

**DISTRICT OF 100 MILE HOUSE
BYLAW NO. 1479, 2026**

A Bylaw relating to nuisance and disturbances and to the care,
maintenance and regulation of property within the District of
100 Mile House.

NOW THEREFORE the Council of the District of 100 Mile House, in open meeting assembled, enacts as follows:

1.0 TITLE

This Bylaw may be cited as the ***District of 100 Mile House Maintenance of Property and Nuisance Regulation Bylaw No. 1479, 2026***

2.0 DEFINITIONS

- 2.1 Words defined in the British Columbia *Interpretation Act*, *Motor Vehicle Act* or *Local Government Act*, shall have the same meaning when used in this Bylaw, unless otherwise defined in this Bylaw or unless the context otherwise requires.

“Bylaw Enforcement Officer” means any person appointed by Council, or under any applicable enactment to enforce this bylaw.

“Construction” includes erection, alteration, repair, dismantling, demolition, blasting, structural maintenance, painting, moving, and clearing or filling, earth moving, grading, excavating, the laying of pipe and conduit whether above or below ground level, highway building, concreting, equipment installation and alteration, and the structural installation of construction components and materials in any form or for any purpose, and includes any ancillary work.

“Collectors Vehicle” means the following:

- a) 25 years or older.
- b) A limited production vehicle 15 years or older and 1 of no more than 1500 of that make and model (not edition) produced worldwide by the manufacturer for that model year.
- c) A discontinued vehicle that is 15 years or older, and a manufacturer that owns the “trademark” or “make” of that vehicle has ceased manufacturing vehicles of any kind for at least the last five years.

“Council” means the Council of the District of 100 Mile House.

“Derelict Vehicle” means any vehicle, or part thereof which:

- a) is partly dismantled, wrecked, dilapidated, or non-operative automobile or other motor vehicle, including but not limited to cars, trucks, recreational vehicles, campers, trailers, and boats, any disassembled automobile component or element thereof, or any other vehicle found lacking essential component parts which prevent it from being immediately operative, which is not housed in a completely enclosed building;
- b) is physically wrecked or disabled;
- c) is not capable of operating under its own power;
- d) is not displaying a current and valid licence plate in accordance with the Motor Vehicle Act;
- e) does not include any vehicle deemed to be a collector’s vehicle that is being restored within a maximum of a 2 year period.

“District” means the District of 100 Mile House.

“Dust Suppressing Liquids” means water or a water-based solution used to control the generation of fugitive dust.

“Fugitive Dust” means dust generated by sweeping and maintenance operations on highways, parked areas and other paved surfaces.

“Graffiti” means drawing, printing, or writing scratched, sprayed, painted or scribbled on a wall or other surface, but does not include a sign for which a permit has been issued by the municipality.

“Highway” means a street, road, lane, bridge, viaduct or any other way open to public use for the purpose of travelling, but does not include a private right-of-way on private property.

“Noise” includes any loud outcry, clamour, shouting, disturbance or movement or any sound that is loud or harsh or undesirable.

“Noxious Weeds” shall mean plants that are highly injurious, destructive, or difficult to control as classified by the *BC Weed Control Act*.

“Peace Officer” means any member of the Royal Canadian Mounted Police (RCMP) and any person delegated to assist the member in carrying out their duties.

“Refuse” means all manner of rubbish, trash, garbage, litter, debris, rubble, demolition waste, discarded or disused objects, materials or items, junk, filth, unused or dismantled aircraft, electronic devices, trailers, boats, vessels, machinery, old, discarded or unused mechanical or metal parts, glass or plastic bottles or objects, tin cans or other metal containers, paper, glass, pipes, dilapidated furniture, inoperative appliances and other similar things, unused wood or wood products excluding seasoned untreated wood or manufactured products cut in lengths for use as fuel in solid fuel burning appliances.

“Unsightly Property” includes land that displays any one or more of the following characteristics to such an extent that as a whole it looks unkept, unmaintained, dilapidated or in disrepair:

- a) the accumulation of Refuse, Graffiti, or Derelict Vehicles;
- b) plants, bushes, hedges, shrubs, and trees that are decaying, dying or dead or are demonstrating uncontrolled growth;
- c) any building, structure, fence, external surface, or parts thereof, that contains holes, breaks, rot, or that is crumbling or cracking, or is covered with rust or peeling paint, or any other evidence of physical decay, neglect, excessive use, or lack of maintenance’ or
- d) any other similar condition of disrepair, dilapidation, deterioration or uncleanness, regardless of the condition of other properties in the neighbourhood.

“Utility” includes gas, water, sewer, electrical, telephone, cable broadcasting service.

“Vehicle” means a device in, on or by which a person or thing is or may be transported or drawn on a highway, except a device designed to be moved by human power or used exclusively on stationary rails or tracks.

