



CITY OF FORT SASKATCHEWAN

A BYLAW OF THE CITY OF FORT SASKATCHEWAN, IN THE PROVINCE OF ALBERTA, TO REGULATE PUBLIC PARKS, OPEN SPACES, AND RECREATIONAL AREAS WITHIN THE CITY OF FORT SASKATCHEWAN.

BYLAW NO. C5-26

WHEREAS, the *Municipal Government Act*, R.S.A. 2000. M-26 empowers Council for The City of Fort Saskatchewan to pass bylaws for municipal purposes, which include fostering the well-being of the environment and developing and maintaining safe and viable communities;

WHEREAS, Section 7(a) of the *Municipal Government Act*, R.S.A. 2000 c.M-26, as amended or repealed and replaced from time to time, (the "*Municipal Government Act*"), authorizes the Council of a municipality to pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property; and

WHEREAS, Section 7(b) of the *Municipal Government Act* authorizes the Council of a municipality to pass bylaws for municipal purposes respecting people, activities, and things in, on or near a public place or place that is open to the public; and

WHEREAS, Section 7(i) of the *Municipal Government Act* authorizes the Council of a municipality to pass bylaws for municipal purposes respecting the enforcement of bylaws made under the *Municipal Government Act* or any other enactment; and

WHEREAS, Section 60 of the *Municipal Government Act* provides that subject to any other enactment, a municipality has the direction, control, and management of the bodies of water within the municipality, including the air space above and the ground below;

NOW THEREFORE, the Council of the City of Fort Saskatchewan in the Province of Alberta, duly assembled, hereby enacts:

1. TITLE

- 1.1 This Bylaw may be cited as the "City of Fort Saskatchewan Parkland Bylaw".

2. DEFINITIONS

- 2.1 "**Activity**" or "**Active Game**" shall include any physical activity by one or more persons that the City may consider damaging to grass, flowers and trees, shrubs, buildings, or structures, and without limiting the general intent of the foregoing an active game shall include football, baseball, fastball, volleyball, badminton, golf, rugby, lacrosse, and hockey.

- 2.2 “**Administration**” means the administrative and operational arm of the City, comprised of the various departments and business units, and includes all employees who operate under the leadership of the City Manager.
- 2.3 “**Animal**” means any live creature, both domestic and wild, and includes Dogs, Nuisance Dogs, Restricted Dogs, Cats, fowl, fish, and reptiles, but does not include humans, as defined by the City’s Responsible Pet Ownership Bylaw, Bylaw No. C11-24, as amended, or replaced from time to time.
- 2.4 “**Camp**” means to live or take up quarters or temporary abode in a Park and includes taking up quarters or temporary abode in a vehicle, tent, tent trailer, trailer, or any other temporary or portable shelter or under the open sky for one or more days and nights.
- 2.5 “**Campground**” means an area which has been planned and improved to be used and maintained for a seasonal short-term period for campers locating tents, tent trailers, holiday trailers, campers, motor homes, and similar recreation vehicles within a defined area. Related facilities that are accessory to and support the campground such as administrative office, laundromat, picnic grounds, playgrounds and boating facilities may be included on-site, as defined by the City’s Land Use Bylaw, Bylaw No. C23-20, as amended or replaced from time to time.
- 2.6 “**Cemeteries Bylaw**” means the City’s Cemeteries Bylaw, Bylaw No. C10-17, as amended or replaced from time to time.
- 2.7 “**City**” means the municipal corporation of the City of Fort Saskatchewan.
- 2.8 “**City Arborist**” means the employed horticultural professional of the City of Fort Saskatchewan, or anyone acting or authorized to act on that person’s behalf, such as Parks Foreperson, Team Lead, or Arborist Operator III.
- 2.9 “**City’s Election Campaign Sign Guidelines**” means the election sign campaign guidelines as defined by the City’s Election Signage Bylaw, Bylaw No. C7-19, as amended or replaced from time to time.
- 2.10 “**City Manager**” means the Chief Administrative Officer of the City, or their designate.
- 2.11 “**Council**” means the municipal Council for the City, and may include the Mayor, individual Councilors, or Council as a whole.
- 2.12 “**Dangerous Tree**” means any Tree that is, in the opinion of the City Arborist, in danger of falling, breaking, uprooting, or collapsing; and the City Arborist determines that injury to persons or damage to property may occur as a result.
- 2.13 “**Election Sign**” means any sign used to promote or oppose a candidate or party during a provincial or federal election or by-election, or any election or by-election held pursuant to the *Local Authorities Election Act*, R.S.A 2000, c. L-21, as amended or replaced from time to time.

- 2.14 **"Emergency Personnel"** includes fire rescue personnel, emergency medical providers, law enforcement officers, local, provincial, and federal authorities, and workers engaged in emergency repair to a Public Utility;
- 2.15 **"Encroachment"** means any physical intrusion upon or use of a Park, other than an intrusion or use that is allowed or in an agreement under this Bylaw or Permit or that has been authorized by the City or other body having jurisdiction, and includes:
- 2.15.1 Landscaping and gardening, including the cutting or pruning of Vegetation;
 - 2.15.2 The erection or installation of fences, walls, irrigation equipment, garden sheds or other fixtures or structures; or
 - 2.15.3 The placement or location of a trampoline, horseshoe pitch, skateboard ramp, playground equipment or other recreational items or facilities.
- 2.16 **"Hazard Tree"** means any Tree that, in the opinion of an Inspector, has deteriorated to the point that it can support elm bark beetle habitation and breeding, or any other insect or virus, making that Tree a hazard that may promote the spread of disease.
- 2.17 **"Infected Tree"** means any Tree that, in the opinion of an Inspector, is infected by a disease or insect including, without limitation, Dutch Elm disease or Emerald Ash Borer.
- 2.18 **"Inspector"** means a Person appointed as Inspector pursuant to the *Agricultural Pests Act*, S.A. 2000, c.A-8.1, as amended or replaced from time to time.
- 2.19 **"Land Use Bylaw"** means the City of Fort Saskatchewan's Land Use Bylaw, Bylaw No. C23-20, as amended or replaced from time to time.
- 2.20 **"Litter"** means any solid or liquid material or product, combination of solid or liquid materials, or liquid materials or products, including but not limited to any rubbish, garbage, paper, packages, containers, bottles, cans, manure, metal, human or animal excrement, or the whole or part of an animal carcass, or the whole or part of any article, raw or processed material, or a dismantled or inoperative motor vehicle or other machinery, as defined by the Community Standards Bylaw, Bylaw No. C1-21, as amended or replaced from time to time.
- 2.21 **"Livestock"** means one or more of the following:
- 2.21.1 A horse, mule, ass, swine, emu, ostrich, camel, llama, alpaca, sheep, or goat;
 - 2.21.2 Domestically reared or kept reindeer, moose, elk, or bison;
 - 2.21.3 Farm-bred fur-bearing animal including a fox or minx;
 - 2.21.4 An Animal of the bovine species;
 - 2.21.5 An Animal of the avian species including a chicken, turkey, duck, goose, or pheasant; and
 - 2.21.6 Any other Animal that is kept for agricultural purposes, but does not include cats, dogs, or other domesticated household pets.
- 2.22 **"MGA"** means the *Municipal Government Act*, RSA 2000, C. M-26, and associated regulations, as amended.

