



## BYLAW NO. 4225

### CAPITAL REGIONAL DISTRICT PARKS REGULATION BYLAW NO. 1, 2018

**Consolidated for Public Convenience  
(This bylaw is for reference purposes only)**

ORIGINALLY ADOPTED MARCH 14, 2018  
(Consolidated with Amending Bylaws 4431, and **XXXX4688**)

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**CAPITAL REGIONAL DISTRICT  
BYLAW NO. 4225**

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**A BYLAW TO REGULATE THE USE OF REGIONAL PARKS AND TRAILS**

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**WHEREAS** the Capital Regional District wishes to adopt a Bylaw to regulate the use of regional parks and regional trails;

**NOW THEREFORE**, the Board of the Capital Regional District in open meeting assembled, enacts as follows:

**1. DEFINITIONS**

In this Bylaw, unless the context requires otherwise, the following definitions apply:

**“aircraft”** means a device that is designated to carry one or more persons or objects through the air by electric or fuel power or by powerless flight, or to move through the air remotely and without passengers, and includes Unmanned Aerial Vehicles (UAVs), drones;

*(Bylaw 4431)*

**“animal”** means a mammal, reptile, amphibian, bird, fish or insect;

**“attractant”** means any of the following:

(a) food or food waste, barbeques, stoves, or other cooking devices, compost, or other waste or garbage that could attract an animal;

(b) a carcass or part of a carcass of an animal, or other meat;

*(Bylaw 4431)*

**“beach”** means the areas designated as beaches on Schedule “A” to this Bylaw;

**“Board”** means the Board of Directors of the Capital Regional District;

**“business”** means any trade, industry, employment, occupation, activity or special event carried on in a park for profit, gain, fundraising or commercial promotion, and includes an undertaking carried on in a park by a charitable organization, or by an organization or individual on a non-profit basis;

**“camp”** means to occupy a campsite, to set up a tent or other shelter or to remain overnight;

*(Bylaw 4431)*

**“camping party”** means a group of no more than (7) persons with a maximum of (4) adults, that have purchased a valid park use permit for camping in a Regional Park.

**“campsite”** means a site in a regional park designated by the CRD for overnight camping;

**“Caretaker”** means a person having a contract with the CRD to provide on-site services in respect of one or more regional parks;

**“commercial dog walker”** means a person who operates a business or commercial enterprise in which the primary service provided is the walking of one or more dogs;

**“contaminants”** means any explosives, radioactive materials, asbestos materials, ureaformaldehyde, chlorobiphynels, hydrocarbon contaminates, underground tanks, pollutants, contaminants, hazards, corrosive or toxic substances, special waste or waste of any kind or any other substance the storage, manufacture, disposal, treatment, generation, use, transport, remediation or release into the environment of which is prohibited, controlled regulated or licensed under environmental laws;

**“CRD”** means the Capital Regional District;

**“curfew hours”** means the time between sunset and sunrise for all regional parks with the exceptions of the Lochside Regional Trail, the E&N Rail Trail – Humpback Connector, and the Galloping Goose Regional Trail;

**“cycle”** means a device having any number of wheels that is propelled by human power and on which a person may ride and includes a motor assisted cycle, but does not include a skateboard, roller skates or in-line roller skates;

**“dangerous dog”** means any dog that:

- (a) has killed or seriously injured a person; or,
- (b) has killed or seriously injured a domestic animal, while in a public place or while on private property, other than property owned or occupied by the person responsible for the dog; or,
- (c) a park officer reasonably believes is likely to kill or seriously injure a person.
- (d) has been designated or is otherwise considered as dangerous under or in accordance with any municipal, regional, or provincial enactment.

but does not include dog performing law enforcement work.

