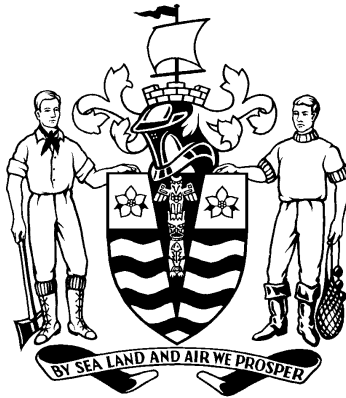


CITY OF VANCOUVER BRITISH COLUMBIA



BY-LAW NOTICE ENFORCEMENT BY-LAW NO. 10201

This By-law is printed under and
by authority of the Council of
the City of Vancouver

(Consolidated for convenience only
to December 12, 2023)

BY-LAW NOTICE ENFORCEMENT BY-LAW

TABLE OF CONTENTS

SECTION 1 CITATION

- 1. Citation

SECTION 2 INTERPRETATION

- 2.1 Definitions
- 2.2 Schedules

SECTION 3 BY-LAW CONTRAVENTIONS

- 3. By-law contraventions

SECTION 4 PENALTY

- 4. Penalty

SECTION 5 PAYING OR DISPUTING NOTICE

- 5.1 Delivery of by-law notice
- 5.2 Deemed receipt by mail
- 5.3 Deemed receipt on vehicle
- 5.4 Dispute or pay within 14 days
- 5.5 No dispute after 14 days

SECTION 6 BY-LAW NOTICE DISPUTE FEE

- 6.1 Adjudication system established
- 6.2 By-law notice dispute fee

**SECTION 7
SCREENING OFFICERS**

- 7.1 Position of screening officers
- 7.2 Appointment of Screening Officers I
- 7.3 Appointment of Screening Officers II
- 7.4 Powers of screening officers
- 7.5 Powers of screening officers

**SECTION 8
BY-LAW ENFORCEMENT OFFICERS**

- 8. By-law enforcement officers

**SECTION 9
ENACTMENT**

- 9.1 Severability
- 9.2 Force and effect

SCHEDULES

- Schedule "A" Designated By-laws, By-law Contraventions and Penalties

BY-LAW NO. 10201

By-Law Notice Enforcement By-law

[Consolidated for convenience only,
amended to include By-law No. 13883,
effective December 12, 2023]

THE COUNCIL OF THE CITY OF VANCOUVER, in public meeting, enacts as follows:

SECTION 1 CITATION

Citation

1. The name of this by-law, for citation, is the “By-law Notice Enforcement By-law”.

SECTION 2 INTERPRETATION

Definitions

- 2.1 In this By-Law:

“act” means the *Local Government Bylaw Notice Enforcement Act*;

“by-law notice” means a by-law notice referred to in section 4 of the act and issued under this by-law;

“city” means the City of Vancouver;

“Council” means the Council of the City of Vancouver; and

“screening officer” means a person designated and appointed under section 7 of this by-law to act as a Screening Officer I or Screening Officer II.

Schedules

- 2.2 The schedule attached to this by-law forms part of this by-law.

SECTION 3 BY-LAW CONTRAVENTIONS

By-law contraventions

3. The by-laws and by-law contraventions designated in Schedule "A" may be enforced by by-law notice.

SECTION 4 PENALTY

Penalty

4. The penalty for a contravention referred to in section 3 is:
- (a) subject to paragraphs (b) and (c), the penalty amount set out in column A1 of Schedule "A";
 - (b) if payment is received by the city within 14 days of the person receiving or being presumed to have received the by-law notice, the penalty set out in column A1 is reduced by the discount amount set out in column A2 of Schedule "A"; or
 - (c) if payment is received by the city more than 21 days after the penalty set out in column A1 becomes due and payable under the Act, the penalty set out in column A1 is increased by the surcharge set out in column A3 of Schedule "A".

