

BYLAW 1381

BEING A BYLAW TO REGULATE THE USE OF SKATEBOARDS AND OTHER WHEELED CONVEYANCES WITHIN THE TOWN OF INNISFAIL.

WHEREAS, SECTION 7 OF THE MUNICIPAL GOVERNMENT ACT, BEING CHAPTER M26.1 OF THE REVISED STATUTES OF ALBERTA AND AMENDMENTS THERETO, AUTHORIZES COUNCIL TO PASS A BYLAW REGULATING PEOPLE, ACTIVITIES AND THINGS IN, ON OR NEAR A PUBLIC PLACE THAT IS OPEN TO THE PUBLIC.

AND WHEREAS COUNCIL DEEMS IT NECESSARY TO REPEAL BYLAWS 1355 AND 1375 AS AMENDED.

AND WHEREAS, THE TOWN OF INNISFAIL WISHES TO REGULATE AND RESTRICT THE USE OF SKATEBOARD AND OTHER WHEELED CONVEYANCES AND TO PROVIDE FOR THE SAFETY, HEALTH AND WELFARE OF RESIDENTS OF THE COMMUNITY AND FOR THE PROTECTION OF PEOPLE AND PROPERTY, ON OR NEAR PUBLIC PLACES.

THEREFORE, THE TOWN OF INNISFAIL, IN THE PROVINCE OF ALBERTA, ENACTS THE FOLLOWING:

SECTION 1 – TITLE

- (a) This Bylaw may be cited as the “Skateboard Bylaw.”

SECTION 2 – DEFINITIONS

- (a) “PEACE OFFICER” shall mean any member of the Royal Canadian Mounted Police or a Special Constable;
- (b) “TOWN EMPLOYEE” shall mean any person employed by the Town of Innisfail;
- (c) “NUISANCE” shall mean creating a disturbance or hazard which affects the ability to carry out business or create an unsafe condition for residents or deters from the use of a public place or place of business;
- (d) “SKATEBOARD” shall mean any wheeled recreational device pushed, pulled or propelled or ridden excepting a bicycle.

SECTION 3 – REGULATIONS

- (a) No person shall ride a skateboard that creates a nuisance in, on or near a public place or place of business;
- (b) No person shall skateboard in designated restricted areas as per Appendix ‘A’ of this Bylaw.

SECTION 4 – PENALTIES

- (a) The specified penalties of violation of Section 3(a) and 3(b) is twenty-five dollars (\$25.00);
- (b) The specified penalty for a second or subsequent offence is fifty dollars (\$50.00).

SECTION 5 – CONFISCATION

- (a) Any Peace Officer or Town Employee designated by the Town Chief Administrative Officer may seize, without warrant, a skateboard being used in violation of Section 3 of this Bylaw;
- (b) Such seizure may be used as:
 - i) evidence in prosecution;
 - ii) in lieu of prosecution with a retention period no greater than thirty (30) clear days after which it shall be returned to the owner.

SECTION 6 – REPEAL

Bylaws 1355 and 1375 are hereby repealed by the passage of this bylaw.

SECTION 7 – COMMENCEMENT

This bylaw shall come into full force and effect on the final reading thereof.

Read a first time in Open Council this 28th day of February, 2000.

Read a second time in Open Council this 28th day of February, 2000.

Read a third time and finally passed in Open Council this 28th day of February, 2000.

Original Document Signed