- 2.23 **"Micromobility Device(s)"** as defined by the City's Traffic Bylaw, Bylaw No. C11-25, as amended or replaced from time to time, means a range of small, lightweight personal use devices operating at speeds below twenty-five (25) kilometers per hour. Micromobility Devices may include devices such as Bicycles, E-Bikes 500w or less, non-motorized scooters, roller blades, in-line skates, and non-motorized skateboards. Micromobility Devices exclude devices with internal combustion engines and those with tops speeds above forty-five (45) kilometers per hour.
- 2.24 **"Natural Area"** means undisturbed or relatively undisturbed land or water, or both, within the geographic boundaries of and owned or controlled by the City that has, or contains characteristics of, natural or native plant or Animal ecological or geographical systems, and includes wetlands, escarpments, hill slopes, hillsides, riparian corridors, grasslands, woodlands, and wildlife habitats.
- 2.25 **"Night-Time" or "Night"** means the period commencing at 11:00 PM and ending at 6:00 AM.
- 2.26 **"Parkland" or "Park"** includes all lands within the City that are owned or controlled by the City and used for rest, recreation, exercise, pleasure, amusement, cultural heritage, education, appreciation of nature, and general enjoyment, and includes, without limitation:
- 2.26.1 Beaches;
 - 2.26.2 Boulevards, Park Roadways, and Sidewalks thereto;
 - 2.26.3 Campgrounds;
 - 2.26.4 Cemeteries;
 - 2.26.5 Community Services Reserve;
 - 2.26.6 Conservation Reserve;
 - 2.26.7 Dog Parks;
 - 2.26.8 Environmental Reserve;
 - 2.26.9 Green Spaces
 - 2.26.10 Municipal Reserve;
 - 2.26.11 Municipal and School Reserve;
 - 2.26.12 Natural Areas;
 - 2.26.13 Off-Leash Dog Areas;
 - 2.26.14 Playgrounds;
 - 2.26.15 Playing Fields/Sports Fields;
 - 2.26.16 School Reserve;
 - 2.26.17 Trails Network; and
 - 2.26.18 Waterbodies;

regardless of whether all members of the public have the right of access thereto but does not include golf courses.

- 2.27 **"Parks Services"** means the City owned or controlled outdoor areas, maintained and operated, that are used for rest, recreation, exercise, pleasure, amusement, cultural heritage, education, appreciation of nature, and general enjoyment, including without limitation areas identified in 2.26, "Parkland" or "Park."

- 2.28 **"Peace Officer"** means a Person appointed by the City pursuant to the provisions of the MGA and may include a Bylaw Enforcement Officer, Peace Officer, or Member of the Royal Canadian Mounted Police, as defined by the City's Traffic Bylaw, Bylaw No. C11-25, as amended or replaced from time to time.
- 2.29 **"Permit"** means a permit issued by the City of Fort Saskatchewan under the authority of this or any other bylaw.
- 2.30 **"Person"** means a corporation, partnership, or individual, and their heirs, executors, administrators, or other legal representative of an individual, as defined by the City's Traffic Bylaw, Bylaw No. C11-25, as amended or replaced from time to time.
- 2.31 **"Playing Field" or "Sports Field"** means an outdoor area of a Park that has permanent features such as netting, chain link fence, gravel, and/or grass to accommodate one or more specific sport(s) activities.
- 2.32 **"Public Land"** means property owned, controlled, or maintained by the City including parks, green spaces, walkways, medians, boulevards, and road rights-of-way.
- 2.33 **"Public Tree"** includes any Tree which has any part of its trunk located on Public Land.
- 2.34 **"Public Utility"** means a system or works used to provide one or more of the following for public consumption, benefit, convenience, or use:
- 2.34.1 Water or stream;
 - 2.34.2 Sewage disposal;
 - 2.34.3 Public transportation operated by or on behalf of the City;
 - 2.34.4 Irrigation;
 - 2.34.5 Drainage;
 - 2.34.6 Fuel;
 - 2.34.7 Electric power;
 - 2.34.8 Heating and cooling;
 - 2.34.9 Roads, sidewalks, or pathways;
 - 2.34.10 Waste management; and
 - 2.34.11 Telecommunications and cable television,

And includes the thing that is provided for public consumption, benefit, convenience, or use.