**“domestic animal”** means any animal kept as livestock or pet;

**“domestic waste”** means garbage, trash, refuse, cans, bottles, papers, ashes, cuttings, or other waste of any kind that is not generated by an individual in connection with reasonable park use;

**“environmental laws”** means any and all enactments of any federal, provincial, municipal or other governmental authority, now or hereafter in force with respect to contamination or pollution of the environment, or goods or substances that, if discharged into the environment, could cause material harm to the natural environment or its ecosystems;

**“firearm”** means any device that propels a projectile by means of explosion, spring, air, gas, string, wire or elastic material or any combination of those things;

*(Bylaw 4431)*

**“General Manager”** means the Capital Regional District’s Parks, Recreation & Environmental Services’ General Manager, or such other person as may be appointed to act in the place of the General Manager from time to time; and includes, for Regional Trail decisions on park use permits, and other incidental and necessary approvals related to Regional Trails, the General Manager, Housing, Planning & Protective Services, or such other person as may be appointed to act in their place from time to time;

*(Bylaw XXXX4688)*

**“hunt”** means shooting at, attracting, searching for, chasing, pursuing, following after or on the trail of, stalking or lying in wait for wildlife, or attempting to do any of those things, whether or not the wildlife is then or subsequently wounded, killed, or captured,

- (a) with intention to capture the wildlife or,
- (b) while in possession of a firearm or other weapon;

*(Bylaw 4431)*

**“leash”** means a rope, chain, cord, leather strip, or other physical tether which is used to restrain an animal and:

- (a) does not exceed 2.4 m in length; or
- (b) is a retractable lead not exceeding 8 m in length when fully extended.

**“liquor”** means:

- (a) fermented, spirituous and malt liquors; or
- (b) combinations of liquors; or
- (c) drinks and drinkable liquids that are intoxicating,

and includes beer, or a substance that, by being dissolved or diluted is capable of being made a drinkable liquid that is intoxicating and that is declared to be liquor under the *Liquor Licensing and Control Act* (British Columbia);

**“motor assisted cycle”** means a motor assisted cycle that meets the requirements of the Motor Assisted Cycle Regulation, B.C. Reg. 151/2002 made pursuant to the *Motor Vehicle Act* (British Columbia);

**“motor vehicle”** means a vehicle, not run on rails, that is designed to be self-propelled and includes an off-road vehicle, but does not include a motor-assisted cycle;

*(Bylaw 4431)*

**“natural boundary”** means the visible high water mark of any lake, river, stream or other body of water where the presence and action of the water are so common and usual, and so long continued in all ordinary years, as to mark on the soil on the bed of the body of water a character distinct from that of its banks, in vegetation, as well as in the nature of the soil itself;

**“off-road vehicle”** means a vehicle considered an off-road vehicle pursuant to the *Off-Road*

*Vehicle Act*, SBC 2014, c 5, as amended;

(Bylaw 4431)

**“open fire”** means any outdoor fire started, maintained, or gathered around or near by a person or persons for warmth, enjoyment, or cooking;

(Bylaw 4431)

**“natural park feature”** means a tree, shrub, herb, flower, grass, turf, or other plant or fungus and all soil, sand, silt, gravel, rock, mineral, wood, fallen timber, or other park resource in a regional park;

**“park officer”** means a person appointed or employed by the CRD as a park officer, watershed security officer, or bylaw enforcement officer;

**“Parks Committee”** means the standing committee appointed by the Board for regional park function purposes;

**“park use permit”** means a park use permit issued under this Bylaw;

**“peace officer”** means a peace officer defined from time to time in the Criminal Code of Canada;

**“permit fee”** means the applicable special use fee and the refundable security deposit required to carry out a special use event or activity, as permitted by a park use permit and prescribed in Bylaw No. 3675;

**“picnic area”** means any area designated by the CRD as such by sign or posted notice;

**“posted notice”** means a written notice affixed to a notice board or sign post by the CRD in a regional park or set out in a brochure, map or CRD website relating to one or more regional parks;

**“regional park”** means the parks and regional trails listed in Schedule “B” and any other lands owned by the CRD in fee simple or held by the CRD by way of a statutory right of way, easement, lease, license or agreement and managed as a regional park or regional trail;

