



**VILLAGE OF BELCARRA
WILDLIFE AND VECTOR CONTROL (BEAR)
BYLAW NO. 535, 2019**



**A BYLAW FOR THE PREVENTION OF WILDLIFE ATTRACTANTS AND VECTOR
CONTROL AGAINST THE SPREAD OF DISEASES**

WHEREAS pursuant to Part 2, Div. 1, Sec 8 (3) (k), and Part 3 (Div. 6 (47)) of the *Community Charter*, Council for the Village of Belcarra has authority to regulate in relation to animals;

AND WHEREAS the Council for the Village of Belcarra considers that it is desirable to protect the health of the public by requiring Owners and occupiers of property in the Village to prevent their property from becoming infested by vectors that may spread disease;

NOW THEREFORE the Council for the Village of Belcarra in open meeting lawfully assembled, enacts as follows:

1. Citation

1.1 This bylaw may be cited as the “Wildlife and Vector Control Bylaw No. 535, 2019”

2. Severability

2.1 If a portion of this bylaw is held invalid by a Court of competent jurisdiction, then the invalid portion must be severed, and the remainder of this bylaw is deemed to have been adopted without the severed section, subsequent, paragraph, subparagraph, clause or phrase.

3. Definitions

3.1 In this bylaw:

“**Attractant**” means any substance which could reasonably be expected to attract Wildlife or does attract Wildlife including but not limited to household refuse, kitchen waste, food products, beverage containers, barbecue grills, pet food, bird feed, diapers, grease barrels, fruit, oil and other petroleum products, antifreeze and other chemical products;

“**Village**” means the Village of Belcarra;

“**Owner**” means any person who is the registered owner, or owner under agreement, of real property, and includes any person in actual or apparent possession of real property under a lease, licence or other agreement with another owner;

“**Parcel**” means any lot, block or other area in which land is held or into which it is subdivided, but does not include a highway;

“**Pathogen**” means an organism capable of causing disease in humans, animals or plants;

“**Property**” means any parcel of land in the Village;

“**Receptacle**” means a household, light commercial, municipal, yard waste or special receptacle;

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“Vector” means a carrier organism that is capable of transmitting a pathogen from one facility, waste source, product or organism to another facility, waste source, product or organism including but not limited to mice, rats and mosquitoes;

“Vermin” means a Vector such as rodents including but not limited to rats and mice and insects including but not limited to mosquitoes, fleas, cockroaches, or wasps;

“Wildlife” means birds and any mammal not normally domesticated, including but not limited to bears, bobcats, cougars, coyotes, foxes, racoons, deer and skunks;

“Wildlife Resistant Container” means a solid waste container and device whose material and construction is of sufficient strength and design so as to prevent access by Wildlife during storage and which has been accepted as such by the Wild Safe BC;

“Wildlife Resistant Enclosure” means a fully enclosed structure consisting of walls, roof and door(s) made of sufficient design and strength so as to prevent access by Wildlife and for clarity includes garage, shed or other structure that is inaccessible to Wildlife.

4. Prohibitions

- 4.1 No Owner or Occupier of Property within the Village shall cause, permit or allow a nuisance to be caused by the presence of Wildlife or Vectors on that Property.
- 4.2 No Owner or Occupier of Property shall cause, permit or allow:
- a. any building or improvement;
 - b. any brush, weeds or other growths;
 - c. any standing water; or
 - d. any other condition on that Property to provide food, shelter, or breeding conditions;
- that could attract Wildlife or a Vector.
- 4.3 Except as provided in section 4.4, no person shall knowingly or willingly feed, or in any manner provide or furnish access to food, garbage or any other edible substance, to any Wildlife.
- 4.4 Bird feeders must be suspended on a cable or other device and in such a manner that they are inaccessible to Wildlife other than birds. The area below a bird feeder shall be kept free of the accumulation of seed and debris from the bird feeder at all times.
- 4.5 Every Owner or Occupier of Property within the Village shall ensure that:
- a. bee hives are inaccessible to Wildlife;
 - b. grease containers are inaccessible to Wildlife;
 - c. outdoor refrigerators or freezers are inaccessible to Wildlife;
 - d. dairy products and proteins are not put into compost piles;
 - e. garbage and organic containers are inaccessible to Wildlife; and
 - f. wildlife resistant Receptacles that are stored outside on the property are locked or in a Wildlife Resistant Enclosure.
- 4.6 Every Owner or Occupier of Property within the Village shall prevent or cause to be prevented the infestation by Vermin or other destructive insects or animals.

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5. Offence and Penalty

- 5.1 Every person who violates a provision of this bylaw, or who consents, allows or permits an act or thing to be done in violation of a provision of this bylaw, or who neglects to or refrains from doing anything required to be done by a provision of this bylaw, is guilty of an offence and is liable to the penalties imposed under this bylaw, and is guilty of a separate offence each day that a violation continues to exist.
- 5.2 Every person who commits an offence is liable for a fine of up to \$500.00 and not exceeding the maximum allowed by the Local Government Bylaw Notice Act.

READ A FIRST TIME on April 24, 2019

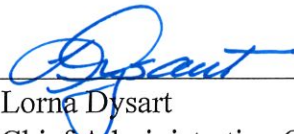
READ A SECOND TIME on April 24, 2019

READ A THIRD TIME on April 24, 2019

ADOPTED by the Council on May 13, 2019



Neil Belenkie
Mayor



Lorna Dysart
Chief Administrative Officer

This is a certified true copy of Village of Belcarra
Wildlife and Vector (Bear) Control Bylaw No. 535, 2019

Chief Administrative Officer