



# **THE CORPORATION OF THE CITY OF PORT COQUITLAM**

## **BYLAW NO. 917**

*A Bylaw to prohibit the fouling, obstructing or impeding the flow of any stream, creek, waterway, watercourse, waterworks, ditch, drain or sewer within the City.*

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*Whereas it is deemed desirable and expedient to prohibit persons from fouling, obstructing, or impeding the flow of any stream, creek, waterway, watercourse, waterworks, ditch or sewer within the City of Port Coquitlam.*

*Now therefore pursuant to the powers vested in it by Section 519 of the Municipal Act of the Province of British Columbia, 1960, and amendments thereto, the Municipal Council of The Corporation of the City of Port Coquitlam, in open meeting assembled, enacts as follows:*

1. In the interpretation of this Bylaw, the following words and terms shall have the meaning hereby assigned to them unless repugnant to the context hereof:
  - (a) "Engineer" shall mean the Engineering Supervisor of The Corporation of the City of Port Coquitlam and shall include his lawful deputy.
  - (b) All other words or terms shall have the meaning assigned to them in the *Municipal Act*, the *Ditches and Watercourses Act* or the *Water Act* of the Province of British Columbia.
2. Every person is prohibited from polluting any stream, creek, waterway, watercourse, waterworks, ditch, drain, or sewer, whether or not it is located on private property.
3. Every person is prohibited from obstructing or impeding the flow of any stream, creek, waterway, watercourse, waterworks, ditch, drain, or sewer, whether or not it is located on private property.
4. (1) Every person who violates any of the provisions of this Bylaw or who permits any act or thing to be done in contravention or in violation of any of the provisions of this Bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this Bylaw, or who does any act which violates any of the provisions of this Bylaw shall be guilty of an offence punishable on summary conviction and shall be liable to a fine of not more than \$2,000.00 or to imprisonment for not more than six months, or to both, the penalties being enforced and the fines and costs being recoverable upon summary conviction in the manner provided by the *Offence Act* R.S.B.C. 1979, c. 305 as amended.

- (2) In addition to any of the penalties provided for in subsection (1) hereof any person who obstructs, fills up or injures any ditch, drain, creek or watercourse, constructed or improved, for the purpose of maintaining the proper flow of water in any stream as defined by the *Water Act*, ditch, drain or sewer, or who cuts, destroys or injures any dyke or other drainage or reclamation work connected therewith, is upon complaint of the Engineer, liable to do such restoration work as the Court directs.
- (3) A separate offence shall be deemed to be committed on each day during or on which a violation occurs or continues.
5. This Bylaw may be cited for all purposes as the "City of Port Coquitlam Waterways Protection Bylaw, 1969, No. 917".

*Read a first time by the Municipal Council this 31st day of March, 1969.*

*Read a second time by the Municipal Council this 31st day of March, 1969.*

*Read a third time by the Municipal Council this 31st day of March, 1969.*

*Reconsidered, finally passed and adopted by the Municipal Council of The Corporation of the City of Port Coquitlam this 14th day of April, 1969.*

**J.M. CAMPBELL**  
MAYOR

**R.A. FREEMAN**  
CITY CLERK

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RECORD OF AMENDMENT

<u>BYLAW NO.</u>	<u>AMENDED SECTION</u>
1166	4
1296	3A
1871	4
3169	Sect. 1 (a) and (c), Sect. 2, 3 and 3A

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