

THE CORPORATION OF THE CITY OF GRAND FORKS

PARK ACCESS BYLAW NO. 1959

**THE PARK ACCESS BYLAW OF THE CORPORATION OF THE CITY OF
GRAND FORKS TO REGULATE THE USE OF PARKS, TRAILS,
BEACHES AND BOULEVARDS**

WHEREAS the Municipal Council of the Corporation of the City of Grand Forks, in open meeting assembled, **ENACTS** as follows:

1. This bylaw may be cited as "**The City of Grand Forks Parks Access Bylaw No. 1959, 2013**".
2. In this bylaw, unless the context otherwise requires:

Definitions

- (a) **Bylaw Enforcement Officer**” means every person(s) designated by Council as a Bylaw Enforcement Officer for the City or otherwise authorized under the Offence Act, and every Peace Officer;
- (b) **“City”** means the Corporation of the City of Grand Forks;
- (c) **“Council”** means the Council of the City of Grand Forks;
- (d) **“Highway”** includes a street, road, lane, bridge, viaduct and any other way open for the use of the public but does not include a private right-of-way on private property;
- (e) **“Municipality”** means the area within the City boundaries of the City;
- (f) **“Park”** includes all dedicated Public Parks, Municipal Hall grounds, or other lands used for Public Parks, or any public trail, beach or boulevard within the corporate limits of the City of Grand Forks
- (g) **“Peace Officer”** shall have the same meaning as in the Interpretation Act and shall also include the person or persons who are appointed to enforce and administer this bylaw;

- (h) **“Person(s)”** includes any company, corporation, owner, partnership, firm, association, society or party;
 - (i) **“Property”** means land, with or without improvements, so affixed to the land as to make them in fact and in law, a part of it;
 - (j) **“Public Place”** means streets, highways, parks, public squares, beaches, foreshore and all other land and building that not private premises.
3. No person shall enter or be upon or within any park between the hours of 11:00 p.m. and 6:00 a.m., provided, however, that nothing in this section shall prevent any officers or employees of City of Grand Forks from entering or being upon or within any park in the exercise of their duties.
4. ~~No person shall set up or occupy any camper, trailer, or other form of temporary shelter, on or within any park.~~
No person shall place, secure, erect, use or maintain a temporary shelter on any public place or park within the City:
(a) between 9:00 am and 7:00 pm.
(b) Temporary shelter found to be placed, secured, erected, used or maintained between the hours of 9:00 am and 7:00 pm on any public place or park within the City shall be unlawful and subject to enforcement and removal, including any possessions, wastes and other incidental materials.
(c) Notwithstanding Section 4 (a), no person shall place, secure, erect, use or maintain a temporary shelter at any time in, on, under or within: playgrounds, spray parks; skateboard parks, tennis courts or other sports courts; sports fields, stadiums or dugouts; stages or bleachers; washroom facilities, picnic shelters, or gazebos; cemeteries; or bridges within the City.
(d) Temporary shelters found in any areas described in 4 (c) will be removed immediately.
5. No person shall use any bow and arrow, sling-shot, boomerang or other weapon within a park, school ground or other public ground under the jurisdiction of the City of Grand Forks.
6. No person shall take away any gravel, sand, or earth from any part of any park.
7. No person shall throw, dump, deposit or leave any glass, bottles, cans, litter, or other materials whether likely to injure any person, animal, vehicle or not, in any park, or water adjacent to such parks.

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8. No person shall light up any fire on any public beach or park within the corporate limits of the City of Grand Forks, except in a fireplace or area provided for that purpose.
9. No person shall be on the roof of any building in any park unless that person is an employee or agent of the City of Grand Forks carrying out his or her regular duties.
10. No person shall be in any building, swimming pool, tennis court, or other enclosure or structure in any park except during the hours the said building, swimming pool, tennis court, or other structure is authorized to be used or to be open by the Council. This section does not apply to any employee or agent of the City of Grand Forks carrying out his or her regular duties.
11. No person shall break, injure or damage the locks, gates, bolts, fences, seats, benches, buildings, structures, or other property placed in the public squares, on boulevards, or in parks or grounds.
12. No person shall wilfully destroy, mutilate, efface, deface, or remove any sign posted within a park under this or any other bylaw.
13. ~~No person shall climb, bark, break, peel, cut, deface, remove, injure, root up or otherwise destroy or damage the trees shrubs, flowers, roots, or grass planted and/or growing on boulevards, or in parks or grounds.~~
No person shall climb, debark, break, peel, cut, deface, remove, injure, root up, dig or otherwise destroy or damage any tree, box, stake, or guard placed around any tree for the protection of the same, shrubs, flowers, roots, sod or grass planted and/or growing on boulevards, or in parks or grounds.
14. No person shall play or practice the game of golf or similar games played with golf clubs and balls in any park, except in areas of a public park that have been designated for the playing and practicing of golf or similar games by the Council.
15. No person shall cause, allow, or permit pets or other animals to be on any beach or park within the corporate limits of the City of Grand Forks, except pets on leashes.
16. No person shall ride or drive any horse, in, upon, or through the public squares, parks, or grounds, where specifically prohibited to do so.

