if, in his opinion, such closure is necessary to prevent or assist the prevention of a breach of the peace or threat thereto, or other violation of the criminal law or to protect members of the public from injury or damage when works of maintenance or repair are being carried on by Municipal employees.
- Amended by 44. Every person who violates a provision of this bylaw, or who consents, Regulatory Bylaw Enforcement and Penalty Bylaw No. 4521, 2007 allows or permits an act or thing to be done in violation of a provision of this bylaw, or who neglects or refrains from doing anything required by a provision of this bylaw, is guilty of an offence and is liable, upon summary conviction, to a fine not exceeding \$10,000 and not less than \$2,500, and is guilty of a separate offence each day that a violation continues or exists.
45. "West Vancouver Parks Regulation Bylaw No. 1222, 1948" is hereby repealed.

PASSED by the Council on the 23rd day of July, 1984.

RECONSIDERED AND ADOPTED by the Council on the 30th day of July, 1984.

(signed) Derrick Humphreys

MAYOR

(signed) J. D. Allan

MUNICIPAL CLERK

**SCHEDULE A to WEST VANCOUVER PARKS REGULATION
BYLAW NO. 3110 (1984), AMENDMENT BYLAW NO. 4359, 2003**

<u>COLUMN A</u>	<u>COLUMN 2</u>	<u>COLUMN 3</u>
<u>DESIGNATED EXPRESSION</u>	<u>SECTION</u>	<u>FINE</u>
No helmet	Section 41	\$30.00
Permitting no helmet	Section 42	\$30.00