

TOWN OF PICTURE BUTTE  
BYLAW NO. 949-24

A BYLAW OF THE COUNCIL OF THE TOWN OF PICTURE BUTTE, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR THE CONTROL AND OPERATION OF PARKS, CAMPGROUNDS, AND PUBLIC LANDS.

WHEREAS the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta 2000, and amendments thereto, provides that a Council may pass bylaws relating to the people, activities and things in, on or near a public place or place that is open to the public;

AND WHEREAS the Municipal Government Act also provides that a Council may pass bylaws relating to the services provided by or on behalf of the municipality;

AND WHEREAS the Council of the Town of Picture Butte wishes to establish rules and regulations for the control and operation of its municipal lands and reserves, parks, open spaces, and campgrounds;

NOW THEREFORE, the Municipal Council of the Town of Picture Butte, hereby enacts as follows:

1. CITATION

1.1. This bylaw may be cited as the "Parks and Campgrounds Bylaw".

2. DEFINITIONS

2.1. In this bylaw:

1. "CAO" means the Chief Administrative Officer of the Town of Picture Butte, or designate;
2. "Council" means the Town of Picture Butte Council;
3. "Town" means the Town of Picture Butte, a municipal corporation in the Province of Alberta, and where the context so requires, means the area of land within the corporate boundaries thereof;
4. "Municipal Tag" means a document alleging an offence issued pursuant to the authority of a Bylaw of the Town;
5. "Enforcement Officer" means
  - a. A member of the Royal Canadian Mounted Police
  - b. A Community Peace Officer as appointed by the Solicitor General of Alberta;
  - c. A Bylaw Enforcement Officer as appointed by the Town to enforce bylaws of the Town;
6. "Violation Tag" means a notice or tag in the form as approved by the CAO, issued by the Town, allowing a voluntary payment option of a fine established under this Bylaw;
7. "Violation Ticket" means a ticket issued pursuant to Part 2 of the Provincial Offences Procedures Act, Revised Statutes of Alberta 2000, Chapter P-34 and any amendments or regulations thereto;
8. "Park" means land owned or controlled by the Town that is now or hereafter established, dedicated, set apart or designated, specified or made available for use by the public as a park, recreation area, campsite or picnic site, and includes any and all improvements situated thereon or therein;

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9. "Campground" means a park designated as a site on which daytime or overnight camping is permitted;
10. "Public Lands" means those lands designated with a public land use in the Town's Land Use Bylaw and deemed by Council as a space that is open to the public including trails;
11. "Highway, Vehicle, Motor Vehicle, and Motorcycle" shall respectively have the same meaning as are ascribed to them in the *Traffic Safety Act*;
12. "Camping Unit" shall mean:
  - a. a tent
  - b. a trailer
  - c. a tent trailer
  - d. a motor home
  - e. a van or
  - f. a truck camperused by a person as shelter equipment while camping;
13. "Park Attendant" means an employee of the Town of Picture Butte or an individual appointed by Council to monitor activities within a park or campground

### 3. PARK DESIGNATIONS

- 3.1. Council hereby designates the land involved in parcels PARCEL L;5747FV, PARCEL M;5747FV, and 13;5655HM as the "Regional Park" inclusive of the following facilities:
  - 3.1.1. Picture Butte Campground
  - 3.1.2. Harry Watson Memorial Ballpark
  - 3.1.3. Picture Butte Off-Leash Dog Area
- 3.2. Council hereby designates the land involved with parcel R1;2;7811382 as the "Lions Memorial Park" inclusive of the following facilities:
  - 3.2.1. Lions Park Building
  - 3.2.2. Picture Butte Outdoor Arena
  - 3.2.3. Lions Park Picnic Shelter

### 4. PROHIBITIONS

- 4.1. No person shall, while in a Park, Campground, or on Public Lands:
  - 4.1.1. Injure, damage or deface in any way or tamper with anything in such Park, Campground or Lands including without limiting the generality of the foregoing, trees, shrubs, hedges, flowers, lawn, buildings, plumbing, heat or light fixtures, walls, fences, gates, signs, benches, playground equipment, exhibits, animals and included all improvements situated thereon or therein;
  - 4.1.2. Enter any area posted as a prohibited area for either motor vehicles, campers or pedestrians;
  - 4.1.3. Start a fire, except in fireplaces provided for such purposes and except in a barbecue or other portable fire appliance in an area of such Park and Campground specifically designated for such purpose;
  - 4.1.4. Cause, permit or allow any owned livestock or domestic animal under their control to be in such park or campground, other than a dog or cat. Such dog or cat shall be on a leash at all times, and the owner shall be responsible for picking up the animal's feces.
- 4.2. No person shall cause, permit or allow any other person under their control to do anything prohibited by this Bylaw.
- 4.3. No person shall litter as specifically stated in the *Litter Act, Provincial Status*.
- 4.4. No person shall:

- 4.4.1. Use or operate any radio, television, record player or other music reproduction system in such a manner as to interfere with or lessen the use of enjoyment of the Park and Campground by any other person.
- 4.4.2. Discharge any fireworks or related similar apparatus.
- 4.5. No person shall act in a way that in the opinion of the Enforcement Officer is disorderly, dangerous, or offensive, including but not limited to: excessive and loud use of offensive language, drunkenness, nudity, and violent behavior.
- 4.6. No person shall defecate or urinate in a Park except in designated facilities.
- 4.7. Nothing in this Bylaw shall prevent any employee or agent of the Town from performing his lawful duties.

## 5. CAMPING

- 5.1. No person shall camp overnight in a park or recreation area except in an area designated for that purpose, unless a person is otherwise authorized by the Town.
- 5.2. All campers are required to register and provide payment using the self-registration system provided within 2 hours of occupying campsite.
- 5.3. Only one camping unit is allowed per site, unless a person is otherwise authorized by a Park Attendant.
- 5.4. Quiet hours are in effect from 11:00 pm to 7:00 am every day of the week.
- 5.5. No alcohol or cannabis use is permitted off the campsite.
- 5.6. Speed limit within the park is 20 km/hour. All signs must be obeyed.
- 5.7. No person shall stay in the campsite longer than 14 consecutive nights without seeking permission from the Town.
- 5.8. The Park Attendant or Enforcement Officer may use his/her discretion to refuse admittance to any patron or may request patrons to leave the park, when an infraction of the Bylaw occurs.
- 5.9. All campers are required to abide by the current fee structure that exists for campsites, serviced, unserviced and overflow.
- 5.10. Overflow camping is designated by the Park Attendant and all camping units are required to pay the same fee structure that exists for the campground.
- 5.11. On expiry or cancellation of paid camping term, the occupant shall vacate the campsite and remove all shelter, equipment and other property and ensure the site is left in a clean and orderly manner.

## 6. ANIMALS

- 6.1. A person may bring a dog:
  - 6.1.1. Into a Park, Campground, or Public Lands so long as the dog remains on a leash at all times.
  - 6.1.2. Into an area so designated by signage permitting dogs on a leash.
  - 6.1.3. Off-leash in designated off-leash area of a Park, Campground, or Public Lands.
- 6.2. The person in control of the dog shall immediately clean up fecal waste and dispose of it sanitarily in an accepted dog waste receptacle.
- 6.3. Regulations for the use of off-leash dog areas include:
  - 6.3.1. No animals other than dogs may be brought into the fenced area.
  - 6.3.2. All dogs must be leashed until safely inside the dog park and returned to a leash prior to exiting.
  - 6.3.3. Dog owners must remain in the fenced area while their dogs are using the dog park. Owners must be in view of their dogs and have voice control at all times.
  - 6.3.4. Choke, spike, chain or pinch collars are not allowed in the off-leash area.
  - 6.3.5. Professional dog trainers are not permitted to use the dog park to conduct their business.

- 6.3.6. Children accompanying dog owners must be strictly supervised and spectators should remain outside the fenced area.
- 6.3.7. Aggressive dogs, female dogs in heat and sick dogs are not allowed in the off-leash area. Owners must immediately leash and remove dogs from the off-leash area at the first sign of aggressive behavior.
- 6.3.8. Dogs must have a current Town of Picture Butte license and have all vaccinations up to date. Current license and rabies tags must be worn on the dog's collar at all times.