SECTION 5 PAYING OR DISPUTING NOTICE

Delivery of by-law notice

- 5.1 A by-law notice may be delivered:
- (a) in person to the named person,
 - (b) by mailing a copy of the by-law notice,
 - (i) if the by-law notice is in respect of a contravention involving a vehicle, to the address for each registered owner of the vehicle involved;
 - (ii) to the actual or last known address of the named person; or
 - (iii) if the named person is a corporation or a business, to the registered office or head office,
 - (c) if the by-law notice is in respect of a parking contravention, by leaving the by-law notice on the vehicle involved.

Deemed receipt by mail

5.2 A by-law notice delivered under subsection 5.1(b) is presumed to have been received by the person to whom it is addressed on the 7th day after mailing.

Deemed receipt on vehicle

5.3 A by-law notice delivered under subsection 5.1(c) is presumed to have been received by each registered owner of the vehicle on the day it is left on the vehicle.

Dispute or pay within 14 days

5.4 A person who receives a by-law notice, or their authorized agent, must, within 14 days of the date on which the person received or is presumed to have received the by-law notice:

- (a) pay the penalty; or
- (b) request dispute adjudication;

by following the appropriate instructions on the by-law notice.

No dispute after 14 days

5.5 A person may pay the indicated penalty after 14 days of receiving a by-law notice, subject to the applicable surcharge amount in accordance with section 4(c), but no person may dispute a by-law notice after 14 days of receiving the by-law notice.

SECTION 6 BY-LAW NOTICE DISPUTE FEE

Adjudication system established

6.1 A by-law notice dispute adjudication system is hereby established in order to resolve disputes in relation to by-law notices.

By-law notice dispute fee

6.2 Every person who is unsuccessful in a dispute adjudication in relation to a by-law notice under the dispute adjudication system established under this section shall pay an administrative fee of \$25.00, in addition to any other penalty amount imposed under this By-law.

SECTION 7 SCREENING OFFICERS

Position of screening officers

7.1 The positions of Screening Officer I and Screening Officer II are hereby established.

Appointment of Screening Officers I

7.2 Council hereby designates all persons employed by the City as a Customer Services Representative – Parking Enforcement, and Planning Assistant II – Water Conservation as persons that may be appointed as a Screening Officer I, and hereby appoints them as a Screening Officer I.

Appointment of Screening Officers II

7.3 Council hereby designates all persons employed by the City as an Operations Supervisor – Parking Enforcement, Superintendent II – Parking Enforcement, all Supervisors and Managers of Revenue Services, the Director, Sustainability, all Managers, Sustainability, all Project Managers II, Sustainability, and all Planners II, Sustainability, all Supervisors and Managers of Plumbing and Mechanical Inspections, Engineering Assistant IVs – Water Conservation, and Planning Analysts – Water Conservation as persons that may be appointed as a Screening Officer II, and hereby appoints them as a Screening Officer II.

Powers of screening officers

7.4 Every Screening Officer I and Screening Officer II has the power to review disputed by-law notices, including the power to cancel a by-law notice if in the opinion of the screening officer:

- (i) the contravention did not occur as alleged;
- (ii) the by-law notice does not comply with section 4(4) of the act; or
- (iii) cancellation is otherwise in accordance with the city's policy entitled "Screening Officer Policy".

7.5 Every Screening Officer II who is also named as a by-law enforcement officer under section 8(d) of this By-law may enter into a compliance agreement, including any terms and conditions considered necessary, with a person who disputes a by-law notice, provided: the compliance agreement:

- (i) relates to any violation of the Annual Greenhouse Gas and Energy Limits By-law set out in Appendix A;
- (ii) if not rescinded, results in no penalty being paid; and
- (iii) has a term of one year, or less.

