

**SKAHA ESTATES IMPROVEMENT DISTRICT
BYLAW NO. 114**

A Bylaw to provide for the Control, Management, Maintenance, Operation and use of the Skaha Estates Park.

The Trustees of the Skaha Estates Improvement District ENACT AS FOLLOWS:

1. In this bylaw, unless the context otherwise requires:
 - (a) "Board" shall mean the Trustees of the Skaha Estates Improvement District
 - (b) "Park" shall mean any Skaha Estates Improvement District park and property
 - (c) "Caretaker" shall mean any person appointed by resolution of the board to be the caretaker of a park and includes any person so appointed to be an assistant caretaker
 - (d) "Encroachment" shall mean building or making use of the park land for personal use i.e. gardens, shrubs, retaining walls, lawns etc.
2. Administration – The Skaha Estates Improvement District parks and properties shall be under the jurisdiction of the Skaha Estates Improvement District.
3. Use of Park
 - (a) Permission to use a park or any part of a park for other than general public use shall be granted only through the written permission of the Skaha Estates Improvement District Board of Trustees having jurisdiction over the park.
 - (b) The decision of the Skaha Estates Improvement District Board regarding the granting of permission for a special use within a park shall be final and there shall be no appeal whatsoever from its decision.
 - (c) Without restricting the generality of the above provisions regarding the necessity for the obtaining of written permission for a special use within the park, it shall also be unlawful and an offence against this bylaw for any person, persons, corporation or other body to:
 - i) Hold or attempt to hold any show, concert, exhibition, sports event or other similar activity in the park
 - ii) No "open fires" allowed in the park; propane or briquette barbeques are permitted
 - iii) Place or erect any structure, sign, bulletin board, post, pole or advertising device whatever, or distribute or post, paint or affix any advertisement, bills or other article of an advertising nature in the park, unless written permission of the Board is first obtained and then only in such portions of the park and at such times as may be authorized by the Board.
 - iv) The park is closed from 11 PM – 7 AM

4. General Regulations

- (a) No person shall camp, erect a tent or place a trailer or truck camper in any part of the park
- (b) No person shall deposit in the park any garbage, refuse, sewage or empty or broken bottles, tin cans, waste, liquid refuse or other debris or obnoxious material with the exception of dog waste which can be placed in the container provided.
- (c) No person shall wilfully or maliciously let off or discharge any water so that the same runs waste and useless from or out of any hydrant, water main, standpipe, faucet, or fountain in the park and no person shall throw stones or other missiles or put or deposit any injurious, noxious or offensive matter in the lake or receptacle for water or commit any nuisance, damage or injury to the works, pipes or water in the park or cause or encourage the same to be done.
- (d) No person shall break, peel, cut, deface, remove, injure, root up or otherwise destroy or damage any tree, shrub, flower, fern, moss, root or grass planted, growing or being in the park, or deface, remove, destroy or injure any gate, fence, railing, building, monument, seat, vase, fountain, or other property placed or erected.
- (e) All dogs must be on a leash and be under the control of the owner/handler at all times; dog waste must be picked up by the owner/handler and either removed from the park or placed in the container provided.
- (f) No person in a park shall behave in a noisy or disorderly manner or engage in any activity which might reasonably be expected to disturb the peace or enjoyment of other park users.
- (g) No person shall operate an unlicensed motor vehicle within the park nor shall any person operate a licensed motor vehicle within the park.
- (h) No personal items to be left in the park unattended i.e. chairs, tables, watercraft etc.
- (i) No person shall wilfully or maliciously hinder or interrupt or cause to procure to be hindered or interrupted, the board or its engineers, surveyors, managers, contractors, servants, agents, workmen, or any of the them in the exercise of the powers and authorities conferred upon them.

5. Enforcement

The board, their caretakers or any other authorized servant of the Board shall have the power to enforce the maintenance order in the park and to remove therefrom any person or persons who may contravene or refuse to comply with any of the regulations or provisions hereinbefore contained.

6. General Penalty

A person who commits an offence under this bylaw is liable on summary conviction to a penalty in accordance with the *Offence Act*.

7. Severability

If any section, subsection, sentence, clause or phrase of this bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction such decision shall not affect the validity of the remaining portions of this bylaw.

8. Encroachment

The Trustees of the board will have the right to access charges to any person or persons who encroaches into the park area for personal use.

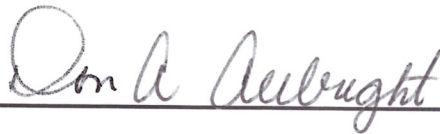
9. Park Title

Skaha Estates Park – Lot 90 District Lot 461, Plan 12472

This bylaw may be cited as the "Skaha Estates Improvement District Parks Regulation Bylaw No. 114".

Repeal: Skaha Estates Improvement District "Parks" Regulations By-law No. 40 registered on July 22, 1983 is repealed.

INTRODUCED and given first reading by the Trustees this 23rd day of July 2014
RECONSIDERED and finally passed by the Trustees this 23rd day of July 2014.


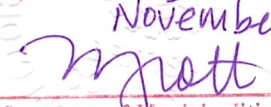


Chairman of the Trustees

I hereby certify that this is a true copy of Bylaw No. 114



Office Administrator


A true copy of By-Law No. 114
registered in the office of the Inspector
of Municipalities this 23 day of
November 2014

Deputy Inspector of Municipalities