

CITY OF PRINCE GEORGE
BYLAW NO. 8916

A Bylaw of the City of Prince George to amend the "City of Prince George Clean Air Bylaw No. 8266, 2010".

WHEREAS Council adopted "City of Prince George Clean Air Bylaw No. 8266, 2010", to regulate a variety of wood burning space heating appliances, outdoor burning and dust control to protect and enhance the well-being of the community and public health through air quality improvement;

AND WHEREAS the Council of the City of Prince George has deemed it desirable that the "City of Prince George Clean Air Bylaw No. 8266, 2010", be amended by removing and replacing certain text and schedules.

NOW THEREFORE, Council of the City of Prince George, in an open meeting assembled, **ENACTS AS FOLLOWS:**

1. That "City of Prince George Clean Air Bylaw No. 8266, 2010", be amended as follows:
 - a) Delete Section 5 – OFFENSE AND PENALTY in its entirety and replace with the following:

"Section 5 OFFENCES AND PENALTIES

- 5.0 This Bylaw may be enforced,
 - a) by an Information laid in accordance with the *Offence Act*;
 - b) by a Bylaw Notice in accordance with the "*Local Government Bylaw Notice Enforcement Act*"; or
 - c) by a combination of the above noted methods in a) or b).
- 5.1 With respect to enforcement further to a Bylaw Notice issued pursuant to the *Local Government Bylaw Notice Enforcement Act*, the fines outlined in Schedule "B" of the "City of Prince George Bylaw Notice Enforcement Bylaw No. 8813, 2016", as amended or replaced from time to time, shall apply.
- 5.2 Except as otherwise provided in this Bylaw or the "City of Prince George Bylaw Notice Enforcement Bylaw No. 8813, 2016", and amendments thereto, any person who violates any of the provisions of this Bylaw or who suffers or permits any act or thing to be done in contravention of this Bylaw, or who refuses, or omits or neglects to fulfill, observe, carryout or perform any duty or obligation imposed by the Bylaw shall be liable on summary conviction to a fine not less than Two Thousand (\$2000.00) and not exceeding Ten Thousand Dollars (\$10,000.00), the cost of prosecution and any other penalty or order imposed pursuant to the *Community Charter, S.B.C., 2003, c.26* or the *Offence Act, R.S.B.C., 1996, c.338*.

5.3 Each day that an offence against the Bylaw continues or exists shall be deemed to be a separate and distinct offence.”

b) Delete Schedule “A” Municipal Ticket Information Fine Schedule in its entirety.

2. The Mayor and Corporate Officer are hereby empowered to do all things necessary to give effect to this Bylaw.

3. That this Bylaw may be cited for all purposes as the “City of Prince George Clean Air Bylaw No. 8266, 2010, Amendment Bylaw No. 8916, 2017”.

READ A FIRST TIME THIS 4th DAY OF DECEMBER , 2017.

READ A SECOND TIME THIS 4th DAY OF DECEMBER , 2017.

READ A THIRD TIME THIS 4th DAY OF DECEMBER , 2017.

All three readings passed by a UNANIMOUS decision of Members of City Council present and eligible to vote.

ADOPTED THIS 18th DAY OF DECEMBER , 2017,
BY A UNANIMOUS DECISION OF ALL MEMBERS OF CITY COUNCIL PRESENT AND ELIGIBLE TO VOTE.


MAYOR


CORPORATE OFFICER