

CITY OF PRINCE GEORGE
BYLAW NO. 9211, 2021

A Bylaw of the City of Prince George to amend “Parks and Open Space Bylaw No. 7370, 2002”.

WHEREAS Council enacted “Parks and Open Space Bylaw No. 7370, 2002” to regulate the use of parks and open spaces;

AND WHEREAS Council deems it desirable to amend the “Parks and Open Space Bylaw No. 7370, 2002” by deleting, inserting, and replacing text of certain sections;

NOW THEREFORE the Council of the City of Prince George, in open meeting assembled, ENACTS AS FOLLOWS:

1. That the “Parks and Open Space Bylaw No. 7370, 2002” be amended as follows:

1.0 DEFINITIONS

(a) That the following definition be added:

““Homeless Person” means a person with no fixed residential address at a time when no homeless shelters within the City have a vacancy.”

(b) That the following definition be added:

““Park” means public parks, playgrounds, squares, greens, driveways, roadways, walkway, paths, public places, Open Space Areas, or property owned or operated by the City.”

(c) That the following definition be added:

““Qualifying Occupant” means a Homeless Person who has:

a) registered with the City with photo identification or permitted the City to take a photo and identification;

b) provided their last residential address, next of kin or verifiable emergency contact;

c) agrees to comply and be held accountable for all provisions of the “Parks and Open Space Bylaw No. 7370, 2002”;

d) signed and acknowledged a Notice of Trespass; and

- e) does not camp or possess any weapons, firearms, knives, propane or drugs prohibited under the *Controlled Drugs and Substances Act (Canada)* in the Park.”

(d) That the following definition be added:

“Temporary Shelter” means a tent, lean-to or other form of shelter that is temporary and portable and constructed from canvas, nylon, plastic, cardboard or other similar non-rigid material that covers an area of 10 square metres (m²) or less and does not include wood frame, trailers or hard shell camping structures.”

(e) that Section “9.0 Camping” be deleted in its entirety and replaced with the following:

“9.0 TEMPORARY OVERNIGHT SHELTER

9.1 No person shall set up a tent or other temporary abode in an Open Space Area, except in accordance with rules established under Section 16.1.

9.2 No person shall erect, construct or cause to be erected or constructed in any Park a Temporary Shelter or other construction whatsoever without the express permission of the City.

9.3 A Homeless Person may take up overnight accommodation and erect or occupy a Temporary Shelter in a Park except those designated under Schedule “A”, between the hours of 7:00 p.m. on one day and 9:00 a.m. the following day, provided the Homeless Person:

- a) does not erect the Temporary Shelter, or occupy, or take up overnight accommodation, within 100 metres of any playground, community garden, sports field, tennis court, picnic shelter, gazebo, stage, water park, skate park, parking lot public washroom, ornamental garden, or horticultural display;
- b) does not erect the Temporary Shelter, or occupy, or take up overnight accommodation, on or within 50 metres of an established trail or sidewalk.
- c) does not erect the Temporary Shelter, or occupy, or take up overnight accommodation, within 100 metres of private property;
- d) does not erect the Temporary Shelter, occupy, or take up overnight accommodation within 200 metres or any area of a Park that has been designated for an event or activity under a valid and subsisting permit issued by the City;

- e) does not damage or alter City property, including fencing, trees, shrubs, plantings, benches, or other equipment or infrastructure;
- f) removes the Temporary Shelter completely by 9:00 a.m. each morning and does not leave possessions, debris, litter or any other article behind;
- g) does not obstruct a highway or interfere with the lawful use of a person or vehicle using a highway; or
- h) does not obstruct a City employee in the performance of his/her duty.”

2. The Mayor and Corporate Officer are hereby empowered to do all things necessary to give effect to this Bylaw.

3. This Bylaw may be cited for all purposes as “City of Prince George Parks and Open Space Bylaw No. 7370, 2002, Amendment Bylaw No. 9211, 2021”.

READ A FIRST TIME THIS DAY OF ,2021.

READ A SECOND TIME THIS DAY OF ,2021.

READ A THIRD TIME THIS DAY OF ,2021.

All three readings passed by a decision of Members of City Council present and eligible to vote.

ADOPTED THIS DAY OF ,2021.

BY A DECISION OF ALL MEMBERS OF CITY COUNCIL PRESENT AND ELIGIBLE TO VOTE.

MAYOR

CORPORATE OFFICER