

DISTRICT OF FORT ST. JAMES

BYLAW NO. 1021, 2020

BEING A BYLAW TO PROVIDE FOR THE APPOINTMENT OF BYLAW
ENFORCEMENT OFFICERS AND TO PROVIDE FOR THE ENFORCEMENT OF ALL
DISTRICT OF FORT ST. JAMES BYLAWS

WHEREAS Council may pursuant to Section 146 of the *Community Charter*, SBC 2003, appoint other officer positions and may assign powers, duties and functions to its officer positions;

AND WHEREAS Council deems it desirable to establish the position of Bylaw Enforcement Officer for the purpose of enforcing the Municipality's bylaws;

AND WHEREAS Section 260 of the *Community Charter*, SBC 2003, allows a Council to make bylaws for the purposes of enforcing the bylaws of the municipality.

AND WHEREAS Section 264 of the *Community Charter*, SBC 2003, allow a Council to designate Bylaw Enforcement Officers for the purposes of issuing municipal ticket information.

AND WHEREAS Section 16 of the *Community Charter*, SBC 2003, allows Council by bylaw to authorize employees of the District of Fort St. James to enter on any property at all reasonable times to inspect and determine where all regulations, prohibitions and requirements are being met in relation to any matter for which the Council, a municipal officer or employee or person authorized by the Council has exercised authority under this or another Act to regulate, prohibit and impose requirements;

AND WHEREAS the Council of the District of Fort St. James deems it desirable to provide for the enforcement of its bylaws and all regulations and requirements contained within its bylaws.

NOW THEREFORE the Council of the District of Fort St. James, in open meeting assembled, ENACTS AS FOLLOWS:

1. This Bylaw may be cited for all purposes as the District of Fort St. James "Bylaw Enforcement Officer Appointment Bylaw No. 1021, 2020."

2. In this Bylaw:

"Bylaw" means a bylaw of the District of Fort St. James and includes all resolutions of Council and regulations and requirements;

"Bylaw Enforcement Officer" means a person appointed from time to time by resolution of Council or employment contract pursuant to Section 146 of the *Community Charter*, and shall include the Chief Administrative Officer, Corporate Officer, Fire Chief, Public Works Superintendent, Bylaw Enforcement Officer, Animal Control Officer, License

Inspector, Peace Officer, Building Inspector or Members of the Royal Canadian Mounted Police.

“Council” means the Municipal Council of the District of Fort St. James.

“Municipality” means the District of fort St. James.

3. The Council of the Municipality hereby establishes the position of Bylaw Enforcement Officer.
4. A Bylaw Enforcement Officer may enter at all reasonable times on any property in the Municipality to ascertain whether:
 - a. A requirement in a bylaw or resolution is being met, or
 - b. A regulation in a bylaws or resolution is being observed.
5. Severability
 - a. If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion shall be severed and the remainder of the bylaw shall be deemed valid.

GIVEN FIRST READING this 28th day of April 2020.

GIVEN SECOND READING this 28th day of April 2020.

GIVEN THIRD READING this 28th day of April 2020.

RECONSIDERED, and FINALLY ADOPTED this 28th day of April 2020.

[Original Signed]

Mayor

[Original Signed]

Corporate Officer