**SECTION 8
BY-LAW ENFORCEMENT OFFICERS**

By-law enforcement officers

8. Council appoints:

- (a) the Collector of Taxes, including all Managers and Supervisors in Revenue Services as by-law enforcement officers for the purposes of enforcing section 5.2 of the Vacancy Tax By-law;
- (b) parking enforcement officers and animal control officers as by-law enforcement officers for the purposes of enforcing Parts 6, 7 and 8 of the Drinking Water Conservation By-law;
- (c) District Plumbing and Mechanical Inspectors and Operating Permit Clerks as by-law enforcement officers for the purposes of enforcing all the Building By-law, Book II (Plumbing Systems) contraventions set out in Schedule A of this By-law;
- (d) the Director, Sustainability, all Managers, Sustainability, all Project Managers II, Sustainability, and all Planners II, Sustainability, as by-law enforcement officers for the purposes of enforcing all the Annual Greenhouse Gas By-law and Energy Limits By-law contraventions set out in Schedule A of this By-law; and
- (e) parking enforcement officers and police officers for the purposes of enforcing all other by-law contraventions set out in Schedule A of this By-law.

**SECTION 9
ENACTMENT**

Severability

9.1 A decision by a court that any part of this By-law is illegal, void, or unenforceable severs that part from this By-law, and is not to affect the balance of this By-law.

Force and effect

9.2 This By-law is to come into force and take effect on the date of its enactment.

ENACTED by Council this 1st day of February, 2011

(Signed) _____ “Gregor Robertson”
Mayor

(Signed) _____ “Marg Coulson”
City Clerk

SCHEDULE "A"

**DESIGNATED BY-LAWS,
BY-LAW CONTRAVENTIONS AND PENALTIES**

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
Street and Traffic By-law No. 2849				
17.1(a)	Stop where prohibited during school hours	200	80	100
17.1(b)	Stop where prohibited	100	40	50
17.2(a)(i)	Stop close to stop sign during school hours	200	80	100
17.2(a)(ii)	Stop close to stop sign	100	40	50
17.2(b)	Stop near firehall	100	40	50
17.2(c)	Stop near hydrant	100	40	50
17.2(d)(i)	Stop near crossing during school hours	200	80	100
17.2(d)(ii)	Stop near crossing	100	40	50
17.2(e)	Stop near garbage	100	40	50
17.2(f)	Stop near excavation	100	40	50
17.2(g)	Stop on bridge	100	40	50
17.2(h)	Stop alongside median	100	40	50
17.2(i)	Stop on narrow road	100	40	50
17.2(j)	Stop in reserved portion	100	40	50
17.2(k)	Stop on priority congestion management roadway during prohibited times	200	80	100
17.2(l)	Stop in bicycle lane portion	200	80	100

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
17.2(m)	Stop in accessible-only parking portion	200	80	100
17.3	Stop at bus stop	200	80	100
17.4(a)	Stop on crosswalk	200	80	100
17.4(b)	Stop near crosswalk	200	80	100
17.4(c)	Stop on sidewalk	200	80	100
17.4(d)	Stop on sidewalk crossing	200	80	100
17.4(e)(i)	Stop on boulevard during school hours	200	80	100
17.4(e)(ii)	Stop on boulevard	100	40	50
17.4(f)(i)	Stop within intersection during school hours	200	80	100
17.4(f)(ii)	Stop within intersection	100	40	50
17.5(a)(i)	Stop near intersecting lane during school hours	200	80	100
17.5(a)(ii)	Stop near intersecting lane	100	40	50
17.5(b)	Stop within 2 m of intersecting sidewalk on approach side	200	80	100
17.5(c)(i)	Stop within 6 m of intersecting sidewalk during school hours	200	80	100
17.5(c)(ii)	Stop within 6 m of intersecting Sidewalk	100	40	50
17.5(d)(i)	Stop near intersecting street during school hours	200	80	100
17.5(d)(ii)	Stop near intersecting street	100	40	50
17.6(a)	Park where prohibited	100	40	50

