

CITY OF ABBOTSFORD

CONSOLIDATED GOOD NEIGHBOUR BYLAW, 2003

Bylaw No. 1256-2003

Page i

AMENDMENTS

<u>No.</u>	<u>Date Adopted</u>	<u>Description</u>
1443-2005	2005 04 18	Prohibits fighting in public, throwing objects which are dangerous to the public, harassing a minor and adds provisions/fees for excessive nuisance abatement calls and other housekeeping changes
1573-2006	2006 06 19	Exempts the ringing of church bells from noise regulations, regulates and prohibits graffiti on public infrastructure, and changes time frame for construction noise and other housekeeping changes

I hereby certify this to be
a consolidated copy of
Bylaw No. 1256-2003, as at
_____, 2005.

Evelyn Storrier
Manager of Administration

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The Council of the City of Abbotsford, in open meeting assembled, ENACTS
AS FOLLOWS:

PART I - INTERPRETATION

- 1.1 Bylaw No. 1256-2003 may be cited as “Good Neighbour Bylaw, 2003”.
- 1.2 Words or phrases defined in the British Columbia *Interpretation Act*, *Motor Vehicle Act*, *Community Charter* or *Local Government Act* or any successor legislation, shall have the same meaning when used in this Bylaw unless otherwise defined in this Bylaw or the context otherwise requires. (B/L 1573-2006)
- 1.3 Schedules “A” – “E” contain definitions of terms used in this Bylaw.
- 1.4 In this Bylaw, unless the context otherwise requires, the singular shall include the plural and the masculine includes the feminine gender.
- 1.5 The headings contained in this Bylaw are for convenience only and are not to be construed as defining, or in any way limiting, the scope or the intent of the provisions of this Bylaw.
- 1.6 If any part of this Bylaw is for any reason held invalid by any court of competent jurisdiction, the invalid portion shall be severed and the severance shall not affect the validity of the remainder.

PART II - STREET NUISANCES

Restrictions on Panhandling

- 2.1 Schedule “B” contains definitions of terms used in Part II of this Bylaw.
- 2.2 No Person shall Panhandle within 10 meters of:
 - (a) an entrance to a bank, credit union or Trust Company;
 - (b) an Automated Teller Machine;
 - (c) a Bus Stop;
 - (d) a bus shelter; or
 - (e) the entrance to any liquor store.

- 2.3 No Person shall Panhandle from an occupant of a motor vehicle which is:
- (a) parked;
 - (b) stopped at a Traffic Control Signal; or
 - (c) standing temporarily for the purpose of loading or unloading.
- 2.4 No Person shall Panhandle after sunset on any given day.
- 2.5 No Person shall sit or lie on a Street for the purpose of Panhandling.
- 2.6 No Person shall continue to Panhandle from a Person, or follow a Person, after that Person has made a negative response.

Use of Highways

- 2.7 No Person shall:
- (a) urinate or defecate on a Highway or Other Public Place;
 - (b) impede or obstruct any other Person on a Highway or Other Public Place, excluding lawful picketing as provided in the BC Labour Code;
 - (c) stand or congregate on a Highway or Other Public Place in such a manner as to impede or obstruct the free movement of other Persons or vehicular traffic;
 - (d) camp or erect a tent or other camping facilities on a Highway or Other Public Place;
 - (e) sleep in any vehicle located on a Highway or Other Public Place;
 - (f) swear or use indecent, obscene, blasphemous or grossly insulting language on or about a Highway or Other Public Place;
 - (g) carry on any obscene, lewd or indecent activity on a Highway or Other Public Place;
 - (h) cast, project or throw any stone, ball of snow or ice or other object in any manner which is dangerous to the public, or use any compressed air gun, bow or arrow, catapult or other such device on any Highway or Other Public Place; (B/L 1443-2005)

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- (i) participate in a fight or other similar physical confrontation in any Highway or Other Public Place; or (B/L 1443-2005)
 - (j) in any Highway or Other Public Place, repeatedly communicate, either directly or indirectly, with any Minor in a way that causes the Minor to feel Harassed. (B/L 1443-2005)

PART III - LITTERING

3.1 Schedule “C” contains definitions of terms used in Part III of this Bylaw.

Dog Faeces

3.2 No Owner, except those certified as being legally blind, shall cause, allow or suffer any Dog to leave or deposit Faeces on any Highway or Other Public Place or private property other than the property of the Owner, without immediately taking action to remove such Faeces and to dispose of the Faeces in an approved and sanitary manner on the property of the Owner.