**“Regional Trail”** where capitalized, means the E&N Rail Trail – Humpback Connector, Galloping Goose Regional Trail, and the Lochside Regional Trail;

(Bylaw XXXX4688)

**“smoke” or “smoking”** means burning a cigarette or cigar containing tobacco or another substance, or burning or heating tobacco or another substance using a pope, hookah pipe, lighted smoking device or vaporizing device as per the CRD Clean Air Bylaw No. 3962, as amended;

(Bylaw 4431)

**“special use”** means any event or activity in a regional park defined as a Special Use Activity in Bylaw No. 3675;

**“traffic control device”** means a sign, signal, line, meter, marking, space, barrier or device, not inconsistent with the *Motor Vehicle Act*, placed or erected by authority of the Board or the

General Manager;

**“under control”** means a person in possession of a dog or domestic animal in a regional park has a clear line of sight to the dog or domestic animal at all times and the dog or domestic animal immediately returns to the owner when called or signalled;

**“wildlife”** means raptors, threatened species, endangered species, game or other species of vertebrates prescribed as wildlife under the *Wildlife Act*.

## **2. ADMINISTRATION OF BYLAW AND ENFORCEMENT POWERS**

- (1) The General Manager is delegated authority to appoint park officers.
- (2) Peace officers and park officers are exempt from the provisions of this Bylaw when performing their duties.
- (3) When a park officer or peace officer finds, on reasonable grounds, that a person in a regional park is contravening this Bylaw, a park use permit, or any other licence or authorization from the CRD respecting use of the park he or she may require that person to do one or more of the following:
  - (a) provide, immediately upon request, that person's correct name, address, and information about their destination, and proposed or actual activities in the regional park;
  - (b) provide within a reasonable time identification verifying that person's correct name and address;
  - (c) provide evidence, where applicable, that the person possesses a current valid license, authorization, or park use permit for the activity;
  - (d) stop contravening the Bylaw, the park use permit, licence or authorization immediately;
  - (e) leave the regional park immediately; or
  - (f) not re-enter the regional park for a period up to 72 hours.
- (4) A person who fails to comply with a requirement of a park officer or peace officer under this Bylaw also commits an offence under the *Offence Act*.
- (5) At all reasonable times, a park officer or peace officer may enter any area, including a campsite, or other facility in a regional park to determine whether a person is in contravention of this Bylaw or a park use permit.
- (6) Except where a park use permit, licence, or other valid written authorization from the CRD allows such storage, a park officer or peace officer may remove or order the removal of all equipment or material from a regional park and the cost of such removal may be charged to either the owner or person who placed the equipment or material within the regional park.

### **3. PENALTIES**

- (1) A person who contravenes any provision of this Bylaw commits an offence and is liable upon conviction to the penalties prescribed by the *Offence Act*, provided that the minimum penalty is not less than FIFTY (\$50.00) DOLLARS for the first offence and for each subsequent offence to a minimum penalty of not less than ONE HUNDRED (\$100.00) DOLLARS.
- (2) The penalties imposed under subsection (3) hereof shall be in addition to and not in substitution for any other penalty or remedy imposed by the Bylaw.
- (3) A separate offence shall be deemed to be committed upon each day during and on which a contravention of this Bylaw occurs or continues.
- (4) A park officer or peace officer may, if he/she has reason to believe that an offence has been committed against this Bylaw, complete and leave with the alleged offender, or at the address of the alleged offender with someone who appears to be 16 years of age or greater, a ticket information pursuant to Bylaw No. 1857, Capital Regional District Ticket Information Authorization Bylaw, 1990 as may be amended or repealed and replaced from time to time indicating a penalty equal to the amount stipulated for such an offence.

### **4. PUBLIC CONDUCT**

- (1) A person must not obstruct a park officer or peace officer who is performing his or her duties.
- (2) A person must not do any act or suffer or permit any act or thing to be done in contravention of this Bylaw.
- (3) A person in a regional park must obey all signs and posted notices in a regional park.
- (4) A person must not possess or consume liquor in a regional park without legally required permits, including a valid park use permit allowing that activity.
- (5) A person must not defecate or urinate in a regional park, except in designated facilities.
- (6) A person must not enter into or remain in a regional park during curfew hours with the exception of a Regional Trail.