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
17.6(b)	Park where restricted	100	40	50
17.6(c)	Park on narrow curbless street	100	40	50
17.6(d)	Park opposite vehicle	100	40	50
17.6(e)	Park longer than permitted	77	31	40
17.6(f)	Park longer than 3 hours	70	28	35
17.6(g)	Park near entrance	100	40	50
17.7	Move to avoid time limit	100	40	50
18.1 (a)	Park not parallel	100	40	50
18.1(b)(i)	Park wrong direction during school hours	200	80	100
18.1(b)(ii)	Park wrong direction	100	40	50
18.1(c)(i)	Park too far from curb during school hours	200	80	100
18.1(c)(ii)	Park too far from curb	100	40	50
18.2	Park contrary to markings	100	40	50
18.3	Improper parking on grade	100	40	50
19.1 (a)	Stop near lane intersection	100	40	50
19.1 (b)	Stop near intersecting sidewalk	100	40	50
19.1 (c)	Stop near lane intersection	100	40	50
19.1 (d)	Stop leaving too little lane	100	40	50
19.1 (e)	Stop and obstruct vehicles	100	40	50
19.1 (f)	Stop near fire door	100	40	50
19.1 (g)	Stop near driveway	100	40	50

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
19.1 (h)	Stop abutting commercial property	100	40	50
19.1 (i)	Stop on lane in prohibited area	100	40	50
19.1 (j)	Stop in West End or Robson North	100	40	50
20.1 (a)	Stop too long abutting area	100	40	50
20.1 (b)	Stop overnight	100	40	50
20.2	Stop near park, school or church	100	40	50
20.3	Park trailer on street	250	100	125
21.1	Stop in passenger zone	100	40	50
21.3	Stop in loading zone	100	40	50
21.5	Stop in commercial loading zone	100	40	50
21.7	Stop in tour bus zone	100	40	50
21.7A	Tour Bus stopped on 800-900 Canada Place without a permit	400	160	200
72A (1)	Derelict vehicle on street	250	100	125
Parking Meter By-law No. 2952				
4(1)	Park outside metered space	77	31	40
4(2)	Park at improper angle	77	31	40
4(3)	Park against traffic flow	77	31	40

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
5(3)(a)	Park longer than limit	77	31	40
5(4)(a)(i)	Meter with a fail display	77	31	40
5(4)(a)(ii)	Expired meter with zeros	77	31	40
5(4)(a)(iii)	Meter out of order	77	31	40
5(4)(b)	Expired meter time	77	31	40
Motor Vehicle Noise and Emission Abatement By-law No. 9344				
2.7 (i)	Idle more than 3 minutes	100	40	50
2.7 (ii)	Idle unattended and unlocked	100	40	50
2.7.A (i)	Idle truck or bus more than 3 minutes	250	100	125
2.7.A (ii)	Idle truck or bus unattended and unlocked	250	100	125
Granville Mall By-law No. 9978				
10	Load or unload vehicle	250	100	125
11(a)	Stop taxi more than 3 minutes	250	100	125
11(b)	Stop vehicle more than 30 minutes	250	100	125
11(c)	Stop vehicle more than 120 minutes	250	100	125
15	Fail to display permit	250	100	125
17.1	Drive on transitway	250	100	125
17.2	Stop on transitway	250	100	125
18	Stop obstructing transitway	250	100	125

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
Vacancy Tax By-law No. 11674				
5.2	Fail to file Declaration	250	125	125
Drinking Water Conservation By-law No. 12086				
6.2	Wasting water	250	125	125
7.2(a)(i)(A)	Automatic watering of residential lawn at even- numbered addresses outside permitted hours Stage 1	250	125	125
7.2(a)(i)(B)	Manual watering of residential lawn at even-numbered addresses outside permitted hours Stage 1	250	125	125
7.2(a)(ii)(A)	Automatic watering of residential lawn at odd- numbered addresses outside permitted hours Stage 1	250	125	125
7.2(a)(ii)(B)	Manual watering of residential lawn at odd-numbered addresses outside permitted hours Stage 1	250	125	125
7.2(a)(iii)(A)	Automatic watering of non- residential lawn at even- numbered addresses outside permitted hours Stage 1	250	125	125