## 7. POWERS OF THE ENFORCEMENT OFFICER

- 7.1. For the purposes of administering this Bylaw, the Enforcement Officer may:
  - 7.1.1. Enter on and inspect any land, road, highway, structure or work in a Park, Campground or Public Lands.
  - 7.1.2. Order any person in a Park, Campground or Public Lands to cease or refrain from any action, omission, or conduct that in the opinion of the Enforcement Officer is dangerous to life or property or detrimental to the use and enjoyment of the area by other persons.
  - 7.1.3. Remove from a Park, Campground or Public Lands:
    - 7.1.3.1. any person making an unauthorized use of the area
    - 7.1.3.2. any person failing to comply with any provisions of this Bylaw, or
    - 7.1.3.3. any person creating a nuisance or disturbance or committing a trespass or any undesirable act, by force if necessary.
- 7.2. An Enforcement Officer may remove, store, dispose of, or seize any vehicle or item parked or placed in contravention of the provisions of this bylaw, or abandoned.
- 7.3. In this section "abandoned" means:
  - 7.3.1. left standing at a location for more than 72 consecutive hours other than pursuant to:
    - 7.3.1.1. a license, permit or other similar authorization, or
    - 7.3.1.2. prior authorization of an Enforcement Officer or Park Attendant, or
  - 7.3.2. left situated unattended at a location or in a condition so that it constitutes a present or potential hazard to persons or property.
- 7.4. An Enforcement Officer may move the item or cause it to be moved to a location determined by them and store it or cause it to be stored or order the owner, operator or person in charge of the item to move the item to a location determined by the Officer and within the time determined by them.
- 7.5. If any item stored pursuant to this section is not, within 30 days of its removal or a longer period as determined by Council, claimed by the owner or someone on their behalf in return for full payment for the removal and storage costs incurred, the item and its contents if any, shall be turned over to Council to be disposed of in a reasonable manner.

## 8. PENALTIES

- 8.1. Any person who contravenes a provision of this Bylaw is guilty of an offense and upon summary conviction is liable to a fine of not less than \$100.00 nor in excess of \$5000.00 and/or eviction from the Park, Campground or Public Lands.
- 8.2. An Enforcement Officer is hereby authorized and empowered to issue a Violation Tag to any person, who the Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.
- 8.3. A Violation Tag shall be served upon such person,
  - 8.3.1. personally,
  - 8.3.2. in the case of a corporation, by serving the Violation Tag upon the Manager, Secretary, other executive officer or person apparently in charge of a branch office,

- 8.3.3. in the case of a parking offence, by attaching the Violation Tag to the vehicle, or by mailing a copy to such person by registered mail.
- 8.4. Where a Violation Tag is issued pursuant to the Bylaw, the person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the Town the specified penalty in lieu of prosecution as indicated on the Violation Tag, and outlined in Schedule A.
- 8.5. In those cases where a Violation Tag has been issued and if the specified penalty in lieu of prosecution on the Violation Tag has not been paid within the prescribed time, then an Enforcement Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part II of the *Provincial Offences Procedure Act*.
- 8.6. Notwithstanding section 8.2 of this Bylaw, an Enforcement Officer is hereby authorized and empowered to immediately issue a Violation Ticket to any person who the Officer has reasonable grounds to believe has contravened any provision of this bylaw.
- 8.7. If a motor vehicle, off highway vehicle, aircraft, boat or trailer is involved in a contravention of this bylaw, the owner/operator of that motor vehicle, off highway vehicle, aircraft, boat or trailer is guilty of an offense.

9. SEVERABILITY

- 9.1. It is the intention of Council that each separate provision of this Bylaw shall be deemed independent of all other provisions herein and it is the further intention of Council that if any provision of the Bylaw is declared invalid, all other provisions hereof shall remain valid and enforceable.

10. COMING INTO EFFECT

- 10.1. This Bylaw shall come into effect on the date of the third reading.

READ A FIRST TIME THIS 22<sup>ND</sup> DAY OF APRIL, 2024. A.D.

READ A SECOND TIME THIS 22<sup>ND</sup> DAY OF APRIL, 2024. A.D.

READ A THIRD TIME AND FINALLY PASSED THIS 22<sup>ND</sup> DAY OF APRIL, 2024. A.D.

TOWN OF PICTURE BUTTE



Cathy Moore  
Mayor



Keith Davis  
CAO

### SCHEDULE A

SECTION	OFFENCE	PENALTY 1 <sup>st</sup> Offence	PENALTY 2 <sup>nd</sup> and Subsequent
4.1.1	Causing damage to park or campground	\$250	\$500
4.1.2	Entering prohibited area	\$100	\$500
4.1.3	Unauthorized fire	\$100	\$500
4.1.4	Unauthorized animals	\$100	\$500
4.3	Littering	\$100	\$500
4.4.1	Noise violation	\$100	\$500
4.4.2	Discharging fireworks	\$500	\$2500
4.5	Disorderly conduct	\$100	\$500
4.6	Public urination or defecation	\$250	\$500
5	Camping violations	\$100	\$500
6	Off-leash dog area violations	\$100	\$500
	Nightly and weekly camping rates	As per the Fees, Rates and Services Bylaw	

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