**(Bylaw XXXX4688)**

- (7) Subsection (6) does not apply to the following:
  - (a) a person who has a license or lease granted by the CRD for a park purpose;
  - (b) a private house guest of or tradesperson providing a service to an onsite Caretaker;
  - (c) a person who has a valid park use permit that allows entrance to the park;
  - (d) authorized CRD and emergency personnel; and
  - (e) persons or their house guests or contractors who have to pass through the regional park to reach their residence.

- (8) A person must not make or cause any noise or sound, including the playing of portable music devices including, but not limited to: musical instruments, radios, tape players, compact disc players, MP3 players, i-Pods or similar devices in a regional park that, in the opinion of a park officer or peace officer:
- (a) disturbs, or is likely to disturb the peace, enjoyment, or comfort of persons in the vicinity; or
  - (b) disturbs or disrupts or is likely to disturb or disrupt wildlife.
- (9) A person must not operate equipment, motor vehicles, cycles, or machinery in a regional park that, in the opinion of a Park Officer or Peace Officer:
- (a) disturbs, or is likely to disturb the peace, enjoyment, or comfort of persons in the vicinity; or
  - (b) disturbs or disrupts or is likely to disturb or disrupt wildlife; or
  - (c) is dangerous, or is likely to create a dangerous situation within the park.
- (Bylaw 4431)
- (10) A person must not interfere with the passage of any person or motor vehicle lawfully using a road or trail in a regional park unless a valid park use permit allows that interference.
- (11) A person must not act in a way that in the opinion of a park officer or peace officer disturbs or is likely to disturb the peace, enjoyment or comfort of persons in the vicinity.
- (12) A person who has been evicted from a park must not:
- (a) return to the park until the specified eviction time period has elapsed; and
  - (b) that person, if they have paid in part or in full for a service in the park, is not entitled to a refund.

(Bylaw 4431)

- (13) A person must not take off or land an aircraft within a regional park unless in compliance with all applicable regulations in addition to obtaining a park use permit.
- (Bylaw 4431)

## **5. RESPONSIBILITY FOR ACTION OF MINORS**

- (1) A parent, guardian, or person in charge of a person 16 years of age or less must not permit them to do anything that this Bylaw or other applicable enactments prohibit.
- (2) If an offence is being committed by a person 16 years of age or less, the parent, guardian or person in charge of the person 16 years of age or less must take any control measures the park officer, acting reasonably, considers necessary to prevent or stop the contravention of this Bylaw.

## **6. CAMPING**

- (1) A person staying in a campsite in a regional park must not:
- (a) leave or enter the campsite during the hours the regional park is closed, except in an emergency; or
  - (b) make any noise or sound between the hours of 10:00 p.m. and 7:00 a.m. that, in the opinion of a park officer or peace officer disturbs or is likely to disturb the peace, enjoyment, or comfort of persons or wildlife in the vicinity.
  - (c) Camp or register for more than 14 days in a campground within a calendar year.  
*(Bylaw 4431)*
- (2) A camping party with a valid park use permit allowing camping in a regional park may remain in the campsite and use its facilities according to the terms and conditions of the park use permit. After the park use permit expires, the camping party must leave the campsite without delay.
- (3) A camping party may have on site no more than one vehicle and trailer, and one but not both may be a recreational vehicle (RV).
- (4) A person may camp in a regional park only in a designated campsite and only in accordance with a park use permit for that activity.
- (5) All persons entering a regional park campground for the purpose of utilizing the campground facilities must register upon arrival.  
*(Bylaw 4431)*
- (6) The registered site holder is responsible for:
- (a) ensuring the proper payment of fees; and
  - (b) the actions and conduct of each person in the party or group and each guest and visitor of that party or group while camping in the regional park.  
*(Bylaw 4431)*

