

CITY OF PRINCE GEORGE
BYLAW NO. 9310, 2022

A Bylaw of the City of Prince George to amend the “City of Prince George Safe Streets Bylaw No. 9209, 2021”.

WHEREAS Council enacted the “City of Prince George Safe Streets Bylaw No. 9209, 2021”;

AND WHEREAS Council deems it desirable to amend the “City of Prince George Safe Streets Bylaw No. 9209, 2021” in order to authorize the seizure of chattels or personal property that are an obstruction of a Street or Roadway;

NOW THEREFORE the Council of the City of Prince George, in open meeting assembled, enacts as follows:

1. The “City of Prince George Safe Streets Bylaw No. 9209, 2021” is hereby amended as follows:

(a) By adding the following definitions to section 1.1:

(b.1) “**Bylaw Officer**” means a bylaw enforcement officer of the City of Prince George;

(b.2) “**Chattel**” means any item of moveable personal property, but does not include an automobile.

(d.1) “**Manager**” means the Manager of Bylaw Services for the City of Prince George, and includes any person duly authorized to act on the Manager’s behalf;

(b) By adding the following as section 3.8:

3.8 No person shall deposit, place, leave, or abandon a chattel or other item of personal property on a Street or Roadway in a manner that causes an Obstruction of the Street or Roadway.

(c) By adding the following as Part 5: Seizure of Chattels:

Part 5: Seizure of Chattels

5.1 The Manager, a member of the Royal Canadian Mounted Police - Prince George Detachment, or a Bylaw Officer, may remove, seize, and impound, or cause the removal, seizure, or impoundment of, any chattel or other personal property that is causing an Obstruction of a Street or Roadway contrary to section 3.8 of this Bylaw.

- 5.2 After the removal, seizure, or impoundment of the chattel or other personal property under section 5.1, a person entitled to its possession may obtain its release by contacting the Manager during regular business hours, and providing the Manager with satisfactory evidence that the chattel or other personal property is the property of that person
- 5.3 The Manager may cause a chattel or other personal property that has been removed, seized, or impounded under section 5.1 of this Bylaw to be sold, by public auction, to the highest bidder if:
- a) the person entitled to possession of the chattel or personal property has not claimed it under section 5.2 within 30 days following its removal, seizure, or impoundment; and
 - b) it appears to the Manager that the chattel has market value.
- 5.4 The Manager shall cause a chattel removed, seized, or impounded under this Bylaw to be disposed of as garbage if:
- a) the person entitled to possession of the chattel has not claimed it under section 5.2 within 30 days following its removal, seizure, or impoundment; and
 - b) it appears to the Manager that the chattel has no market value.
- 5.5 Where a chattel is sold at public auction under section 5.3, the proceeds of such sale shall be applied by the City as follows:
- a) firstly, to pay the costs of the auction;
 - b) secondly, to pay all removal and storage costs incurred by the City in relation to the chattel or other personal property; and
 - c) thirdly, where any surplus remains, to pay such surplus to the person entitled if that person's identity and location are known.
- 5.6 Where a surplus referred to in section 5.5(c) remains and the identity or location of the person entitled to it is unknown, the surplus shall be applied by the City as follows:
- a) the surplus shall be held for one (1) year following the date of the auction; and
 - b) if the surplus has not been claimed by the person entitled within one (1) year of the date of the auction, the surplus shall be paid into the general revenue of the City and shall be absolutely forfeited to the City.