- 2.35 **"Prohibited Miniature Vehicle"** as defined by the City's Traffic Bylaw, Bylaw C11-25, as amended or replaced from time to time, means a vehicle that meets the definition of Motor Vehicle as well as the definition of miniature vehicle as defined in the *Traffic Safety Act*, RSA-2000, c T-6, and which cannot be registered as a Motor Vehicle. Prohibited Miniature Vehicles include but are not limited to:
- 2.35.1 Electric scooter
 - 2.35.2 Pocket bike
 - 2.35.3 Golf cart
 - 2.35.4 Motorized skateboard

- 2.35.5 Go-cart
- 2.35.6 Personal transporter (segway)
- 2.35.7 E-bikes over 500 watts
- 2.36 **"Regulation"** includes any City Bylaws, Provincial, or Federal Legislation that legally binds rules or orders issued.
- 2.37 **"Sanitary Sewer System"** means the network of pipes, facilities, and other works all within the boundary of the City, purposed for the collection, conveyance, treatment, and disposal of sewage, or any part of such works, but excluding private sewers, the ARROW Utilities, and plumbing or other works governed under the *Alberta Building Code*, as defined under the City's Sewer Bylaw, Bylaw No. C24-21, as amended or replaced from time to time.
- 2.38 **"Sign"** includes any kind of sign as defined under the Land Use Bylaw No. C23-20 as amended or replaced from time to time.
- 2.39 **"Structurally Damaged Tree"** means any tree of which the structure has become damaged to the extent that it may become a Dangerous Tree if the City Arborist determines that repair of such Tree is impossible or impractical.
- 2.40 **"Toboggan"** means a sled or any device or object used for sliding on a flat or sloped surface
- 2.41 **"Trail"** means any multi-use trail, pathway, or sidewalk through a Park intended for non-vehicular travel, and includes the Trail Network.
- 2.42 **"Trails Network"** means the network of trails in the City established and updated from time to time by the City and intended primarily for recreational use by multiple users.
- 2.43 **"Tree"** means a living woody plant with one or more stems and a minimum caliper width of 2.5 centimeters and a minimum height of 1.5 meters.
- 2.44 **"Vegetation"** includes all trees, shrubs, plants, flowers, and grass, or all ground cover, including seeds, whether it is in its wild or natural state, or has been planted.
- 2.45 **"Vehicle"** as defined by the Traffic Bylaw C11-25 as amended or replaced from time to time, means a device in, upon, or by which a Person or thing may be transported or drawn upon a Highway.
- 2.46 **"Violation Tag,"** means a tag or similar document issued by the City pursuant to the MGA for the purpose of notifying a Person that an offence has been committed for which a prosecution may follow, as defined by the Traffic Bylaw C11-25 as amended or replaced from time to time.
- 2.47 **"Violation Ticket"** means a ticket issued pursuant to Part 2 or Part 3 of the *Provincial Offences Procedure Act*.

- 2.48 **"Waterbody"** means a naturally occurring river, stream, watercourse, lake, body of permanent or temporary water, or a human-created swim lake, drainage basin, or other recreational water containment basin, including when frozen.

In this Bylaw, the words "include," "includes," "including," and similar formulations, denote that the subsequent list is non-exhaustive.

This Bylaw shall not be interpreted or construed to prohibit or constrain activities in Parks by employees or contractors of the City while carrying out the duties required by their employment or contract.

3. APPLICATION

- 3.1 This Bylaw applies to all Parks.
- 3.2 Despite Section 3.1 of this Bylaw, where there is a conflict between the provisions of this Bylaw and the Cemeteries Bylaw, the Cemeteries Bylaw shall prevail.
- 3.3 Each reference in this Bylaw to a particular statute, regulation, bylaw, policy, or guidelines, or provision thereof, shall be deemed to refer to such statute, regulation, bylaw, policy, guidelines, or provision thereof, as amended or replaced from time to time. Further, each reference to a statute under this Bylaw includes the regulations made under that statute.
- 3.4 Where expressly authorized, the City may, by written agreement or written consent, override any provision of this Bylaw.

4. PARK HOURS AND PERMITTED ACTIVITIES IN PARKS

Hours

- 4.1 Unless authorized by the City, no person shall be in a Park:
- 4.1.1 Between the hours of 11:00 PM and 6:00 AM; or
 - 4.1.2 At any time when the Park is closed to the public
- 4.2 Subsection 4.1 does not apply to a person travelling along the Trails Network within a Park.

Permitted Activities

- 4.3 Despite any other provision of this Bylaw, a person may carry out any activity in a Park otherwise regulated, restricted, or prohibited by this Bylaw if:
- 4.3.1 A Permit has been issued by the City Manager authorizing such activity;
 - 4.3.2 The activity is permitted or contemplated pursuant to a license or rental agreement between the Person and the City relating to the subject Park;
 - 4.3.3 The activity takes place in an area designated by the City Manager for such activity;

- 4.3.4 The activity is authorized by City signage;
 - 4.3.5 Another bylaw of the City specifically permits the activity in a Park or an area of a Park; or
 - 4.3.6 The person is an employee or authorized contractor or agent of the City acting within the scope of their functions, duties, or powers.
- 4.4 All fees and other charges imposed or designated for use of any Park or any part thereof are payable and must be paid before the commencement of any such use unless the City Manager determines otherwise.

5. RESTRICTED ACTIVITIES IN PARKS

General Provisions

- 5.1 Persons using any Parkland, structures, or public facilities do so at their own risk and the City does not guarantee such areas to always be safe for use.

Safe and Courteous Behavior

- 5.2 No person shall engage in any conduct or activity in a Park which:
- 5.2.1 Unreasonably obstructs or disturbs the use or enjoyment of any other user of the Park;
 - 5.2.2 Injures or is likely to injure another user of the Park; or
 - 5.2.3 Damages or is likely to damage Parkland, structures, or public facilities,
- 5.3 No Person shall urinate or defecate in a Park except in a public washroom or portable facility provided for that purpose.
- 5.4 No Person shall possess or operate a chainsaw in a Park unless authorized to do so by the City.
- 5.5 The sale or consumption of alcohol, or both, within a Park is strictly prohibited unless approved through the permitting process.
- 5.6 While in a Park, no Person shall:
- 5.6.1 Climb on any building, structure, or equipment in the Park unless it is designed specifically for the purpose of climbing;
 - 5.6.2 Build or erect a permanent or temporary structure; or
 - 5.6.3 Place or set up any form of permanent or temporary abode except with a Permit at a designated site in a Campground for the purpose of Camping.

Protection of Parks

- 5.7 No person shall drain or redirect water from a private parcel of land onto or into a Park except in accordance with a current approved lot grading plan.
- 5.7.1 Despite Section 5.7 of this Bylaw, when drainage systems and drainage flows are found to be directed to Parkland or open spaces, they shall be designed, constructed, and maintained so as not to interfere with public use

or safety, increase maintenance requirements, or cause erosion, flooding, icing, damage to vegetation or infrastructure, or other degradation of Parkland or open spaces.

