

PEACE RIVER REGIONAL DISTRICT
Bylaw No. 2450, 2021

*A bylaw to establish regulations, fees and other charges
for Regional Parks*

WHEREAS, by Supplementary Letters Patent dated March 30, 1976, as amended by supplementary Letters Patent dated July 28, 1977, February 7, 1985, and August 30, 1987, the Peace River Regional District was granted the function of acquiring, developing, operating and maintaining Regional Parks (Division XXVI) and Community Parks (Division XXXIII);

AND WHEREAS the *Local Government Act* authorizes the Regional District to, by bylaw, impose fees and charges, and to impose regulations and requirements in relation to the maintenance, improvement, operation, control and use of property with respect to regional and linear parks;

AND WHEREAS the Regional Board is desirous of establishing such fees and charges, regulations, prohibitions and requirements;

NOW THEREFORE the Regional Board of the Peace River Regional District, in open meeting assembled, enacts as follows:

Part 1 – Citation

1. This bylaw may be cited for all purposes as “Regional Parks Regulation and Fees Bylaw No. 2450, 2021.”

Part 2 – Application

2. This bylaw applies to all Regional District owned or operated parks as listed in Schedule A.

Part 3 – Violation

3. A person who contravenes any provision of this bylaw commits an offense punishable by fine or imprisonment or both.

Part 4 – Definitions

In this bylaw, the following definitions apply:

Animal means any member of the animal kingdom other than a human being.

Authorized Personnel means a person authorized from time to time by the Regional District to enforce or administer this bylaw or any aspect of this bylaw, including:

- a) Bylaw Enforcement Officers;
- b) Employees of the Peace River Regional District;
- c) Persons acting on behalf of the Peace River Regional District under contract or other agreement; and
- d) Peace Officers.

Bylaw Enforcement Officer means a person employed as, or otherwise appointed, to the position of bylaw enforcement officer by and in the Regional District.

Camping Permit means a permit to occupy space in a park issued under this bylaw.

Camping Unit means a tent, truck camper, trailer, motor home or any other conveyance designed to travel on a highway and constructed, intended or equipped to be used as a temporary living or sleeping quarters.

Campsite means a site in a park designated for overnight camping.

Cannabis means cannabis as defined in the Cannabis Act (C).

Damage Deposit means a sum of money paid in relation to a Special Event Permit to ensure that the space occupied as part of the permit is returned in a condition acceptable to the Regional District.

Disturbance means any noise or sound, including the playing of music that disturbs, or is likely to disturb, the peace, enjoyment or comfort of persons or wildlife and includes actions or behavior that puts a person in danger or inhibits another person's lawful use or enjoyment of a park.

Firearm means any firearm, including a rifle, shotgun, handgun, spring gun, bow, crossbow or other device that propels a projectile by means of an explosion, compressed gas or spring.

General Manager means the Regional District's General Manager of Community Services and includes any person appointed or designated to act on their behalf from time to time.

Harass includes to exhaust, fatigue, annoy, plague, pester, tease or torment.

Litter includes garbage, refuse, rubbish, waste materials and trash of any kind, including containers, packages, bottles and cans.

Motor Vehicle means a device in, on, or by which a person or thing is or may be transported or drawn on a highway, but does not include a device designed to be moved by human power.

Off Road Vehicle (ORVs) means a device in, on, or by which a person or thing is or may be transported or drawn 'off-road', including all-terrain vehicles, snowmobiles, tracked vehicles, dune buggies, go-carts, or golf carts, or any similar device, but does not include a device designed to be moved by human power or motorized wheelchairs and similar devices.

Park means those parks listed on Schedule A.

Regional District means the Peace River Regional District.

Special Use means any commercial or non-commercial service, activity or event that is intended to attract or requires participants or spectators and includes: a festival; competition; tournament; procession, drill, performance, concert, gathering, march; fishing derby; show; party; outdoor ceremony; animal show; group training or lesson or recreational programming; operation of a model airplane, vehicle or vessel; television or motion picture filming; and research, survey or petition activity.

