

A BYLAW TO AUTHORIZE THE MUNICIPAL COUNCIL FO THE VILLAGE OF STANDARD, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR THE PROHIBITIONS OF CERTAIN ACTIVITIES IN ORDER TO PROTECT PROPERTY, PERSONS, AND QUALITY OF LIFE.

Whereas, pursuant to Section 7(a) of the Municipal Government Act RSA 2000, Chapter M-26, a council may, by bylaw, establish bylaws for the safety, health and welfare of people and the protection of people and property;

Whereas, pursuant to Section 7(b) of the Municipal Government Act RSA 2000, Chapter M-26, a council may, by bylaw, establish bylaws for people, activities and things in, on or near a public place or place that is open to the public;

Whereas, pursuant to Section 7(c) of the Municipal Government Act RSA 2000, Chapter M-26, a council may, by bylaw, establish bylaws for nuisances, includes unsightly property;

Whereas, pursuant to Section 7(h) of the Municipal Government Act RSA 2000, Chapter M-26, a council may, by bylaw, establish bylaws for wild and domestic animals and activities in relation to them; and

Whereas, pursuant to Division 3 of the of the Traffic Safety Act, RSA 2000 c. T-6 as amended and regulations thereof, a council may establish bylaws for vehicle *Noise* and governing use of vehicles;

Whereas, pursuant to Section 7(i) of the Municipal Government Act RSA 2000, Chapter M-26, a council may, by bylaw, establish bylaws for the enforcement of bylaw made under this or any other enactment;

NOW THEREFORE the Council of the Village of Standard, in the Province of Alberta duly assembled hereby enacts Bylaw 2024-04, hereafter known as the Community Standards Bylaw.

SHORT TITLE

This Bylaw may be cited as “Community Standards”.

The Village of Standard is referred to as “the Village” in this bylaw.

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3. DEFINITIONS

Alley	means a narrow Highway intended to give secondary access to a property mainly in the rear or side of buildings and parcels of land and shall have the same meaning as “lane”;
Animal	means a domesticated animal.
Boulevard	means the section of land between the property line and the edge of the road, and the section of land between the property line and the edge of the alley.
Chief Administrative Officer or CAO	shall mean the CAO of the Village of Standard and anyone acting or authorized by the CAO to act on his behalf;
Complaint	refers to the initial reported contravention of this Bylaw, whether such complaint is made by a member of the public, an employee of the Town, or self-generated by an enforcement officer in order to prevent continued or further contravention of the provisions of this Bylaw
Contravention	An act in violation of this Bylaw.
Council	means the Council of the Village of Standard, elected pursuant to the Local Authorities Election Act, Revised Statutes of Alberta;
Court	means the Provincial Court of Alberta;
Dangerous	Property which in the current condition has the potential to cause immediate harm or injury.
Designated Officer	The designated officer in accordance with the Municipal Government Act, R.S.A. 2000 c. M-26
Ditch	means the narrow channel used for drainage alongside a road.
Firecrackers	a device containing gunpowder and other combustible chemicals that causes an explosion when ignited
Litter”	means any solid or liquid material or product or combination of solid or liquid materials or product including, but not limited to: (i) (ii) any rubbish, refuse, garbage, paper, package, container, bottle, can, manure, human or animal excrement, or the whole or part of an animal carcass or offal, coal, wood, gravel, earth, sawdust, glass, or like material, plastic, nails, staples, tacks, scraps of metal, expended tobacco products; or the whole or part of any article, raw or processed material, vehicle or machinery of any type that is disposed of.
Motor Vehicle	means Motor Vehicle as defined in the Traffic Safety Act R.S.A. 2000, c. I-6 as amended;
Municipal Property	means structures, equipment or things owned by the Village;
Nighttime	means the period beginning at 11:00 p.m. and ending the following day at 7:00 a.m.
Noise	means any sound which either annoys or disturbs Persons, or which injures, endangers or detracts from the comfort, repose, health, peace or safety of Persons within the boundary of the Village.

Notice	means a document issued pursuant to this Bylaw to remedy a condition that is not in compliance with any provision in this Bylaw;
Nuisance	<p>any activity or condition within the limits of the Village of Standard which interferes with, annoys, disturbs, injures, or endangers the safety, comfort, peace or health of others including, but without restricting the generality of the foregoing:</p> <p>conditions conducive to the breeding of mosquitoes;</p> <p>conditions conducive to the breeding of animal, insect, or other pests and diseases likely to be destructive or dangerous to grain, livestock, poultry, trees, shrubs, vegetable or plant life or other property;</p> <p>emissions into the atmosphere of opaque or dense smoke or dense dust.</p>
Occupant	means the lessee, manager, or tenant of any property or premises within the Village, whether actually occupying or legally responsible for any property or premises
Off-Highway Vehicle	Any motorized vehicle designed for cross-country travel including ATVs, motorcycles, motorbikes, snow vehicles, and any other vehicle of transportation which is propelled by any power other than muscular with the exception of electric bicycles (e-bikes), electric wheelchairs, and mobility scooters.
Outdoor Public Place	means a place outdoors to which the public is ordinarily invited or permitted access and, for greater certainty, includes but is not limited to a sidewalk, street, parking lot, public facility, park and playground, parks, pathways, amenities in a park, yards or parcels without suitable barriers
Out of Control	means a behavior that causes fear for the safety of another person or animal.
Owner	<p>means:</p> <ul style="list-style-type: none"> i. a Person who is shown as the owner of the property on the subject Land Title; ii. a Person who is recorded as the Owner of the property on the tax assessment roll of the Village; iii. a Person who is an occupant of the property or Premises pursuant to a rental or lease agreement, license or permit, or who otherwise occupies the property or Premises with the permission or consent of the legal owner; iv. a Person who has purchased or otherwise acquired the land, whether he has purchased or otherwise acquired the land directly from the owner or from another purchaser, and who has not yet become the registered owner thereof; v. a Person holding himself out as a person having the powers and authority of ownership or control of the property or Premises, or any Person who for the time being, exercises the powers and authority of ownership or control of the property or Premises; vi. a Person controlling or managing the property or Premises under construction;

