

DISTRICT OF STEWART
PARKS & PUBLIC PLACES AMENDMENT BYLAW No. 1008, 2023
A BYLAW TO AMEND THE PARKS & PUBLIC PLACES BYLAW

WHEREAS the Council of the District of Stewart adopted Parks & Public Places Bylaw No. 933, 2018; and

WHEREAS the Council of the District of Stewart deems it desirable to amend Parks & Public Places Bylaw No. 933, 2018;

NOW THEREFORE, the Council of the District of Stewart, in open meeting assembled, hereby enacts as follows:

- 1.0 This bylaw may be cited as the “Parks & Public Places Amendment Bylaw No. 1008, 2023”.
- 2.0 Section 2.0 of Parks & Public Places Bylaw No. 933, 2018 is deleted and replaced with the following:

“2.0 DEFINITIONS

CANNABIS means “cannabis” as defined by the *Cannabis Control and Licensing Act*, SC 2018, c. 16, as amended from time to time, and includes any products containing cannabis.

CONTROLLED SUBSTANCE means “controlled substance” as defined by the *Controlled Drugs and Substances Act*, SBC 2018, c.29, as amended from time to time.

LIQUOR means “liquor” as defined by the *Liquor Control and Licensing Act*, SBC 2015, c. 19, as amended from time to time.

SMOKE OR VAPE means to do one or more of the following:

- (a) smoke or hold lighted cannabis or Tobacco; or
- (b) use or hold a device that is vapourizing cannabis or Tobacco for inhalation or release into the air.

TOBACCO means “tobacco” as defined by the *Tobacco and Vapour Products Control Act*, RSBC 1996, c. 451, as amended from time to time.”

- 3.0 Section 3.1 of Parks & Public Places Bylaw No. 933, 2018 is deleted and replaced with the following:

“3.1 A person must not:

- (a) consume liquor or possess liquor in an open container unless that person complies with the *Liquor Control and Licensing Act*, SBC 2015, c. 19, as amended from time to time;
- (b) smoke, vape, or consume cannabis unless that person complies with the *Cannabis Control and Licensing Act*, SBC 2018, c. 29, as amended

from time to time;

- (c) smoke, vape, use or consume tobacco unless that person complies with the by the *Tobacco and Vapour Products Control Act*, RSBC 1996, c. 451; or
- (d) display or use a controlled substance unless that person complies with the *Controlled Drugs and Substances Act*, SC 1996, c. 19, as amended from time to time."

4.0 Section 3.2 of Parks & Public Places Bylaw No. 933, 2018 is amended by deleting "cannabis/tobacco" and replacing it with "cannabis or tobacco".

5.0 Subsection 3.2(b) of Parks & Public Places Bylaw No. 933, 2018 is amended by adding "SBC 2008, c. 28, as amended from time to time" after the words "*Public Health Act*".

6.0 Section 3.3 of Parks & Public Places Bylaw No. 933, 2018 is deleted and replaced with the following:

"3.3 A person must not smoke or vape cannabis or tobacco in any of the following places:

- (a) lands designated as park within the District of Stewart, bylaw no. 881, 2014, Zoning Bylaw, as amended from time to time;
- (b) a regional park within the meaning of the Local Government Act, RSBC 2015, c. 1, as amended from time to time; or
- (c) an outdoor area established by a local government for purposes of community recreation."

7.0 Section 3.4 of Parks & Public Places Bylaw No. 933, 2018 is deleted and replaced with the following:

"3.4 An enforcement officer may direct a person to leave any park or public place if that person is acting in contravention of this bylaw."

READ A FIRST TIME this 12 day of June, 2023.

READ A SECOND TIME this 12 day of June, 2023.

READ A THIRD TIME this 12 day of June, 2023.

ADOPTED this 10 day of July, 2023.



Mayor



Corporate Officer