Part 5 - General Regulations

4. No person shall cut, break, injure, remove or in any way destroy or damage any rock, soil, tree, shrub, plant, or ground cover including turf, in a park.
5. No person shall camp at a campsite unless that person holds a valid and subsisting Camping Permit for the campsite for the period of use or occupancy of that campsite.
6. No person shall use or occupy a campsite in respect of which a subsisting camping permit has been issued to another person.
7. No person shall damage, deface, vandalize, remove, injure, or destroy any property in a park, including structures, buildings, fences, railings, utilities, hard surfaces, signage, seats, benches and fire pits.
8. No person shall climb, walk, or sit upon any wall, fence or other structure in any park, except playground equipment or other structures intended for such use.
9. No person shall enter or remain in a park except during the hours posted for the park.
10. No person shall carry on any activity of a hazardous or unsafe nature, including any activity that may cause injury, harm or damage to a person or property.
11. No person shall:
 - a) cause a disturbance or interfere with any person's use or enjoyment of a park;
 - b) cause any noise, vibration, odour, dust, illumination or any other thing that is liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of any other person in a park;
 - c) use or operate any kind of public address system in a park, without prior written permission from the Regional District; or
 - d) play or operate electronic equipment, instruments or other apparatus for the amplification of sound in a park in a manner that is liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of other persons.
12. No person shall, between the hours of 11:00pm and 7:00am, operate any device or engine, including a generator, that is liable to disturb the peace, rest, enjoyment, comfort or convenience of any person in a park or a person residing outside of a park.
13. A person must not obstruct any Authorized Personnel in the performance of their duties in connection with this bylaw.
14. A person must not erect, construct, or build any building, shelter, pavilion or other structure whatsoever within a park, without prior written permission from the Regional District.
15. No person shall leave, abandon or store a motor vehicle, camping unit, ORV, or other property in a park without a camping permit.

16. A person who brings an animal into any park must ensure that:
 - a) the animal is on a leash and under control at all times;
 - b) any feces deposited by the animal is immediately removed and disposed of in a sanitary manner; and
 - c) the animal does not cause harm or damage to any person, animal or property.
17. No person shall ride, lead, or have charge of any horse or other riding animal in a park except in those park areas designated for the use of riding animals in Schedule A Regional Parks – Parks with Staging Area.
18. The General Manager, or Authorized Personnel may remove or cause to be removed from any park, any property, article or thing in a park that contravenes any provision of this bylaw at the expense of the owner, contractor or other person responsible for such article or thing; and the General Manager is hereby empowered to do every lawful act required under the circumstances to have any such article or thing removed in the shortest possible time and to hold any article or thing until the expense of the removal has been paid.

Part 6 - Motor Vehicles

19. No person shall operate a motor vehicle in a park except on public roadways or parking lots.
20. No person shall exceed posted speed limits while driving a motor vehicle in a park.
21. No person shall operate a motor vehicle in a park that is not validly licensed and registered in accordance with all applicable enactments.
22. No person shall park a motor vehicle in a park except in a public parking lot or designated camp site.
23. A motor vehicle may be towed away at the expense of the owner if;
 - a) parked in an area prohibited by a sign, posted notice or by this bylaw;
 - b) left unattended after the closing hours of the park.
24. For public safety or convenience or to accommodate special uses or events, the Regional District may close any park road, trail, or other area in a park to public use.
25. The Regional District may, by sign or posted notice, limit the speed, weight, size, type or number of motor vehicles operated in a park.
26. No person shall wash, clean, polish, repair, tune up, or do any maintenance or mechanical work, to a motor vehicle in a park, except in an emergency.

Part 7 – Fire

27. No person shall start or maintain a fire in park, except in facilities provided by the Regional District for that purpose.
28. No person shall start or maintain a fire in a park when a fire ban or restriction is in place contrary to such restrictions.

29. No person shall use any vegetation to start or maintain a fire in a park, except for firewood that is either brought on-site or provided by the Regional District for fire purposes.
30. No person shall leave a fire in a park unattended for any amount of time until the fire is extinguished such that it has no embers and all ashes are cold to the touch.
31. No person shall burn any unsuitable materials in any park, including organic yard waste, household waste, plastic, rubber, flammable or combustible liquid, or any treated lumber or construction debris, or toxic waste.
32. No person shall cause or permit a fire in a park to exceed 0.5m in height or 0.5m in width.
33. Every person who lights or keeps a fire in a park shall ensure there is at all times a 3m fuel break surrounding the fire that is cleared of all combustible materials.

