
CITY OF KELOWNA

MEMORANDUM

Date: June 30, 2005
File No.: BL 9453; BL 9454
To: City Manager
From: Deputy City Clerk
Subject: Amendments to Parks and Public Spaces Bylaw and City of Kelowna Ticket Information Utilization Bylaw

RECOMMENDATION:

THAT Council forwards draft Amendment No. 9 to the City of Kelowna Parks and Public Spaces Bylaw and draft Amendment No. 64 to the City of Kelowna Ticket Information Utilization Bylaw No. 6550-89, as attached to the report of the Deputy City Clerk dated June 22, 2005, for reading consideration.

BACKGROUND:

The proposed amendments to the Parks and Public Spaces Bylaw, if adopted, would provide City Bylaw Enforcement Officers and members from the RCMP detachment additional tools to ensure that the City's parks and public spaces are safe for the use and enjoyment of the general public. Bylaw Enforcement staff and the RCMP have requested that these additional tools be available to assist them in their enforcement efforts.

The proposed amendments would prohibit any person from obstructing or interfering with a bylaw enforcement officer or RCMP member performing any duties or exercising any authority required under the bylaw. The current wording of section 3.20 is applicable only when an officer or member is enforcing aquatic sports or games. The bylaw also would prohibit the possession of drug paraphernalia in City parks and public spaces. This is in keeping with similar provisions in the bylaw prohibiting the possession of liquor in City parks.

Despite efforts by the City to provide for more toilet facilities, in particular in the downtown area, urinating and defecating in parks and public spaces continues to be a health concern and it has become necessary to expressly prohibit this type of activity by bylaw. It is also proposed that the bylaw be amended to permit the removal of any person from a park or public space for contravening any provision of the bylaw.

The proposed amendments to the MTI bylaw will impose fines for offences being added to the bylaw. Staff will monitor the impact of the requested changes and report back to Council on their effectiveness.

Stephen Fleming
Deputy City Clerk

Approved for inclusion	
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R.L. (Ron) Mattiussi, ACP, MCIP Director of Planning & Development Services

See agenda items No. #6.4 and No. #6.5 for the draft amending bylaws referred to in this report.