2024-04 COMMUNITY STANDARDS BYLAW

Parcel	Means the aggregate of the one or more lots described in a Certificate of Title or described in a Certificate of Title by reference to a plan file or registered in the Land Titles Office.
Park	means public space controlled by the Village and set aside as a park to be used for rest, recreation, exercise, pleasure, amusement and enjoyment, and includes the Village’s Pathway system; zoned in the Standard Land Use Bylaw as Park.
Pathway	means a publicly accessible track controlled by the Village designed for rest, recreation, exercise, pleasure, amusement and enjoyment.
Permit	Means an official document from the CAO of the Village giving a Person authorization for a specific activity.
Person	includes an individual, partnership, corporation, trustee, executor or administrator;
Premises	means any property contained within the property lines as registered with Alberta Land Titles within the Village and includes but is not limited to fences, sheds, workshops, storage bins, buildings, and other structures, landscaped areas, gardens and trees
Resident	Means a Person who lives in the Village permanently or on a long-term basis.
Roadway	has the same meaning as in the Traffic Safety Act;
Sidewalk	means part of a roadway especially adapted to the use of or ordinarily used by pedestrians, and includes that part of a roadway between the curb or edge of roadway and adjacent property line whether or not paved or improved
Unightly	means any Premises or part thereof that clearly shows signs of neglect, or which otherwise exhibits a significant lack of general maintenance, clean-up, or upkeep, and includes: <ul style="list-style-type: none"> i. Any land upon which there is an excessive, unusual, or unreasonable accumulation of: ii. animal material, yard material, building material, garbage, human excrement, sewage, hazardous materials, piles of soil, clay or rubble, petroleum products, metal, plastics, fabrics, used containers, paper products, or any other form of scrap, litter, trash, junk, or waste of any kind; iii. parts of disassembles vehicles (including tires/wheels), appliances, machinery, equipment, or power tools; iv. surplus, disused, damaged or stored household or commercial chattels; or v. surplus, disused, damaged or stored vehicles, trailers, motorcycles, bicycles and recreational vehicles, including any such items that are inoperative by reason of disrepair, removed or missing parts, age, damage, or which are otherwise not in a legally roadworthy or functioning condition; and vi. Any building, structure, or other improvement that exhibits significant physical deterioration, including buildings and structures that suffer from:

	<p>vii. broken (or missing) windows, siding, shingles, shutters, eaves, roofing or finishing materials; or</p> <p>viii. clearly visible exterior or structural deterioration, damage or decay, including significant fading, chipping or peeling of painted surfaces; roofing or finishing materials</p>
Vehicle	includes automobile, motorcycle, van, truck, trailer, bus, mobile home, traction engine, farm tractor, road – building machine, bicycle, motor-assisted bicycle, motorized snow vehicle, streetcar and any other vehicle drawn, propelled or driven by any kind of power, including muscular power;
Village	means the Village of Standard
Violation Tag	means a tag or similar document issued by the Town pursuant to the Municipal Government Act, R.S.A. 2000 c. M-26 as amended;
Violation Ticket	means a Ticket issued pursuant to Part II of the Provincial Offences Procedures Act, R.S.A. 2000, c. P-34, as amended, and Regulations thereunder;
Vicious Dog	means any Dog, whatever its age, that has been declared a Vicious Dog by the Village CAO pursuant to this Bylaw; or Been declared a Vicious Dog by a Justice, pursuant to the Dangerous Dogs Act, R.S.A. 2000, Chapter D-3, as amended.
Yard	means any open space on a parcel, unoccupied and unobstructed and is the distance between the property line to the foundation of the principal building or the exterior finishing materials of an Accessory Building.

**PART 1
PARKS AND PATHWAYS**

General Use:

- 1.1 No *Person* shall damage, deface, destroy, remove or use other than for its intended purpose any *Pathway, Park, or amenity in a Park*
- 1.2 No *Person* shall perform or engage in any stunt, trick or reckless or unsafe activity on or in any *Pathway, Park, or amenity in a Park*.
- 1.3 No *Person* shall engage in any conduct or activity in a *Pathway, Park, or amenity in a Park* which may:
 - a. Injure any other use of a *Pathway, Park, or amenity in a Park*
 - b. Disturb the use or enjoyment of the *Pathway, Park, or amenity in a Park* by any other user of a *Pathway, Park, or amenity in a Park*
 - c. Damage a *Pathway, Park, or amenity in a Park*; or
 - d. Be inconsistent with the purpose of a *Pathway, Park, or amenity in a Park*
- 1.4 No unauthorized *Person* shall, in a *Pathway, Park, or amenity in a Park*:
 - a. Plant, grow, place or modify any plant, flower or other *Park Vegetation*
 - b. Build, erect, place, remove or modify any *Pathway, Park, or amenity in a Park*

- c. Cut, irrigate, spray or apply any substance, including pesticides and fertilizers, to any grass or other *Pathway, Park*, or amenity in a *Park* vegetation, or otherwise disturb or damage the *Pathway, Park*, or amenity in a *Park* vegetation;
 - d. Leave, place, store, deposit or hoard anything within the *Pathway, Park*, or amenity in a *Park* without prior permission from the CAO;
- 1.5 No unauthorized *Person* shall:
- a. Dig, disturb or remove any mineral substance including soil, sand, gravel or rock from a *Pathway, Park*, or amenity in a *Park*.
 - b. Damage, dig, disturb, deface, destroy or remove any fossils, bones or historical artifacts from a *Pathway, Park*, or amenity in a *Park*
 - c. Damage or destroy any wildlife habitat; or
 - d. Pester, feed or otherwise interfere with any animal in a *Pathway, Park*, or amenity in a *Park*.
- 1.6 No *Person*, unless allowed by Permit, shall drain or redirect any water from a private parcel of land onto or into a *Pathway, Park*, or amenity in a *Park*.
- 1.7 No *Person* shall leave a *Vehicle* in a *Pathway, Park*, or amenity in a *Park* for more than twenty-four (24) hours.
- 1.8 No *Person* shall, unless allowed by *Permit*:
- a. Camp in a *Pathway, Park*, or amenity in a *Park*; or
 - b. Erect a tent or other structure in a *Pathway, Park*, or amenity in a *Park*.
- 1.9 The Community Standards Bylaw, Part 2 NOISE, shall apply to all *Pathways, Parks* and amenities in a *Park*.