5.8 While in a Park, no Person shall:

- 5.8.1 Dig, disturb or remove any mineral substance including soil from the Park;
- 5.8.2 Damage, deface, destroy, dig, disturb, or remove any bones, fossils, artifacts, art installation, or historical artifacts from the Park;
- 5.8.3 Break, cut, damage, destroy, dig, disturb, or remove any Vegetation, whether dead or alive, other than the foraging, harvesting, and gleaning of edible produce of plants and trees for one's personal non-commercial use, provided that no damage or harm is cause to the tree or plant;
- 5.8.4 Plant, grow, place, or modify any Vegetation;
- 5.8.5 Cut logs or wood or remove any logs or wood from the Park unless permitted to do so through the Permitting process;
- 5.8.6 Use any part of the Park for the purpose of storage, gardening, or other private uses;
- 5.8.7 Foul, pollute, or deposit any foreign matter or thing in the Park;
- 5.8.8 Alter any fountain, lake, stream, pool, pond, well, stormwater management facility (as per Sewer Bylaw C24-21), or spring or any other Waterbody;
- 5.8.9 Walk, stand, or sit on or in any flower or shrub bed;
- 5.8.10 Walk, cross, or use any grass, plot, or land where signs have been posted prohibiting such use;
- 5.8.11 Modify the ground or erect any unsafe ramp or feature; or
- 5.8.12 Remove or alter any fence barricade or bollards that regulate access to the Park;

Unless permitted through a written agreement or Permit with the City.

- 5.9 No Person shall leave a Trail while in a designated or formally posted as an environmentally sensitive area.
- 5.10 No person shall deposit household, yard, or commercial waste in Park receptacles. Only onsite litter generated during Park use may be placed in the bins provided.
- 5.11 No Person shall:
 - 5.11.1 While in a Park, use, operate, or release a balloon that will rise into the atmosphere once released, including, but not limited to a hot air balloon without a Permit;
 - 5.11.2 Deposit any dirt, grass clippings, rubble, tree debris (including fruits, seeds, cones, and cuttings from pruning) or other waste materials in a Park unless otherwise authorized by a Permit or City approved program;
 - 5.11.3 Deposit any pet waste or compost material in a Park;
 - 5.11.4 Deposit or apply chemicals or pesticides in a Park;
 - 5.11.5 Store or leave construction equipment or related items in a Park without a Permit; or
 - 5.11.6 Dispose of ashes of any kind in a Park.

Protection of Trees on Public Land

- 5.12 Without first receiving approval from the City Manager, no person other than the City Arborist shall:
- 5.12.1 Plant a Tree on Public Land;
 - 5.12.2 Damage, disturb, prune, or remove any Public Tree;
 - 5.12.3 Attach any notice, bill, poster, sign, wire, rope, electrical cord, nail, or other object to or around any Public Tree;
 - 5.12.4 Alter the grade level or drainage pattern in any manner so as to interfere with the access of water, air, or nutrients to any Public Tree;
 - 5.12.5 Place, apply or spray or cause to be placed, applied, or sprayed any substance that has the potential to harm a Public Tree or Parkland - other than water, fertilizer or an approved lawn weed control product - on any portion of a Public Tree or within three (3) meters of the base of any Public Tree;
 - 5.12.6 Remove or interfere with any protective barrier, structure, or device on or around any Public Tree;
 - 5.12.7 Commence or continue or cause to be commenced or continued any work or activity which damages or interferes with the root system or upper structure of any Public Tree; or
 - 5.12.8 Subject to Section 5.12, construct, or cause to be constructed any walkway, driveway or paving within a distance of 0.5 meters from the base of any Public Tree for every 10 centimeters of diameter of the trunk at a point 140 centimeters off the ground, as per the City of Fort Saskatchewan Engineering and Servicing Standards.
- 5.13 Subsection 5.12.8 does not apply to walkways, driveways and paving in existence on the date this Bylaw comes into force.
- 5.14 In accordance with Regulations governing Public Utilities, and subject to Section 5.12, a Public Utility may perform pruning of Public Trees that are necessary to comply with safety Regulations and to maintain safe operation of their facilities.
- 5.15 Where removal or pruning of a Public Tree is determined to be necessary by Emergency Personnel responding to an emergency, such tree or part of it may be cut or removed without first obtaining authorization to do so.
- 5.16 Emergency Personnel shall notify Parks Services of the emergency and work done on the Public Tree as soon as realistically possible after the removal or pruning of the tree.

Removal of Trees on Public Land

- 5.17 The City Manager may authorize the removal of any Dangerous Tree, Structurally Damaged Tree, Hazard Tree, or Infected Tree on Public Land.
- 5.18 The City Manager may authorize the removal of any Public Tree upon receiving a written request for removal from an individual, agency, or City department, and upon giving due consideration to:

- 5.18.1 The reason for the request and the need for removal of the Tree;
 - 5.18.2 Any reasonable options that would not require the removal of the Tree;
 - 5.18.3 The possibility of relocating the Tree; and
 - 5.18.4 The historic, environmental, or other intrinsic value of the Tree in its current location.
- 5.19 If the City Manager authorizes the removal of a Public Tree pursuant to Section 5.18, the party requesting removal shall pay:
- 5.19.1 The costs of removal and/or relocation of the Tree; and
 - 5.19.2 The inventory and replacement cost of the Tree being removed, as determined by the City Arborist in accordance with the service standards in place at the time of removal, as established by the City Manager.
- 5.20 For the purpose of Section 5.19, "removal" includes stump removal, clean up and site restoration and "relocation" includes all necessary measures required to remove, transport and re-plant the Tree at another location.
- 5.21 Removal of a tree on public land without a permit or authorization from the City Manager will be subject to fines that account for the cost recovery of:
- 5.21.1 The assessed value of the removed tree based on the ISA assessment formula, determined by the City Arborist; and
 - 5.21.2 The City's predetermined tree replacement cost which includes the procurement, planting, and the cost for two (2) years to establish and maintain the tree.

