

CITY OF AIRDRIE
PROVINCE OF ALBERTA
BY-LAW NO B-09/2007

BEING A BYLAW OF THE CITY OF AIRDRIE
TO REGULATE PUBLIC BEHAVIOUR

WHEREAS under the provisions of the *Municipal Government Act*, the Council of City of Airdrie may pass Bylaws respecting the safety, health and welfare of people and the protection of people and property;

AND WHEREAS under the provisions of the *Municipal Government Act*, the Council of City of Airdrie may pass Bylaws respecting people, activities and things in, on or near a public place or place that is open to the public;

AND WHEREAS it is desirable to establish a Bylaw to regulate problematic social behaviours that may have a negative impact on the enjoyment of public spaces within the municipal boundary;

NOW, THEREFORE, THE COUNCIL OF THE CITY OF AIRDRIE ENACTS AS FOLLOWS:

1.1 This Bylaw may be cited as the “Public Behaviour Bylaw”.

INTERPRETATION

2.1 In this Bylaw unless the context otherwise requires:

- a) **“City”** means the municipal corporation of the City of Airdrie or the area contained within the boundary thereof as the context requires;
- b) **“defecate”** means to discharge waste matter from the bowels;
- c) **“fight”** means any confrontation involving violent physical contact between two or more people;
- d) **“officer”** includes Bylaw Enforcement Officers, Community Peace Officers and Royal Canadian Mounted Police;
- e) **“public place”** means any place within the city to which the public may have either express or implied access;
- f) **“spit”** means to eject phlegm, saliva, chewing tobacco juice or any other substance from the mouth;
- g) **“urinate”** means to discharge urine from the body.

- 2.2 Each provision of the Bylaw is independent of all other provisions and if any provision is declared invalid for any reason by a Court of competent jurisdiction, all other provisions of this Bylaw remain valid and enforceable.
- 2.3 Nothing in this Bylaw relieves a person from complying with any provision of any federal or provincial law or regulation, other bylaw or any requirement of any lawful permit, order or licence.
- 2.4 Any heading, sub-headings, or tables of contents in this Bylaw are included for guidance purposes and convenience only, and shall not form part of this Bylaw.
- 2.5 Where this Bylaw refers to another Act, bylaw, regulation or agency, it includes reference to any Act, bylaw, regulation or agency that may be substituted therefore.
- 2.6 All the schedules attached to this Bylaw shall form a part of this Bylaw.

FIGHTING

- 3.1 No person shall participate in a fight in any public place.

URINATION & DEFECATION

- 4.1 No person shall defecate or urinate in or on a public place or in public on any private property.

SPITTING

- 5.1 No person shall spit on any street, sidewalk, pathway, trail, or in or on any public place or in public on any private property.

LOITERING

- 6.1 No person shall loiter in a public place and thereby obstruct any other person.
- 6.2 No person shall stand or put his feet on the top or surface of any table, bench, planter or sculpture placed in any public place.

POSSESSION OF VISIBLE KNIFE

- 7.1 No person shall carry a visible knife in any public place.

OFFENCES AND PENALTIES

- 8.1 Every person who contravenes any of the provisions of the Bylaw by doing any act or thing which the person is prohibited from doing is guilty of an offence.
- 8.2 Any person who is convicted of an offence pursuant to this Bylaw is liable on summary conviction to a fine not exceeding \$10,000.00, and in default of payment of any fine imposed, to imprisonment for not more than six (6) months.
- 8.3 The specified penalty payable in respect of a contravention of a provision of this Bylaw is the amount shown in Schedule "A" of this Bylaw in respect of that provision.
- 8.4 Where an officer believes that a person has contravened any provision of this Bylaw, he may commence proceedings by issuing a violation ticket in accordance with the *Provincial Offences Procedure Act*, R.S.A. 2000, c. P-34, or from laying an information instead of issuing a violation ticket.

Read a first time this 7th day of May , 2007.

Read a second time this 22nd day of May , 2007.

Read a third time this 22nd day of May , 2007.

Executed this 22nd day of May, 2007.

"L. Bruce"
Mayor

"K. Kitiuk"
Acting City Clerk

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**SCHEDULE "A"
SPECIFIED PENALTIES**

SECTION	DESCRIPTION	SPECIFIED PENALTY
3.1	Fight in public	\$250.00
4.1	Urinate or defecate in public	\$300.00
5.1	Spit in public	\$100.00
6.1	Loitering and obstructing	\$250.00
6.2	Stand or put feet on a table/bench/planter/sculpture	\$ 50.00
7.1	Carry a visible knife in public	\$ 50.00