Litter

3.3 No Person shall deliver circulars, pamphlets, handbills or papers to or within any Real Property or building located on the Real Property, unless such deliveries are deposited within a receptacle provided by the owners or occupiers of the Real Property or building.

3.4 No Person shall deposit or throw bottles, broken glass, circulars, pamphlets, handbills, paper or other litter, rubbish or trash in any open place.

PART IV - NOISE REGULATION

Noise Restrictions

4.1 Schedule “D” contains definitions of terms used in Part IV of this Bylaw.

Exemption (B/L 1573-2006)

4.2 This Part shall not apply to:

- (a) the operation of emergency vehicles;
- (b) the emergency repair of a public Highway;
- (c) operations of a public utility;
- (d) Peace Officers acting in the course of their duties;
- (e) lands within the boundaries of the Abbotsford Airport;

- (f) events held under authority of a Special Event Permit issued by the City;
- (g) the operation of farm vehicles during planting and harvesting; and
- (h) the ringing of church bells. (B/L 1573-2006)

4.3 No Person shall make or cause, or permit to be made or caused, any Noise in or on a public or private place which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of any Person or Persons in the neighbourhood or vicinity.

4.4 No Person, who is the owner or occupier of Real Property, shall allow or permit such Real Property to be used in such a manner that Noise emanating from the Real Property disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of any Person or Persons in the neighbourhood or vicinity.

4.5 No Person shall operate any radio, stereophonic equipment or other instrument, or any apparatus for the production or amplification of sound either in or on private premises or in any Highway or public place in such a manner as to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of the neighbourhood or of Persons in the vicinity.

4.6 No Person shall own, keep, or harbour any animal or bird which, by its cries, unduly disturbs the peace, quiet, rest, enjoyment, comfort, convenience or tranquility of the surrounding neighbourhood, Persons in the vicinity or the public at large.

Construction and Garbage Collection Noise (B/L 1573-2006)

4.7 No Person shall, before 7:00 a.m. on any day from Monday to Saturday when such day is not a Statutory Holiday, or before 9:00 a.m. on any Sunday or Statutory Holiday, and after 9:00 p.m. on any day, construct, erect, reconstruct, alter, repair or demolish any building, structure or thing or excavate or fill in land in any manner which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of the neighbourhood or of Persons in the vicinity. (B/L 1573-2006)

4.8 No Person shall, before 6:00 a.m. on any day from Monday to Saturday when such day is not a Statutory Holiday, or before 9:00 a.m. on any Sunday or Statutory Holiday, and after 10:00 p.m. on any day, operate a garbage truck which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of the neighbourhood or of Persons in the vicinity.

Power Tools and Model Airplanes

- 4.9 No Person shall, before 8:00 a.m. and after 10:00 p.m. on any day, use or operate any power gardening tool or other power tool or machine or any model airplane, boat or car powered by an internal combustion, turbine or rocket engine.

Public Address Systems

- 4.10 Except for sports announcements at the grounds where such sports are being played, no Person shall operate any outdoor public address system at any time from any vehicle, Real Property, place or premises without the permission of the Council.

Commercial or Industrial Operations

- 4.11 Every owner or operator of an industrial or commercial business which generates a Continuous Noise of a level that disturbs the occupants of the neighbourhood or Persons in the vicinity shall, at the request of the City, supply the City with:
- (a) a report prepared by an Independent Sound Consultant recommending methods to abate the Noise; and
 - (b) a letter of certification sealed by the Independent Sound Consultant that the methods approved by the City for the abatement of Noise have been fully implemented.

Motor Vehicle Noise

- 4.12 The following Noises are, in the opinion of the Council of the City of Abbotsford, unnecessary, objectionable or liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public:
- (a) the squeal of a tire on a Road Surface made by a motor vehicle which is accelerating, stopping or changing direction;
 - (b) a loud, roaring or explosive sound emitted by a motor vehicle;
 - (c) the amplified sound of a radio, television, CD-player or other sound playback device or amplification equipment, or the sound of a musical instrument, that emanates from a motor vehicle and can easily be heard by someone outside the motor vehicle;

- (d) the sound of the diesel engine of a bus, truck or other vehicle which has been idling or otherwise running continuously for more than three minutes at the same location, except that this clause shall not apply where the bus is located within a garage or depot intended for its long-term parking;
- (e) the sound of an automobile security system which is made, either continuously or intermittently, for a period exceeding three (3) minutes or the sound of an automobile security system, but not including its activation status signal, which is made more than three (3) times in a 24-hour period;
- (f) the sound of a horn or other warning device on a motor vehicle used for any purpose other than as an audible warning incidental to the safe operation of the motor vehicle;
- (g) the sound of a brake or other type of engine brake on a motor vehicle used or operated for any purpose other than as an emergency braking device incidental to the safe operation of the motor vehicle.