## **7. PRESERVATION OF NATURAL FEATURES, WILDLIFE, AND PARK FEATURES**

- (1) A person must not do any of the following in a regional park unless the person has obtained the CRD's written authorization or a valid park use permit allowing the activity:
- (a) cut, trim, dig up, excavate, deface, remove, damage, or in any way injure any natural park feature
  - (b) build or otherwise create or alter any trails;
  - (c) remove, damage, or deface any building, structure, fence, bench, sign, posted notice, road, trail, facility, equipment, material, or thing that belongs to the CRD;

- (d) build, lace or install any permanent or temporary structures or facilities;
- (e) bring in and leave any dead or living plant material, any dead or living animal or release any animal;
- (f) hunt, molest, disturb, frighten, injure, kill, catch, or trap any wildlife, except for fishing and crab-catching done in accordance with all enactments;

(Bylaw 4431)

- (g) feed any wildlife or deposit any substance that wildlife may eat; feed any wildlife or deposit any substance that wildlife may eat, or leave unattended an attractant of any kind;
- (h) introduce any contaminant into any part of a regional park including, without limitation, any body of water, water system, or watercourse.

(2) Subsection (1)(e) does not apply to a domestic animal brought into a regional park where the person complies with section 8:

- (a) the person retains effective control of the domestic animal at all times in accordance with this Bylaw; and
- (b) removes the domestic animal from the park when that person leaves the park.

(3) A person must not deposit any refuse, litter, or other discarded material or thing anywhere in a regional park except in waste receptacles provided by the CRD.

(4) A person must not:

- (a) dispose of any domestic, commercial, or industrial waste in a regional park;
- (b) deposit any material into waste receptacles provided by the CRD for onsite refuse other than waste reasonably generated by that person during his or her time in the regional park.

(5) A person must not light or keep lit, or use any open fire, stove barbecue or other flame producing cooking device in a regional park except:

- (a) in facilities or designated areas that the CRD provides for fires or flame-producing cooking devices, or
- (b) if permitted by a valid park use permit.

(Bylaw 4431)

(6) A person must not leave unattended a fire, stove, barbecue or other flame producing cooking device of any kind while it is lit or turned on.

(7) A person must not deposit on the ground in a regional park any lighted match, cigar, cigarette, or other burning substance except as permitted in section 7(5).

- (8) A person must not smoke in regional park areas, facilities or trails contrary to a sign or posted notice that prohibits smoking.
- (9) A person must not cut down, prune or remove any tree or any part of a tree in a regional park without the written authorization of the CRD and then only in strict accordance with that authorization.
- (10) A person must not ride a cycle in a regional park except in the following places:
  - (a) a public highway or parking lot where not otherwise prohibited by law or a posted notice; and
  - (b) on a trail designated for such use by a sign or a posted notice.
- (11) A person must not travel within a regional park except on a trail marked by CRD signage or shown on a CRD Park map or brochure or in areas specifically designated by a sign or a posted notice.
- (12) A person must not enter or travel within the area designated as the Drinking Water Protection Zone in the Sooke Hills Wilderness Regional Park.

## **8. ANIMALS IN REGIONAL PARKS**

- (1) A person with care and control of a dog in a regional park must:
  - (a) have the dog under control at all times;
  - (b) have the dog on a leash, whereby one end is secured to the dog and the other end is held by a person, in regional parks listed in Schedule C;
  - (c) not allow the dog to be on a designated beach or picnic area between June 1 and September 15, except for the purpose of passing directly through the beach or picnic area without stopping, at which time it must be on a leash, whereby one end is secured to the dog and the other end is held by a person;
  - (d) immediately remove any faeces deposited by that dog;
  - (e) not allow the dog to damage park property or vegetation;
  - (f) not allow the dog to injure, disturb, or molest any person, domestic animal or wildlife;
  - (g) not allow the dog to enter any area where prohibited by sign or posted notice;
  - (h) carry at least one leash and one collar for each dog at all times;
  - (i) immediately leash the dog, whereby one end is secured to the dog and the other end is held by a person, when approaching horses.

