



The Corporation of the District of North Cowichan

Untidy and Unsightly Premises Bylaw 1991

Bylaw 2590

[Consolidated and printed by authority of the Corporate Officer under s. 139 of the Community Charter. Current to February 21, 2018. Last amended July 16, 2014. Amendments: bylaw 3548.]

The Municipal Council of The Corporation of the District of North Cowichan in open meeting assembled, pursuant to section 932 (g), (h), (h.1), and (k) of the *Municipal Act*, ENACTS as follows:

1 In this Bylaw, the following words shall have the meanings hereinafter assigned to them:

"Bylaw Compliance Officer" means the person so appointed by the Chief Administrative Officer; [BL3548]

"Filth, Discarded Materials or Rubbish" includes any and all manner of garbage; discarded or disused materials; filth; noxious, offensive or unwholesome matters; unused or stripped automobiles, trucks, trailers, boats, vessels, machinery, mechanical or metal parts; bottles, glass;

"Graffiti" means drawing, printing or writing scratched, sprayed, painted or scribbled on a wall or other surface, but does not include a sign for which a permit has been issued by the Municipality;

"Noxious Weeds" has the same meaning as in the *Weed Control Act*;

"Occupier" has the same meaning as in the *Municipal Act*;

"Open Place" means a highway or any premises where there are no buildings or structures;

"Owner" has the same meaning as in the *Municipal Act*;

"Premises" means any lot, block, or other area in which land is held or into which it is subdivided;

"Real Property" has the same meaning as in the *Municipal Act*;

"Municipality" means the Corporation of the District of North Cowichan.

2 No owner or occupier of real property shall cause or permit, rubbish, or noxious, offensive or unwholesome matter to collect or accumulate on his premises.

3 No person shall deposit or discard filth, discarded materials, or other rubbish in any open space.

4 No owner or occupier of real property shall allow such property to become or to remain unsightly.

5 No person shall place graffiti on walls, fences, or elsewhere on or adjacent to a public place.

- 6** Owners or occupiers of real property or their agents shall keep their property clear of brush, noxious weeds and other growths.
- 7** Owners or occupiers of real property, or their agents, shall remove from such property any unsightly accumulation of filth, discarded materials, rubbish, or graffiti.
- 8** In default of the owner or occupier of real property removing from the real property any unsightly accumulation of filth, discarded materials, rubbish, or graffiti, or clearing the property of brush, or noxious weeds, the Municipality, by its employees and others, may enter and effect the removal or clearance at the expense of the owner or occupier defaulting and the charges for doing so, if unpaid on December 31st in any year, shall be added to and form part of the taxes payable on that real property as taxes in arrear.
- 9** Every Bylaw Compliance Officer is hereby authorized at any time during daylight hours to enter upon any lands and premises, except a residence, in the Municipality to ascertain whether this Bylaw is being observed. [BL3548]
- 10** A person who contravenes this Bylaw by doing an act that it forbids, or by omitting to do an act that it requires to be done, commits an offence and is liable to the penalties prescribed in the *Offence Act*.
- 11** Bylaws No. 186 and 1651 are hereby repealed.
- 12** This Bylaw may be cited for all purposes as "Untidy and Unsightly Premises Bylaw 1991".

Read a first, second and third time on July 17, 1991
Adopted on August 14, 1991