3.0 NOISE

- 3.1 No person shall make, cause, allow or permit any noise or sound in or on a highway or elsewhere in the District which disturbs, or tends to disturb, the quiet, peace, rest, enjoyment, comfort, or convenience of the neighbourhood, or of persons in the vicinity;
- 3.2 No person shall play or operate any radio, stereophonic equipment or other instrument or any apparatus for the production or amplification of sound in or on private premises, or on any highway or other public place in such a manner as to disturb or tend to disturb, the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or persons in the vicinity.

- 3.3 No person shall own, possess, keep or harbour any animal or bird which by its barks, cries or sounds unduly disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of the neighbourhood or of persons in the vicinity.
- 3.4 No person shall operate any snow vehicle, motor vehicle, or motorcycle which makes or causes noise which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort, or convenience of any person or persons in the neighbourhood or vicinity.
- 3.5 No person shall at any time after 10:00 p.m. and before 7:00 a.m., erect, demolish, construct (construction), reconstruct, alter or repair any building or structure or excavate or fill in any land in any manner whatsoever which makes, causes noises or sounds in or on a highway or other public space or elsewhere in the District which disturbs or tends to disturb the quiet, peace, rest enjoyment, comfort, or convenience of the neighbourhood or of persons in the vicinity.
- 3.6 No person shall cause any noise or sound from the operation of engine brakes on a commercial vehicle, that disturbs or tends to disturb, the quiet, peace, rest, enjoyment, comfort or conveniences of the neighbourhood, except where person is unable to safely slow down or stop by other means.
- 3.7 EXEMPTIONS

Nothing in this Bylaw shall preclude:

- (i) the performance of works of an emergency nature for the preservation or protection of life, health or property; or
- (ii) the operation of emergency equipment or any emergency vehicle; or
- (iii) any act of maintenance or repair, including street sweeping, garbage collection or washing/cleaning operations, being carried out by employees or contractors of the District, the Ministry of Transportation, or any public or private utility; or
- (iv) maintenance and snow removal in private parking lots provided that such actions commence after 5 a.m.; or
- (v) the use of bells or chimes by churches and the use of carillons where such carillons have been lawfully erected; or
- (vi) a parade, procession, performance, concert, ceremony, gathering or meeting in or on any street or public place, when duly authorized or permitted under the provisions of any bylaw, statute or ordinance in force in the District; or
- (vii) the operation of a public transportation system; or
- (viii) the erection, demolition, construction, reconstruction, alteration or repair of buildings or structures, or the excavation or filling in of any land, between the hours of 7:00 a.m. and 10:00 p.m.

- (ix) Any exemption not noted above is required to be considered by the District Manager within three (3) business days of request.

4.0 NOXIOUS OR OFFENSIVE EMISSIONS

- 4.1 No person shall sweep or maintain any highway or off street parking, loading or storage areas except with the use of equipment using fugitive dust control procedures, or dust suppressing liquids;
- 4.2 When dust suppressing liquids are used they must be applied to the swept or maintained areas prior to and during sweeping or maintenance operations in amounts sufficient to minimize the general of dust;
- 4.3 No sweeping or maintenance operations shall be conducted in such a manner as to cause or significantly contribute to the cause of injury or damage to human health, plant or animal life or property, or so as to unreasonably interfere with the enjoyment of life and property;
- 4.4 All off street parking, loading and storage areas, demolition sites, construction sites and highways must be maintained so that dust does not escape in such a manner as to cause or significantly contribute to the cause of injury or damage to human health, plant or animal life or property, or so as to unreasonably interfere with the enjoyment of life or property;
- 4.5 No person may cause or permit a noxious or offensive activity in and on premise including the production, storage, transfer or disposal of substances that emit offensive odors, fumes or particulate matter; and
- 4.6 No person may cause or permit the particles of a noxious material to escape in such a manner as to cause or significantly contribute to injury or damage to human health, plant or animal life or property, or so as to unreasonably interfere with the enjoyment of life or property.

5.0 NOXIOUS WEEDS

- 5.1 All owners and occupiers of real property situated within the District of 100 Mile House, or their agents, shall:
 - a) Prevent the infestation of such property by noxious weeds;
 - b) Prevent the growth or presence thereon of grasses exceeding 20.32 centimetres (8 inches) in height.
- 5.2 All owners and occupiers of real property situated within the District, or their agents shall:

- a) Cut or cause to be cut down or otherwise destroy all noxious weeds growing thereon so often in each year as is necessary to prevent them from going to seed;
- b) Cut or cause to be cut down or otherwise clip or mow any grasses growing thereon in excess of 20.32 centimetres (8 inches).

