

CITY OF LANGFORD BYLAW NO. 2152

A BYLAW TO AMEND BYLAW NO. 177, "Municipal Park Regulation Bylaw, 1996"

WHEREAS Council has the authority to regulate, prohibit and impose requirements in relation to public places within the municipality; and

WHEREAS Council wishes to amend the regulations within the Municipal Park Regulation Bylaw No. 177;

THEREFORE the Council of the City of Langford in open meeting assembled ENACTS AS FOLLOWS:

1. This bylaw may be cited for all purposes as "Municipal Park Regulation Amendment Bylaw No. 2152, 2023."
2. The following definition is added as section 1.25 in the Municipal Park Regulation Bylaw No. 177:

"Controlled Substance" means a substance included in Schedule I, II, III, IV or V of the *Controlled Drugs and Substances Act*, S.C. 1996, c. 19.
3. The following definition is added as section 1.26 in the Municipal Park Regulation Bylaw No. 177:

"Drug Paraphernalia"— means any equipment that is used to store or consume a Controlled Substance.
4. The following definition is added as section 1.27 in the Municipal Park Regulation Bylaw No. 177:

"Public Place"— means any place, including privately owned land or leased property, to which the public reasonably has or is permitted to have access.
5. Section 4.14 of the Municipal Park Regulation Bylaw No. 177 is amended to read as follows:

4.14. A temporary overnight shelter permitted under subsection 4.13:
 - (a) must not be erected before 7:00 p.m. on any one day and must be taken down and removed before 7:00 a.m. on the next day following when Daylight Saving Time is not in effect;
 - (b) must not be erected before 8:00 p.m. on any one day and must be taken down and removed before 7:00 a.m. on the next day following when Daylight Saving Time is in effect;
 - (c) must not be erected or occupied at any time in, upon or within 10 metres of any of the following:
 - (i) washroom facilities;
 - (ii) a road, driveway or parking facilities;
 - (iii) a pathway, trail, bridge, boardwalk, dock or wharf;
 - (iv) a beach;

(v) land designated on the City's official community plan as development permit areas for the purpose of protecting the natural environment; and

(d) must not be erected or occupied at any time in, upon or within 100 metres of any of the following:

- (i) a playground, spray park or pool;
- (ii) a horticultural display area or garden;
- (iii) a tennis court or other sport court;
- (iv) a sport field, stadium or dugout;
- (v) a stage or bleachers;
- (vi) a picnic shelter or gazebo;
- (vii) recreation facilities;
- (viii) a cenotaph; and

(e) must not occupy more than 9 square meters in area, including all associated objects and possessions.

6. Section 4.16 of the Municipal Park Regulation Bylaw No. 177 is amended to read as follows:

4.16. No person shall abandon, deposit, dispose of or leave unattended any chattel, refuse or other thing in any park, open space, trail, beach, or other public place other than the disposal of refuse in the appropriate receptacle.

7. Section 4.17 of the Municipal Park Regulation Bylaw No. 177 is amended to read as follows:

4.17. No person shall abandon, deposit, dispose of or leave needles or other drug paraphernalia in any park, open space, beach, trail, or other public place.

8. Section 4.21 of the Municipal Park Regulation Bylaw No. 177 is amended to read as follows:

4.21. No person shall create a nuisance or disturbance in any park or other public place by:

- (a) Participating in a fight or physical confrontation between consenting or non-consenting adults.
- (b) Urinating or leaving any human waste other than in a public washroom.
- (c) Swearing, shouting, screaming or yelling.
- (d) Using vulgar, indecent, grossly insulting or obscene language.
- (e) Using threatening or abusive words or behaviour.
- (f) Panhandling or loitering.
- (g) Without lawful justification, obstructing the free use and enjoyment of the park or other public place by another person.
- (h) Behaving in a disorderly or offensive manner.

9. Section 6.10 of the Municipal Park Regulation Bylaw No. 177 is amended to read as follows:

6.10 Despite any other provision of this bylaw, the Parks Manager or a Municipal Bylaw Enforcement Officer may immediately remove and dispose of as garbage any of the following items placed or found in or on a park, open space, trail, beach or other public place:

- (a) any refuse, garbage, noxious or offensive matter or substance;

(b) a chattel or other thing that has been abandoned if it the chattel or other thing has no apparent market value.

This Bylaw may be cited for all purposes as "Municipal Parks Regulation Bylaw No. 177, 1996, Amendment No. 12, Bylaw No. 2152, 2023."

READ A FIRST TIME this day of , 2023.

READ A SECOND TIME this day of , 2023.

READ A THIRD TIME this day of , 2023.

ADOPTED this day of , 2023.

PRESIDING COUNCIL MEMBER

CORPORATE OFFICER