



NOTICE OF MEETING AND AGENDA REGULAR COUNCIL MEETING

Monday, January 13, 2025, 7:00 PM
 Memorial Hall, 290 Esplanade Avenue,
 Harrison Hot Springs, BC V0M 1K0

THIS MEETING WILL BE CONDUCTED IN-PERSON AND VIA ZOOM VIDEO CONFERENCE

1. CALL TO ORDER	
Meeting called to order by Mayor Talen	
Acknowledgement of Sts'ailes traditional territory.	
2. INTRODUCTION OF LATE ITEMS	
3. APPROVAL OF AGENDA	
4. ADOPTION OF COUNCIL MINUTES	
(a) THAT the Regular Council Meeting Minutes of December 18, 2024 be adopted. Page 1	
5. BUSINESS ARISING FROM THE MINUTES	
6. CONSENT AGENDA	
i. Bylaws	
ii. Agreements	
iii. Committee/ Commission Minutes	
iv. Correspondence	
7. DELEGATIONS/PETITIONS	
(a) Stacey Gould, Manuel Medeiros & Christi Howes – BC Timber Sales Re: Operations Plan #643-9	
(b) John Allen Re: Proposed Advisory Planning Commission Bylaw	
8. CORRESPONDENCE	
(a) Letter dated December 19, 2024 from Gary Webster Page 11 Re: Amending/Bypassing Official Community Plan for New Developments	
(b) Letter dated January 7, 2025 from Independent Contractors and Business Association Page 13 Re: BC Local Governments Construction Procurement	
9. BUSINESS ARISING FROM CORRESPONDENCE	

10. REPORTS OF COUNCILLORS, COMMITTEES, COMMITTEE OF THE WHOLE AND COMMISSIONS	
11. REPORTS FROM MAYOR	
12. REPORTS FROM STAFF	
(a) Report of Fire Chief dated January 13, 2025 Re: Fire Department Annual Report	Page 15
Recommendation:	
THAT the Fire Chief's 2024 Annual Report dated January 13, 2024 be received for information	
(b) Report of Corporate Officer dated January 13, 2025 Re: Boat Launch Operation	Page 17
Recommendation:	
THAT staff be directed to issue a Request for Proposals for the operation of the boat launch.	
13. BYLAWS	
(a) Report of Corporate Officer dated January 13, 2025 Re: Indemnification Amendment Bylaw No. 1215, 2024	Page 19
Recommendation:	
THAT Indemnification Amendment Bylaw No. 1215, 2024 be reconsidered and given third reading.	
(b) Report of Corporate Officer dated January 13, 2025 Re: Littering, Dumping and Snow Bylaw Repeal No. 1217, 2025	Page 23
Recommendations:	
THAT Littering, Dumping and Snow Bylaw Repeal No. 1217, 2025 be introduced and given first reading; and	
THAT Littering, Dumping and Snow Bylaw Repeal No. 1217, 2025 be given second and third readings.	

(c) Report of Corporate Officer dated January 13, 2025
Re: Noise Bylaw No. 1218, 2025

Recommendations:

THAT Noise Bylaw No.1218, 2025 be introduced and given first reading; and

THAT Noise Bylaw No.1218, 2025 be given second and third readings.

14. NEW BUSINESS

15. QUESTIONS FROM THE PUBLIC (pertaining to agenda items only)

16. ADJOURNMENT



Amanda Graham
Corporate Officer

**VILLAGE OF HARRISON HOT SPRINGS
MINUTES OF THE REGULAR MEETING OF COUNCIL**

DATE: Wednesday, December 18, 2024
TIME: 7:00 p.m.
PLACE: Council Chambers, Memorial Hall
290 Esplanade Avenue, Harrison Hot Springs, BC

IN ATTENDANCE: Mayor Fred Talen
Councillor Leo Facio
Councillor Allan Jackson
Councillor Mark Schweinbenz
Councillor Michie Vidal

Chief Administrative Officer, Tyson Koch
Corporate Officer, Amanda Graham
Chief Financial Officer, Scott Schultz
Community Services Manager, Christy Ovens
Director of Operations, Jace Hodgson
Planning Consultant, Ken Cossey

ABSENT:

1. CALL TO ORDER

Mayor Talen called the meeting to order at 7:01 p.m.

Mayor Talen acknowledged the traditional territory of Sts'ailes.

Mayor Talen announced the holiday lighting contest winners:
Residential Category: Matt D., 831 Myng Crescent
Commercial Category: Muddy Waters

2. INTRODUCTION OF LATE ITEMS

None.