- (2) Subsection (1)(d) does not apply to a person who is legally visually impaired.
- (3) A person with care and control of a dangerous dog must not permit the dangerous dog to enter a regional park.
- (4) A person with care and control of a domestic animal in a regional park must ensure it is under control at all times and not allow it to:
  - (a) damage any park property or vegetation;
  - (b) enter any area where that animal is prohibited, as indicated by a sign or posted notice;
  - (c) injure, disturb, or molest any person, domestic animal, or wildlife;
  - (d) be left or abandoned; or
  - (e) graze.
- (5) A park officer or peace officer may require the person with care and control of a domestic animal in a regional park to remove it from that regional park if in the opinion of a park officer or peace officer the domestic animal is:
  - (a) potentially dangerous;
  - (b) disruptive to other park users; or
  - (c) by its actions, demeanour or lack of control by the owner, causing alarm or concern to other park users, including without limitation, children under the age of twelve, elderly or disabled persons.
- (6) A park officer or peace officer may restrain and detain any lost animal and bring that animal to a shelter, pound or other appropriate facility.
- (7) A person must not ride, walk, or drive a horse on any part of a regional park, except on trails or areas designated by signs or posted notice.

## **9. FIREARMS AND HUNTING**

- (1) A person must not possess or discharge any of the following in a regional park unless authorized to do so by a park use permit:
  - (a) a firearm;
  - (b) fireworks or explosives of any kind.

*(Bylaw 4431)*

## **10. MOTOR VEHICLES**

- (1) A person must not operate, or permit to be operated, a motor vehicle in a regional park except on public roadways or parking lots.
- (2) A person must not operate a motor vehicle in a regional park unless that person and the motor vehicle are validly licensed and registered and conform to all applicable enactments.
- (3) A person must not park a motor vehicle in a regional park except in designated parking lots and along public roadways not marked as "No Parking" areas.
- (4) A motor vehicle:
  - (a) parked in areas prohibited by a sign or posted notice; or
  - (b) left unattended after the closing hours of the regional park, may be towed away at the expense of the owner.
- (5) A person must not park a motor vehicle in an area, lot, or stall in a regional park designated as pay parking, disabled parking, or service or emergency vehicle parking, except in accordance with a valid park use permit or a valid parking permit for persons with disabilities, or unless the vehicle being parked is a regional park service vehicle or an emergency vehicle.
- (6) Without limiting the generality of any other provision of this Bylaw, a park officer or peace officer may ticket or order the towing away of any motor vehicles in violation of this Bylaw. Without limiting the generality of any other provision of this Bylaw, a Park Officer or Peace Officer may ticket or order the towing away of any motor vehicles in violation of this bylaw and a Park Officer or Peace Officer may also order the vehicle and/or trailer to be towed at the owner/operator's expense, if the owner/operator has been evicted from the park and is unable to remove the vehicle or trailer immediately.

*(Bylaw 4431)*

- (7) For public safety or convenience or to accommodate a special use, the CRD may close any park road, trail, or other area in a regional park to public use.
- (8) The CRD may by sign or posted notice limit the speed, weight, size, type, or number of motor vehicles operated in a regional park.
- (9) A person must not operate or use an off-road vehicle in a regional park without a valid park use permit.

*(Bylaw 4431)*

## **11. COMMERCIAL SERVICES ACTIVITIES OR DEMONSTRATIONS**

- (1) Unless a person has the written authorization of the General Manager or a valid park use permit allowing the activity, they must not:
  - (a) sell, barter, or display for sale any goods, services, or materials, including food and refreshments in a regional park;