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17. No owner or keeper of any horse, cattle or swine shall suffer the same to go at large or to feed upon the public squares or parks and any horse, cattle, or swine found at large therein shall be impounded.
18. No person shall ride, drive or lead any animal, or any carriage, wagon, bicycle, motorcycle, scooter, automobile, sleigh, snowmobile or other vehicle or conveyance in or upon any of the public squares, parks or boulevards within the boundaries of the City of Grand Forks, except in areas specifically provided for such purpose; provided, however, that nothing in this section contained shall prevent any bicyclist, having first dismounted from his bicycle, from taking the same upon the turf or sward, or upon or along any sidewalk, pathway or footpath in any park. This section does not apply to any employee or agent of the Municipality carrying out his or her regular duties.
19. ~~No person shall break, injure, dig or destroy any trees lawfully planted, or the sod grass of any boulevard, or any box, stake or guard which is placed around any tree for the protection of the same.~~
20. No person shall possess or consume alcohol in a public park or municipal space with the exception of special events which include an approved liquor license permit.
21. Community Associations/Groups or members of the public may approach the Council of the City of Grand Forks for relaxation of the rules and regulations as listed in this bylaw for a special event. This relaxation is for the specific event only and, should such event re-occur, permission by Council must be requested again.
22. Schedule "5" forms part of the Municipal Ticketing Information Bylaw No. 1957.
22.1 Where an Bylaw Enforcement Officer or any other officer of the City has reasonable grounds to believe that a person, while in a park or public space, is in contravention of any provision of this bylaw the Bylaw Enforcement Officer may:
 - (a) Direct the person to comply with the bylaw; or
 - (b) Direct the person to leave the park or public place.
 - i. A person who is directed to leave the Park or Recreation Facility must immediately leave the park or public place and refrain from re-entering for a period of 24 hours or until 7pm the following day whichever is longer.

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23. The City of Grand Forks Parks Access Bylaw No. 1065 and all amendments thereto, are hereby repealed.

READ A FIRST TIME this 24th day of June, 2013.

READ A SECOND TIME this 24th day of June, 2013.

READ A THIRD TIME this 24th day of June, 2013.

FINALLY ADOPTED this 22nd day of July, 2013.

Mayor -Brian Taylor

Corporate Officer-Diane Heinrich

CERFIFICATE

I hereby certify the foregoing to be a true and correct copy of Bylaw No. 1959, cited as the "City of Grand Forks Park Access Bylaw 1959, 2013", as passed by the Municipal Council on the 22nd day of July, 2013.

Corporate Officer of the Municipal Council of the
City of Grand Forks

SCHEDULE 5

COLUMN 1	COLUMN 2	COLUMN 3
Offence	Section	Fine
- In park between 11:00 p.m. and 6:00 a.m.	3	\$ 50.00
- Camping in park	4	\$ 50.00
- Use of bow and arrow/sling-shot/boomerang/ weapon in park	5	\$ 100.00
- Unauthorized removal of gravel/sand/soil	6	\$ 100.00
- Littering	7	\$ 50.00
- Unauthorized fire on beach	8	\$ 50.00
- Vandalism	11	\$ 100.00
- Vandalism of sign	12	\$ 100.00
- Vandalism of tree	13	\$ 100.00
- Unauthorized playing golf in park	14	\$ 100.00
- Animal on beach	15	\$ 50.00
- Vehicle in park	18	\$ 50.00
- Possession or consumption of alcohol in a park or public area	20	\$ 50.00