Fires

- 5.22 No Person shall make a fire in a Park unless the Person:
- 5.22.1 Makes the fire with firewood in a fireplace, fire pit, or other fire receptacle provided by the City for that purpose; and
 - 5.22.2 Does not allow a fire to burn after 10:30 PM nightly.
- 5.23 Despite Section 5.22, no Person shall start a fire in a Park unless the Person complies with all rules and regulations as outlined in the City's Fire Service Bylaw.

No Overnight Camping

- 5.24 No Person shall Camp in a Park except with a Permit at a designated site in a Campground.
- 5.25 Despite Section 5.26, the City Manager may issue a Permit to allow a Person to camp in designated areas of Parks.

Special Activities

- 5.26 While in a Park, no Person shall:
- 5.26.1 Spread or deposit cremated remains;

- 5.26.2 Sell, display, or distribute any goods or services;
 - 5.26.3 Distribute any handbills or circulars;
 - 5.26.4 Conduct any business or commercial venture unless otherwise permitted (e.g., Mobile Vending Policy);
 - 5.26.5 Participate in any commercial performance;
 - 5.26.6 Discharge any fireworks, firecrackers, or explosives of any description.
- 5.27 The City Manager may issue a Permit to allow a Person to engage in any of the activities listed in Section 5.26.
- 5.28 No Person shall allow any Livestock the Person owns or controls to enter any Park unless the Person has received a Permit from the City Manager.
- 5.29 No person shall Toboggan within any space area or any portion of an open space area where it is identified as prohibited.

6. WATERBODIES - GENERAL

- 6.1 No Person shall:
- 6.1.1 Enter, wade, bathe, swim, or skate, in or on any Waterbody;
 - 6.1.2 Operate or allow the operation of any rowboat, paddle boat, kayak, canoe, or other person-propelled watercraft, or a remote-controlled model boat, on a Waterbody unless otherwise specified on a City sign or City website; or
 - 6.1.3 Place or keep an Animal in, or allow an Animal to enter, any Waterbody, unless that particular activity is authorized by the City Manager.
 - 6.1.4 Engage in ice fishing on any Waterbody unless otherwise posted on a Sign or on the City's website in relation to that Waterbody.

Lions Community Fishing Pond at West Rivers Edge

- 6.2 No Person may swim or wade in Lions Community Fishing Pond at West Rivers Edge.
- 6.3 A Person may operate a rowboat, paddle boat, kayak, canoe, or other person-propelled watercraft on the Lions Community Fishing Pond, provided that every Person wears a lifejacket or personal flotation device at all times.
- 6.3.1 The life jacket or personal flotation device must be worn in a way and in a condition capable of adequately sustaining the Person in the water without effort or motion of any kind;
 - 6.3.2 This Section 6.3 does not apply to Persons operating racing canoes, racing kayaks, or rowing shells when exempted by and in compliance with the Small Vessel Regulations (Canada).
- 6.4 Subject to Section 6.5 and unless otherwise posted on a Sign or on the City's website, a Person in possession of a current and valid Province of Alberta fishing license may fish with rod and reel at the Lions Community Fishing Pond.
- 6.5 No Person shall angle on any Waterbody unless conforming to all requirements as outlined in the Alberta Fish and Wildlife Legislation.

Stormwater Management Facilities

6.6 No Person shall:

- 6.6.1 Enter, wade, bathe, swim, or skate, in or on any Stormwater Pond;
- 6.6.2 Operate or allow the operation of any rowboat, paddle boat, kayak, canoe, or other person-propelled watercraft, or remote-controlled model boat, on a Stormwater Pond; or
- 6.6.3 Place or keep an Animal in, or allow an Animal to enter, any Stormwater Pond unless that particular activity is authorized by the City Manager.

7. ENCROACHMENTS

No Encroachments

- 7.1 No Person shall create, cause, or contribute in any way to the existence or continuance of an Encroachment in a Park.

Removal of Encroachment

- 7.2 The City Manager may, in writing, order a Person who creates, causes, or contributes in any way to the existence or continuance of an Encroachment to:
 - 7.2.1 Stop or discontinue the Encroachment;
 - 7.2.2 Demolish or remove or alter the Encroachment; or
 - 7.2.3 Take any other measure specified in the notice to deal with the Encroachment.
- 7.3 A Person who receives an order under Section 7.2 shall carry out the terms of such order within the time specific in the order at the Person's expense.

Failure to Remove Encroachment

- 7.4 If a Person fails or refuses to comply with an order issued by the City Manager under Section 7.2, the City Manager may take any action necessary to carry out the terms of the order at the expense and for the account of the Person in default of the order, and the City may recover the expenses thereof with the costs, by action or in like manner as municipal taxes.

8. VEHICLES

General

8.1 No Person shall:

- 8.1.1 Operate a Vehicle, with the exception of Micromobility Devices, in a Park or on a Trail except on Park Roadway or other area designated for use by Vehicles unless otherwise authorized by a Permit;

- 8.1.2 Subject to Subsection 8.1.1, no Person shall park a Vehicle in a Park other than on the side of the Park Roadway where it is safe to do so, or in an area designated by the City for Vehicle Parking;
- 8.1.3 Park a Vehicle on a Park Roadway in a Park where prohibited by a traffic control device; or
- 8.1.4 Disobey a flagger, City employee, or Peace Officer who is directing traffic within a Park.

Micromobility Devices and Mobility Aids

8.2 While in a Park:

- 8.2.1 No Person shall operate a Prohibited Miniature Vehicle in a Park, on a Trail, or a Park Roadway.
- 8.2.2 A Person may ride or use a Micromobility Device or Mobility Aid on a Trail unless otherwise posted on a Sign or on the City's website in relation to that Trail.

Passing

- 8.3 Every Person using a Micromobility Device or Mobility Aid within a Park shall follow all rules and regulations outlined in the Traffic Bylaw, No. C11-25, Section 16, including:
 - 8.3.1 Alert anyone the Person is about to pass from behind by giving an audible signal a reasonable amount of time before passing.

9. SIGNAGE

Signs

- 9.1 No Person other than the City Manager, a Peace Officer, or an employee or contractor of the City in the course of carrying out their respective functions, duties, or powers on behalf of the City shall erect, display, cause, or permit to be erected or displayed any Sign within any Park except:
 - 9.1.1 In compliance with the Land Use Bylaw No. C23-20 and, in the case of Election Signs, also in compliance with the City's Election Signage Bylaw, or pursuant to a Permit issued by the City Manager.