3. APPROVAL OF AGENDA

Moved by Councillor Facio
Seconded by Councillor Jackson

THAT the agenda be approved.

**CARRIED
UNANIMOUSLY**
RC-2024-12-15

4. ADOPTION OF COUNCIL MINUTES

Moved by Councillor Jackson
Seconded by Councillor Vidal

THAT the Regular Council Meeting Minutes of December 2, 2024 be adopted; and

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THAT the Special Pre-Closed Council Meeting Minutes of December 10, 2024 be adopted.

**CARRIED
UNANIMOUSLY**
RC-2024-12-16

5. BUSINESS ARISING FROM THE MINUTES

None.

6. CONSENT AGENDA

- iii. (a) Accessibility Committee Meeting Minutes dated October 9, 2024

Moved by Councillor Facio
Seconded by Councillor Vidal

THAT the consent agenda be received.

**CARRIED
UNANIMOUSLY**
RC-2024-12-17

7. DELEGATIONS/PETITIONS

None.

8. CORRESPONDENCE

- (a) Email dated November 29, 2024 from Salmon Arm High School Students
Re: Harrison Hot Springs Flag Redesign
- (b) Email dated December 3, 2024 from Cathy Peters
Re: UNDRIP Impact, Drugs & Sex Trafficking

Moved by Councillor Jackson
Seconded by Councillor Schweinbenz

THAT the email dated November 29, 2024 from Salmon Arm High School Students and the email dated December 3, 2024 from Cathy Peters be received.

**CARRIED
UNANIMOUSLY**
RC-2024-12-18

Moved by Councillor Schweinbenz
Seconded by Councillor Vidal

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THAT staff send a letter to the Salmon Arm High School students thanking them for their letter and flag redesign.

**CARRIED
UNANIMOUSLY**
RC-2024-12-19

Moved by Councillor Schweinbenz

THAT staff be directed to contact the school to gauge interest in a student flag or poster contest and have Council, staff or the public adjudicate the submissions.

Mayor Talen did not call for a seconder, stating that staff can address this matter during regular engagement with the school.

9. BUSINESS ARISING FROM CORRESPONDENCE

None.

10. REPORTS OF COUNCILLORS, COMMITTEES, COMMITTEE OF THE WHOLE AND COMMISSIONS

Councillor Facio

- Fraser Valley Regional District Board (Municipal Director)
 - Attended a meeting on December 5, 2024
- Fraser Valley Regional Library Board (Alternate Municipal Director) – No Report
- Attended the Accessibility Committee meeting on December 11, 2024
- Reported that the Mayor of Sun Peaks, Al Raine, has passed away.

Moved by Councillor Facio
Seconded by Councillor Jackson

That a letter of condolences be sent to the Council of Sun Peaks and Al Raine's family regarding his passing.

**CARRIED
UNANIMOUSLY**
RC-2024-12-20

Councillor Vidal

- Corrections Canada Citizen's Advisory Committee – No Report
- Agassiz-Harrison Healthy Communities – No Report
- Kent Harrison Joint Emergency Program Committee – No Report
- Attended the Historical Society's Dickens Tea Fundraiser on December 7, 2024
- Attended the Special Closed Council Meeting on December 10, 2024
- Attended a meet and greet with MLA Tony Luck on December 13, 2024
- Attended the Fire Department Christmas Banquet on December 14, 2024
- Attended a virtual meeting of the Resort Community Collaborative on December 16, 2024
- Attended a pizza lunch for staff on December 18, 2024

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Councillor Jackson

- Fraser Valley Regional Library Board (Municipal Director) – No Report
- Tourism Harrison – No Report
- Attended a meet and greet with MLA Tony Luck on December 13, 2024
- Attended the Fire Department Christmas Banquet on December 14, 2024

Councillor Schweinbenz

- Agassiz-Harrison Historical Society
 - Attended a meeting on December 11, 2024
- Community Futures North Fraser Board of Directors – No Report
- Attended a meeting with the RCMP on December 11, 2024
- Attended a meet and greet MLA Tony Luck on December 13, 2024
- Attended the Fire Department Christmas Banquet on December 14, 2024

11. MAYOR'S REPORT

- Harrison-Agassiz Chamber of Commerce
 - Attended a meeting on December 10, 2024
- Attended a Resort Community Collaborative pre-meeting on December 5, 2024
- Reported that the new accessible Beach Playground grand opening will be at 1:00 pm on December 20, 2024
- Reported on ringing bells for the food bank contribution fundraiser organized by Freddy Marks
- Attended the Fire Department Christmas Banquet on December 14, 2024

