

B-1^b

PEACE RIVER REGIONAL DISTRICT
BY-LAW NO. 860, 1994

A by-law to provide for regulation and use
of community and regional parks.

WHEREAS by supplementary Letters Patent dated March 31, 1976 the Regional Board was granted the function of Regional Parks, for which purpose the Park (Regional) Act applies;

AND WHEREAS Section 4 of the Park (Regional) Act authorizes the Regional District, by by-law, to exercise rights in relation to regional parks, including the power to make rules and regulations governing the management, maintenance, improvement, operation, control and use of any regional park;

AND WHEREAS by supplementary Letters Patent dated February 8, 1985 the Regional District was granted the function of Community Parks and the power, by by-law, to make rules and regulations governing the use, management, improvement, operation and control of community parks;

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

1. **INTERPRETATION**

In this by-law, the following expressions shall have the meanings assigned to them:

Administrator

means the person serving as Administrator of the Peace River Regional District;

All-terrain Vehicle

means an all-terrain vehicle as defined in the Motor Vehicle (All Vehicle Terrain) Act;

Board

means the Regional Board of the Peace River Regional District;

Camping Unit

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

Campsite

means an area prepared and designated for the placing of a single camping unit;

Manager

means the person who is serving as Manager of Parks.

Park

means those regional parks and community parks listed on Schedule 'A' and any others which may be acquired by the Regional District from time to time;

Regional District

means the Peace River Regional District;

1
B-1^b

Peace River Regional District
By-law No. 860, 1994

B-1

2. **CAMPING REGULATIONS**

- (a) No person may camp or place a Camping Unit in any Park unless the person has paid the fee established in Schedule 'B' of this by-law and been issued a Camping Permit in the form attached as Schedule 'C'.
- (b) The Manager shall issue a Camping Permit to each person who pays the applicable fee in cash and who signs the Permit.
- (c) The camping rules and regulations applicable to the Parks are those incorporated into the Camping Permit.
- (d) Persons desiring to use a Campsite overnight will have priority over persons using a Campsite for day use only.
- (e) The Manager may close the Parks to camping because of weather conditions, lack of use, danger to the public or for some health, sanitation or emergency reason.

3. **SPECIAL PARK USE**

- (a) Persons may be issued a Special Event Permit to use Parks for group picnics, weddings, parties, concerts, fairs, concessions and other special events if they meet the requirements of this by-law.
- (b) The Special Event Permit shall be in the form attached as Schedule 'D' to this by-law.
- (c) The terms and conditions applicable to special events in the Parks are those incorporated into the Special Event Permit.
- (d) No person unless the holder of a Special Event Permit shall:
 - i) sell or offer for sale in a Park any refreshments, post cards, magazines, clothing or other articles or services;
 - ii) hold or attempt to hold any group picnic, show, concert, sports event, exhibition or other similar organized activity in the Park;
 - iii) place or erect any structure (other than a Camping Unit), sign or bulletin board in a Park; or
 - iv) distribute or post or paint or affix any advertisement, bills or other articles in a Park.

2
B-1 t

Peace River Regional District
By-law No. 860, 1994

B-1 b)

- (e) Persons must apply for a Special Event Permit no less than 14 days prior to the Special Event.
- (f) Persons applying for a Special Event Permit must pay, at the time of application, the special event fee specified in Schedule 'B' and a damage deposit according to the scale established in Schedule 'B'.
- (g) The Administrator must issue a Special Event Permit to each person who completes an application, pays the special event fee and damage deposit and provides evidence of insurance, unless in the opinion of the Administrator the special event would pose an unreasonable risk to health and safety of the public.

4. **ENFORCEMENT**

The Manager, the Administrator and any By-law Enforcement Officer of the Regional District are authorized to enforce this By-law.

5. **PENALTIES**

- (a) Any person who is found guilty of an offence under this by-law shall be liable upon summary conviction to a fine to a maximum of five thousand dollars (\$5,000.00), plus the costs of prosecution.
- (b) Each day that a violation of this by-law continues or is allowed to continue constitutes a separate offence.

