

CAPITAL REGIONAL DISTRICT

BYLAW NO. 4401

A BYLAW TO AMEND BYLAW NO. 1857, THE “CAPITAL REGIONAL DISTRICT TICKET INFORMATION AUTHORIZATION BYLAW, 1990”

The Board of the Capital Regional District, in open meeting assembled, enacts as follows:

1. Bylaw No. 1857, “Capital Regional District Ticket Information Authorization Bylaw 1990” is amended as follows:

Updating Bylaw Names and References

- (a) In Schedule 1, section 1, by replacing the reference to “Langford Zoning Bylaw 1981” with “Malahat Land Use Bylaw, 1981, Bylaw No. 980”.
- (b) In Schedule 1, section 2, by replacing the reference to “Sooke Land Use Bylaw, 1992” with “Juan de Fuca Land Use Bylaw, 1992, Bylaw No. 2040”.
- (c) In Schedule 1, section 4:
 - i. In column 1, by replacing the reference to “Building Regulation Bylaw No. 4, 2002” with “Building Regulation Bylaw No. 5, 2010”;
 - ii. In column 2, by replacing the reference to “Senior Building Inspector” with “Building Inspector”.
- (d) In Schedule 1, section 6, by replacing the reference to “Deposit of Soil, Prohibition Bylaw No. 2, 1986” with “Juan de Fuca Soil Removal or Deposit Bylaw, 2015, Bylaw No. 3941”.
- (e) In Schedule 1, section 7, by removing the reference to “Soil Removal, Prohibition Bylaw No. 2, 1986” and inserting the words “Intentionally deleted – reserved for future use”.

Updating Schedules

- (f) By replacing Schedule 2 with a new Schedule 2 attached to this Bylaw as Appendix A.
- (g) By replacing Schedule 3 with a new Schedule 3 attached to this Bylaw as Appendix B.
- (h) By replacing Schedule 5 with a new Schedule 5 attached to this Bylaw as Appendix C.
- (i) By replacing Schedule 7 with a new Schedule 7 attached to this Bylaw as Appendix D.
- (j) By replacing the content of Schedule 8 in its entirety with “Intentionally deleted – reserved for future use”.

2. This Bylaw may be cited for all purposes as “Capital Regional District Ticket information Authorization Bylaw 1990, Amendment Bylaw No. 70, 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

ADOPTED THIS day of 2021

CHAIR

CORPORATE OFFICER

APPENDIX A

SCHEDULE 2 TO BYLAW NO. 1857

MALAHAT LAND USE BYLAW, 1981, BYLAW NO. 980

WORDS OR EXPRESSIONS DESIGNATING OFFENCE	SECTION	FINE if Paid on or Before the 30 th day from the date on which the ticket is served	FINE if Paid after the 30 th day from the date on which the ticket is served
1. Contrary land, building or structure use	1.3.01	\$100.00	\$200.00
2. Altering non-conforming building	1.3.02	\$100.00	\$200.00
3. Principal/Accessory building within setbacks	2.1.02(1)	\$100.00	\$200.00
4. Swimming pool in front yard or contrary to setbacks	2.1.02(2)	\$100.00	\$200.00
5. Building within flood control setback	2.1.05(1)(a)(i)-(v) & (b)(i)-(v)	\$100.00	\$200.00
6. Accessory building without principal building	2.1.06(1)(a)	\$100.00	\$200.00
7. Accessory building as dwelling	2.1.06(1)(c)	\$125.00	\$250.00
8. Accessory Building contrary to front yard setback	2.1.06(1)(d)	\$100.00	\$200.00
9. Accessory building contrary setback to principal building	2.1.06(1)(e)	\$100.00	\$200.00
10. Satellite dish contrary to height	2.1.06(1)(f)	\$100.00	\$200.00
11. Accessory building exceed height	2.1.06(2)(a)	\$100.00	\$200.00
12. Accessory building exceed floor area	2.1.06(2)(b)	\$100.00	\$200.00
13. Accessory building contrary side and rear setback	2.1.06(2)(c)	\$100.00	\$200.00
14. Accessory building contrary to corner lot side setback	2.1.06(2)(d)(i)	\$100.00	\$200.00
15. Accessory building contrary to corner lot rear setback	2.1.06(2)(d)(ii)	\$100.00	\$200.00
16. Accessory building flanking street setback	2.1.06(3)(a)	\$100.00	\$200.00
17. Accessory building setback rear lot line	2.1.06(3)(b)	\$100.00	\$200.00