Part 8 - Off-Road Vehicles (ORVs)

34. No person shall drive, propel, park or otherwise operate an ORV in a park except where ORV use is designated by signs posted in the park.
35. No person shall operate in a park an ORV that is not registered and licenced in accordance with applicable enactments.
36. A ORV may be towed away at the expense of the owner if;
 - a) parked in an area prohibited by a sign, posted notice or by this bylaw;
 - b) left unattended after the closing hours of the park.
37. No person shall operate an ORV except on designated roadways, trails and parking areas.
38. No person shall operate in a park an ORV through a water course or in such a manner as to disturb natural features or the enjoyment of the park by others.
39. No person shall clean, repair or carry out maintenance on an ORV in a park except in an emergency.

Part 9 - Litter and Pollution

40. No person shall deposit or leave litter in a park except in containers provided for such purpose.
41. No person shall deposit or leave in a park any litter that does not result from the person's use of the park, including household, commercial or industrial waste, construction debris, toxic or hazardous substances, furniture, appliances, or yard cuttings.
42. No person shall release the contents of a holding tank in a park except at a facility provided by the Regional District for that purpose.
43. No person shall foul any body of water in a park, including by washing, contaminating or polluting a body of water.

44. No person shall urinate or defecate in or on any park except in a public or private toilet facility.

Part 10 – Firearms, Hunting and Fireworks

45. No person shall:

- a) injure, disturb, trap or kill any raptor or other animal; or
- b) destroy any raptor or other animal habitat.

46. No person shall harass wildlife in a park or permit an animal in their custody or control to harass wildlife in a park.

47. No person shall carry any firearm in any park except in those park areas designated for firearm use in Schedule A – Regional Parks - Overnight Parks – Staging Area.

48. No person shall discharge any fireworks or other explosive device in a park.

Part 11 - Alcohol and Cannabis

49. No person shall consume any alcohol or cannabis in a park except at a campsite in respect of which they hold a valid or subsisting campsite permit or as authorized under a Special Event Permit.

50. No person shall sell cannabis products or alcoholic beverages in a park, except as may be authorized by a Special Event Permit.

Part 12 - Responsibility for Minors

51. No parent, guardian or other person responsible for a minor in a park shall permit such minor to violate any of the provisions of this bylaw.

Part 13 – Camping

52. No person may camp or place any camping unit in a park except at a designated campsite.

53. A person who holds a campsite permit, and other persons identified as occupants under that permit, may occupy a campsite from noon of the permit commencement date until noon of the permit expiry date.

54. Persons who are not registered as occupants of a designated campsite are not permitted to occupy, visit or frequent any campsite between the hours of 11:00 pm and 7:00 am.

55. All persons occupying a campsite must keep all equipment and camping units within the boundaries of the campsite.

56. A camping unit may be towed away at the expense of the owner if;

- a) parked in contravention of any provision of this bylaw; or
- b) left unattended after the closing hours of the park.

57. No more than 8 people are permitted to camp on a designated campsite and at least one member of the party must be 19 years of age or older.
58. All campsites must be kept clean and free of attractants for wildlife (e.g., bears, wolves) at all times.
59. Every person must leave campsites in a neat, clean and tidy condition upon the expiration of a camping permit.
60. No person shall camp in a park for more than fourteen (14) consecutive nights. Following the 14 nights, no person shall return to that campsite until they have remained outside that campsite for a minimum of 72 hours.
61. No person shall in a park wash, clean, polish, repair or tune up, or do any maintenance or mechanical work to, a camping unit, except in an emergency.

Part 14 - Camping Permits

62. A person wishing to use or occupy a campsite in a park shall apply for a campsite permit using the form established from time to time by the General Manager and pay the applicable fee identified in Schedule B – Parks Fees.
63. Camping permits must be displayed at the applicable campsite and remain visible.
64. On receiving an application for a camping permit, the General Manager or Authorized Personnel may:
- a) grant, refuse, renew, or refuse to renew a permit;
 - b) impose terms, requirements, restrictions and conditions on obtaining, holding or renewing a camping permit, as considered appropriate for the safe and convenient use of the campsite and to ensure the requirements of this bylaw are met.