4.13 No Person shall make or cause to be made, any objectionable, unnecessary or disturbing Noise set forth in Section 4.12 or operate a motor vehicle so as to cause any objectionable, unnecessary or disturbing Noise set forth in Section 4.12 contrary to Division 7A of the *Motor Vehicle Act Regulations*, B.C. Reg. 26/58.

4.14 The prohibitions contained in Section 4.12 shall not apply to participants in a special event or parade provided it has first been authorized under a permit issued by the City.

PART V - PROPERTY MAINTENANCE

5.1 Schedule "E" contains definitions of terms used in Part V of this Bylaw.

Graffiti (B/L 1573-2006)

5.2 No Person shall place Graffiti, or cause Graffiti to be placed, on any wall, fence or other structure, improvement or thing located in any Highway or Other Public Place. (B/L 1573-2006)

5.3 No Person shall place Graffiti, or cause Graffiti to be placed, on any wall, fence, building or structure that is located on Real Property and adjacent to a Highway or Other Public Place.

Unightly Premises (B/L 1573-2006)

- 5.4 No owner of Real Property shall permit the Real Property to become or remain unsightly or permit water, rubbish or noxious, offensive, or unwholesome matter to collect or accumulate around that Real Property.
- 5.5 Every owner of Real Property shall keep the Real Property clear of brush, trees, Noxious Weeds or other growths and prevent infestation by caterpillars and other noxious or destructive insects and clear the Real Property of such insects.
- 5.6 Every owner of Real Property, or of any wall, fence or other structure, improvement or thing located in a Highway or Other Public Place, shall remove or cause to be removed any unsightly accumulations of Graffiti, filth, Discarded Materials, brush, trees, vines, Noxious Weeds or other growths, cuttings or rubbish of any kind on a regular basis, or when ordered to do so by the City. (B/L 1573-2006)

Boulevard Maintenance

- 5.7 Every owner or Occupier of Real Property shall maintain in a clean, tidy and well-kept condition every Boulevard fronting on the Real Property and, without limiting the generality of the foregoing, shall:
- (a) remove accumulations of filth, rubbish, Discarded Materials, hazardous objects and other materials which obstruct a Drainage Facility;
 - (b) keep grassed areas trimmed and free of Noxious Weeds;
 - (c) keep landscaping trimmed so that driveway and intersection Sight-Distances are unobstructed;
 - (d) keep landscaping from encroaching over paved Roadways or gravel shoulders;

except that where the Real Property is a through lot abutting both an Arterial Road and an internal street that runs approximately parallel to the Arterial Road, the owner or Occupier need not maintain the Boulevard fronting the Arterial Road unless the front of the house faces such Arterial Road.

Sidewalks and Pedestrian Facilities

5.8 Every owner or Occupier of Real Property shall:

- (a) remove snow or ice from any sidewalk or footpath bordering that Real Property not later than 12:00 noon the day following the accumulation of snow or ice; and
- (b) remove snow or ice from the roof or other part of any structure on Real Property adjacent to or abutting any portion of any Boulevard or Roadway;
- (c) remove rubbish from every Pedestrian Facility bordering the Real Property;
- (d) keep landscaping from encroaching over a sidewalk, from ground level to a height of 2.4 metres;

except that where the Real Property is a through lot abutting both an Arterial Road and an internal street that runs approximately parallel to the Arterial Road, the owner or Occupier need not remove the snow or ice as required herein with respect to the Boulevard that fronts the Arterial Road, unless the front of the house faces such Arterial Road.

5.9 No Person shall:

- (a) willfully injure or damage any Boulevard or any tree, shrub, plant, bush or hedge on any Boulevard;
- (b) erect any sign, fence, wall or other structure on any Boulevard, except with written permission of the City;
- (c) apply a Pesticide or Herbicide to any Boulevard; or
- (d) dispose of any vegetation cuttings, rubbish, Discarded Materials or any liquid or solid waste on any Boulevard or in any Drainage Facility.