18. Home Based Business alters appearance	2.1.07(1)	\$125.00	\$250.00
19. Home Based Business – Excess non-resident employee	2.1.07(2)	\$125.00	\$250.00
20. Home Based Business – Excess Area	2.1.07(3)	\$125.00	\$250.00
21. Home Based Business – non-conforming sign	2.1.07(4)	\$125.00	\$250.00
22. Home Based Business – Not contained	2.1.07(5)	\$125.00	\$250.00
23. Home Based Business creates nuisance	2.1.07(6)	\$125.00	\$250.00
24. Dog kennel accessory building setback	2.1.07(8)	\$125.00	\$250.00
25. Contrary to permitted uses	2.1.09(1)	\$100.00	\$200.00
26. Excess unenclosed unlicensed vehicle/RV	2.1.09(2)(a)	\$100.00	\$200.00
27. Unenclosed vehicle parts	2.1.09(2)(b)	\$125.00	\$250.00
28. Illegally sited vehicles	2.1.09(2)(c)	\$125.00	\$250.00
29. Unlicensed vehicle/parts on vacant lot	2.1.09(2)(d)	\$125.00	\$250.00
30. Obstruct visibility at intersections	2.1.12	\$125.00	\$250.00
31. Temporary building exceed duration	2.1.13	\$125.00	\$250.00
32. Secondary suite not permitted	2.1.16(1)	\$100.00	\$200.00
33. Secondary suite not permitted	2.1.16(2)	\$100.00	\$200.00
34. Secondary suite exceed habitable area	2.1.16(3)	\$100.00	\$200.00
35. Secondary suite exceeds floor area	2.1.16(4)	\$100.00	\$200.00
36. Excess secondary suites	2.1.16(5)	\$100.00	\$200.00
37. Not owner occupied	2.1.16(6)	\$100.00	\$200.00
38. Boarders/lodgers not permitted	2.1.16(7)	\$100.00	\$200.00

39. No building permit secondary suite	2.1.16(8)	\$100.00	\$200.00
40. Secondary suite insufficient parking	2.1.16(9)	\$100.00	\$200.00
41. Secondary suite not permitted	2.1.16(11)	\$100.00	\$200.00
42. Detached suite not permitted	2.1.17(1)	\$100.00	\$200.00
43. Excess detached or secondary suite	2.1.17(2)	\$100.00	\$200.00
44. No building permit detached suite	2.1.17(4)	\$100.00	\$200.00
45. Detached suite non-conforming floor area	2.1.17(6)	\$100.00	\$200.00
46. Detached suite exceed maximum height	2.1.17(7)	\$100.00	\$200.00
47. Detached suite does not meet setbacks	2.1.17(8)	\$100.00	\$200.00
48. Detached suite insufficient parking	2.1.17(9)	\$100.00	\$200.00
49. Not owner occupied	2.1.17(12)	\$100.00	\$200.00
50. Boarders lodgers not permitted	2.1.17(13)	\$100.00	\$200.00
51. Bed and Breakfast not permitted	2.1.17(14)	\$100.00	\$200.00
52. Secondary suite not permitted	2.1.17(15)	\$100.00	\$200.00
53. Bed and Breakfast alters appearance	2.1.18(1)	\$100.00	\$200.00
54. Bed and Breakfast exceeds regulations	2.1.18(2)	\$100.00	\$200.00
55. Bed and Breakfast insufficient parking	2.1.18(3)	\$100.00	\$200.00
56. Bed and Breakfast units (3)/persons(10) exceeded	2.1.18(6)	\$100.00	\$200.00
57. Bed and Breakfast units (4)/persons(12) exceeded	2.1.18(7)	\$100.00	\$200.00
58. Bed and Breakfast only allows breakfast meals	2.1.18(8)	\$100.00	\$200.00
59. Bed and Breakfast exceeds vehicular traffic allowance	2.1.18(9)	\$100.00	\$200.00

