

City of Chilliwack

Bylaw No. 5299

A bylaw to permit Consumption of Liquor in City Parks

The Council of the City of Chilliwack in open meeting assembled enacts as follows:

1. This bylaw shall be known and may be cited for all purposes as the “**Consumption of Liquor in City Parks Bylaw 2023, No. 5299**”.
2. The purpose of this Bylaw is to permit the consumption of liquor in City Parks.

DEFINITIONS

3. In this bylaw:

“Act” means the *Liquor Control and Licensing Act*, as amended;

“City” means the City of Chilliwack;

“City Park” means a public park that is located in the City and which is either owned or controlled by the City;

“Director” means those persons appointed as Director of Operations of the City or their designate;

“Liquor” means, subject to the *Liquor Control and Licensing Regulations*, beer, wine, spirits or other product that is intended for human consumption and that contain more than 1% of alcohol by volume;

“Peace Officer” means an officer as defined in the *Police Act* or a member of the Royal Canadian Mounted Police who is deemed to be a provincial constable under the *Police Act*;

“Permitted Spaces” means a City Park or part of a City Park that has been designated by Council by this Bylaw as a place where Liquor may be consumed, but does not include a building, structure, vehicle or other installation within the Public Place unless this has been specifically designated by Council in this Bylaw;

“Sign” means any visual representation or attention-drawing device which communicates information or advertising for any purpose

DESIGNATION OF PERMITTED SPACES AND HOURS

4. The City Parks or parts thereof outlined in the thick red line in Schedule “A”, attached hereto and forming part of this Bylaw, are hereby designated as Permitted Spaces where the consumption of liquor is permitted.

5. The boundary of designated Permitted Spaces will be identified by a fence or other physical markers or barriers.
6. The hours that Liquor may be consumed in the City Parks are from 12:00 pm to 9:00 pm, seven days a week.
7. Liquor may not be consumed in parts of Public Places that are outside of the boundaries of the Permitted Spaces identified by signs posted in accordance with this Bylaw.
8. Signs posted will contain reminders of the legal drinking age; no drinking and driving; and, no glass containers allowed in the Permitted Spaces.

REQUIRED SIGNAGE

9. The Director must post Signs setting out the boundaries of each Permitted Space and the hours during which Liquor may be consumed in the Permitted Space in accordance with this Bylaw.
10. Signs posted in Permitted Spaces designated where Liquor may be consumed must:
 - (1) Be a consistent size of 18 inches by 24 inches;
 - (2) Have a minimum of two Signs to designate the boundaries of the Permitted Spaces;
 - (3) State the hours Liquor may be consumed in the Permitted Spaces;
 - (4) Include the minimum legal drinking age and a reminder of no drinking and driving; and,
 - (5) Be posted on posts or affixed to other items forming the boundary of the Permitted Spaces as contained with this Bylaw.

OFFENCES AND ENFORCEMENT

11. Offences set out in the *Liquor Control and Licencing Act* will apply to persons in violation of this Bylaw.
12. Every person who violates any provision of this Bylaw, or who allows or permits any act or thing to be done in violation of any provision of this Bylaw, or who neglects to or refrains from doing anything required to be done by any provision of this Bylaw is guilty of an offence against this Bylaw.
13. Enforcement of this Bylaw will be dealt with by a Peace Officer, in accordance with the *Liquor Control and Licencing Act*.

SEVERABILITY

14. If any portion of this Bylaw is held invalid by a court of competent jurisdiction, then that invalid portion shall be severed and the remainder of this Bylaw shall be deemed to have been adopted without the severed portion.

EXPIRY

- 15.** Due to this being in effect for a seasonal time period this Bylaw will be in force and effect from May 15, 2023, to October 31, 2023.

Received first and second reading on the 18th day of April, 2023.

Received third reading on the 18th day of April, 2023.

Received adoption on the

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Mayor

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Corporate Officer

SCHEDULE "A"

VEDDER PARK – 45450 PETAWAWA ROAD