Rental Premises

5.10 Every owner of Residential Premises or Residential Property subject to a Tenancy Agreement shall:

- (a) maintain the physical condition and structural repair of the Residential Premises or Residential Property to the health, life safety and fire protection standards of the *British Columbia Building Code* and the City of Abbotsford Fire Prevention Bylaw; and

- (b) maintain the general appearance and repair of the Residential Premises or Residential Property to the standards of other similar properties in the neighbourhood.

Vacant Premises

- 5.11 No owner of Real Property shall cause or create a nuisance, or permit a nuisance to be caused or created by allowing a vacant building on the Real Property to fall into such a state of disrepair that it becomes unsightly or creates a hazard, danger, nuisance or inconvenience to the general public.

Compliance Orders (B/L 1443-2005)

- 5.12 If, in the opinion of the Director, the owner of Real Property or other responsible Person fails to comply with a requirement of this Bylaw, the Director may issue an order requiring that the owner or other responsible Person bring the Real Property into compliance with the provisions of this Bylaw within such time as the Director considers appropriate in the circumstances. (B/L 1443-2005)

- 5.13 If the owner or other responsible Person fails to comply with the Director's order within the time period specified in such notice, the City, by its workers or others, may, at all reasonable times and in a reasonable manner, enter the Real Property and bring about such compliance at the cost of the defaulting owner or other responsible Person. Such costs shall consist of all costs and expenses incurred by the City to achieve compliance with this Bylaw including, without limitation, administrative costs, costs to attend property by City employees or its contractors and the costs of removal, clean up and disposal. (B/L 1443-2005)

- 5.14 If an owner or other responsible Person defaults in paying the cost referred to in Section 5.13 to the City within 30 days after receipt of a demand for payment from the City, the City may either recover from the owner or other responsible Person, in any court of competent jurisdiction, the cost as a debt due to the City, or direct that the amount of the cost be added to the Real Property tax roll as a charge imposed in respect of work or service provided to the Real Property of the owner. (B/L 1443-2005)

- 5.15 Service of the order referred to in Section 5.12 will be sufficient if a copy of the order is:

- (a) served personally or mailed by prepaid registered mail to the owner of the Real Property as shown on the current year's real property assessment roll; and
- (b) either posted on the Real Property or delivered to the Occupier of the Real Property. (B/L 1443-2005)

PART VI - ENFORCEMENT AND PENALTY

Enforcement

6.1 The provisions of this Bylaw may be enforced by any Bylaw Enforcement Officer.

Penalty

6.2 Every Person who contravenes or violates any provision of this bylaw, or who suffers or permits any act or thing to be done in contravention or in violation of any provision of this bylaw, or who neglects to do or refrains from doing anything required to be done by any provision of this bylaw, commits an offence and, upon conviction, shall be liable to a fine or penalty as provided by the *Offence Act* and, where the offence is a continuing one, each day the offence continues shall be a separate offence.

6.3 Where a Minor is convicted of violating Section 2.7(j) of this Bylaw, the parents or legal guardian of such Minor shall be liable to pay any fine imposed for such offence. (B/L 1443-2005)

Repeat Nuisance Service Calls (B/L 1443-2005)

6.4 Where Abbotsford Police Department or other City officials are required to respond to a Real Property for:

- (a) more than one Nuisance Service Call within a twenty-four (24) hour period; or
- (b) more than three Nuisance Service Calls within a twelve (12) month period;

the owner of the Real Property shall be liable to pay an Excessive Nuisance Abatement Fee in accordance with the amounts prescribed in Schedule "F" of this Bylaw for each additional Nuisance Service Call responded to at that same Real Property within the twelve (12) month period following the date of the Director's notice referred to in Section 6.6.

6.5 Despite Section 6.4, where legal title to a Real Property is transferred, Nuisance Service Calls made before the date that the new owner obtains legal title to the Real Property shall not apply to a determination under Section 6.4 of whether Excessive Nuisance Abatement Fees are payable. The new owner shall, in any event, be liable for all unpaid Excessive Nuisance Fees imposed against the Real Property in respect of past Nuisance Service Calls.