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
7.2(a)(iii)(B)	Manual watering of non-residential lawn at even-numbered addresses outside permitted hours Stage 1	250	125	125
7.2(a)(iv)(A)	Automatic watering of non-residential lawn at odd-numbered addresses outside permitted hours Stage 1	250	125	125
7.2(a)(iv)(B)	Manual watering of non-residential lawn at odd-numbered addresses outside permitted hours Stage 1	250	125	125
7.2(b)(i)	Water residential trees, shrubs, flowers or plants using a sprinkler outside permitted hours Stage 1	250	125	125
7.2(b)(ii)	Water non-residential trees, shrubs, flowers or plants using a sprinkler outside permitted hours Stage 1	250	125	125
7.2(c)	Water playing field outside permitted hours Stage 1	250	125	125
8.2 (a)	Water a lawn Stage 2	500	250	250
8.2(b)(i)	Water residential trees, shrubs, flowers or plants using a sprinkler outside permitted hours Stage 2	500	250	250

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
8.2(b)(ii)	Water non-residential trees, shrubs, flowers or plants using a sprinkler outside permitted hours Stage 2	500	250	250
8.2(c)	Wash impermeable outdoor surface Stage 2	500	250	250
8.2(d)	Fill aesthetic water feature Stage 2	500	250	250
8.2(e)	Water golf course fairway outside permitted number of days Stage 2	500	250	250
8.2(f)	Water soil-based playing field outside permitted number of days or hours Stage 2	500	250	250
8.2(g)	Water sand-based playing field outside permitted hours Stage 2	500	250	250
8.2(h)	Operate water play park without user-activated switches Stage 2	500	250	250

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
Building By-law (Book II (Plumbing Systems))				
Division C, Sentence 1.6.9.1.(1)	No Operating Permit	500	250	250
Division C, Sentence 1.6.9.4.(1)	No certification	500	250	250
<i>Cooling Tower</i>				
Division B, Clause 2.2.11.6.(4)(a)	Failure to notify of start-up	250	125	125
Division B, Clause 2.2.11.6.(4)(b)	Failure to provide a <i>Legionella pneumophila</i> test result	500	250	250
Division B, Sentence 2.2.11.6.(8)	Failure to conduct required response to meet <i>Legionella</i> standards	500	250	250
<i>Decorative Water Feature</i>				
Division B, Clause 2.2.11.7.(3)(a)	Failure to notify of start-up	250	125	125
Division B, Clause 2.2.11.7.(3)(c)	Failure to provide a <i>Legionella pneumophila</i> test result	500	250	250
Division B, Sentence 2.2.11.7.(8)	Failure to conduct required response to meet <i>Legionella</i> standards	500	250	250
<i>Non-Potable Water System</i>				
Division B, Clause 2.7.7.2.(1)(a)	Failure to provide documentation	500	250	250
Division B, Sentence 2.7.7.3.(1)	Failure to conduct required response to meet water quality standards	500	250	250
Division B, Sentence 2.7.4.1.(5)	Failure to conduct required response to meet water quality standards for a system installed prior to January 1, 2019	500	250	250

By-law and By-law Section	Description	A1 Penalty	A2 Discount	A3 Surcharge
Annual Greenhouse Gas and Energy Limits By-law No. 13472				
2.1(a)	Fail to report 2024 (A1 larger building)	500	250	250
2.1(b)	Fail to report after 2024 (A1 larger building)	500	250	250
2.2(a)	Fail to report 2025 (A1 smaller building)	500	250	250
2.2(b)	Fail to report after 2025 (A1 smaller building)	500	250	250
2.3(a)	Fail to report 2025 (B3 larger building)	500	250	250
2.3(b)	Fail to report after 2025 (B3 larger building)	500	250	250
2.4(a)	Fail to report 2026 (B3 smaller building)	500	250	250
2.4(b)	Fail to report after 2026 (B3 smaller building)	500	250	250
2.5A(a)	Incorrect primary occupancy	500	250	250
2.5A(b)	Incorrect other occupancies	500	250	250
2.5A(c)	Incorrect gross floor area	500	250	250
2.5A(d)	Incorrect site energy use and gas emissions	500	250	250
4.1(a)	Fail to apply for permit	500	250	250

4.1(b)	Fail to pay fee for permit	500	250	250
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In this By-law all penalties, discounts and surcharges are dollar (\$) amounts.