Park Use:

- 1.10 No *Person* shall ignite or allow a fire to burn in a *Park* except in a fire pit or other receptacle intended for such use provided by the Village.
- 1.11 No *Person* in a *Park* shall burn:
- a. Treated lumber
 - b. Leaves or other dead fall from trees from within a *Park*
 - c. *Park* vegetation, trees or parts thereof from within a *Park*, whether dead or alive
 - d. Tires or rubber
 - e. Plastics or any other similar thing which may emit a noxious smell when burned
- 1.12 No *Person*, in a *Park*, shall:
- a. Allow a fire to get out of control
 - b. Leave a fire unattended
- 1.13 Every *Person* who has a fire in a *Park* must ensure that such fire is extinguished completely, leaving only cold ashes, prior to leaving the site of the fire.

Pathway Use:

- 1.14 No *Person* shall ignite or allow a fire to burn in a *Pathway*.
- 1.15 No *Person* shall operate a *Vehicle* in a *Pathway* except on a *Park Roadway*.
- 1.16 No *Person* shall park a *Vehicle* in a *Pathway* except in areas set aside for *Vehicle* parking.

1.17 No *Person* shall leave a *Vehicle* in a *Pathway* for more than twenty-four (24) hours.

Exemptions & Exceptions

1.18 Village Public Works vehicles and crew, while providing maintenance on a *Pathway*, *Park*, or amenity in a *Park*, are authorized by the Village.

PART 2

NOISE

2.1 No *Person* shall cause or permit sustained *Noise* within the Village.

2.2 No *Person* shall cause or permit Property they Own or Occupy within the Village to permit sustained *Noise*.

2.3 No *Person* shall cause or permit, neither personally nor on Property they Own or Occupy within the Village:

- a. A domestic pet, or any other animal kept or used for any purpose other than agricultural purposes, to emit persistent barking, calling, whining, or other persistent *Noise*.
- b. The emission of sound resulting from the operation of any stereo, or other electronic device designed to create, transmit, reproduce or amplify sound in or on a motor vehicle which is audible at a distance of 8 meters from such motor vehicle.
- c. Sound from or sound created by any radio, phonograph, tape, player, television, electronic device, public address system, sound equipment, loud speaker, amplifier, or any musical or sound producing instrument of whatever kind when the same is played or operated in such manner or with such volume as to become *Noise*.

2.4 No *Person* shall operate or permit another *Person* to operate within the Village, a *Motor Vehicle* which causes *Noise*; or operate or permit any other *Person* to operate within the Village, an *Off-Highway Vehicle* which causes *Noise*.

2.5 No *Person* shall operate an outdoor speaker system on a parcel where a property line of the parcel is within 150 meters of a residential district during the *Nighttime*.

2.6 In a Residential District during the *Nighttime*, no *Person* shall operate:

- a. A motorized garden or lawn tool;
- b. A power tool outside any building or structure;
- c. A model aircraft driven by an internal combustion engine of any kind; or
- d. A snow clearing device powered by an engine of any kind;

2.7 Nothing in this Bylaw shall prevent the continual operation or carrying on of a commercial or industrial activity where the activity is one which:

- a. is a permitted use; or
- b. is an approved discretionary use; or
- c. is a non-conforming, but not illegal, use as defined in the Municipal Government Act, RSA 2000, c M-26.

- 2.8 In the operation or carrying on of a commercial or industrial activity, the *Person* operating or carrying on that activity shall make no more *Noise* than is necessary in the normal method of performing or carrying on that activity.
- 2.9 Unless a permit has been obtained by the CAO, no *Person* shall cause construction *Noise* during the *Nighttime* unless the construction is conducted on land designated as Urban Reserve or Industrial District in the Village’s Land Use Bylaw.
- 2.10 No *Person* within the Village shall not comply with the following provisions of the Traffic Safety Act, RSA 2000 c. T-6 as amended and regulations thereof constitutes a violation of this Bylaw in addition to and not in substitution for the offence under the Traffic Safety Act, RSA 2000, c. T-6 as amended.
- a. The prohibition against the use of Signaling Devices on Motor Vehicles, motorcycles, or bicycles so as to make more *Noise* than is reasonably necessary for the purpose of giving notice or warning to other *Persons* on the highway, as set out in subsection (2) of Section 83 of the Use of Highway and Rules of the Road Regulation;
 - b. The restrictions on the type or use of mufflers and similar equipment on Motor Vehicles, as set out in Section 61(1) of the Vehicle Equipment Regulation;
 - c. The prohibition against equipping a vehicle other than those specified with a siren, as set out in Section 74 of the Vehicle Equipment Regulation.
- 2.11 A *Person* who operates a Motor Vehicle in a Residential Zone at any time in such a way as to cause a *Noise* is guilty of an offence under this Bylaw in addition to and not in substitution for any offence of which the *Person* may be guilty under section 13(1)(g)(iii) of the Traffic Safety Act, RSA 2000, c. T-6 as amended.
- 2.12 No *Person* may activate or apply engine retarder brakes in the Village.
- 2.13 All Agricultural *Noise* shall be governed under the Agricultural Operation Practices Act, RSA 2000, c. A-7 and amendments thereto.
- 2.14 In determining what sound is reasonably likely to annoy or disturb the peace of others, consideration may be given to, but is not limited to, the following criteria:
- a. Type, volume, and duration of the sound
 - b. Time of day and day of week; and
 - c. Nature and use of the surrounding area.

