

Memorandum

Date: February 13, 2024
Submitted by: Community Services Department – Environment Division
Subject: Proposed Amendments to MTIA Bylaw No. 3218 in accordance with Stream and Drainage Bylaw No. 3426

This memo pertains to proposed amendments to Municipal Ticket Authorization Bylaw, 2020, No. 3218, which includes updated fines and an escalating penalty system for Stream and Drainage Bylaw, 2023, No. 3426.

At the Governance and Legislation Committee meeting on October 17, 2023, Environment staff presented a report titled Proposed Update to Stream and Drainage System Protection Bylaw, No. 2470, 2000 (**Attachment 1**). The following motion was passed:

GLC23/049

THAT City of Port Moody Stream and Drainage Bylaw, 2023, No. 3426 be referred to the Regular Council meeting of October 24, 2023, for consideration of first three readings as recommended in the report dated October 17, 2023, from the Community Services Department - Environment Division regarding Proposed Update to Stream and Drainage System Protection Bylaw, No. 2470, 2000;

AND THAT upon adoption of Bylaw No. 3426, staff be directed to prepare relevant amendments to City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218;

AND THAT upon adoption of Bylaw No. 3426, the associated fees be included in the 2024 City of Port Moody Fees Bylaw.

At the Regular Council Meeting on November 14, 2023, Council adopted City of Port Moody Stream and Drainage Bylaw, 2023 No. 3426 (RC23/261). At the Regular Council Meeting on November 28, 2023, Council adopted City of Port Moody Fees Bylaw, 2023, No. 3435 (RC23/276). Draft City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 13, 2024, No. 3443 (**Attachment 2**), which amends Municipal Ticket Information Bylaw, 2020, No. 3218 in accordance with resolution GLC23/049, is now being presented for Council consideration of first, second, and third reading.

Penalties included under the current Municipal Ticket Information Bylaw, 2020, No. 3218 refer to the former Stream and Drainage System Protection Bylaw, 2000, No. 2470, and are therefore outdated. These penalties therefore must be amended to reflect the new Stream and Drainage Bylaw, 2023, No. 3426.

Penalties under the current Municipal Ticket Information Bylaw, 2020, No. 3218 as they relate to fouling of the stream and drainage system, include a \$100 fine (Foul/Obstruct/Impede Drainage System) or a \$150 fine (Permit Escape of Prohibited Material into Drainage System). To

incentivize compliance and therefore better protect both streams and drainage infrastructure in Port Moody, staff propose:

1. an increase in fine dollar amounts for contraventions to Stream and Drainage Bylaw, 2023, No. 3426 (baseline fine of \$500);
2. an increase in the number of fineable contraventions under Stream and Drainage Bylaw, 2023, No. 3426 (15 fineable offences, versus 2 fineable offences under the former Stream and Drainage System Protection Bylaw, 2000, No. 2470); and
3. an escalating penalty structure for contraventions to Stream and Drainage Bylaw, 2023, No. 3426, following the same escalating penalty structure used for contraventions to the Solid Waste Bylaw, 2016, No. 3058 (\$500 1st offence; \$750 1st recurrent offence; \$1,000 subsequent recurrences).

The recommended resolution is:

THAT City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 13, 2024, No. 3443 be read a first, second, and third time as recommended in the memo dated February 13, 2024, from the Community Services Department – Environment Division regarding Proposed Amendments to MTIA Bylaw No. 3218 in accordance with Stream and Drainage Bylaw No. 3426.

Attachment(s)

1. Report considered at the October 17, 2023, Governance and Legislation Committee – Amendments to MTIA Bylaw.
2. Draft City of Port Moody Municipal Ticket Information Authorization Bylaw, 2020, No. 3218, Amendment Bylaw No. 13, 2024, No. 3443.

Report Approval Details

Document Title:	Proposed Amendments to MTIA Bylaw No. 3218 in Accordance with Stream and Drainage Bylaw No. 3426.docx
Attachments:	<ul style="list-style-type: none">- Attachment 1 - Report considered at the October 17, 2023, Governance and Legislation Committee – Amendments to MTIA Bylaw.pdf- Attachment 2 - Draft City of Port Moody MTIA Bylaw, 2020, No. 3218, Amendment Bylaw No. 13, 2024, No. 3443.pdf
Final Approval Date:	Feb 6, 2024

This report and all of its attachments were approved and signed as outlined below:

Julie Pavey-Tomlinson, Director of Environment and Parks - Jan 29, 2024

Jeff Moi, General Manager of Engineering and Operations - Jan 31, 2024

Anna Mathewson, General Manager of Community Services - Feb 1, 2024

Tracey Takahashi, Deputy Corporate Officer, for Stephanie Lam, City Clerk and Manager of Legislative Services - Feb 1, 2024

Lindsay Todd, Manager of Communications and Engagement - Feb 1, 2024

Paul Rockwood, General Manager of Finance and Technology - Feb 1, 2024

Tim Savoie, City Manager - Feb 6, 2024