- 6.6 Before imposing an Excessive Nuisance Abatement Fee, the Director shall first provide written notice to the owner of the Real Property:
- (a) describing in reasonable detail the nature of the nuisance conduct, activity or condition that occurred, or was maintained or permitted in, on or near the Real Property; and
 - (b) advising the owner that Excessive Nuisance Abatement Fees will be imposed for each additional Nuisance Service Call to the same Real Property and that the imposition of such fees is in addition to the City's right to seek other legal remedies or actions for abatement of the nuisance.
- 6.7 Service of the notice referred to in Section 6.6 will be sufficient if the notice:
- (a) in the case of service on an individual, is served personally or mailed by prepaid registered mail to the address of the owner shown on the current year's real property assessment roll for the Real Property for which the notice is issued;
 - (b) in the case of service on a corporation, is served personally on a director, officer or manager of the corporation or by leaving it at or mailing it by prepaid registered mail to the registered office of the corporation.
- 6.8 Excessive Nuisance Abatement Fees shall be paid by the owner on receipt of an invoice from the City. If the amount of each invoice is not paid in full before the 31st day of December in the year received, on written notice to the owner, the amount shall be added to and form part of the taxes on the Real Property, as taxes in arrears.
- 6.9 An owner may, within 30 days of receipt of an invoice demanding payment of Excessive Nuisance Abatement Fees, require that Council reconsider the requirement to pay the Excessive Nuisance Abatement Fees, at which time the owner of the Real Property shall have an opportunity to be heard by Council.

PART VII - REPEAL

7.1 The following Bylaws of the City and their amendments are repealed:

- (a) Boulevard Maintenance Bylaw No. 3483, 1991;
- (b) Dog Manure Removal Bylaw No. 167-96;
- (c) Litter Control Bylaw No. 336-97.
- (d) Motor Vehicle Noise Abatement Bylaw No. 20-95;
- (e) Noise Regulation Bylaw No. 253-96; and
- (f) Unsightly Premises Bylaw No. 254-96.

READ A FIRST TIME this	11 th day of	August, 2003
READ A SECOND TIME this	11 th day of	August, 2003
READ A THIRD TIME this	11 th day of	August, 2003
ADOPTED this	25 th day of	August, 2003

I hereby certify this to be
a true copy of the original
bylaw

“Mary Reeves”

Mayor

Mary Elizabeth MacKenzie
Manager of

“Toireasa Strong”

Director of Administration
and Corporate Planning

SCHEDULE “A”

In this Bylaw, unless the context otherwise requires:

“Bylaw Enforcement Officer” means a Peace Officer, as defined in *the* British Columbia *Interpretation Act* and those Persons designated Bylaw Enforcement Officers in the City’s Municipal Ticket Information Bylaw to enforce the provisions of this Bylaw;

“City” means the City of Abbotsford or the area within the municipal boundaries as the context may require;

“Council” means the Council of the City of Abbotsford;

“Director” means the City’s Director of Administration and Corporate Planning or designate; (B/L 1443-2005)

“Excessive Nuisance Abatement Fees” include, but are not limited to the following costs and expenses incurred while responding to a Nuisance Service Call for the purpose of abating nuisance conduct, activity or condition:

- (1) the cost of Abbotsford Police Department and City staff salaries, including all fringe benefits;
- (2) the cost of using Abbotsford Police Department, Fire and City equipment and vehicles;
- (3) the administration costs incurred by the City to respond to a Nuisance Service Call and abate a nuisance; and
- (4) the cost of repairs to damaged City equipment, vehicles or property (B/L 1443-2005)

“Graffiti” includes one or more letters, symbols, writing, pictures or marks, however made, posted, scratched, painted or drawn on any structure or thing but does not include any of the following:

- (a) a sign, public notice or traffic control mark authorized by the Director of Engineering, a City bylaw or Provincial or Federal legislation; or
- (b) in the case of private property, a letter, symbol or mark for which the owner of the property on which the letter, symbol or mark appears has given prior, written authorization;

"Highway or Other Public Place" includes every street, road, land, boulevard, sidewalk, lane, bridge, viaduct and any other way open to public use and. any park, building, conveyance, private place or passageway to which the public has, or is permitted to have access or is invited;

"Noxious Weed" means any weed designated by regulation to be a Noxious Weed pursuant to the British Columbia *Weed Control Act*;

"Nuisance Service Call" means a City or Abbotsford Police Department response to and abatement of any activity, conduct or condition occurring on or near Real Property which substantially and unreasonably interferes with another Person's use and enjoyment of a public place or of Real Property occupied by that Person, or which causes injury to the health, comfort or convenience of an occupier of Real Property and which is caused by or arises from a Person's failure to comply with the requirements of this Bylaw; (B/L 1443-2005)

"Peace Officer" has the same meaning as in the British Columbia *Interpretation Act* and includes a Bylaw Enforcement Officer;

"Pedestrian Facility" means a structure for pedestrian use including a walkway, sidewalk, stairs, ramp, and curb letdown;

"Person" includes a natural Person, a company, corporation, partnership, firm, association, society, or party and the personal or other legal representatives of a Person to whom the context can apply according to law;

"Real Property" means land, with or without improvements so affixed to the land as to make them in fact and in law a part of the Real Property and includes, as the context requires, individual premises located on Real Property; (B/L 1443-2005)

"Roadway" means a portion of a Highway improved for use for vehicular travel;

"Traffic Control Signal" means a Traffic Control Signal as defined in the British Columbia *Motor Vehicle Act*.

