

**VILLAGE OF CONSORT
BYLAW A712**

Being a bylaw of the Village of Consort, in the Province of Alberta, for the purpose of establishing a Public Places Bylaw.

WHEREAS pursuant to the provisions of Sections 7 and 8 of the Municipal Government Act, RSA 2000, Chapter M-26.1, as amended, the Council may pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property; and people, activities and things in, on or near a public place or place that is open to the public; and may in a bylaw regulate or prohibit.

AND WHEREAS Council deems it desirable and expedient to regulate certain activities in a public place within the Village for the health, safety and welfare of its people or property.

NOW THEREFORE, the Council of the Village of Consort, duly assembled, hereby enacts as follows:

1. Definitions for the purpose of this bylaw:
 - a. **"Public Place"** means a street, sidewalk, lane, alley, park, school ground, business, facility, or any publicly owned property or facility within the Village.
 - b. **"Peace Officer"** means a member of the Royal Canadian Mounted Police.
 - c. **"Village"** means the Village of Consort, in the Province of Alberta.
2. No person shall urinate or defecate in a public place or place in view of a public place other than in a washroom designated for use by the public.
 - a. A person contravening this section shall be liable to a fine of \$100.00.
3. No person shall participate in a fight or other similar physical confrontation in any public place or any place to which the public reasonably has access with the exception of an organized sporting event.
4. Any person who contravenes Section 3 of this Bylaw is guilty of an offence punishable on summary conviction and is liable
 - a. For a first offence, to a specified penalty of \$250.00; and
 - b. For second, or subsequent offences, to a fine not exceeding \$1,000.00; and in default of payment of the fine and costs, to imprisonment for six months.
5. While not taking part in any action described in Section 3, encourage or cheer on, any person described in Section 3.
6. Any person who contravenes Section 5 of this Bylaw is guilty of an offence punishable on summary conviction and is liable
 - a. For a first offence, to a specified penalty of \$100.00; and
 - b. For a second, or subsequent offences, to a fine not exceeding \$250.00; and in default of payment of the fine and costs, to imprisonment for six months.



7. No person shall unnecessarily blow horns, ring bells or make any other disturbances in a public place or in view of a public place, or use loud, blasphemous, abusive or grossly insulting language, or be argumentative, or commit any nuisance by collecting, loitering or standing as idlers on any public sidewalk or street within the Village limits.
 - a. A person contravening this section shall be liable to a minimum fine of \$500.00.
5. A peace officer may issue a violation ticket to any person who contravenes any provision of this bylaw.
6. The violation ticket shall be issued by serving it personally upon the offender.
7. Where the violation is of a continuing nature, a peace officer may issue further violation tickets for the same offense.
8. Where a violation ticket is issued pursuant to this bylaw, the accused may, in lieu of being prosecuted for the offence, pay the sum indicated on the violation ticket.
9. This Bylaw shall come into force and effect on the date of its third and final reading.
10. Bylaw A703 is hereby repealed.

Read a first time this 10th day of May, 2004.

Read a second time this 10th day of May, 2004.

Read a third and final time this 10th day of May, 2004.

Mayor



Chief Administrative Officer