Sign Contraventions

- 9.2 Where a sign is erected or displayed in contravention of Section 9.1 of this Bylaw, any Person named in the application for the Sign, or in the absence of an application for the Sign, on the Sign, shall be presumed to have been the Person who erected or displayed the Sign, which presumption may be rebutted by that Person by evidence contrary on the balance of probabilities.
- 9.3 Where a Sign is erected or displayed in contravention of Section 9.1 of this Bylaw, and the Sign has no person's name on it, but a telephone number appears on the Sign, any Person to whom the telephone number is listed in a telephone directory, including any internet directory, shall be presumed to have been the Person who

erected or displayed the Sign, which presumption may be rebutted by that Person by evidence to the contrary on a balance of probabilities.

- 9.4 Where a Sign is erected or displayed by a corporation in contravention of any provision of this Bylaw, the directors and officers of the corporation shall be presumed to have knowingly directed the erection or display of the Sign in contravention of this Bylaw, which presumption may be rebutted by the directors and officers of the corporation by evidence to the contrary on a balance of probabilities.

10. PERMITS

- 10.1 Any Person issued a Permit under this Bylaw shall:

- 10.1.1 Have the Permit available for review and inspection when exercising the rights granted under the Permit;
- 10.1.2 Comply with all conditions stated in the Permit; and
- 10.1.3 Produce the Permit upon the demand of an employee of the City or a Peace Officer.

11. ENFORCEMENT ORDER

Direction to Leave Park

- 11.1 Refer to the City of Fort Saskatchewan Community Standards Bylaw No. C1-21, as amended, repealed or replaced from time to time.

Obligation to Leave

- 11.2 Any Person directed to leave a Park pursuant to this Bylaw shall:
- 11.2.1 Do so immediately; and
 - 11.2.2 Not return to the Park within the next following twenty-four (24) hours, or such longer period of time, up to seven (7) days, as specified in the direction.

Direction to Stop

- 11.3 Refer to the Community Standards Bylaw.

12. NO INTERFERENCE

- 12.1 No Person shall interfere with a Peace Officer, the City Manager, or other employee of the City in the exercise of their powers, duties, and functions pursuant to this Bylaw.

13. ENFORCEMENT & PENALTIES

1st Offence and Subsequent Offences

- 13.1 A Person who contravenes any provision of this Bylaw is guilty of an offence and liable upon conviction to a fine of not less than the specified penalty laid out in Schedule "A" of this Bylaw, if any, and not more than Ten Thousand Dollars

(\$10,000) or in default of payment thereof to imprisonment for a period of not more than one (1) year, as per the RSA 2000, c M-26, Part 2, Section 7.

- 13.2 Notwithstanding Schedule "A" of this Bylaw, any Person who commits a second or subsequent offence under this Bylaw within one (1) year of committing a first offence under this Bylaw, is liable on summary conviction to double the fine set out in Schedule "A" to this Bylaw, for that offence.

General Penalty

- 13.3 Any Person who contravenes a provision of this Bylaw for which a specific penalty is not provided shall be liable upon conviction to a fine not less than One Hundred Dollars (\$100.00) and not more than Ten Thousand Dollars (\$10,000.00) or in default of payment thereof to imprisonment for a period of not more than one (1) year, as per the MGA, RSA 2000, cM-26, Part 2, Section 7.

Violation Tags

- 13.4 A Peace Officer is hereby authorized and empowered to issue Violation Tags to any Person whom the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this Bylaw.
- 13.5 A Violation Tag may be issued to such Person:
- 13.5.1 Either personally; or
 - 13.5.2 By placing a copy of the Violation Tag on a Motor Vehicle; or
 - 13.5.3 By mailing a hard copy to such Person at their last known postal address.
- 13.6 A Violation Tag shall be in a form approved by the City and shall state:
- 13.6.1 The name of the Person;
 - 13.6.2 The offence;
 - 13.6.3 The appropriate penalty for the offence as specified in Schedule "A" of this Bylaw;
 - 13.6.4 That the penalty shall be paid within seven (7) days of the issuance of the Violation Tag; and
 - 13.6.5 Any other information that may be required by the City.
- 13.7 Where a Violation Tag is issued pursuant to this Bylaw, the Person to whom the Violation Tag is issued may in lieu of prosecution of the offence, pay the City the specified penalty set out in the Violation Tag.
- 13.8 Nothing in this Bylaw shall prevent a Peace Officer from immediately issuing a Violation Ticket.

Violation Ticket

- 13.9 In those cases where a Violation Tag has been issued and the penalty specified on the Violation Tag has not been paid within the prescribed time, a Peace Officer is hereby authorized and empowered to issue a Violation Ticket.

- 13.10 Notwithstanding Section 11 of this Bylaw, a Peace Officer is authorized and empowered to immediately issue a Violation Ticket to any Person who the Peace Officer has reasonable and probable grounds to believe is responsible for a contravention of this Bylaw.
- 13.11 A Violation Ticket issued with respect to a contravention of this Bylaw shall be served upon the Person responsible for the contravention in accordance with the Provincial Offences Act, as amended, repealed, or replaced from time to time.
- 13.12 The Person to whom the Violation Ticket has been issued may plead guilty by making a voluntary payment in respect of the summons by delivering to the Provincial Court, on or before the initial appearance date, the Violation Ticket together with an amount equal to the specified penalty for the offence as provided for in Schedule "A" to this Bylaw.

Voluntary Payment

- 13.13 Pursuant to Subsection 27(2)(d) of the *Provincial Offences Procedure Act*, if the summons issued by a Peace Officer under this Bylaw so provides, the Person named in the summons may make a voluntary payment in the specified amount set out in Schedule "A" of this Bylaw, and upon making the voluntary payment, that Person is not required to appear before a justice to answer the summons.