Exemptions & Exceptions

- 2.15 Any provisions in regard to *Noise* in this bylaw does not apply to work carried on the Village or its agents, contractors, servants or employees, acting within the scope of their agency, contract, or employment, as the case may be.

**PART 3
LITTER & VANDALISM**

Litter

- 3.1 No person shall leave or dispose of Waste except in receptacles specifically provided for Waste disposal.
- 3.2 No person shall leave or dispose of Waste from a vehicle
- 3.3 No person shall urinate or defecate except in a public washroom or portable facility provided for that purpose.

Illegal Dumping

- 3.4 No Person shall personally, nor by his employee, servant or agent discard, place deposit or leave any garbage, refuse, debris or any other material upon any public property, other than in officially designated areas, within the Village.
- 3.5 No Person shall personally, nor by his employee, servant or agent discard, place deposit or leave any garbage, refuse, debris or any other material upon any private property, without the permission of the owner of such property
- 3.6 Where garbage, refuse, debris or any other material has been discarded or left on private property without permission, the owner of the private property is responsible for removal of such discarded material and the owner of the private property is responsible for ensuring that the subject property is maintained in compliance with the provisions of this Bylaw.
- 3.7 Any person who has contravened this bylaw shall, within 24 hours after being so directed by an Enforcement Officer, remove the subject garbage, refuse, debris or other material from the property and place it in the nearest officially designated area.

Vandalism

- 3.8 No person shall apply Graffiti to any public or private property.
 - a. A Person who breaches 3.8 is responsible for costs of remediation to the public or private property.
- 3.9 No person shall cause Vandalism to public or private property by removing, destroying, mutilating, defecating or climbing on any building or structure, fixture or chattel, and without restricting the foregoing, any monument, vase, fountain, wall, fence, wire, netting, vehicle, tool, gate, seat, bench, exhibit, cage or ornament therein, tamper with or in any way damage.
 - a. A Person who breaches 3.9 is responsible for costs of remediation to the public or private property.

Exemptions & Exceptions

- 3.10** Owners or Occupants who have signed individual arrangements with the Chief Administrative Officer regarding 3.10, exempt from 3.11 of this Bylaw only in accordance to the conditions of their individual arrangements.

Part 4
Sidewalks, Boulevards & Ditches

General

- 4.1 No *Person* shall obstruct the use of the *Sidewalk, Boulevard, or Ditch* from its intended use.
- 4.2 No *Person* shall park a *Motor Vehicle* on the *Sidewalk, Boulevard, or Ditch*.
- 4.3 The *Owner or Occupant* of a private parcel of land adjacent to a *Sidewalk, Boulevard, or Ditch* that runs in front of the property or along the side of the property where:
 - a. such *Sidewalk, Boulevard, or Ditch* runs parallel to and directly adjacent to a *Street*, or
 - b. such *Sidewalk, Boulevard, or Ditch* runs parallel to and adjacent to a *Street*, where the *Sidewalk, Boulevard, or Ditch*;
 - i) shall keep that *Sidewalk, Boulevard, and/or Ditch* to the standards within this Bylaw as follows:

Snow and Ice Removal

- 4.4 The *Owner or Occupant* shall remove ice and snow from that portion of the *Sidewalk* adjacent to the parcel so that the *Sidewalk* is cleared to the bare surface, within 48 hours after the ice or snow has been deposited.
 - a. Where the owner or occupant of a parcel of land has not complied with 4.4, The Village may remove the ice and snow without notice and without an Order, and the owner of the parcel is liable for such removal costs if applied.
 - b. Such removal costs may be issued as a Violation Tag, and if left unpaid will be added to the property taxes in accordance with the Municipal Government Act RSA 2000, Chapter M-26, Section 553.
- 4.5 A person who has an awning, canopy, marquee or other encroachment extending from a portion of his or her premises over a sidewalk or other portion of a street shall endeavor to keep the said awning, canopy, marquee or other encroachment free from snow or ice so that it will not drip upon the sidewalk or street below.
- 4.6 The property owner shall cause to be cleaned up any water from melting snow or ice on any awning, canopy, marquee or other encroachment of the sidewalk and take the necessary precautions to ensure that an icy or dangerous situation is not allowed to exist on the street or sidewalk.
- 4.7 A person may, in such a way as not to injure or unduly interfere with any other person lawfully using the sidewalk, use a power-driven device that is sufficiently light and of such construction that it will not injure the surface of the sidewalk to remove snow or ice from any portion of the sidewalk from which he is required to remove it by provision of this Bylaw.
- 4.8 A person who removed snow or ice from public or private sidewalks and/or public or private driveways shall not deposit said snow or ice upon any street, highway, or boulevard and shall not impede storm sewer run off or block access to any storm sewer grate, culvert, fire hydrant, curb cut or wheelchair ramp.
- 4.9 In the event of a large accumulation of snow, the Village may cause a street or lane to be cleared of vehicles for the purposes of snow removal. If, after posting or signing said streets or lanes, vehicles blocking snow removal equipment may be towed and impounded at the registered owner's expense.

Boulevards & Ditches

- 4.10 The Owner or Occupant maintain the Boulevard and/or Ditch from becoming *Unightly*.
- 4.11 No Person shall alter the Boulevard and/or Ditch
- 4.12 No Person shall permit ornaments, decorations or obstructions to the Boulevard and/or Ditch.

Exemptions & Exceptions

- 4.13 Owners or Occupants who have signed individual arrangements with the Chief Administrative Officer regarding the Sidewalks, boulevards, and/or ditches along their private property are exempt from Part 4 of this Bylaw only in accordance to the conditions of their individual arrangements.