12. REPORTS FROM STAFF

- (a) Report of Corporate Officer dated December 18, 2024
Re: Release of Closed Meeting Resolutions

Moved by Councillor Facio
Seconded by Councillor Vidal

THAT the following closed meeting resolutions from the November 25, 2024 Special Closed Council Meeting be received for information at the December 2, 2024 Regular Council Meeting:

THAT Council approve the 2025-2027 CUPE 458 Collective Agreement;

THAT the Land Use Planning Consultant Contract be awarded to KWC Planning Services;

THAT staff be authorized to negotiate and enter into a contract on behalf of the Village with KWC Planning Services for a period of one (1) year with the option to renew for one (1) additional year; and

THAT Council approve the creation and wage rates for an exempt Communications and Community Engagement Coordinator position.

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**CARRIED
UNANIMOUSLY**
RC-2024-12-21

- (b) Report of Corporate Officer dated December 18, 2024
Re: FVRD Air Quality Management Service Area Merger and Establishment Bylaw No. 1753, 2024

Moved by Councillor Facio
Seconded by Councillor Jackson

THAT Council of the Village of Harrison Hot Springs consent to the Fraser Valley Regional District's Air Quality Management Service Area Merger and Establishment Bylaw No. 1753, 2024.

**CARRIED
UNANIMOUSLY**
RC-2024-12-22

- (c) Report of Corporate Officer dated December 18, 2024
Re: Surf Lakes

Moved by Councillor Vidal
Seconded by Councillor Jackson

THAT the Corporate Officer's report dated December 18, 2024 regarding Surf Lakes be received for information.

**CARRIED
UNANIMOUSLY**
RC-2024-12-23

13. BYLAWS

- (a) Report of Planning Consultant dated December 18, 2024
Re: 260/270 Esplanade Avenue Zoning Amendment Bylaw

Moved by Councillor Schweinbenz
Seconded by Councillor Vidal

THAT Zoning Amendment Bylaw No. 1209, 2024 be given third reading; and

THAT Zoning Amendment Bylaw No. 1209, 2024 be adopted subject to the following:

- (a) The applicant entering into a Works and Services Agreement to address the servicing of the site and frontage improvements to include a sidewalk, curb, and gutter from Maple Street to Hot Springs Avenue on Lillooet Avenue.

Amendment moved by Councillor Schweinbenz

That the motion be amended by adding “including tall trees to the liking of Council”.

Mayor Talen did not call for a seconder as further discussion ensued and the following amendment was made:

Amendment moved by Mayor Talen
Seconded by Councillor Jackson

THAT the word “landscaping” be inserted between the words “curb” and “and gutter”.

CARRIED
UNANIMOUSLY
RC-2024-12-24

Moved by Councillor Schweinbenz
Seconded by Councillor Jackson

THAT The two sites are consolidated into a single lot.

CARRIED
UNANIMOUSLY
RC-2024-12-25

Moved by Councillor Jackson
Seconded by Councillor Schweinbenz

The Village’s receipt and acceptance of a report prepared by a competent professional with at least 10 years of professional experience, and accepted by the Village, that addresses:

- i. An estimation on the demand to be generated by the proposed development for water and sewer services and, in the case of any phased development, by each phase of the development;
- ii. An analysis of the existing community water and sewer systems outlining the options available for the supply and delivery of water and the provision of sewer services to the proposed development;
- iii. An estimation of the volume of additional surface drainage that could be generated by the proposed development and the options available for on-site retention/absorption, collection, storage, and dispersal of such drainage, in addition to exploring the potential for rainwater recycling; and
- iv. Identifies, if applicable, the new capital works required for the proposed development for water, sewer, and the drainage systems and their cost and the potential funding sources for these expenditures.

CARRIED
UNANIMOUSLY
RC-2024-12-26

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Moved by Councillor Jackson
Seconded by Councillor Vidal

The Village's receipt and acceptance of the following:

- i. A Traffic Impact study that provides estimates on the number of additional vehicle trips per day generated by the proposed Development and, in the case of phased Development, by each phase of the Development. The Impact Report must identify, if applicable, any Highway upgrading, reconstruction, reconfiguration or expansion to the Highways that may be necessary in order to accommodate the current or any additional vehicle trips per day to be generated by the proposed Development, including the construction of or alterations to intersections, turning lanes, merge lanes, traffic lights and pullout area and a cost estimate to perform the works and services;
- ii. A Crime Prevention Through Environmental Design (CPTED) report;
- iii. A report outlining how this development will be reducing their overall carbon imprint; and
- iv. A sunshade study, reflecting various dates and times.