Part 15 - Special Event Permits

65. A special event permit must be issued for any special use of a park.
66. A person or organization may apply for a special event permit to carry out a special use in a park by;
- a) submitting a completed application form and fee, with all required attachments, including proof of insurance, not less than 30 days prior to the proposed event.
 - b) agreeing in writing to all terms, requirements, restrictions and conditions of special use established by the Regional District;
 - c) showing evidence of compliance with the requirements of other relevant bylaws as well as regulations of other government bodies and local authorities that may apply in the circumstances.
67. On receiving an application for a special event permit, the General Manager may:
- a) issue, refuse, renew, or refuse to renew a special event permit;
 - b) impose terms, requirements, restrictions and conditions on obtaining, holding or renewing

- a special event permit, including specific exemptions from provisions of this bylaw where it is noted in this bylaw that an activity is prohibited except as authorized under a special event permit; and
 - c) require a damage deposit.
68. Without limiting the authority of the General Manager to refuse to issue or renew a special event permit, the General Manager may refuse to issue a special event permit if the General Manager considers that the special event could:
- a) pose an unreasonable risk to the health and safety of the public;
 - b) be in conflict with existing reservations or events.
69. No person, unless authorized under a special event permit or by written permission of the Regional District, shall do any of the following in a park:
- a) sell or display for sale any refreshments, goods, articles or things, or offer any service for a fee;
 - b) post, paint or affix any advertisement, bill, poster or picture, or any similar matter or thing, including on any tree, post, pole, building or other structure or thing in the park;
 - c) conduct any organized activity that prohibits other persons from using or enjoying the park.

Part 16 - Authorized Personnel Authority and Exemptions

70. Authorized Personnel are exempt from all provisions of this bylaw when performing their duties and acting on behalf of the Regional District.
71. When Authorized Personnel believes, on reasonable grounds, that a person in a park is contravening any provision of this bylaw they may require that person to do any of the following:
- a) provide immediately upon request, that person's correct name, address, and information about their proposed or actual activities in the park;
 - b) provide within a reasonable time, identification verifying that person's correct name and address;
 - c) provide evidence, where applicable, that the person possesses a valid and subsisting camping permit or special event permit for the activity;
 - d) stop contravening the bylaw immediately;
 - e) leave the park immediately and not re-enter the park for a period up to 72 hours.

Part 17 – Fees and Charges

72. Fees applicable in Peace River Regional District Parks are as set out in Schedule B – Regional Parks Fees and Charges.

Part 18 – General Administrative Provisions

73. The headings used in this bylaw are for convenience only and do not form part of this bylaw, and are not to be used in the interpretation of this bylaw.

74. If any portion of this bylaw is declared invalid by a court, the invalid portion shall be severed and the remainder of the bylaw is deemed valid.
75. The following schedules are attached to and form part of this bylaw:
- a) Schedule A – Regional Parks List by Category
 - b) Schedule B – Regional Park Fees and Charges
76. Peace River Regional District Parks Regulation Bylaw No. 860, 1994” and all amendments thereto, are hereby repealed.
77. This bylaw shall take effect on May 27, 2021.

READ A FIRST TIME THIS _____ day of _____, 2021.

READ A SECOND TIME THIS _____ day of _____, 2021.

READ A THIRD TIME THIS _____ day of _____, 2021.

ADOPTED this _____ day of _____, 2021.

(Corporate Seal has been
affixed to the original bylaw)

Chair

(Schedules A & B attached)

Corporate Officer

*I hereby certify this to be a true and correct copy of
“Regional Parks Regulation and Fees Bylaw No. 2450, 2021,
as adopted by the Peace River Regional District
Board on _____, 20____.*

Corporate Officer

Schedule A - Regional Parks List**Overnight Parks****Parks Requiring Camping Permit**

Blackfoot Regional Park

Parks with Staging Area

Minaker River Regional Park

Day Use Parks

Spencer Tuck Regional Park

Sundance Lake Regional Park

Montney Centennial Regional Park

Schedule B - Regional Park Fees and Charges

The following are the fees payable for a camping permit, additional vehicles in campsite, special events permit, and special event permit damage deposit:

Item	Fees
Camping Permit	
Tent Sites	\$10 per night
Camp Sites without power	\$20 per night
Camp Sites with power	\$25 per night
Additional Vehicle Charge (each vehicle over two vehicles allowed per site)	\$5 per night per vehicle
Special Event Permit	\$250 per day
Special Event Permit – Damage Deposit	
50 people or less	\$500
51 people or more	\$750