Part 5

Unightly, Nuisance, Dangerous Premises

- 5.1 An Owner or Occupant of Property shall not cause or allow that Property or the use of the Property to constitute a nuisance.
- 5.2 An Owner or Occupant of Property shall not cause or allow that Property or the use of the Property to be Dangerous to public safety.
- 5.3 An Owner or Occupant of Property shall not cause or allow that Property or the use of that Property or the use of the Property to be an Unightly Premise
- 5.4 An Owner or Occupant of Property shall not cause or allow that Property or the use of such Property to remain in a Nuisance, Dangerous or Unightly condition. If there is more than one Owner of the Property, all owners or Occupants of that Property are jointly and severally responsible to ensure that the Property complies with the Bylaw.
- 5.5 No person shall allow property which he owns or occupies to become a fire hazard through either:
 - a. the accumulation of combustible materials
 - b. lack of maintenance to the property or the structures upon it
 - c. any other contravention of municipal, provincial or federal regulations
- 5.6 When making the determination as to whether a particular Premises is a nuisance, and/or unightly, and/or dangerous Premises, and or as to whether the Owner of a Premises has allowed the Premises or its occupiers to become or continue to be a nuisance, and/or unightly, and/or dangerous or risk of danger to other persons or property, the Court may consider any admissible evidence as to:
 - a. the general condition and state of upkeep and tidiness of other Premises located in the same neighbourhood, community or vicinity;
 - b. the nature, size, location and permitted use of the Premises, and whether or not the Premises is located within a Residential Development;
 - c. the nature of the unightly or nuisance condition complained of, and the period of time that such condition has persisted;
 - d. whether the Premises is undergoing construction, renovation, or demolition, and the period of time that such activity has been ongoing;

- e. whether the Owner of the Premises had been previously notified or warned by an Enforcement Officer that the Premises is not being kept in compliance with the provisions of this Bylaw; and
 - f. any other circumstances or factors relating to the Premises which the Court considers are relevant to the subject determination.
- 5.7 The Village of Standard reserves the right to exercise discretion to determine whether a property is a nuisance, and/or unsightly, and/or dangerous and is thereby in breach of this bylaw. Factors which may be considered in this determination are, but not limited to:
- a. the presence of uncut grass or weeds;
 - b. the presence of trees, shrubs, or other vegetation in such a manner that they interfere with the use of or obstruct visibility of street signage, sidewalks, roadway clearance, municipal works, or public utilities;
 - c. the presence of wrecked or dismantled vehicle(s), including vehicle(s) that are inoperable or unregistered to a maximum of two vehicles on the property;
 - d. The accumulation of dangerous goods or materials that are, but are not limited to: flammable, corrosive, or hazardous;
 - e. the storage or accumulation of garbage, litter, refuse (including but not limited to building materials, tires, boxes, scrap material), equipment, dilapidated furniture or appliances, machinery, machinery parts or other similar materials or items;
 - f. specific or general lack of repair or maintenance including but not limited to:
 - i) significant deterioration of improvements or portions of improvements;
 - ii) broken or missing windows, siding, shingles, shutters eaves or other building materials;
 - iii) significant fading, chipping, or peeling of painted areas of improvements;
 - g. the location, zoning, use and visibility of property
- 5.8 Properties determined to be in violation of any individual section or combination of sections 5.1 thru 5.7 is in contravention of this Bylaw and subject to applicable Penalties in Schedule A.
- 5.9 Where the owner or occupant fails to pay the expenses and costs of removal referred to in Part V Subsection (2), such costs may be added to the tax roll of the parcel.

Exemptions & Exceptions

- 5.10 Owners or Occupants who have signed individual arrangements with the Chief Administrative Officer regarding their private property are exempt from Part 5 of this Bylaw only in accordance to the conditions of their individual arrangements.
- 5.11 The Owner of a Premises that legally carries on, or permits the carrying on of any of the activities referred to in this Bylaw shall ensure that all reasonable steps are taken to minimize the duration and visual impact of any resulting untidiness or unsightly condition of the Premises.

Part 6
ANIMAL CONTROL

- 6.1 Every resident in the Village who is the Owner of an animal shall annually purchase/renew a Licence from the Village in accordance with the Animal Control Bylaw 2024-08.
- 6.2 Every resident in the Village who is the Owner of an Animal shall comply with Animal Control Bylaw 2024-08.
- 6.3 No Owner of an Animal shall permit that Animal to be *Out Of Control* when in an Outdoor Public Place.
- 6.4 No Owner of an Animal shall permit that Animal to emit persistent barking, calling, whining, or other persistent *Noise*, in accordance with this Bylaw, Part 2.
- 6.5 Every Animal shall be leashed or harnessed while in a *Pathway, Park*, or amenity in a *Park*.
- 6.6 Every Person responsible for the control of an animal(s) when in an Outdoor Public Place:
 - a. Shall collect their animal(s) excrement in a sanitary manner and dispose of the excrement in an appropriate receptacle.
 - i) Shall not permit their animal(s) to dig or destroy any portion of a Pathway, Park or amenity in a Park

Exemptions & Exceptions

There are no exemptions or exceptions.

Part 7
FIRE

General

- 7.1 Every Resident shall abide by Fire Permit Bylaw 2024-09.
- 7.2 No Person shall ignite or allow a fire to burn except in a fire pit or other receptacle intended for such use.
- 7.3 Propane tanks located within the Village are strictly regulated:
 - a. No Owner or Occupant shall only permit propane tanks of any condition or function to be stored in the Yard or Parcel as:
 - i) Four (4) 20 lb (4.6 gallons); OR
 - ii) One (1) 420 lb (120 gallon);
 - b. No combination of 6.3.a.i or 6.3.a.ii is permitted
 - c. Propane tanks larger than 420 lb / 120 gallons are strictly prohibited.