60. Bed and Breakfast unenclosed storage	2.1.18(10)	\$100.00	\$200.00
61. Bed and Breakfast accessory setbacks not met	2.1.18(11)	\$100.00	\$200.00
62. Bed and Breakfast floor area exceeded	2.1.18(12)	\$100.00	\$200.00
63. Bed and Breakfast unpermitted cooking facilities	2.1.18(13)	\$100.00	\$200.00
64. Bed and Breakfast not permitted	2.1.18(14)	\$100.00	\$200.00

APPENDIX B

SCHEDULE 3 TO BYLAW NO. 1857

JUAN DE FUCA LAND USE BYLAW, 1992, BYLAW NO. 2040

WORDS OR EXPRESSIONS DESIGNATING OFFENCE	SECTION	FINE if Paid on or Before the 30th day from the date on which the ticket is served	FINE if Paid after the 30th day from the date on which the ticket is served
1. Unlawful accessory building	Part 1, 4.01(1)(a)	\$100.00	\$200.00
2. Accessory building as dwelling	Part 1, 4.01(1)(c)	\$125.00	\$250.00
3. Accessory Building occupied no permits	Part 1, 4.01(2)(b)(i)	\$100.00	\$200.00
4. Home Based Business alters appearance	Part 1, 4.06(1)(a)	\$125.00	\$250.00
5. Home Based Business creates nuisance	Part 1, 4.06(1)(d)	\$125.00	\$250.00
6. Home Based Business – Insufficient parking	Part 1, 4.06(1)(f)	\$100.00	\$200.00
7. Home Based Business – Unlawful Traffic/Parking	Part 1, 4.06(1)(h)	\$125.00	\$250.00
8. Home Based Business – Not contained	Part 1, 4.06(2)(a)(ii)	\$125.00	\$250.00
9. Home Based Business – Excessive area	Part 1, 4.06(2)(c)	\$100.00	\$200.00
10. Home Based Business – Excess non-resident employee	Part 1, 4.06(2)(e)	\$100.00	\$200.00
11. Home Based Business – Unlawful storage	Part 1, 4.06(2)(f)	\$125.00	\$250.00
12. Bed & Breakfast – Exceed 3 B&B units or 10 persons	Part 1, 4.06(3)(b)(i)	\$100.00	\$200.00
13. Bed & Breakfast – Exceed 4 B&B units or 12 persons	Part 1, 4.06(3)(b)(ii)	\$100.00	\$200.00
14. Bed & Breakfast – Excess meals served	Part 1, 4.06(3)(c)	\$100.00	\$200.00
15. Bed & Breakfast – Unlawful traffic	Part 1, 4.06(3)(d)	\$100.00	\$200.00
16. Bed & Breakfast – Unlawful storage	Part 1, 4.06(3)(e)	\$125.00	\$250.00