SCHEDULE "B"

In Part II of this Bylaw, unless the context otherwise requires:

"Automated Teller Machine" means a device linked to a financial institution's account records which is able to carry out transactions, including, but not limited to, account transfers, deposits, withdrawals, balance inquiries, and mortgage and loan payments;

"Bus Stop" means a section of Street which is reserved for the loading and unloading of buses and where parking and stopping of all other vehicles is prohibited;

"Harassed" includes, but is not limited to, torment, trouble, worry, cause distress or pester continually; (B/L 1443-2005)

"Minor" means an individual under 19 years of age; (B/L 1443-2005)

"Panhandle" means to beg for, or, without consideration ask for, money, donations, goods or other things of value whether by spoken, written or printed word or bodily gesture for one's self or for any other Person but does not include soliciting by the holder of a permit issued by the City of Abbotsford;

"Street" means any Highway, Roadway, sidewalk, boulevard, place or way which the public is ordinarily entitled or permitted to use for the passage of vehicles or pedestrians and includes a structure located in any of those areas; and

"Trust Company" means an office or branch of a Trust Company to which *The Trust and Loans Companies Act* (Canada) applies and in which deposit accounts are held.

SCHEDULE “C”

In Part III of this Bylaw, unless the context otherwise requires:

“Dog” means any animal of the canine species;

“Faeces” means excrement of a Dog; and

“Owner” includes any Person who owns, has in their custody or control, or harbours any Dog, or is an occupant of a premise where a Dog is kept.

SCHEDULE “D”

In Part IV of this Bylaw, unless the context otherwise requires:

“Continuous Noise” means any Noise or sound continuing for a period of three minutes or more in any 15-minute period;

“Independent Sound Consultant” means a professional engineer, licensed to practice in the Province of British Columbia, with acoustical expertise;

“Noise” includes any loud outcry, clamour, shouting, disturbance or movement or any sound that is loud or harsh or undesirable;

“Road Surface” means gravel, asphalt, cement or material of any kind whatsoever placed upon any street, road, Highway, bridge, viaduct, lane, or any other way designed or intended for use by the general public for the passage of vehicles, and every private place or passageway to which the public, for the purpose of the parking or servicing of vehicles, has access or is invited.

SCHEDULE “E”

In Part V of this Bylaw, unless the context otherwise requires:

“Arterial Road” means an arterial Highway as classified under the British Columbia *Highway Act*;

“Boulevard” means the area of a Highway between the edge of the pavement or curb of the Roadway and the adjacent property line of the Highway;

“Discarded Materials” include all materials not in use for the construction or maintenance of a building situated on that property, appliances, unlicensed or inoperable motor vehicles or motor vehicle parts, machinery, firewood, unless it is neatly piled or stacked against a wall or fence, and all other chattels in a dismantled state or not in use for the purpose for which the manufacturer intended.

“Drainage Facility” includes Boulevard drainage inlet, catch basin grate, culvert headwall or lawn basin inlet;

“Herbicide” means any kind of material that is used to control Noxious Weeds;

“Occupier” means a Person who occupies Real Property but does not include the Occupier of a unit in an apartment, hotel or institution;

“Pesticide” means any kind of material that is used to control pests, fungi, and insects;

“Residential Premises”, “Residential Property” and “Tenancy Agreement” shall have the same meanings as in the *Residential Tenancy Act* of British Columbia; and

“Sight-Distance” means a clear line of vision between conflicting motorists, cyclists and pedestrians that allows sufficient time for safe maneuvers to be made without significantly affecting the conflicting traffic.

SCHEDULE "F" (B/L 1443-2005)

EXCESSIVE NUISANCE ABATEMENT FEES

1. Abbotsford Police Department Nuisance Service Call \$195.00/call
2. Abbotsford Fire Services Nuisance Service Callas prescribed
in the Administrative Fees Bylaw
3. Other city staff Nuisance Service Call \$70.00/hr or portion thereof