Parks

- 7.4 No Person in a Park shall ignite or allow a fire to burn except in a fire pit or other receptacle intended for such use.
- 7.5 No person, in a park, shall:
 - a. Allow a fire to get out of control
 - b. Leave a fire unattended

- c. Burn:
 - i) Treated lumber
 - ii) Tires or rubber
 - iii) Plastics or any other similar thing which may emit a noxious smell when burned
 - iv) Plastics or any other similar thing which may emit a noxious smell when burned
- 7.6 Every person who has a fire in a Park must ensure that such fire is extinguished completely, leaving only cold ashes, prior to leaving the site of the fire.
- 7.7 The sale of Firecrackers, by any Vendor within the Limits of the Village of Standard is strictly forbidden.
- 7.8 No Person shall set off or permit to set off Firecrackers within the limits of the Village of Standard.

Exemptions & Exceptions

There are no exemptions or exceptions.

**Part 8
OUTDOOR WATER USE**

General

- 8.1 No Owner or Occupant, unless allowed by Permit, shall drain or redirect any water from a private parcel of land onto or into:
 - a. a *Pathway, Park*, or amenity in a *Park*; or
 - b. another private parcel
- 8.2 Every Owner or Occupant shall adhere to restricted water usage during a period of drought as directed by the CAO when notified in accordance with the Public Notification Bylaw 2023-03.

Sprinkling

- 8.3 The CAO may at such times and for such length of time as he considers necessary or advisable, regulate, restrict or prohibit sprinkling.
- 8.4 In exercising 8.3, the CAO:
 - a. shall cause a public notice to be circulated to every household in the Village giving reasonable detail of the regulation, restriction or prohibition of sprinkling being imposed which may be limited to certain times or which may be unlimited as to time in which latter case, a similar public notice shall be circulated giving notice of the time of cessation of such regulation, restriction or prohibition.
 - b. May regulate, restrict or prohibit sprinkling in all or any parts of the Village in so doing the CAO may provide different times during which different consumers may sprinkle by reference to compass direction, streets, odd and even street addresses, or in such other manner as the CAO in his absolute discretion considers appropriate.
- 8.5 The CAO may cause the water supply to any consumer who causes, permits or allows sprinkling in contravention of any such regulation, restriction or prohibition to be shut off until such consumer

enters into an undertaking to abide by and comply with such regulation, restriction or prohibition in a form acceptable to the CAO.

Exemptions & Exceptions

- 8.6 Owners or Occupants who have signed individual arrangements with the Chief Administrative Officer regarding outdoor water use are exempt from Part 8 of this Bylaw only in accordance to the conditions of their individual arrangements.

**Part 9
CONTRAVENTIONS**

Complaints

- 9.1 Written letters of complaints delivered to the Designated Officer by the public about a property, Owner or Occupant within the Village Limits, must include:
- a. the location of the property of concern
 - b. The specific concern/condition regarding the property of concern.
 - c. The personal impact of the concern/condition for the complainant
 - d. The name and contact information of the complainant
 - e. Date the concern/condition was observed

Designated Officer Directions

- 9.2 A Designated Officer may direct any person who has caused or made a *contravention*, or any person who owns or controls property from which a *contravention* has originated, to abate or eliminate the *contravention*. Such a direction may be either verbal or written.
- 9.3 The Designated Officer, upon making a determination that the complaint contravenes this Bylaw, and requires immediate remediation may give immediate direction in accordance with 9.2.
- a. No person may obstruct, hinder, interfere or impede the Designated Officer in the performance of their lawful duty in relation to this bylaw under immediate direction to abate or eliminate the contravention.
 - b. No person may obstruct, hinder, interfere or impede any Bylaw or Lawful services required to assist with immediate remediation to abate or eliminate the contravention.
- 9.4 Any Person, Owner or Occupant who breaches the provision of any Part of this Bylaw is guilty of an offense.
- 9.5 Any Person, Owner or Occupant who fails to comply with an Order under this Bylaw is guilty of an offense.

Inspection, Remediation & Orders

- 9.6 The Designated Officer, upon making a determination that the complaint contravenes this Bylaw, may issue a letter or an Order to the Owner and/or Occupant advising them of the contravention and a timeline to bring the property or behavior into compliance under this bylaw and/or the Municipal Government Act.

- a. A case file of the complaint and all ensuing actions will be maintained at the Village Office.
 - b. The case file will record the date of first offense
- 9.7 The Designated Officer, after providing reasonable notice under Section 542 of the Municipal Government Act, may enter onto a property to conduct an inspection or conduct a remediation of the property as required by this bylaw and the Municipal Government act.
- a. No person may obstruct, hinder, interfere or impede the Designated Officer in the performance of their lawful duty in relation to this bylaw.
- 9.8 Regardless of whether a letter has been issued, at any time where a determination has been made by the Designated Officer of a contravention of this Bylaw, the Designated Officer may issue an Order under section 545 or 546(0.1) of the Municipal Government Act. This Order may direct the person to take any action necessary to remedy the contravention of the bylaw. This Order will state a time within where the Property Owner must comply with the directions in the Order and provide proof of compliance. This Order will advise that if there is no compliance with the Order within the specified time, the Village may take further actions at the expense of the Property Owner.
- 9.9 Any Person who contravenes any section of this bylaw is guilty of an offense punishable by summary of conviction.

