

## BYLAW NO. 1627

*A bylaw respecting the enforcement of bylaw notices*

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The Council of the District of Hope, in open meeting assembled, enacts as follows:

### CITATION

1. This bylaw may be cited for all purposes as ***“Bylaw Notice Enforcement Bylaw No. 1627, 2026”***.

### DEFINITIONS

2. In this bylaw:
  - "Act"** means the *Local Government Bylaw Notice Enforcement Act*;
  - "District"** means the District of Hope;
  - "Registry"** means the Upper Fraser Valley Bylaw Notice Adjudication Registry established pursuant to Part 10 of this bylaw.

### TERMS

3. The terms in this bylaw have the same meaning as the terms defined in the Act.

### BYLAW CONTRAVENTIONS

4. Contraventions of the bylaws designated in Schedule “A”, attached hereto and forming part of this bylaw, may be dealt with by bylaw notice.

### OFFENCE AND PENALTY

5. The penalty for a contravention referred to in Section 4 is:
  - (a) The penalty amount set out in column A1 of Schedule “A” subject to Section 5(b) and 5(c);
  - (b) The early payment penalty set out in column A2 of Schedule “A”, if payment is received within 14 days after a person has received or is presumed to have received the bylaw notice; or
  - (c) Subject to the late payment surcharge set out in column A3 in addition to the penalty set out in column A1 of Schedule “A”, if payment is received more than 28 days after a person has received or is presumed to have received the bylaw notice.
6. Notwithstanding the offence and penalties as provided under the *Community Charter* or *Local Government Act*, the following will apply:
  - (a) a violation of any of the provisions identified in this bylaw will result in liability for penalties, early payment penalties and late payment surcharges established in the *District’s Bylaw Notice Enforcement Bylaw* and *Municipal Ticket Information Bylaw*;

- (b) a violation of any of the provisions identified in this bylaw will be subject to the procedures, restrictions, limits, obligations and rights established in the *Bylaw Notice Enforcement Bylaw*, in accordance with the *Local Government Bylaw Notice Enforcement Act*;
- (c) a person who:
  - (i) contravenes, violates or fails to comply with any provision of this bylaw;
  - (ii) suffers or allows any act or thing to be done in contravention or violation of this bylaw; or
  - (iii) fails or neglects to do anything required to be done under this bylaw, is deemed to have committed an infraction of, or an offence against, this bylaw; and is liable on summary conviction to a fine of not more than Ten Thousand Dollars (\$10,000.00); and
- (d) each day such an infraction is caused, or allowed to continue, constitutes a separate offence.”

#### **PERIOD FOR PAYING A DISPUTED NOTICE**

- 7. A person who receives a bylaw notice must, within 14 days of the date on which the person received or is presumed to have received the bylaw notice:
  - (a) pay the penalty, or
  - (b) request dispute adjudication by filling in the appropriate portion of the bylaw notice and delivering the notice (front and back) by mail or email to the Upper Fraser Valley Adjudication System Registry Office as indicated on the back of the notice.
- 8. A person may pay the indicated penalty after 14 days of receiving the notice, but no person may dispute the notice after 14 days of receiving the bylaw notice.
- 9. Where a person was not served personally with a bylaw notice and advises the District, in accordance with the requirements of Section 25 of the Act, that they did not receive a copy of the original notice, the time limits for responding to a bylaw notice do not begin to run until a copy of the bylaw notice is re-delivered to them in accordance with the Act.

#### **BYLAW NOTICE DISPUTE ADJUDICATION REGISTRY**

- 10. The Registry is established as a bylaw notice dispute adjudication system in accordance with the Act to resolve disputes in relation to bylaw notices.
- 11. The civic address of the Registry is 8550 Young Road, Chilliwack, B.C. V2P 8A4.
- 12. The District is authorized to enter into, and the Mayor and Director of Corporate Services are authorized to execute, the dispute adjudication system agreement in the form and with the content of the agreement in Schedule “B” attached hereto and forming part of this bylaw.
- 13. Every person who is unsuccessful in a dispute adjudication in relation to a bylaw notice or a compliance agreement under the dispute adjudication system established under this section must pay the District an additional fee of twenty-five dollars (\$25.00) for the purpose of the District recovering the costs of the adjudication system.

## **SCREENING OFFICERS**

14. The position of screening officer is established.
15. The following are designated classes of persons that are appointed as screening officers:
  - (a) Director of Corporate Services or designate;
  - (b) Any person appointed to the position of Screening Officer by the Administrative Committee established under the Upper Fraser Valley Bylaw Notice Dispute Adjudication Registry Agreement attached hereto and forming part of this bylaw as Schedule "B".

## **POWERS, DUTIES AND FUNCTIONS OF SCREENING OFFICERS**

16. The powers, duties and functions of screening officers are as set out in the Act, and include the following powers:
  - (a) Where requested by the person against whom a contravention is alleged, communicate information respecting the nature of the contravention, the provision of the bylaw contravened, the facts on which the contravention allegation is based, the penalty for a contravention, the opportunity to enter into a compliance agreement if offered, the opportunity to proceed to the bylaw notice dispute adjudication system and the fee or fees payable in relation to the bylaw notice enforcement process;
  - (b) To communicate with any or all of the following for the purposes of performing their functions under this bylaw or the Act:
    - (i) the person against whom a contravention is alleged or their representative;
    - (ii) the officer issuing the notice;
    - (iii) the complainant or their representative;
    - (iv) the District's staff and records regarding the disputant's history of bylaw compliance.
  - (c) To prepare and enter into compliance agreements under the Act with persons who dispute bylaw notices, including to establish terms and conditions for compliance that the Screening Officer considers necessary or advisable, including time periods for payment of penalties and compliance with the bylaw;
  - (d) To provide for payment of a reduced penalty if a compliance agreement is entered into, as provided in column A4 of Schedule "A"; and
  - (e) To cancel bylaw notices in accordance with the Act or District policies and guidelines.
17. The bylaw contraventions in relation to which a Screening Officer may enter into a compliance agreement are indicated in column A4 of Schedule "A".
18. The maximum duration of a compliance agreement is one year.