Amendment moved by Councillor Schweinbenz
Seconded by Councillor Jackson

THAT the motion be amended by adding a fifth section to include a plan for aesthetic variations on the long and high walls.

MOTION FAILED
OPPOSED BY MAYOR TALEN, COUNCILLORS FACIO, JACKSON AND VIDAL

Council voted on the main motion.

CARRIED
UNANIMOUSLY
RC-2024-12-27

Moved by Councillor Jackson
Seconded by Councillor Schweinbenz

THAT Council approve the staff recommendation as amended.

CARRIED
UNANIMOUSLY
RC-2024-12-28

- (b) Report of Corporate Officer dated December 18, 2024
Re: Indemnification Amendment Bylaw No. 1215, 2024

Moved by Councillor Facio
Seconded by Councillor Schweinbenz

THAT Indemnification Amendment Bylaw No. 1215, 2024 be introduced and given first reading.

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**CARRIED
UNANIMOUSLY**
RC-2024-12-29

Moved by Councillor Vidal
Seconded by Councillor Jackson

THAT Indemnification Amendment Bylaw No. 1215, 2024 be given second and third readings.

Amendment moved by Mayor Talen
Seconded by Councillor Facio

THAT Indemnification Amendment Bylaw No. 1215, 2024 be given second reading and referred back to staff for further review and clarification.

**CARRIED
UNANIMOUSLY**
RC-2024-12-30

Council voted on the main motion as amended.

**CARRIED
UNANIMOUSLY**
RC-2024-12-31

14. NEW BUSINESS

- (a) New Business from Councillor Schweinbenz
Re: Pesticide Use

Moved by Councillor Schweinbenz
Seconded by Councillor Jackson

WHEREAS at the July 19, 2022 Committee of the Whole Meeting, Council passed a resolution directing staff to draft a bylaw banning the use of non-essential pesticides in the Village; and

WHEREAS section 74(1) of the *Integrated Pest Management Regulation* allows licensees and confirmation holders to use glyphosate along bodies of water; and

WHEREAS the Village contracts the Fraser Valley Invasive Species Society (FVISS) to control Japanese Knotweed on public lands using glyphosate; and

WHEREAS the FVISS has indicated an interest in mapping Japanese Knotweed on public lands, therefore be it resolved

THAT the Environmental Advisory Committee be directed to work with FVISS to create a map identifying locations of Japanese Knotweed infestations on public lands in the Village; and

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THAT staff be directed to develop a reporting system for locations of Japanese Knotweed infestations on private lands; and

THAT staff be directed to research options to obtain a permit to treat Japanese Knotweed with a herbicide other than glyphosate; and

THAT staff be directed to develop a draft bylaw banning the use of non-essential pesticides and herbicides.

Moved by Councillor Facio
Seconded by Councillor Jackson

THAT the matter of Pesticide Use be tabled.

CARRIED
UNANIMOUSLY
RC-2024-12-32

- (b) New Business from Councillor Schweinbenz
Re: Development Procedures Bylaw No. 1090, 2016

Moved by Councillor Schweinbenz
Seconded by Councillor Facio

THAT staff be directed to update Development Procedures Bylaw No. 1090, 2016 to incorporate provisions for signage on the lot for land use applications requiring public notice.

CARRIED
UNANIMOUSLY
RC-2024-12-33

15. QUESTIONS FROM THE PUBLIC (pertaining to agenda items only)

Questions from the public were entertained.

Moved by Councillor Jackson
Seconded by Councillor Facio

THAT the meeting be adjourned at 9:21 p.m.

CARRIED
UNANIMOUSLY
RC-2024-12-34

Fred Talen
Mayor

Amanda Graham
Corporate Officer

Gary Webster

[REDACTED]
Harrison Hot Springs, BC
[REDACTED]

12/19/2024

Dear, Harrison Hot Springs Village Council,

I am writing to express my concern regarding the ongoing trend of amending or bypassing the Official Community Plan (OCP) for new developments in Harrison Hot Springs. While development and growth are natural components of a thriving community, it is essential that any new projects align with the vision and guidelines set forth in the OCP to ensure the long-term sustainability, character, and quality of life for all residents.

