

CITY OF GRANDE PRAIRIE

OFFICE CONSOLIDATION

BYLAW C-1405

**A Bylaw for the Purpose of Permitting, Regulating and
Controlling Outdoor Events**

(As amended by Bylaw C-1405A)

WHEREAS the provisions of the *Municipal Government Act*, RSA 2000, enables the Council of a City to pass bylaws respecting the safety, health and welfare of people.

NOW THEREFORE, THE MUNICIPAL COUNCIL OF THE CITY OF GRANDE PRAIRIE, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, ENACTS AS FOLLOWS:

1. This Bylaw shall be called the “Outdoor Event Permit Bylaw”.

PART 1 - INTERPRETATION

2. In this Bylaw, unless the context otherwise requires:
 - a) “**City**” means the City of Grande Prairie.
 - b) “**City Clerk**” means the City Clerk of the City or designate.
 - c) “**Committee**” means the Community Services Committee of the City.
 - d) “**Council**” means the Municipal Council of the City of Grande Prairie.
 - e) “**Director**” means the Community Services Director of the City or designate.
 - f) “**Municipal Services**” means services provided directly or indirectly by the City of Grande Prairie, including but not limited to, police services, fire protection, traffic control, set-up and removal of barricades, or any other expenses incurred by the City as a result of the Outdoor Event.
 - g) “**Municipal Tag**” means a tag whereby the person alleged to have committed a breach of a provision of this Bylaw is given the opportunity to pay a voluntary penalty to the City in lieu of prosecution for an offence.
 - h) “**Non-profit Organization**” has the meaning as in Section 241(f) of the *Municipal Government Act*.
 - i) “**Outdoor Event**” means any outdoor music, dance, sport, food or performing arts festival, or any similar outdoor festival activity likely to impact two (2) or more Municipal Services.
 - j) “**Peace Officer**” means a member of the Royal Canadian Mounted Police, or a Community Peace Officer employed by the City of Grande Prairie.

- k) **“Permit”** means any Outdoor Event Permit issued pursuant to the provisions of this Bylaw.
- l) **“Person”** means an individual, a group of individuals, a corporation, firm, partnership, proprietorship, association, society or co-operative organization.
- m) **“Violation Ticket”** has the meaning as the Provincial Offences Procedure Act, RSA 2000, Chapter P-34, as amended from time to time.
(Bylaw C-1405A - February 25, 2020)

PART 2 - REQUIREMENTS

- 3. No Person shall operate, maintain, or conduct, an Outdoor Event unless a Permit has first been obtained from the City.
- 4. Application for a Permit shall be made in writing to the Director in the form prescribed by the City, at least sixty (60) days prior to date of the Outdoor Event and shall include information as may be required by the Director.
- 5. A Person shall not submit any information with respect to a Permit which is false, misleading, incomplete or inaccurate.
- 6. Notwithstanding Section 9, a Person shall pay a non-refundable Permit fee in accordance with [Bylaw C-1395, Schedule “A”](#).
- 7. Every Permit application shall require the applicant to be responsible for the cost of all Municipal Services.
- 8. Notwithstanding Section 9, at the request of the Director, a non-refundable deposit of up to \$5,000.00 may be paid to the City no less than ten (10) business days prior to the Outdoor Event, which will be applied to the cost of Municipal Services.
- 9. Non-profit Organizations are exempt from paying the Permit fee or the deposit.
- 10. The Director may approve a Permit with or without conditions.
- 11. All conditions of a Permit shall be met and maintained by the applicant for the duration of the Outdoor Event.
- 12. The Permit shall be posted in a conspicuous place at the Outdoor Event to be visible to persons attending.

PART 3 - REVOCATION OR SUSPENSION OF AN OUTDOOR EVENT PERMIT

- 13. The Director may revoke or suspend a Permit if:
 - a) the Person to whom the Permit is issued contravenes any Federal, Provincial or Municipal statute, regulation, directive or bylaw, including this Bylaw, in the course of carrying on the Outdoor Event covered by the Permit;

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- b) in the opinion of the Director, there are just and reasonable grounds to suspend or revoke the Permit; or
 - c) any certification, authority, license or other document of qualification under any Federal, Provincial or Municipal statute, regulation or bylaw required for the operation of the Outdoor Event covered by the Permit is suspended, cancelled, terminated or surrendered.
14. Upon a Permit being suspended or revoked, the applicant shall be notified:
- a) by the serving of a notice on the applicant in person; or
 - b) by mailing a notice to the applicant by registered mail to the applicant's address as provided on the application for the Permit.
15. A notice of suspension or revocation of a Permit shall be deemed to be received on the date of service or seven (7) days after the date it is mailed.
16. Upon receiving a notice of suspension or revocation of a Permit, a Person shall cease to operate, maintain, conduct, advertise, sell or provide tickets for the Outdoor Event with respect to which the Permit was issued.

PART 4 - APPEALS

17. Any Person who is affected by a decision of the Director may appeal to the Committee by delivering to the City Clerk, a notice of appeal in the form prescribed by the City within fourteen (14) days of the date of the decision.
(Bylaw C-1405A - February 25, 2020)
18. Upon receipt of a notice of appeal, the City Clerk shall:
- a) arrange for the Committee to hear the appeal; and
 - b) notify the appellant in writing of the date, time and place of the appeal hearing.
(Bylaw C-1405A - February 25, 2020)
19. An appeal shall be heard by the Committee within forty-two (42) days of the date a notice of appeal is received by the City Clerk.
(Bylaw C-1405A - February 25, 2020)
20. The Committee may uphold, vary, or reverse a decision of the Director.
21. The Director shall advise an appellant of the outcome of the appeal within seven (7) days of the decision being rendered by the Committee.

PART 5 - SEVERANCE

22. If any section of this Bylaw is found to be illegal or beyond the power of Council to enact, such section shall be deemed to be severable from all other sections of this Bylaw.

PART 6 - PENALTIES

23. Where a Peace Officer has reasonable grounds to believe that a Person has contravened any provision of this Bylaw, the Peace Officer may serve a Municipal Tag or Violation Ticket upon the Person.

(Bylaw C-1405A - February 25, 2020)

24. In the case of an offence that is of a continuing nature, a contravention of a provision of this Bylaw constitutes a separate offence in respect of each day, or part of a day, on which the offence continues and any Person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such separate offence.

(Bylaw C-1405A - February 25, 2020)

25. Any Person who contravenes any provision of this Bylaw is guilty of an offence punishable on summary conviction and is liable:

- a) for a first offence to a fine of \$250.00; or
- b) for a second or subsequent offence, to a fine of not less than \$500.00 and not more than \$10,000.00.

(Bylaw C-1405A - February 25, 2020)

26. Bylaw C-1292 is hereby repealed.

27. This Bylaw shall take effect on the date it is passed.

READ a first time this 6 day of June , 2019.

READ a second time this 6 day of June , 2019.

READ a third time and finally passed this 6 day of June , 2019.

“B. Given” (signed)
Mayor

“S. Walker” (signed)
Corporate Services Director