Permits and Non-Application of the Bylaw

- 9.10 The CAO may, upon written request, issue permission in writing to a person for the purpose of suspending the provisions of this Bylaw, and the written permission shall specify the dates and applicable hours, if any, during which the suspension is required.
- 9.11 The CAO may refuse to issue a Permit, or impose any term or condition upon a Permit.
- 9.12 In deciding whether to issue a permit, the CAO may consider the following:
- a. the length of time the *contravention* will persist;
 - b. the nature of the activity which will cause the *contravention*; and
 - c. the amount of disturbance which will be caused to surrounding areas.
- 9.13 The applicants for a Permit may appeal either:
- a. the refusal of an issuance of a Permit; or
 - b. a condition(s) of the Permit;
 - i) to Council within thirty (30) days of the receipt of the refusal, or the receipt of the issuance of the Permit.
 - ii) On appeal, Council may refuse a Permit, confirm a Permit, issue a Permit upon any terms or conditions, or vary a term(s) or condition(s) of a Permit. The decision of Council is final.
- 9.14 Any such permit issued shall be produced to a Designated Officer upon demand.
- 9.15 The provisions of this Bylaw shall not be interpreted to prevent bona fide and lawfully permitted commercial, industrial, agricultural, construction, demolition, renovation, landscaping, clean-up, storage, or other legally approved activities from being carried out on, or in relation to a Premises.

Part 10
ENFORCEMENT

- 10.1 Where a Designated Officer has reasonable grounds to believe that a Person or a Property has contravened any provision of this Bylaw, the Designated Officer is hereby authorized and empowered to commence proceedings against such Person. The Designated Officer may:
- a. Issue an additional Order in accordance with section 9.4 and may include a Violation Tag.
 - b. Issue an Order of Final Notice in accordance with section 9.6 may include a Violation Tag.
 - c. Issue a Violation Tag or additional Violation Tag to any person who the Designated Officer has reasonable and probable grounds to determine there is a violation of any provision of this Bylaw.
 - d. Issue a Violation Ticket to any person who the Designated Officer has reasonable and probable grounds to determine there is a violation of any provision of this Bylaw.
- 10.2 Nothing in this Bylaw shall prevent a Designated Officer from immediately issuing a Violation Ticket.
- 10.3 Persons or Properties that do not meet the conditions of remediation as specified through any or all notifications by the Designated Officer (see section 2) will be considered eligible for penalty.
- 10.4 Failure of the Notified Party to comply with an Order will receive an Order of Final Notice and the case may result in Violation Tags and/or Violation Tickets.
- 10.5 The Order of Final Notice will be delivered to the Owner and/or Occupant which includes notification that the full cost of all remediation services is to be paid by the Owner. The Village is not required to tender out the cost of remediation services.
- 10.6 Bylaw Services is empowered by this Bylaw to issue and collect penalties in accordance with the applicable fees in this Bylaw and any other penalties that may apply.
- 10.7 In addition to Bylaw Services, remediation of the property may require the Village of Standard to intervene. The Order of Final Notice will include intent to enter the property to handle, remove, destroy and not store nor restore all materials necessary to meet the requirements of the original order in addition to any material that obstructs meeting the requirement of remediation. All personnel and equipment deemed necessary for remediation services are empowered by the Designated Bylaw Officer to enter the property to perform the remediation services until complete. The full cost of all remediation services is to be paid by the Owner.

Violation Tags

- 10.8 A Designated Officer is hereby authorized and empowered to issue a Violation Tag to any Person who the CAO has reasonable and probably grounds to believe has contravened any provision of this Bylaw.
- 10.9 A Violation Tag may be issued to such Person:
- a. Either personally; or
 - b. By mailing a copy of such Violation Tag to the last known post office address of the Owner or Occupant
- 10.10 The Violation Tag shall be in the form approved by the CAO and shall state:
- a. The name of the Person identified in contravention of the Bylaw
 - b. The offence
 - c. The appropriate penalty for the offence as set out herein;

- d. The deadline for payment of the penalty which shall not be less than thirty (30) days from the issuance date of the Violation Tag.
 - e. Any other information as may be required by the CAO
- 10.11 Where a Violation Tag is issued pursuant to this Bylaw, the Person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the Village of Standard the penalty specified in the Violation Tag;
- a. any and all unpaid Violation Tags associated with a property will be added to the property taxes in accordance with the Municipal Government Act RSA 2000, Chapter M-26 Sections 549, 550, and 553.
 - b. In the event that a Violation Tag cannot be added to the property taxes, the Village may recover the costs associated with remediation through civil action in accordance with the Municipal Government Act RSA 2000, Chapter M-26, Section 552.
- 10.12 Nothing in this Bylaw shall prevent a Village of Standard Designated Officer from immediately issuing a Violation Ticket.

Violation Tickets

- 10.13 A Bylaw Officer is hereby authorized and empowered to issue a Violation Ticket to any Person who the Designated Officer believes has contravened any provision of this Bylaw.
- 10.14 Where a contravention of this Bylaw is of a continuing nature, further Violation Tickets may be issued by a Bylaw Officer in respect of each day or part of day on which it continues.

Part 11
APPEAL

- 11.1 Any Person who receives an order to remediate a contravention under Section 545 of the Municipal Government Act may within 14 days after receiving the Order, file a written notice with the Designated Officer requesting that Council review the Remedial Order as per Section 547(1)(a) of the Municipal Government Act.
- 11.2 Any person who receives an order to remediate a contravention under Section 546 (0.1) of the Municipal Government Act may within 7 days after receipt of the order file a written notice with the Designated Officer requesting Council to review the Order in accordance with Section 547 (1)9b) of the Municipal Government Act.
- 11.3 After reviewing the order, Council may confirm, vary, substitute or cancel the Order.
- 11.4 Any person affected by a decision of Council under section 547 of the Municipal Government Act may appeal to the Court of King's Bench if:
- a. The procedure required to be followed by this bylaw is not followed, or
 - b. The decision is patently unreasonable.
- 11.5 The appeal must be made:
- a. In the case of an appeal of Council's decision pursuant to Section 545 of the Municipal Government Act, within 30 days of the date Council's decision was served on the person.

- b. In the case of an appeal of Council’s decision under section 546(0.1) of the Municipal Government Act, within 15 days of the date of Council’s decision was served on the person.

**PART 12
SEVERABILITY**

If any section of this Bylaw is found to be illegal or beyond the power of Council to enact, such section shall be deemed to be severable from all other sections of this Bylaw.