Liability

- 13.14 Payment of a fine or imprisonment for any period of time, pursuant to the provisions of this Bylaw, shall not relieve any Person from the obligation to pay any fees, charges, or costs for which that Person is liable under the provisions of this Bylaw.
- 13.15 Payment of any fine or imprisonment for any period as provided for in this Bylaw shall not relieve any Person from any civil liability whatsoever which may arise by reason of that Person's contravention of any provision of this Bylaw.
- 13.16 In the event of a prosecution of a young person if the "*Youth Justice Act*" Alberta sets a maximum fine that may be imposed against a young person which is lower than the amount stated in this Bylaw then the maximum amount stated in the "*Youth Justice Act*" shall apply.

Obligation to Produce Identification

- 13.17 Where a Peace Officer has reasonable grounds to believe that an offence has been committed by any Person, the Peace Officer may require the name, address, and proof of identity of that Person, and the Person shall supply the required information to the Peace Officer.

Corporations and Partnerships

- 13.18 If a corporation commits an offence under this Bylaw, every principle, director, manager, officer, employee, or agent of the corporation who authorized, assented to, acquiesced in, or participated in the act or omission that constitutes the offence is guilty of the offence.

- 13.19 If a partner in a partnership is guilty of an offence under this Bylaw, each partner in that partnership who authorized, assented to, acquiesced in, or participated in the act or omission that constitutes the offence is guilty of the offence.

Proof of Permission and Designation

- 13.20 The onus of proving an activity otherwise regulated, restricted, or prohibited by this Bylaw is, in fact, permitted is on the Person alleging such permission on a balance of probabilities.
- 13.21 The onus of proving that an area, location, or object is designated or authorized for the purpose of this Bylaw is on the Person alleging the designation or authorization on a balance of probabilities.

Day and Part Day

- 13.22 Each day, or part of the day, that an offence under this Bylaw continues constitutes a separate offence.

14. CITY MANAGER POWERS & DUTIES

General

- 14.1 The City Manager is authorized to, as the City Manager may deem necessary for the administration of the City's Parks, the preservation and protection of Parks and recreational amenities, or to ensure public safety, to:
- 14.1.1 Issue, administer, and manage permits under this Bylaw, including suspension, amendment, or revocation of permits, as well as imposing terms and conditions;
 - 14.1.2 Designate areas within Parks for specific uses, including restricted or exclusive use, and establish conditions for such use;
 - 14.1.3 Regulate the use of Parks, including permitted activities, hours of operation, and operation requirements;
 - 14.1.4 Establish and manage operational controls within Parks, including signage, traffic management, and the use of amenities;
 - 14.1.5 Regulate commercial, organized, or special activities within Parks;
 - 14.1.6 Prohibit or restrict activities in Park where necessary for safety, protection of property, or preservation of natural areas;
 - 14.1.7 Prohibit fires in Parks even if otherwise allowed under this Bylaw.

Park Closures

- 14.2 Despite any other provision of this Bylaw, the City Manager may temporarily close or restrict the use or type of use of any Park or portion of Park for any of the following reasons:
- 14.2.1 To conduct Park maintenance;
 - 14.2.2 To prevent damage to City property;
 - 14.2.3 To promote safety;

- 14.2.4 To protect endangered or at-risk species;
- 14.2.5 To preserve Vegetation;
- 14.2.6 To rehabilitate a Natural Area; or
- 14.2.7 Any other reason the City Manager deems necessary to fulfill the purpose of this Bylaw.

Enforcement

- 14.3 The City Manager is responsible for administering this Bylaw and in so doing has the authority to create or issue forms, procedures, protocols, requirements, and guidelines, and interpretations of terminology used in this Bylaw, which are not consistent with any provision of this Bylaw or any other enactment, in respect of:

- 14.3.1 Any aspect of the process of making application for a Permit, including, without limitation:

- a) The timing of making an application;
 - b) The supporting material required for an application;

- 14.3.2 Any matter relating to enforcement of this Bylaw, or enforcement of a condition of a Permit.

Power to Delegate

- 14.4 The City Manager may delegate any of the City Manager's powers, duties, or functions under this Bylaw to a designated officer or employee of the City.

15. PRIOR BYLAWS

- 15.1 This Bylaw supersedes and takes precedence over all previously passed bylaws which refer to (include the purpose of name of the bylaw), as well as any previously passed resolutions which may be in conflict with this Bylaw.

16. INTERPRETATION

- 16.1 References to provisions of statutes, rules or regulations shall be deemed to include references to such provisions as amended, modified, or re-enacted from time to time.
- 16.2 Nothing in this Bylaw relieves any person from compliance with any other bylaw or applicable Federal, Provincial, or other Municipal Legislation, regulation, or enactment.

17. SEVERABILITY

- 17.1 If any portion of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion shall be severed, and the remainder of the Bylaw is deemed valid.

18. EFFECTIVE DATE

- 18.1 This Bylaw comes into force and effect upon third and final reading.

19. REPEAL OF BYLAWS

Upon third reading of Bylaw C5-26, Bylaw 1952 and any amendments thereto are hereby repealed.

READ a first time this 7th day of July 2026

READ a second time this 7th day of July 2026

READ a third time this 7th day of July 2026



MAYOR

Acting 

DIRECTOR, LEGISLATIVE SERVICES

Date Signed: July 7, 2026

20. APPENDIX A: FEE SCHEDULE

Also See: Fort Saskatchewan Municipal Bylaws (as amended or replaced from time to time)

Community Standards Bylaw ¹
Fire Service Bylaw ²
Land Use Bylaw ³
Traffic Bylaw ⁴
Waste Bylaw ⁵

