BYLAW NO. 386

OF THE VILLAGE OF SPRING LAKE

A BYLAW OF THE VILLAGE OF SPRING LAKE, IN THE PROVINCE OF ALBERTA TO PROVIDE FOR BYLAW OFFICER, PEACE OFFICER AND ENFORCEMENT SERVICES.

WHEREAS the *Municipal Government Act* provides that a municipality may provide outside its municipal boundaries any service that it provides within its municipal boundaries in another municipality, but only with the agreement of the other municipality;

AND WHEREAS the Village of Spring Lake has signed an agreement with Parkland County in which Parkland County will provide certain enforcement services to the Village of Spring Lake;

AND WHEREAS the *Municipal Government Act* provides that a council may by bylaw establish one or more positions to carry out the powers, duties or functions of a designated officer;

NOW THEREFORE the Municipal Council of the Village of Spring Lake, in the Province of Alberta, duly assembled, hereby enacts as follows:

1. **TITLE**
   1.1 This Bylaw may be cited as the "Community Peace Officer Bylaw".

2. **INTERPRETATION**
   2.1 In this Bylaw, the following terms shall have the following meanings:
      a) "Bylaw" means this Community Peace Officer Bylaw;
      b) "CAO" means the Chief Administrative Officer for the Village of Spring Lake;
      c) "Council" means the municipal council of the Village of Spring Lake;
      d) "County" means Parkland County;
      e) "Designated Officer" has the same meaning as defined in the *Municipal Government Act,*
      f) "Enforcement Services Agreement" means the Enforcement Services Agreement between Parkland County and the Village of Spring Lake made effective December 8, 2017;
      g) *"Municipal Government Act'* means the *Municipal Government Act,* RSA 2000, c M-26 and the regulations thereunder; and
      h) "Village" means the municipal corporation of the Village of Spring Lake.
   2.2 Any references in this Bylaw to any statutes, regulations, bylaws or other enactments is to those statutes, regulations, bylaws or other enactments as amended or replaced from time to time and any amendments thereto.
   2.3 Whenever a singular or masculine form of a word is used in this Bylaw, it shall include the plural, feminine or neutral form of the word as the context requires.
   2.4 The headings in this Bylaw do not form part of this Bylaw and shall not affect its interpretation.

3. **ADOPTION OF ENFORCEMENT SERVICES AGREEMENT**
   3.1 The Enforcement Services Agreement has been approved, incorporated as part of this Bylaw and attached as Schedule "A".

4. **BYLAW AND PEACE OFFICER**
   4.1 The positions of Bylaw Officer and Peace Officer are hereby established.
   4.2 The Bylaw and/or Peace Officer assigned from time to time by the County to provide enforcement services to the Village pursuant to the Enforcement Services Agreement is the Community Peace Officer for the purposes of this Bylaw.
   4.3 The Community Peace Officer is authorized to enforce Provincial Legislation as

defined in the Enforcement Services Agreement within the municipal boundaries of the Village and to enforce the Village's municipal bylaws. The Community Peace Officer is appointed as a bylaw enforcement officer for the Village pursuant to section 555(1) of the *Municipal Government Act.*

4.4 The Community Peace Officer shall have such additional powers, duties and functions as may be provided to the Community Peace Officer in any other bylaws of the Village.

4.5 The Community Peace Officer is subject to the supervision of and accountable to the CAO except as otherwise provided for in the Enforcement Services Agreement.

5. DESIGNATED OFFICER COMMUNITY PEACE OFFICER

5.1 The Community Peace Officer is authorized to carry out the following powers, duties and functions of a designated officer under the *Municipal Government Act:*

Section 420(2)	Obtaining possession of lands
Section 436.11	Obtaining possession of manufactured homes
Section 439(2)	Preparing and issuing distress warrants and seizing goods
Section 532(8)	Traffic control device removal
Section 542	Entering on land to inspect, remedy and enforce bylaw thereunder
Section 544	Appling to court for an order re: inspections
Section 545	Issuing order to cease contravention of any bylaw
Section 546	Orders to remedy dangerous and unsightly property

6. GENERAL

6.1 Each provision of this Bylaw is independent of all other provisions. If any provision of the Bylaw is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this Bylaw shall remain valid and enforceable.

7. COMING INTO FORCE

7.1 This Bylaw shall come into effect upon the third and final reading and signing of this Bylaw.

Read a first time this 20th day of October 2020.

Read a second time this 20th day of October 2020.

Read a third and final time this 20th day of October 2020.

Mayor

Chief Administrative Officer