6. **SEVERABILITY**

If any section, subsection, sentence, clause or phrase of this by-law is for any reason held to be invalid by the decision of a court of competent jurisdiction, the remainder of this by-law will remain in full force and effect.

7. **SCHEDULES**

The Schedules attached to this by-law form part of this by-law.

3
1 b

Peace River Regional District
By-law No. 860, 1994

B-1. b

8. **REPEAL**

By-law No. 528, 1987 being "Parks Regulation By-law No. 528, 1987" is hereby repealed.

9. **TITLE**

This by-law may be cited as "Parks Regulation By-law No. 860, 1994".

READ A FIRST TIME THIS 23rd DAY OF June, 1994.

READ A SECOND TIME THIS 23rd DAY OF June, 1994.

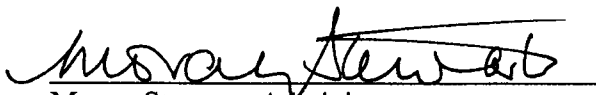
READ A THIRD TIME THIS 28th DAY OF July, 1994.

Approved by the Minister of Environment, Lands and Parks this 14th day of October, 1994.

RECONSIDERED, FINALLY PASSED AND ADOPTED THIS 27th day of October, 1994.

CERTIFIED A TRUE AND CORRECT COPY
of "Parks Regulation By-law
No. 860, 1994".

THE CORPORATE SEAL of the
Peace River Regional District
was hereto affixed in the presence of:

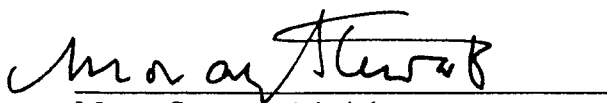

Moray Stewart, Administrator


Joe Judge, Chairman


Moray Stewart, Administrator

I HEREBY CERTIFY THE FOREGOING to be a true and correct copy of By-law No. 860, 1994, cited as "Parks Regulation By-law No. 860, 1994" as read a third time by the Regional Board of the Peace River Regional District at a meeting held on the 28th day of July, 1994.

Dated at Dawson Creek, B.C. this 29th day of July, 1994.


Moray Stewart, Administrator

4
0 1 2

B-1

SCHEDULE 'A'

LIST OF PARKS

- Bear Mountain Park
- Beatton River Park
- Blackfoot Park
- Buick Creek Recreation Grounds
- Cache Creek Community Club House and Grounds
- Chetwynd and District Recreation Centre Grounds
- Copeland Beach
- Fey Spring (Goodlow)
- Golata Creek Community Hall and Recreation Grounds
- Jackfish Recreation Grounds (Long Lake)
- Minaker River Recreation Grounds
- Moberly Lake Community Grounds
- Moose Creek Gymkhana Grounds
- Montney Centennial Park
- North Peace Fall Fair Grounds
- Pouce Coupe Regional Park
- Romedo Spring (Buick Creek)
- Rose Prairie Curling Rink Grounds
- Spencer Tuck Park
- Tomslake Recreation Grounds
- Upper Halfway Community Hall
- Watson Spring (Bear Flats)
- Wonowon Community Hall/Rodeo Grounds and Playground

5
0.11

Peace River Regional District
By-law No. 860, 1994

B-1 h

SCHEDULE 'B'

LIST OF FEES

1. Camping Fees

Pouce Coupe Regional Park	\$ 5.00 per night
All other Parks	No Regional District charge
Electrical fees	\$ 5.00

2. Special Events

Group Picnic at Pouce Coupe Regional Park	\$ 10.00 per day
Group Picnic at all other Parks	No Regional District charge
Concession Booth in Pouce Coupe Regional Park	\$ 10.00 per day if operated by non-profit society
	\$ 50.00 per day if operated for profit
Concession Booth in all other Parks	No Regional District charge
Other Special Events in Pouce Coupe Regional Park	\$ 50.00 per day
Other Special Events in all other Parks	No Regional District charge