The OCP was created after extensive consultation with the community, with the goal of preserving the unique qualities of our village, while also allowing for measured, thoughtful growth. It provides a clear framework for the development of our community, covering everything from environmental considerations to infrastructure needs. By following the OCP, the council is not only adhering to the wishes of the community but also ensuring that each new development integrates seamlessly into the existing fabric of Harrison Hot Springs.

However, it has become evident that recent developments have prompted the council to amend or ignore the OCP, often to accommodate individual developers' requests. This pattern undermines the very purpose of having a long-term plan and creates uncertainty among residents who may fear that the village's character will be eroded by piecemeal changes. Whether it is through zoning variances, land-use changes, or density adjustments, these shifts in the development approach can have lasting consequences for the environment, local infrastructure, and the overall livability of Harrison for many years to come.

I urge council to remain committed to the OCP and resist the temptation to make concessions that may benefit specific developers but ultimately harm the broader community. While it is important to be flexible, any deviation from the OCP should be carefully considered and only made when there is a compelling reason that aligns with the long-term goals of Harrison Hot Springs. In instances where development proposals seem to conflict with the OCP, it would be beneficial to involve the community more deeply in the decision-making process, ensuring that residents have a say in how their village evolves. There needs to be good reason to make a change, not just a profit margin.

In conclusion, I ask the council to consider the long-term well-being of Harrison Hot Springs and its residents by upholding the integrity of the OCP. Thoughtful, responsible growth is key to maintaining the charm and sustainability of our village, and I trust the council will make decisions that respect the principles outlined in our community plan.

Thank you for your time and attention to this important matter. I look forward to seeing how the council addresses this concern.

Thank you, Gary Webster
[REDACTED]

January 7, 2025

RE: Protecting Taxpayers from Overspending on Local Government Construction

Dear Mayor and Council:

The Independent Contractors and Businesses Association (ICBA) is Canada's largest construction association and a leading industry organization in British Columbia, with more than 4,500 member and client companies. ICBA's B.C. corporate members account for approximately 85% of the province's construction sector – representing more than 190,000 jobs. Construction itself is one of the biggest B.C. industries, directly generating almost 8% of GDP. ICBA also owns and manages a rapidly growing employee health and dental benefits business which currently supports more than 300,000 Canadians.

Apart from advocating for the interests of construction companies and contractors, ICBA is a principled voice for free enterprise and the benefits of a competitive, market-based economy. Unlike many other business associations, ICBA receives no funding from governments at any level. We believe that competition and choice for consumers and taxpayers is by far the best way to deliver value-for-money and create the conditions for a thriving economy.

ICBA is writing to you and other B.C. local government bodies to share our views on the topic of public sector procurement. At a time when large numbers of British Columbians are facing affordability challenges, many small and mid-sized businesses are struggling to survive, and the B.C. government is running record budget deficits, we believe it is **important for municipal leaders to commit to open, fair and transparent procurement practices** across all domains of local and regional government activity. This includes the regular purchase of goods and services to operate local government as well as procurement that is tied to capital spending and the development and maintenance of infrastructure assets.

When municipalities pay for goods, services and capital projects, they do so on behalf of all taxpayers in the community. **Municipal policymakers have an obligation to adopt prudent fiscal policies and to ensure the best possible value-for-money when expending taxpayer dollars. Competitive procurement policies are a vital part of delivering on this fundamental obligation.**

Across Canada, local government expenses amounted to \$220 billion in 2022, with the main components of expenditures consisting of purchases of goods and services, employee compensation, subsidies and grants, interest payments on debt, and the depreciation of fixed capital (Statistics Canada, Table 10-10-0015-01). In the same year, total local government revenues were \$225 billion, of which the largest shares were grants/payments from other levels of government and revenues derived from taxes on property.

In the past few years, the B.C. government has undertaken a significant fraction of its capital projects under the "Community Benefits Agreement" (CBA) framework adopted in 2018. Under this policy, a provincial Crown Corporation (British Columbia Infrastructure Benefits Inc. – BCIB) contracts for the employees required to build certain public sector infrastructure and other capital projects. It does so through an agreement with a group of 19 trade unions that are part of the broader Building Trades Union (BTU) alliance. All employees working on CBA projects must be (or become) members of an affiliated BTU.

This very unusual arrangement dilutes the important relationship that exists between an employer and its employees across the rest of the B.C. private sector.