- 5.3 If the Bylaw Enforcement Officer determines that any particular real property within the designated area contains noxious weeds or grasses in excess of 20.32 centimetres (8 inches) in height present or growing thereon the Bylaw Enforcement Officer shall forthwith give notice in writing to the owner or occupier or his agent, of such condition and require the owner or occupier or agent of such real property to comply with the provisions of this bylaw within ten (10) days from the date of such notice.
- 5.4 If upon the Bylaw Enforcement Officer determines that any noxious weeds growing thereon are imminently due to seed the Bylaw Enforcement Officer may forthwith give notice in writing to the owner or occupier of such real property or his agent to comply with the provisions of this Bylaw within twenty-four (24) hours from the date and time of such notice.

6.0 UNSIGHTLY PREMISES

- 6.1 No owner or occupier shall cause or permit the land of the owner or occupier to become or remain an untidy or unsightly property;
- 6.2 No owner or occupier shall cause or permit water, refuse or noxious, offensive or unwholesome object, materials or items from collecting or accumulating on or around the land of that owner or occupier;
- 6.3 All land shall be kept clear from dilapidated, collapsed or unfinished buildings;
- 6.4 No person shall place graffiti or permit graffiti to be placed on walls, fences, or elsewhere on or adjacent to water property or a public place in the District.
- 6.5 No owner or occupier of land shall permit the storage or accumulation of derelict vehicles or parts of a derelict vehicle or of a wrecked, broken or dismantled trailer, boat or mechanical equipment on the parcel;
- 6.6 No person shall deposit or throw bottles, broken glass or other refuse in any open space within the District.

6.7 No owner or occupier of land shall cause or permit unsanitary conditions or any conditions that are unhealthy, fire or other hazard to exist on the land of that owner or occupier; and

6.8 An owner or occupier of real property shall forthwith, upon receipt of notice given pursuant to this bylaw, remove all accumulation of filth, discarded materials, refuse or graffiti.

7.0 ENFORCEMENT

7.1 The Bylaw Enforcement Officer or Peace Officer is hereby authorized to enter, at all reasonable times, on any property subject to this Bylaw, and all amendments thereto, to ascertain whether the regulation or directions of this Bylaw and all amendments thereto, are being observed.

7.2 No person shall interfere with or obstruct the entry of a Bylaw Enforcement Officer onto any land, into any building, or any vehicle to which entry is made or attempted pursuant to the provisions of this bylaw.

7.3 Any owner or occupier of real property who fails to remove unsightly accumulation of filth, discarded materials, refuse or graffiti, or fails to clear the property of brush or noxious weeds, shall be in default of this Bylaw. Failure to comply with the regulations within this Bylaw, shall entitle the municipality, at reasonable times and in a reasonable manner, to enter on the property and effect compliance at the expense of the owner or occupier. If charges for failure to comply are unpaid on December 31 in any year, they shall be added to and form part of the taxes payable on that Real Property, as taxes in arrears.

8.0 PENALTY

8.1 Every person who violates any of the provisions of this Bylaw or who suffers or permits any act or thing to be done in contravention of this bylaw or who refuses, omits, or neglects to fulfil, observe, carry out or perform any duty or obligation imposed in this bylaw is guilty of an offence, and

- a) on summary conviction is liable to a fine of not less than \$100.00 and not more than \$2,000.00 (plus the costs of prosecution).
- b) on conviction of a bylaw offence under the District of 100 Mile House Bylaw Notice Enforcement Bylaw No. 1429, 2026 is liable for the penalty imposed under that bylaw; and
- c) subject to penalties imposed by way of a bylaw offence notice or as otherwise permitted by law.

- 8.2 Each day during which violation of this bylaw is continued shall be determined by to constitute a new and separate offence.

9.0 REPEAL

- 9.1 The District of 100 Mile House Noise Bylaw No. 953, 2005, and all amendments thereto, are hereby repealed.
- 9.2 The District of 100 Mile House Noxious or Offensive Emissions Bylaw No. 1085, 2007, and all amendments thereto, are hereby repealed.
- 9.3 The District of 100 Mile House Noxious Weeds Control Bylaw No. 533, 1991, and all amendments thereto, are hereby repealed.
- 9.4 The District of 100 Mile House Unsightly Premises Bylaw No. 1017, 2006, and all amendments thereto, are hereby repealed.

10.0 SEVERABILITY

- 10.1 If any section, subsection, or paragraph of this Bylaw is found invalid by a decision of a Court of competent jurisdiction, the invalid section, subsection, or paragraph shall be severed without effect on the remainder of the Bylaw.

READ A FIRST, SECOND AND THIRD TIME this 25th day of August, 2026.

ADOPTED this 8th day of September, 2026.

Mayor

Corporate Officer