- (b) conduct any business or commercial activity, whether paid for in advance of, during, or after the activity;
  - (c) encourage any person to use a regional park for any activity related to a business or commercial enterprise, whether or not the business or commercial aspect of the activity is carried out within the regional park;
  - (d) install, post, deliver, paint, publish, or distribute any notice, advertisement, sign, placard, or handbill of any kind in a regional park; or
  - (e) operate or station in a regional park any commercial vehicle or any motor vehicle displaying advertising or equipped with a public address system for the purpose of advertising, promoting, demonstrating, or attracting attention.
- (2) Subsection 11(1)(d) does not apply to:
- (c) reasonable expressions of opinions on political, social or other matters provided that the notices, signs, placards or handbills:
    - i. do not exceed 1 square metre in size and are removed prior to sunset;
    - ii. are not displayed in the park on more than one day in each month; and
    - iii. are not repetitions of the content of opinions expressed by the same person within the previous month.
- (3) Subsection 11(1)(e) does not apply to:
- (a) a motor vehicle on which corporate advertisement is displayed where the motor vehicle is used for the transportation of persons to a regional park for park purposes and not for the purpose of advertising.
- 12. PARK USE PERMITS**
- (1) A person must not carry out, hold or participate in a special use or do anything that requires a park use permit under this Bylaw unless:
- (a) a park use permit has been issued for the special use; and
  - (b) the permit holder carries the park use permit during the event for which the permit has been issued and produces the permit for inspection upon request by a park or peace officer.
- (2) **The applicable General Manager may issue a park use permit for a special use that requires a park use permit under this Bylaw.**  
**(Bylaw XXXX4688)**
- (3) The person obtaining the park use permit must pay a fee established under Bylaw No. 3675 or section 13 of this Bylaw.

- (4) The applicable General Manager may amend, suspend, or revoke any park use permit:
- (a) for any violation of the terms and conditions of the park use permit;
  - (b) where the applicant for the permit made a material misrepresentation regarding the special use; or
  - (c) where the park use permit holder or a person participating in the special use contravenes a provision of this Bylaw, as determined by the General Manager, acting reasonably; or
  - (e)(d) where the activity authorized by the park use permit may no longer be accommodated by CRD, for any reason, in the sole opinion of the General Manager.

(Bylaw XXXX4688)

- (5) A General Manager is not obligated to issue any park use permit and, without in any way limiting the generality of the foregoing, may refuse to issue a park use permit to any person who has, in the opinion of the General Manager, acting reasonably, contravened any previous park use permit or contravened this Bylaw or any other enactment related to the use of a regional park.
- (Bylaw XXXX4688)
- (6) The holder of a park use permit is solely responsible for the conduct of the special use event, activity, or thing the park use permit authorizes.
- (7) Neither the CRD nor any of its elected or appointed officers, employees, servants, agents, contractors, licensees or representatives accepts or assumes any responsibility or liability for any claims, demands, proceedings, actions, suits, costs, expenses, fines, losses or damages in respect to death, injury, loss or damage to persons or property, however caused, arising out of or in connection with the issuance of a park use permit or a special use event, activity or thing for which a park use permit has been issued.
- (8) In the issuance of a park use permit, the General Manager may impose one or more of the following conditions:

- (a) a requirement that the permit holder provide security in an amount and form acceptable to the General Manager to cover estimated cleanup costs following the event, activity or thing;
- (b) public liability insurance in an amount and form acceptable to the General Manager;
- (c) that the event, activity or thing is limited to one or more specified regional parks;
- (d) that the event, activity or thing is limited to one or more specified areas, locations or facilities within a regional park;
- (e) limiting the duration of the permit;

- (f) limiting the number of participants (including staff and volunteers);
  - (g) requiring that the holder of the permit provide traffic control for the event, activity or thing;
  - (h) requiring that the permit holder remove all waste;
  - (i) requiring the permit holder to provide specific facilities as services, including, without limitation, portable toilets, additional garbage cans and recycling bins or receptacles;
  - (j) limiting the type or nature of merchandise, items or services that may be made available for sale or consumption during the event, activity or thing;
  - (k) providing a copy of a research report prepared by the permit holder;
  - (l) requiring specific signage; and
  - (m) requiring that the permit holder comply with Vancouver Island Health Authority guidelines regarding food concessions;
  - (n) restrict the area where a commercial dog-walker may walk dogs, limit the number of dogs allowed per commercial dog-walker to a maximum of eight, and may require the dogs to be on a leash held by the commercial dog-walker while in the regional park or in a designated area of the regional park.
- (9) A person must not breach a condition of a park use permit.