17. Bed & Breakfast – Exceed setback requirements	Part 1, 4.06(3)(f)	\$100.00	\$200.00
18. Bed & Breakfast – Exceed lawful floor area	Part 1, 4.06(3)(g)	\$100.00	\$200.00
19. Home Industry – Unlawful Home industry	Part 1, 4.06(4)(a)	\$150.00	\$300.00
20. Home Industry – Excess non-resident employee	Part 1, 4.06(4)(b)	\$100.00	\$200.00
21. Home industry in setback/not screened	Part 1, 4.06(4)(c)	\$125.00	\$250.00
22. Home Industry – Unlawful portable sawmill	Part 1, 4.06(4)(d)	\$100.00	\$200.00
23. Home Industry – Unlawful portable sawmill	Part 1, 4.06(4)(d)(i)(a)	\$125.00	\$250.00
24. Home Industry – Unlawful portable sawmill	Part 1, 4.06(4)(d)(i)(b)	\$125.00	\$250.00
25. Home Industry – Unlawful portable sawmill	Part 1, 4.06(4)(d)(ii)	\$125.00	\$250.00
26. Home Industry – Portable sawmill in setback	Part 1, 4.06(4)(d)(iii)	\$100.00	\$200.00
27. Home Industry – Material storage in setback	Part 1, 4.06(4)(d)(iv)	\$125.00	\$250.00
28. Home Industry – Unscreened material storage	Part 1, 4.06(4)(d)(iv)	\$125.00	\$250.00
29. Home Industry – Exceeds authorized area	Part 1, 4.06(4)(e)	\$100.00	\$200.00
30. Home Industry – Unscreened materials storage	Part 1, 4.06(4)(f)	\$125.00	\$250.00
31. Home Industry – Parking prohibited commercial vehicle	Part 1, 4.06(4)(g)	\$100.00	\$200.00
32. Garbage container in setback	Part 1, 4.07(3)	\$100.00	\$200.00
33. Contrary to Permitted Uses	Part 1 4.09(1)	\$100.00	\$200.00
34. Excess unenclosed unlicensed vehicle/RV	Part 1, 4.09(2)(a)	\$100.00	\$200.00
35. Unenclosed vehicle parts	Part 1, 4.09(2)(b)	\$125.00	\$250.00

36. Illegally sited vehicles	Part 1, 4.09(2)(c)	\$125.00	\$250.00
37. Unlicensed vehicle/parts on vacant lot	Part 1, 4.09(2)(d)	\$125.00	\$250.00
38. Unenclosed unsightly material	Part 1, 4.09(2)(e)	\$125.00	\$250.00
39. Recycle depot – Unenclosed storage	Part 1, 4.11	\$100.00	\$200.00
40. Obstructed visibility	Part 1, 4.16	\$100.00	\$200.00
41. Exceed allowed fence height	Part 1, 4.17(2)(a)	\$100.00	\$200.00
42. Exceed allowed fence height	Part 1, 4.17(2)(b)	\$100.00	\$200.00
43. Exceed allowed fence height	Part 1, 4.17(2)(c)	\$100.00	\$200.00
44. Exceed allowed fence height	Part 1, 4.17(3)(a)	\$100.00	\$200.00
45. Exceed allowed fence height	Part 1, 4.17(3)(b)	\$100.00	\$200.00
46. Prohibited animals	Part 1, 4.18(1)	\$100.00	\$200.00
47. Excess rabbits	Part 1, 4.18(2)	\$100.00	\$200.00
48. Secondary suite not permitted	Part 1, 4.19(1)(a)	\$100.00	\$200.00
49. Secondary suite not permitted	Part 1, 4.19(1)(b)	\$100.00	\$200.00
50. Excess secondary or detached suite	Part 1, 4.19(1)(e)	\$100.00	\$200.00
51. Not owner occupied	Part 1, 4.19(1)(f)	\$100.00	\$200.00
52. Boarders lodgers not permitted	Part 1, 4.19(1)(g)	\$100.00	\$200.00
53. No building permit secondary suite	Part 1, 4.19(2)	\$100.00	\$200.00
54. Secondary suite insufficient parking	Part 1, 4.19(3)	\$100.00	\$200.00
55. Secondary suite not permitted	Part 1, 4.19(4)	\$100.00	\$200.00
56. Unpermitted detached suite	Part 1, 4.20(a)	\$100.00	\$200.00
57. Excess detached or secondary suite	Part 1, 4.20(b)	\$100.00	\$200.00
58. No building permit detached suite	Part 1, 4.20(d)	\$100.00	\$200.00
59. Detached suite no parking	Part 1, 4.20(i)	\$100.00	\$200.00

