

CITY OF NANAIMO

“FAECES REMOVAL BYLAW 1980 NO. 2190”

CONSOLIDATED VERSION

1995-MAR-06
Includes Amendment: 4881

CITY OF NANAIMO

BYLAW NO. 2190

A BYLAW PROVIDING FOR THE REMOVAL OF FAECES FROM
CERTAIN PUBLIC PLACES WITHIN THE CITY OF NANAIMO

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

1. This Bylaw may be cited as the “FAECES REMOVAL BYLAW 1980 NO. 2190”.

2. In this Bylaw, unless the context otherwise requires:

- “Boulevard” means the area between the curb-lines of a roadway or the lateral lines of a roadway or the shoulders thereof and the adjacent property lines, and includes sidewalks.
- “City” means the City of Nanaimo.
- “Council” means the Council of the City of Nanaimo.
- “Defecate” means to discharge faeces from the body.
- “Faeces” means waste matter discharged from the bowels.
- “Owner” means a person who owns, is in possession of, or has the care, custody or control of a dog.
- “Park” means any real property acquired by the City of Nanaimo by means of purchase, lease, or otherwise, and held for the pleasure, recreation, or community uses of the public, and includes a public library, art gallery, museum, arena, and exhibition buildings.
- “Peace Officer” has the same meaning as in the *Interpretation Act* and includes a Bylaw Enforcement Officer.
- “Plant” is used in its ordinary, botanical meaning and includes grass.

3. No owner shall do willful damage to boulevards adjacent to any highway by failing to forthwith remove from the boulevard the faeces which the owner's dog defecates upon the boulevard.

4. An owner shall forthwith remove any faeces which the owner's dog defecates upon a park.

5. A person who is certified as being legally blind is exempted from the provisions of this Bylaw.

6. This Bylaw may be enforced by any Peace Officer.

7. A person who contravenes any provision of the Bylaw commits an offence punishable upon summary conviction and is liable to a fine not exceeding Five Hundred (\$500.00) Dollars; or, if an information is laid by means of a ticket, in accordance with the procedure set out in the *Offence Act*, a fine as stipulated in Schedule 'A' of this Bylaw. (Bylaw 4881)

(Bylaw 4881)

SCHEDULE 'A'

FINE SCHEDULE

Fines for tickets issued pursuant to this Bylaw, shall be as follows:

<u>Description of Offence</u>	<u>Section #</u>	<u>Amount of Fine</u>
Fail to remove faeces from boulevard	3	\$50.00
Fail to remove faeces from park	4	\$50.00