3. Damage Deposit

<u>Number of Persons anticipated to attend</u>	<u>Damage Deposit</u>
Fewer than 50	\$ 100.00
51 - 100	\$ 250.00
101 - 250	\$ 500.00
251 - 500	\$1,000.00
501 - 1000	\$1,500.00
over 1000	\$2,000.00

6
B-1 h

B-1b)

SCHEDULE 'C'

CAMPING PERMIT

Name of Park	Campsite Number
Name of Person	(the "Park User")
Number of Persons in Party	
Vehicle Licence	Province/Territory/State
Description of Camping Unit:	
Tent	Tent trailer
Motorhome	Truck Camper
Trailer	Other
Number of Nights	Expiry Date 12:00 noon of
	Fee Paid \$
I agree to use the Park in compliance with the following Rules and Regulations, which are part of this Permit, and those posted throughout the Park. I assume all risk of death, personal injury, property loss and damage and other loss and damage from my use of the Park.	
Dated the _____ day of _____, 19 _____	
_____ Signature of Park User	
Permit issued by _____	
for Peace River Regional District	

A-1b)

B-1 b

SCHEDULE 'C' - CONTINUED

RULES AND REGULATIONS - Governing Use of the Park

1. No person may camp or place any camping unit in the Park except at a campsite.
2. Payment of the camping fee entitles the Park User to occupy a campsite from 12:00 noon on the day of payment until 12:00 noon of the following day.
3. Persons who are not registered as occupants of a campsite are not permitted to occupy, visit or frequent any campsite between the hours of 11:00 p.m. and 7:00 a.m.
4. A Camping Permit cannot be transferred or assigned to anyone else.
5. All persons occupying a campsite must keep all equipment and camping units within the boundaries of the campsite.
6. No person shall deposit any garbage, refuse, sewage, bottles, cans, waste, liquid refuse or other debris or material except in a receptacle or pit designated for that purpose.
7. Every person must leave their campsite in a neat, clean and tidy condition.
8. No person shall let off or discharge any water so that it runs waste from any hydrant, water main, stand pipe, faucet or fountain.
9. No person shall put or deposit any injurious, noxious or offensive matter in any watercourse or receptacle for water or commit any nuisance or damage to any water works.
10. No person shall camp in the Park for more than fourteen consecutive nights.
11. No person shall use any privy or toilet in any camping unit which is not equipped with a holding tank.
12. No person shall deposit the contents of a holding tank except in a place designated for that purpose.
13. All persons must use the outhouses and restrooms established in the Park and no person shall defecate or urinate in any other place.
14. No person shall break, cut, root up or otherwise damage any tree, shrub, flower, fern, moss or other growth in the Park.
15. No person shall deface, remove or damage any gate, fence, building or other structure or property in the Park.
16. All persons shall control animals in their control or custody so that they do not roam at large or disturb others with noise. All animals must be kept on a leash no longer than 3 metres in length.

B-1

SCHEDULE 'C' - CONTINUED

Page 3 of 3

RULES AND REGULATIONS - Governing Use of the Park

17. No person shall behave in a noisy or disorderly manner or engage in any activity which might disturb the peace and enjoyment of others.
18. No music or other noise of any kind is permitted between the hours of 11:00 p.m. and 7:00 a.m.
19. No person shall sell or display any goods or merchandise or carry on any commercial activity in the Park.
20. No person shall hunt or discharge or carry any loaded firearm, bow or crossbow.
21. No person shall discharge any fireworks or other explosive device.
22. No person shall kill, hurt, molest or disturb any wild animal or bird or permit an animal in his custody or control to do so.
23. Unless otherwise posted, no person shall operate a motor vehicle at a speed greater than 10 kilometres per hour.
24. Motor vehicles may be operated only on roadways, campsites and parking areas within the Park.
25. No person shall operate an unlicensed vehicle or all-terrain vehicle within the Park unless there are signs posted which permit such operation.
26. No person shall obstruct traffic within the Park.
27. All persons must obey the orders of the Park Manager.
28. No person shall hinder or interrupt the Park Manager or any employee or contractor of the Regional District.
29. No person shall make or ignite any fire except in such areas or facilities which are designed for that purpose.
30. All persons must comply with provincial and federal laws, particularly those governing the consumption of alcohol.
31. Persons who fail to comply with the Rules and Regulations governing the use of the Park may be evicted by the Park Manager.