19. Where a compliance agreement is entered into, the penalty payable for the offence shall be reduced to one half of the penalty for the offence as listed in Column A1 of Schedule "A" attached to this Bylaw.

### **BYLAW ENFORCEMENT OFFICERS**

20. Persons acting as any of the following are designated as Bylaw Enforcement Officers for the purposes of this bylaw and the Act:
- (a) Special constables, officers, members or constables of:
    - (i) The provincial police force as defined in section 1 of the *Police Act*, or
    - (ii) A municipal police force;
  - (b) Bylaw Enforcement Officers appointed pursuant to the *Police Act* and *Community Charter*;
  - (c) Fire Inspectors and/or Fire Investigators;
  - (d) Bylaw Enforcement Officers, Licensing Inspectors, Building Inspectors, Animal Control Officers or other persons acting in another capacity on behalf of a municipality, regional City or local trust committee for the purpose of enforcement of one or more of its bylaws.

### **FORM OF BYLAW NOTICE**

21. The District may from time to time provide for the form or forms of the bylaw notice, provided the bylaw notice complies with section 4 of the Act.

### **SEVERABILITY**

22. If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed and the remainder of this bylaw is deemed to have been adopted without the severed section, subsection, paragraph, subparagraph, clause or phrase.

### **REPEAL**

23. That the "*District of Hope Bylaw Notice Enforcement Bylaw No. 1454, 2019*" and all amendments thereto are hereby repealed.

Read a first, second, and third time this 11<sup>th</sup> day of May, 2026

Adopted this 25<sup>th</sup> day of May, 2026

Original Signed by Victor Smith  
**Mayor**

Original Signed by Donna Bellingham  
**Director of Corporate Services**

**SCHEDULE "A"**  
**Bylaw Notice Enforcement Bylaw No. 1627, 2026**

<b>Bylaw</b>	<b>A1 Penalty</b>	<b>A2 Early Payment Penalty</b>	<b>A3 Late Payment Surcharge</b>	<b>A4 Compliance Agreement Available</b>
Building Bylaw No. 972	\$500.00	\$400.00	\$100.00	Yes
Building Maintenance & Occupancy Standards Bylaw No. 1184, 2005	\$500.00	\$400.00	\$100.00	Yes
Business Licence Bylaw, 2003, No. 1124	\$200.00	\$150.00	\$50.00	Yes
Controlled Substance Property Bylaw, 2004, No. 1151	\$500.00	\$400.00	\$100.00	Yes
District of Hope Cross Connection Control Bylaw No 1574, 2024	\$500.00	\$400.00	\$100.00	Yes
District of Hope Volunteer Fire Department Establishment, and Fire and Safety Regulations Bylaw No. 1006, 1998	\$500.00	\$400.00	\$100.00	Yes
Dog Responsibility Bylaw No. 1245, 2008	\$200.00	\$150.00	\$50.00	Yes
Firearms and Fireworks Bylaw No. 49/93	\$500.00	\$400.00	\$100.00	Yes
Good Neighbour Bylaw 1240, 2008	\$200.00	\$150.00	\$50.00	Yes
Mobile Home Park Bylaw No. 63/93	\$250.00	\$200.00	\$50.00	Yes

**SCHEDULE "A" - continued**  
**Bylaw Notice Enforcement Bylaw No. 1627, 2026**

<b>Bylaw</b>	<b>A1 Penalty</b>	<b>A2 Early Payment Penalty</b>	<b>A3 Late Payment Surcharge</b>	<b>A4 Compliance Agreement Available</b>
District of Hope Sanitary Sewer Regulation Bylaw No 1563, 2023	\$500.00	\$400.00	\$100.00	Yes
Sign Bylaw No. 35/96	\$100.00	\$75.00	\$25.00	Yes
Smoking Control Bylaw No. 1406, 2018	\$100.00	\$75.00	\$25.00	Yes
Hope Solid Waste Management Bylaw No. 1472, 2020	\$200.00	\$150.00	\$50.00	Yes
Traffic Bylaw No. 17/95	\$100.00	\$75.00	\$25.00	Yes
Tree Protection Bylaw No. 20/95	\$500.00	\$400.00	\$100.00	Yes
Water Regulation Bylaw No. 1271, 2009	\$500.00	\$400.00	\$100.00	Yes
Zoning Bylaw No. 1324, 2012	\$500.00	\$400.00	\$100.00	Yes

**Schedule "B"**  
**Bylaw Notice Enforcement Bylaw No. 1627, 2026**

**UPPER FRASER VALLEY BYLAW NOTICE DISPUTE ADJUDICATION REGISTRY AGREEMENT**

**(Agreement is attached)**