**13. FEES**

- (1) The Board may from time to time establish fees to be charged for issuing a park use permit.

**14. SEVERABILITY**

- (1) If a section, subsection, clause or phrase of this Bylaw is for any reason held to be invalid by the decision of a Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Bylaw.

**15. REPEAL**

- (1) Bylaw No. 3682, "Capital Regional District Parks Regulation Bylaw No. 1, 2010", as amended, is repealed.

**16. CITATION**

This Bylaw may be cited as "Capital Regional District Parks Regulation Bylaw No. 1, 2018".

READ A FIRST TIME THIS	14 <sup>th</sup>	day of	March	2018
READ A SECOND TIME THIS	14 <sup>th</sup>	day of	March	2018
READ A THIRD TIME THIS	14 <sup>th</sup>	day of	March	2018
ADOPTED THIS	14 <sup>th</sup>	day of	March	2018

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CHAIR

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CORPORATE OFFICER

**Capital Regional District  
Regional parks Designated Beach Areas**

**SCHEDULE "A"**

Elk/Beaver Lake Regional Park: Beaver Lake Beach, Hamsterly Beach, Eagle Beach and Water Ski Beach

Island View Beach Regional Park: All Beach Areas above the natural boundary of the sea

Matheson Lake Regional Park: Main Beach Area

Mount Work Regional Park: Durrance Lake Main Beach, Killarney Lake Foreshore, and Pease Lake Foreshore

Thetis Lake Regional Park: Prior Lake Beach and Dock Area, Thetis Lake Main Beach

Witty's Lagoon Regional Park: Beach Areas above the natural boundary of the sea, with exception of Tower Point

**Capital Regional District  
List of Regional Parks, Park Reserves, and Trails**

**SCHEDULE "B"**

Albert Head Lagoon Regional Park

Ayum Creek Regional Park Reserve

Bear Hill Regional Park

Coles Bay Regional Park

Devonian Regional Park

East Point Regional Park

East Sook Regional Park

Elk/Beaver Lake Regional Park

E&N Rail Trail – Humpback Connector

Francis/King Regional Park

Galloping Goose Regional Trail

Gonzales Hill Regional Park

Horth Hill Regional Park

Island View Beach Regional Park

Jordan River Regional Park

Kapoor Regional Park

Lochside Regional Trail

Lone Tree Hill Regional Park

Matheson Lake Regional Park

Matthews Point Regional Park Reserve

Mill Farm Regional Park Reserve

Mill Hill Regional Park

Mount Parke Regional Park

Mount Wells Regional Park

Mount Work Regional Park

Roche Cove Regional Park

Saint John Point Regional Park Reserve

Sea to Sea Regional Park

Sooke Hills Wilderness Regional Park as shown in Appendix 1

Sooke Potholes Regional Park

Sooke River Regional Park Reserve

Thetis Lake Regional Park

Witty's Lagoon Regional Park

**Capital Regional District  
List of Regional Parks that Require Dogs to be on Leash**

**SCHEDULE "C"**

*(Bylaw 4431)*

Ayum Creek Regional Park Reserve

Brooks Point Regional Park – in the area designated as the Environmental Protection Zone

E&N Rail Trail – Humpback Connector

Francis/King Regional Park – Elsie King Trail

Galloping Goose Regional Trail

Island View Beach Regional Park – Campground

Jordan River Regional Park – Campground

Lochside Regional Trail

Saint John Point Regional Park

Sea to Sea Regional Park

Sooke Hills Wilderness Regional Park

Sooke Potholes Regional Park

**Capital Regional District Parks  
Appendix No. 1**

Appendix A is in PDF separate to Bylaw