B-7

SCHEDULE 'D'
SPECIAL EVENT PERMIT APPLICATION

** This form is to be used for group picnics, concessions, fairs, parades, weddings and any other special event to be held in a Regional District Park. Complete all the blanks which are applicable.

Name of Group applying for Permit _____ (the "Permit Holder")						
Address of Permit Holder						
Name and Address of Individual accepting responsibility for Permit (the "Applicant") _____ (include postal code)						
Telephone Number:						
Type/Date of Event			Description of Event			
Any previous problems?			Number of Years Event held?			
Name of Park			Date and time requested			
Number of Participants			Number of Spectators			
Included in this Event will be:		YES	NO		YES	NO
Alcoholic Beverages				Entertainment		
Food Preparation				Exhibitions/Demonstrations		
Merchandise or Food Selling				Amplified Music/Speeches Fireworks		
Temporary Structures (stages/tents/seating)				Beer Garden		
Other (explain)						

If "YES" is answered to any of the previous questions, please attach a brief explanation.

If a Parade, complete this Section also:	
Number of Units in Parade?	On street?
Assembly Area (attach sketch)	On Sidewalk?
Dispersal Area (attach sketch)	Route

2.1 d

B-1

**SCHEDULE 'D'- CONTINUED
SPECIAL EVENT PERMIT APPLICATION**

If a Concession, complete this Section also:	
Is this a Commercial Operation:	YES _____ NO _____
Is this a Non-profit Operation:	YES _____ NO _____
Hours of Operation: Dates of Operation:	Total Number of Days of Operation:
In consideration of the Peace River Regional District issuing a Special Event Permit, the Applicant has read and agrees that the terms and conditions set out below form part of this Permit and agrees that the Permit Holder and its officers, employees, members, agents, licensees and invitees will comply fully with and be bound by these terms and conditions.	
The Applicant warrants and represents to the Peace River Regional District that he has the power, authority and capacity to enter into this agreement on behalf of the Permit Holder and to bind the Permit Holder by his signature.	
Insurance requirements for Special Events The Peace River Regional District requires the following minimum liability insurance from any applicant proposing to use Regional District Parks or properties for Special Events: a) Inclusive limit of \$2,000,000 P.L. and P.D.; b) Cross liability clause (see Item 4 Terms and Conditions); c) The Peace River Regional District and _____ to be named as additional insureds for duration of the Event.	
Confirmation that the necessary insurance has been obtained must be submitted to: Peace River Regional District Box 810, 1981 Alaska Avenue, Dawson Creek, BC V1G 4H8 Telephone: 782-5891; Fax: 782-2718	
Dated this _____ day of _____, 19 _____	
_____ Signature of Applicant on behalf of the Permit Holder	

