

ENCROACHMENT BYLAW 2006-01, AMENDMENT NO. 1

**CULTUS LAKE PARK
BYLAW NO.1003**

A BYLAW TO AMEND ENCROACHMENT BYLAW 2006-01

Adopted (11.23.2011)

WHEREAS Section 12 of the Cultus Lake Park Act (1932 and Amendments) enables the Cultus Lake Park Board to adopt bylaws;

AND WHEREAS the Cultus Lake Park Board has adopted Encroachment Bylaw 2006-01 on September 13, 2006 to regulate the granting of encroachment permits on public property;

AND WHEREAS the Cultus Lake Park Board now deems it advisable to amend the said Encroachment Bylaw 2006-01;

NOW THEREFORE the Cultus Lake Park Board in open meeting assembled, HEREBY ENACTS AS FOLLOWS:

1. TITLE

- 1.1 This bylaw may be cited as "CULTUS LAKE PARK - ENCROACHMENT BYLAW 2006-01, AMENDMENT BYLAW NO.1, 2011".

2. AMENDMENT

- 2.1 Cultus Lake Park Board Encroachment Bylaw No. 2006-01 is hereby amended as follows:

- 2.1.1 Subsection 4 (4) is deleted and replaced with the following:

"the fees required under Schedule "A", provided that no annual fee is payable in the case of applications for existing

encroachments approved for the use and consideration of the following:

- (a) Retaining walls constructed using natural stones or boulders;
- (b) Surfacing consisting of grass/lawn, flowerbed, crushed granular fill, approved paving stone or flagstone;
- (c) Conditions subject to parking considerations and clearances to roadways, utilities or other public works."

3. SEVERABILITY

- 3.1 If any part of this bylaw is for any reason held invalid by a Court or competent jurisdiction, the invalid portion shall be severed and the severance shall not affect the validity of the remainder.

4. EFFECTIVE DATE

- 4.1 This bylaw shall come into force and effect upon its adoption.

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|-------------------------|------------------|--------|----------|------|
| READ A FIRST TIME THIS | 26 TH | DAY OF | OCTOBER | 2011 |
| READ A SECOND TIME THIS | 26 TH | DAY OF | OCTOBER | 2011 |
| READ A THIRD TIME THIS | 9 TH | DAY OF | NOVEMBER | 2011 |
| ADOPTED THIS | 23 RD | DAY OF | NOVEMBER | 2011 |

Cultus Lake Park Board Vice-Chair

Corporate Officer