Bylaw 2011-03 is hereby rescinded.
Bylaw 28 is hereby rescinded.
Bylaw 119 is hereby rescinded.
Bylaw 1984-404 is hereby rescinded.

This Bylaw shall come into force and effect upon it receiving third reading.

READ A FIRST TIME this _____ day of _____, 2024.
READ A SECOND TIME this _____ day of _____, 2024.
READ A THIRD AND FINAL TIME _____ day of _____, 2024.

Mayor

CAO

**SCHEDULE A
PENALTIES**

PART 1 – PARKS AND PATHWAYS			
1.1 1.3 c 1.4 1.5 1.6	Damaging public property	<u>Tags</u>	<u>Tickets</u>
	Each Offense	Cost of remediation	\$250.00
1.2 1.3 a 1.3 b 1.3 d 1.9 1.10 1.11 1.12 1.13 1.14 1.15 1.16	Disruptive or Reckless Behavior	<u>Tags</u>	<u>Tickets</u>
	Each Offense	Cost of remediation	\$250.00
1.7 1.8 1.17	Actions Without Proper Permits	<u>Tags</u>	<u>Tickets</u>
	Each Offense	n/a	\$250.00
	First Order	Cost of remediation	\$250.00
	Second Order	Cost of remediation	\$500.00
	Subsequent Orders	Cost of remediation	\$750.00
	Order of Final Notice	Cost of remediation	\$1000.00
PART 2 - NOISE			
2.0 All sections	Any contravention under Part 2	<u>Tags</u>	<u>Tickets</u>
	First Offense	n/a	\$250.00
	Second Offense	n/a	\$500.00
	Subsequent Offenses	n/a	\$750.00

PART 3 - LITTER & VANDALISM				
3.1 3.2 3.3	Waste left undisposed, Public urination or defecation.		<u>Tags</u>	<u>Tickets</u>
		First Offense	Cost of remediation	\$100.00
		Second Offense	Cost of remediation	\$250.00
		Subsequent Offenses	Cost of remediation	\$500.00
3.4 3.5 3.7	Acts of Illegal Dumping on Public Property or on Private Property, and failure to remediate.		<u>Tags</u>	<u>Tickets</u>
		Each Offense	n/a	\$100.00
		First Order	Cost of remediation	\$250.00
		Second Order	Cost of remediation	\$500.00
		Subsequent Orders	Cost of remediation	\$500.00
		Order of Final Notice	Cost of remediation	\$1000.00
3.8 3.9	Placing Graffiti or causing Vandalism to a property.		<u>Tags</u>	<u>Tickets</u>
		First Offense	Cost of remediation	\$250.00
		Second Offense	Cost of remediation	\$500.00
		Subsequent Offenses	Cost of remediation	\$750.00

PART 4 – SIDEWALKS, BOULEVARDS & DITCHES				
4.1	Obstruction of Sidewalks, Boulevards, and Ditches			
4.2			<u>Tags</u>	
4.8			<u>Tickets</u>	
4.11		First Offense	n/a	n/a
4.12		Repeated Offense with First Order	n/a	n/a
		Repeated Offense Second Order	Cost of remediation	\$250.00
	Repeated Offense Subsequent Orders	Cost of remediation	\$500.00	
	Order of Final Notice	Cost of remediation	\$1000.00	
4.3	Failure to remove snow/ice from Sidewalks.			
4.4			<u>Tags</u>	
4.5			<u>Tickets</u>	
4.6		First Offense	n/a	n/a
4.7		Repeated Offense with First Order	n/a	n/a
		Repeated Offense Second Order	Cost of remediation	\$250.00
	Repeated Offense Subsequent Orders	Cost of remediation	\$500.00	
	Order of Final Notice	Cost of remediation	\$1000.00	
4.9	Failure to comply with a street maintenance request.			
			<u>Tags</u>	
			<u>Tickets</u>	
		First Offense with First Order	Cost of remediation	n/a
	Subsequent Order	Cost of remediation	\$100.00	
	Order of Final Notice	Cost of remediation	\$250.00	

4.10	Failure to prevent unsightly Boulevard and/or Ditch.	<u>Tags</u>	<u>Tickets</u>	
		First Offense with First Order	n/a	n/a
		Subsequent Orders	Cost of remediation	\$100.00
		Order of Final Notice	Cost of remediation	\$250.00

PART 5 – UNSIGHTLY, NUISANCE, DANGEROUS PREMISES

5.0 All sections	Any Contravention of Part 5.	<u>Tags</u>	<u>Tickets</u>	
		Each Offense	n/a	n/a
		Repeated Subsequent Offense	n/a	n/a
		First Order	Cost of remediation	\$250.00
		Second Order	Cost of remediation	\$500.00
		Subsequent Orders	Cost of remediation	\$750.00
		Order of Final Notice	Cost of remediation	\$1000.00

PART 6 – ANIMAL CONTROL

6.0 All sections	Any contravention of Part 6 shall be penalized in accordance with Bylaw #2016-04 Animal Control Bylaw with amendments.
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PART 7 - FIRE

7.0 All sections	Any Contravention of Part 7. Any Penalties issued in accordance with this Bylaw does not superseded applicable Penalties pertaining to Bylaw 2024-09 Fire.	<u>Tags</u>	<u>Tickets</u>	
		First Offense	n/a	\$250.00
		Second Offense	n/a	\$500.00
		Subsequent Offenses	n/a	\$750.00

PART 8 – OUTDOOR WATER USE			
8.0 All sections	Any contravention of Part 8.		
		<u>Tags</u>	<u>Tickets</u>
	Each Offense	n/a	n/a
	Repeated Subsequent Offense	n/a	n/a
	First Order	Cost of remediation	\$250.00
	Second Order	Cost of remediation	\$500.00
	Subsequent Orders	Cost of remediation	\$750.00
	Order of Final Notice	Cost of remediation	\$1000.00