



CARIBOO REGIONAL DISTRICT

BYLAW NO. 5248

A bylaw to regulate the use of 108 Greenbelt Community Use Property.

WHEREAS the Board of the Cariboo Regional District, hereinafter called the “Board” has acquired the dedicated land within Electoral Area “G” known as the 108 Greenbelt; and,

WHEREAS the 108 Greenbelt land is held for community usage in accordance with Section 10 of the Restrictive Covenant registered in the Kamloops Land Title Office under H17889; and

WHEREAS the Board deems it necessary to make rules and regulations governing the use of the 108 Greenbelt;

NOW THEREFORE the Board of the Cariboo Regional District in open meeting assembled enacts as follows:

1. TITLE

This Bylaw shall be cited for all purposes as the “Cariboo Regional District 108 Greenbelt Community Use Property Control Bylaw No. 5248, 2019”.

2. AFFECTED LANDS

In this bylaw “Greenbelt Lands” means the land known as the 108 Greenbelt owned by the Cariboo Regional District and shown outlined on Schedule “A” attached to and forming part of this bylaw.

3. ENACTMENT

On Greenbelt Lands no person shall:

- a) discharge firearms unless specifically permitted to do so under the Livestock Protection Act or for the purpose of destroying dangerous animals as permitted under the Wildlife Act;
- b) cut or remove a tree, log, brush or other natural growth without first obtaining the written consent of the Cariboo Regional District;

- c) use a pesticide; except while in accordance with the *Pesticide Control Act*, and with the written permission of the Cariboo Regional District;
- d) remove, damage or destroy any fence, gate, sign, or other structure or construct, erect or place any fence, gate, sign or other structure without first obtaining the written consent of the Cariboo Regional District;
- e) light campfires;
- f) camp overnight between the hours of 10:00 p.m. and 6:00 a.m. the following morning;
- g) park overnight between the hours of 10:00 p.m. and 6:00 a.m. the following morning;
- h) use any public beaches between the hours of 10:00 p.m. and 6:00 a.m. the following morning;
- i) operate a motor vehicle without the express written permission of the Cariboo Regional District Board, with the exception of:
 - 1. police, fire, ambulance, or other emergency vehicles;
 - 2. service vehicles as required for use on the Greenbelt Land by the Cariboo Regional District, the Province of British Columbia, or a public utility;
 - 3. snowmobiles;
 - 4. electric wheelchairs or scooters operated by persons with an official disability parking permit issued by SPARC BC.
- j) operate an aircraft or, being the owner of an aircraft, cause it to be operated on Greenbelt Land to gain access to the adjoining airport, or for any other reason.

4. CONTRAVENTION AND ENFORCEMENT

- a) Every person who violates any of the provisions of this bylaw or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw is guilty of an offence against this bylaw and liable to the penalties hereby imposed.
- b) Every person who violates a provision of this Bylaw, or consents, allows or permits any act or thing to be done in violation of a provision of this Bylaw, or who neglects to or refrains from doing anything required to be done by a provision of this Bylaw, is guilty of an offence and is liable to the penalties imposed under this Bylaw or any other applicable Bylaw of the Cariboo Regional District, and is guilty of a separate offence each day that a violation continues to exist.

- c) Any person designated as a Bylaw Enforcement Officer pursuant to the current Cariboo Regional District Bylaw Offence Notice Enforcement Bylaw or is named as the enforcement officer pursuant to the current Cariboo Regional District Ticket Information Utilization Bylaw, is hereby authorized and empowered to enforce the provisions of this Bylaw by Bylaw Notice or Municipal Ticket Information or as otherwise provided by this Bylaw.
- d) Any person who contravenes any of the provisions of this Bylaw commits an offence punishable upon summary conviction and is liable to a fine of not more than \$10,000.00 or to imprisonment for not more than six months or to both. Each day that an offence continues shall constitute a separate offence.

5. SEVERANCE

If any portion of this bylaw is for any reason held to be invalid by the decision of any court of competent jurisdiction, that portion may be severed from the bylaw and such decision shall not affect the validity of the remaining portions of this bylaw.

6. REPEAL

Bylaw No. 5184, cited as “Cariboo Regional District 108 Greenbelt Community Use Property Control Bylaw No. 5184, 2018”, is hereby repealed.

Read a first time this _____ day of _____, 2019.

Read a second time this _____ day of _____, 2019.

Read a third time this _____ day of _____, 2019.

Adopted this _____ day of _____, 2019.

Chair

Manager of Corporate Services

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 5248, cited as “Cariboo Regional District 108 Greenbelt Community Use Property Control Bylaw No. 5248, 2019”, as adopted by the Regional District Board on the ____ day of _____, 2019.

Manager of Corporate Services