60. Not owner occupied	Part 1, 4.20(l)	\$100.00	\$200.00
61. Boarders or Lodgers not permitted	Part 1, 4.20(m)	\$100.00	\$200.00
62. Illegal Bed and Breakfast	Part 1, 4.20(n)	\$100.00	\$200.00
63. Detached suite not permitted	Part 1, 4.20(o)	\$100.00	\$200.00
64. Zone A Excess RVs	Part 2, 2.01(i)	\$100.00	\$200.00
65. Zone A-1 Excess RVs	Part 2, 2A.02(i)	\$100.00	\$200.00
66. Zone AG Excess RVs	Part 2, 4.01(g)	\$100.00	\$200.00
67. Zone AG-1 Excess RVs	Part 2, 4C.02(f)	\$100.00	\$200.00
68. Zone RR-WI Excess RVs	Part 2, 4D.02(d)	\$100.00	\$200.00
69. Zone RR-2 Excess RVs	Part 2, 6.01(i)	\$100.00	\$200.00
70. Zone RR-2A Excess RVs	Part 2, 6A.01(e)	\$100.00	\$200.00
71. Zone WT-1 Excess RVs	Part 2, 6B.01(e)	\$100.00	\$200.00
72. Zone WT-2 RVs	Part 2, 6C.01(e)	\$100.00	\$200.00
73. Zone WT-3 Excess RVs	Part 2, 6D.01(e)	\$100.00	\$200.00
74. Zone RR-6 Excess RVs	Part 2, 10.01(i)	\$100.00	\$200.00
75. Parking not provided	Part 3, 1.0	\$100.00	\$200.00
76. Visitor parking requirement	Part 3, 9.0	\$100.00	\$200.00
77. Handicapped parking requirement	Part 3, 10.0(1)-(5)	\$100.00	\$200.00
78. Non-permitted sign	Part 4, 1.01(1)	\$100.00	\$200.00
79. Prohibited Sign	Part 4, 1.02(a)-(e)	\$100.00	\$200.00
80. No sign permit	Part 4, 1.05(1)	\$100.00	\$200.00
81. Poorly maintained sign	Part 4, 1.09	\$100.00	\$100.00
82. Sign affecting visibility	Part 4, 1.10	\$100.00	\$200.00

APPENDIX C

SCHEDULE 5 TO BYLAW NO. 1857

BUILDING REGULATION BYLAW NO. 5, 2010

Words or Expressions Designating Offence	Section	Fine if Paid on or Before the 30th day from the date on which the ticket is served	Fine if Paid after the 30th day from the date on which the ticket is served
1. Fail to obtain building permit	3.1.1	\$250.00	\$300.00
2. Fail to obtain demolition/deconstruction permit	3.1.2	\$250.00	\$300.00
3. Occupy without occupancy certificate	3.1.3	\$250.00	\$300.00
4. Tamper with posted notice/permit/certificate	3.1.4	\$250.00	\$300.00
5. Build contrary to approved plans	3.1.5	\$250.00	\$300.00
6. Obstruct entry of authorized building official	3.1.6	\$250.00	\$300.00
7. Continue work on structure after order	3.1.7	\$400.00	\$500.00
8. Construct contrary to building regulations	3.1.8	\$250.00	\$300.00

APPENDIX D

SCHEDULE 7 TO BYLAW NO. 1857

JUAN DE FUCA SOIL REMOVAL OR DEPOSIT BYLAW NO. 1, 2015

Words or Expressions Designating Offence	Section	Fine if Paid on or Before the 30th day from the date on which the ticket is served	Fine if Paid after the 30th day from the date on which the ticket is served
1. Removal of soil without permit	7.0(a)	\$250.00	\$500.00
2. Deposit soil without permit	7.0(b)	\$250.00	\$500.00
3. Deposit unsuitable material or soil	7.0(c)	\$750.00	\$1,000.00
4. Remove/deposit soil in or about a watercourse	7.0(d)	\$500.00	\$750.00
5. Unlawful removal/deposit of soil ALR land	7.0(e)	\$500.00	\$750.00
6. Failure to provide Site Profile/waiver	8.3	\$100.00	\$150.00
7. Remove or deposit soil on Sunday or Holiday	12.2(a)	\$125.00	\$250.00
8. Remove/deposit soil outside permitted hours	12.2(b)	\$125.00	\$250.00
9. Remove/deposit soil in contravention of permit	12.3	\$250.00	\$500.00
10. Failure to post permit/sign	12.5	\$100.00	\$150.00
11. Failure to maintain road	12.6	\$100.00	\$150.00