

The Summer Village of Silver Beach

Municipal Bylaws

Bylaw No. 161

A BYLAW OF THE SUMMER VILLAGE OF SILVER BEACH RESPECTING UNSIGHTLY PREMISES

WHEREAS the Council of the Summer Village of Silver Beach deems it desirable to enact a bylaw to control unsightly premises within the boundaries of the Summer Village, and

WHEREAS the *Municipal Government Act*, Chapter M-30, R.S.A. 1980, and amendments thereto, provides that a Council may pass bylaws regulating untidy and unsightly premises;

NOW THEREFORE, by the power conferred upon it, the Council of the Summer Village of Silver Beach in the Province of Alberta, duly assembled, enacts as follows:

1. In this Bylaw, the term:
 - (a) “owner” means the registered owner of the lands and premises for which an order or direction has been served pursuant to the Bylaw and includes the occupant of such lands and premises.
 - (b) “Summer Village” means the Summer Village of Silver Beach.
 - (c) “Council” means the Council of the Summer Village of Silver Beach.
2. Owners of property in the Summer Village shall keep such property in a presentable condition which shall include the removal of litter as it accumulates, the cutting of grass and the control of dandelions and other noxious weeds or plants.
3. The Council shall have the authority to direct the owner of any property that is not in a presentable condition:
 - (a) to fence the property with a light six foot high board fence suitably painted,
or
 - (b) to clear and improve the property as the Council may direct.

4. Any member of Council shall have the authority to order:
 - (a) that the owner of any property, cut and/or remove grass, dandelions or other noxious weeds or plants from such property; and
 - (b) that the owner of the property remove litter or debris from the property.
5. If an order of the Council or a member of Council is not complied with within twenty one days after the service of the order, the Council shall have the right to direct any person to do the work required by the order and the cost of doing the work may be recovered from the owner of the property as a debt due to the Summer Village and such costs may be charged against the property as taxes due and owing.
6. An owner who considers himself/herself aggrieved by an order or direction may, within ten days of the date upon which the service of the order or direction was made, appeal from that order or direction to the Council by written notice delivered to the Municipal Administrator of the Summer Village or sent by certified mail to the Village Office.
7. If an owner considers himself aggrieved by a decision made by the Council under paragraph 6 above, he or she may, within ten days of the date upon which the service of decision was made appeal by originating a Notice of Motion to the Court of Queen's Bench.
8. Any owner who fails to remove litter as it accumulates or fails to cut and control grass, dandelions and other noxious weeds or fails to comply with a direction or order of Council shall, upon summary conviction be liable to a fine of not less than \$250.00 or more than \$2,500.00 and in default of payment, judgment.
9. Council may retain legal counsel to prosecute for offences under this Bylaw.

Read a first time this 20th day of August 1993.

Read a second time this 20th day of August 1993.

Read a third time and finally passed this 20th day of August 1993.