SECTION	SHORT TITLE OF OFFENCE	SPECIFIED PENALTY	2 nd OFFENCE (Subsequent Offences)
SECTION 4			
PARK HOURS			
4.1	Enter or remain in a park after it has closed to the public or outside designated hours of operation	\$250	\$500
SECTION 5			
SAFE AND COURTEOUS BEHAVIOR			
5.2.1	Unreasonably obstruct or disturb the use or enjoyment of others	\$250	\$500
5.2.2	Throwing dangerous objects	\$250	\$500
5.3	Urinate or defecate in a Park ¹	\$300	\$600
5.4	Operate or possess a chainsaw without a Permit	\$400	\$800
5.5	Sale or consumption of alcohol in a Park without a Permit	\$250	\$500
5.6.1	Climbing where not permitted	\$250	\$500
5.6.2	Build or erect a structure without a Permit	\$300	\$600
5.6.3	Place or set up an abode outside of a Campground	\$300	\$600
PROTECTION OF PARKS			
5.7	Draining or redirecting water from private parcel into Park	\$250	\$500
5.8.1	Remove soil substance from Park	\$250	\$500
5.8.2	Damage or remove fossils, bones, or historical artefacts	\$300	\$600
5.8.3	Damage Park Vegetation	\$250	\$500
5.8.4	Plant, grow, place, or modify any Park Vegetation	\$350	\$700
5.8.5	Cut logs, wood in a Park, or remove logs or wood from a Park	\$250	\$500
5.8.6	Use Park for storage, gardening, or private uses	\$300	\$600
5.8.7	Foul, pollute, or deposit any foreign matter or thing in a Park ¹	\$250	\$500
5.8.8	Alter any fountain, lake, stream, pool, pond, stormwater management facility, or spring in any Park	\$250	\$500
5.8.9	Walk, stand, or sit in any flower or shrub bed	\$250	\$500
5.8.10	Walk where walking not permitted	\$250	\$500
5.8.11	Modify ground or erect unsafe ramp or feature	\$500	\$1000
5.8.12	Remove or alter access to a Park	\$250	\$500
5.9	Leave Trail in Environmentally Sensitive Area	\$350	\$700
5.10	Littering ¹	\$250	\$500
5.11	Release a rising balloon	\$500	\$1000
5.11.2	Deposit grass clippings or tree debris in a Park ¹	\$500	\$1000
5.11.3	Deposit pet waste or compost material in a Park ⁵	\$500	\$1000

SECTION	SHORT TITLE OF OFFENCE	SPECIFIED PENALTY	2 nd OFFENCE (Subsequent Offences)
5.11.4	Deposit or apply chemicals or pesticides in a Park	\$500	\$1000
5.11.5	Store or leave construction equipment in a Park without a permit	\$500	\$1000
5.11.6	Dispose of ashes of any kind in a Park	\$250	\$500
PROTECTION OF TREES ON PUBLIC LAND			
5.12.1	Plant a tree on Public Land	\$500	\$1000
5.12.2	Damage, disturb, prune, or remove any Public Tree	\$500	\$1000
5.12.3	Affix potentially dangerous objects to a tree	\$250	\$500
5.12.4	Alter the grade or drainage that interferes with the access of water, air, or nutrients to any Public Tree	\$250	\$500
5.12.5	Place, apply or spray any substance other than water to a Public Tree	\$250	\$500
5.12.6	Remove or interfere with any protective barrier, structure, or device on or around a Public Tree	\$250	\$500
5.12.7	Commence or continue to damage or interfere with the root system or upper structure of any Public Tree	\$500	\$1000
5.12.8	Construct a walkway, driveway, or paving at the base of any Public Tree	\$250	\$500
REMOVAL OF TREES ON PUBLIC LAND			
5.21	Removal of a tree on Public Land without permit or authorization	\$500	\$1000
FIRES			
5.22	Start a fire outside a fireplace, fire pit, or other fire receptacle provided by the City for that purpose. ²	see Fire Service Bylaw	
5.23	Start a fire during a fire ban ²		
5.24.1	Allow a fire to get out of control ²		
5.24.2	Allow a fire to burn after 10:30 PM		
5.24.3	Throw or place burning material upon the ground		
5.24.4	Remove firewood from City-supported source for improper use		
5.24.5	Burn things which may emit noxious fumes when burned ²		
5.25.6	Leave a fire unattended ²		
5.24.7	Leave fire before completely extinguished ²		
5.24.8	Dispose of coals or embers not in a City approved receptacle ⁵		
2.24.9	Burn leaves or deadfall		
NO OVERNIGHT CAMPING			
5.26	Camp overnight in an undesignated area	\$250	\$500
SPECIAL ACTIVITIES			
5.28	Place or spread cremated remains in a Park	\$500	\$1000
5.28.2	Sell, display, or distribute goods or services	\$250	\$500
5.28.3	Distribute handbills or circulars ¹	\$300	\$600
5.28.4	Carrying on commercial activities unless otherwise permitted	\$250	\$500
5.28.5	Taking part in a commercial performance	\$250	\$500
5.28.6	Discharging fireworks, firecrackers, or explosives in a Park	\$500	\$1000
5.30	Allowing livestock into a Park	\$250	\$500

SECTION	SHORT TITLE OF OFFENCE	SPECIFIED PENALTY	2 nd OFFENCE (Subsequent Offences)
SECTION 6			
WATERBODIES			
6.1.1	Swimming where prohibited	\$250	\$500
6.1.2	Boating where prohibited	\$250	\$500
6.1.3	Use of a body of water for improper use	\$500	\$1000
6.1.3	Allowing an animal on the beach or in the water	\$250	\$500
6.1.4	Ice fishing where prohibited	\$250	\$500
6.3	No lifejacket	\$250	\$500
6.4	Fishing where prohibited	\$250	\$500
SECTION 7			
ENCROACHMENTS			
7.1	Encroachment on a Park	\$1000	\$2000
7.4	Failure to comply with an order from the City Manager regarding an Encroachment	\$1500	\$3000
SECTION 8			
VEHICLES			
8.1.1	Operate a Vehicle where prohibited ⁴	\$250	\$500
8.1.2	Park a Vehicle where prohibited ⁴	\$250	\$500
8.1.4	Disobey a flagger, City employee, or Peace Officer	\$250	\$500
8.2.1	Operate a Prohibited Miniature Vehicle ⁴	\$250	\$500
SECTION 9			
SIGNAGE			
9.1	Erect a sign contrary to the Land Use Bylaw C23-20 and/or Election Campaign Sign Guidelines	\$250	\$500
SECTION 10			
PERMITS			
10.1.2	Failure to comply with Permit conditions	\$250	\$500
10.1.3	Failure to produce Permit upon demand	\$250	\$500
SECTION 11			
ENFORCEMENT ORDER			
11.2	Failure to leave or stay out of Park as directed	\$250	\$500
11.3	Failure to obey direction to stop displaying, using, or consuming a controlled substance in a Park	\$250	\$500
SECTION 12			
NO INTERFERENCE			
12.1	Interference with a Bylaw Enforcement Officer	\$250	\$500