B-1

SCHEDULE 'D' - CONTINUED

TERMS AND CONDITIONS

1. A damage deposit will be collected. The damage deposit will be refunded after the event only if the Peace River Regional District is satisfied that there has been no damage to its Parks and property and the special event area has been cleaned and restored to its original condition.
2. The Permit Holder must leave the Park in a neat, clean, tidy and undamaged condition. Failure to do may result in an additional charge being levied over and above the forfeiture of the damage deposit. The Permit Holder must report any damage promptly to the Regional District.
3. The Park is to be used and the Special Event to be held at the Permit Holder's own risk and liability. The Peace River Regional District accepts no responsibility for any accidents, losses or harm which may occur and the Permit Holder releases the Peace River Regional District from any claims and demands it may have which may relate to the Special Event, the permit for it or the Park.
4. The Permit Holder hereby indemnifies and saves harmless the Peace River Regional District from all costs, losses, damages, claims and other harm of any kind, including that relating to death, bodily injury, property loss and damage, economic loss, and any other loss or damage of any kind which the Regional District may suffer which is in any way connected with or arises from the Special Event authorized by this Permit or the Permit Holder's use of the Park.
5. If the Special Event will be attended by more than 100 people or if alcohol will be permitted, then the Permit Holder must take out a policy of comprehensive general liability insurance, in a form satisfactory to the Peace River Regional District, with the Peace River Regional District as a named insured, in an amount of not less than \$2,000,000.00 per occurrence, proving coverage for death, bodily injury, property loss and damage and all other possible liability related to the Special Event.
6. This Permit is personal to the Permit Holder and cannot be transferred or assigned.
7. The Permit Holder must use the Park with care and in a manner which does not unreasonably interfere with the general public's enjoyment of the Park and in consideration of public health, welfare, safety and recreation.
8. The Permit Holder is responsible for ensuring that persons attending the Special Event conduct themselves in an orderly manner. Two competent and trustworthy adult persons must be present at all times and responsible for the conduct of the Special Event.
9. Vehicles must be parked only in designated parking areas. There is to be no interference with normal traffic flow.
10. The Permit Holder represents and warrants to the Regional District that its activities will not include any unlawful activities, violence, crime or disorderly conduct.

B-d

SCHEDULE 'D' - CONTINUED

TERMS AND CONDITIONS

- continued -

- 11. The Permit Holder to comply with all federal, provincial and local government statutory requirements, in particular those governing noise and the use of alcohol.
- 12. This Permit is subject to the Province's ownership of parks and any restrictions which may be placed by the Province on the Regional District's possession and control of parks.
- 13. The Peace River Regional District reserves the right to revoke this Permit if the Permit Holder does not comply with the terms and conditions of this Permit.
- 14. References in this Permit to the Regional District include its officers, employees, elected officials, agents and others and references in this Permit to the Permit Holder include its members, officers, employees, agents and invitees.
- 15. This Permit will enure to benefit of and be binding on the Permit Holder and the Regional District and their respective heirs, executors, administrators, successors and permitted assigns.

FOR REGIONAL DISTRICT USE ONLY

PERMIT FEE RECEIVED: \$ _____

DAMAGE DEPOSIT RECEIVED: \$ _____

Date Peace River Regional District

AMOUNT OF DAMAGE DEPOSIT TO BE REFUNDED: \$ _____

REASON IF ENTIRE DAMAGE DEPOSIT NOT REFUNDED:

Date Peace River Regional District



B-1(a)

OCT 14 1994



Joe Judge, Chair,
and Directors
Peace River Regional District
PO Box 810
Dawson Creek BC V1G 4H8

Dear Joe Judge and Directors:

I am in receipt of a letter dated July 29, 1994, addressed to Thomas Gunton, Deputy Minister, from Janet St. Julian, Secretary - Legislative Services, regarding Bylaw No. 860, 1994.

It is with pleasure that I approve the adoption of Bylaw No. 860, 1994, pursuant to Section 4 of the *Park (Regional) Act*, authorizing the Regional District to make rules and regulations relating to its community and regional parks.

When the Board has reconsidered and adopted this bylaw, please arrange for two certified copies to be sent to Louise Goulet, Manager, System Planning and Policy, Ministry of Lands and Parks, 800 Johnson Street, Victoria, British Columbia, V8V 1X4. Enclosed are your two original copies of the bylaw.

Yours truly,

Moe Sihota
Minister

Enclosure

cc: Louise Goulet, Manager
System Planning and Policy

B-1(a)