

**PARKS REGULATION BYLAW, AMENDMENT BYLAW (NO. 15)**

A BYLAW OF THE CITY OF VICTORIA

The purpose of this Bylaw is to amend the *Parks Regulation Bylaw* to better regulate sheltering in public parks by persons experiencing homelessness, to permanently prohibit sheltering in Centennial Square and Cecelia Ravine parks and to extend temporary prohibition on sheltering in Central Park until September 18, 2022, which is the date on which temporary use permit for emergency housing at 940 Caledonia expires.

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Under its statutory powers, including sections 8(3)(b) and (h), and 62 and 64 of the *Community Charter*, the Council of the Corporation of the City of Victoria in a public meeting assembled enacts the following provisions:

**Title**

- 1 This Bylaw may be cited as the “Parks Regulation Bylaw, Amendment Bylaw (No. 15)”.

**Amendments**

- 2 Bylaw No. 07-059, the Parks Regulation Bylaw, is amended in section 16A by
  - (a) renumbering clauses (xviii) and (xix) in subsection (2)(b) as (xix) and (xx) and by inserting the following as a new clause (xviii):

“(xviii) Cecelia Ravine Park,”; and
  - (b) adding the following as new subsections (3) to (5):

“(3) Notwithstanding subsection (2), person must not place, erect, maintain or use a shelter in a park at any time

    - (a) within 8 metres of a playground,
    - (b) within 4 metres of any area listed in section 16A(2)(b),
    - (c) within 4 metres of any other shelter that is placed, erected, maintained or used in accordance with section 16A or this section,
    - (d) within 50 metres of a school as defined in the *School Act*, or

- (e) that, including all associated objects or possessions, occupies more than 9 square metres in size.
- (4) A person must not keep, store, or use in a park
  - (a) a barbeque, stove, heater, or any other open flame appliance, or
  - (b) a propane tank, gasoline container, or any other flammable gas or liquid.
- (5) Subsection (4) does not apply to a barbeque used to prepare food, provided that it is
  - (a) used in accordance with the manufacturer's instructions;
  - (b) certified for outdoor use by the Canadian Standards Association (CSA);
  - (c) located at least 2 metres from
    - (i) any building or other structure, including a temporary shelter erected or maintained in accordance with subsection (2), or
    - (ii) any area listed in subsection (2)(b)(i); and
  - (d) not used in any park or location where open flame is expressly prohibited.”
- (c) subsection (2)(b)(xvii) is repealed and clauses (xviii) to (xx) of that subsection are renumbered as clauses (xvii) to (xix).

**3** Bylaw No. 20-102, the Parks Regulation Bylaw Amendment Bylaw (No. 10) is amended by repealing section 3(1).

**Commencement**

- 4** (1) This Bylaw, except section 2(c) and section 3, comes into force on May 1, 2021.
- (2) Section 2(c) comes into force on September 18, 2022.
- (3) Section 3 comes into force on adoption.

READ A FIRST TIME the **8<sup>th</sup>** day of **April** 2021

READ A SECOND TIME the **8<sup>th</sup>** day of **April** 2021

READ A THIRD TIME the **8<sup>th</sup>** day of **April** 2021

ADOPTED on the **15<sup>th</sup>** day of **April** 2021

CITY CLERK

MAYOR