The province's CBA policy has the effect of restricting bidding on projects covered by the scheme. This is especially problematic given that about 85% of the people working in the B.C. construction industry are not BTU members nor employed by contractors which are covered by BTU collective agreements. **Fewer bidders means less pressure to ensure competitive costs and excellence in project delivery.** Many ICBA members will not bid on public sector projects covered CBAs because of the extra bureaucracy and administrative complexity involved and also because they do not wish to give up control and management oversight of their own workforce – as is the normal practice in Canadian business.

As demonstrated by academic research, **restricted bidding translates into higher costs for taxpayers** and the users of infrastructure services established via CBA-type arrangements.¹ Cost over-runs and unexpected delays are a common theme with CBA projects.² The net result is hundreds of millions of dollars of additional costs imposed on the B.C. taxpayers and delays in project delivery.

It is sometimes argued that restrictive tendering policies like CBAs are necessary to support local hires, apprenticeships, and pensions. In a labour shortage like B.C. construction is facing, our companies do everything they can to hire and keep local workers. ICBA is the single largest sponsor of trades apprentices in British Columbia, and open shop contractors train 82% of all apprentices in the province. When it comes to financial security, ICBA contractors and their employees utilize RRSPs, bonus programs, and profit-sharing initiatives, providing flexible and effective solutions tailored to their workforce, rather than being restricted to union-controlled pension plans.

For local governments, the lesson from B.C.'s failed experiment with CBAs is clear. **Municipal and regional government projects should be developed and managed using open, competitive procurement.** Restrictive tendering should be avoided in all areas of local government activity – capital projects, but also the day-to-day procurement of goods and services. Municipalities should not discriminate against B.C. businesses and their employees based on factors such as particular union affiliations.

If you have any questions or wish to engage ICBA in a conversation on this, or any, construction issue, please feel free to contact me directly at chris@icba.ca.

Sincerely,
INDEPENDENT CONTRACTORS AND BUSINESSES ASSOCIATION



Chris Gardner
President and CEO, ICBA

¹ Brian Dijkema and Morley Gunderson, Restrictive Tendering: Protection for Whom?" January 2017, CARDUS.

² Renze Nauta, "Benefits for Whom? Assessing British Columbia's Community Benefits Agreements," CARDUS September 2024.



HARRISON *Hot Springs* Fire Department

ANNUAL REPORT 2024

Under the guidance of Chief Curtis Genest, the Harrison Hot Springs Fire Department experienced growth and stability in 2024.

Membership started at 18 in Jan 2024 and ended the year at 23, with 5 recruits. Membership retention was exceptionally high, with only one member leaving us by moving out of town. The FD is close to maximum membership (26), growing steadily in the previous 3 years.

Members put in incredible hours to ensure their response readiness. Attendance on regular Tuesday night practice was 1500 hours, with 1130 additional training hours and 1325 volunteer hours altogether. 4 members received recognition for the work and hours that they put in during the year with the fire department. FF Daryl Easton (RoY), FF Ashleigh Hole (VoY), FF Ryan Green (MI), and FF Chris Suderman (FFoY).

The Fire Department also experienced an increase in calls, responding to 130 calls in 2022, 118 calls in 2023 and 173 calls in 2024. This is a 46% increase in calls from 2023 to 2024. This growth in calls reflects the overall growth in the Village. The number of calls is expected to increase in 2025, especially with the increase in high-rise and higher density developments, hotels and restaurants. Medical calls remain the majority, but the Fire Department saw a significant increase in fire-related calls (mostly false alarms), including mutual aid with the Agassiz Fire Department for 4 structure fires.

Training is an essential part of being ready to respond, as well as ensuring safety for those responding. Training standards increased in 2024. The members trained to interior standard, complying with the new BC Structural Firefighters Minimum Training Standards. Officers are completing officer training to meet these Minimum Training Standards, as well in various fire instructor, live fire instructor, wildland structure protection leadership and fire safety/education roles. The department is looking forward to utilizing the mutual live fire training facility located at Agassiz Fire Department.

The Fire Department has hosted the BC Wildfire Services Structure Protection course WSPP-115 and the Engine Boss course, training with numerous members from other fire departments and forging strong interdepartmental relationships. HHSFD acquired a Structure Protection Unit trailer through the FireSmart Grant program, and has completed the first of 4 phases in equipping this unit through ongoing FireSmart Grants. Members will continue to maintain their wildland fire structure protection training to the highest standard annually.

A Joint Occupational Health and Safety Committee was established December 2023, with members working to ensure the safety of our responders in an inherently dangerous occupation. Safety continues to be a priority for the Fire Department.

In summary, members of the Harrison Hot Springs Fire Department have responded to more calls than ever before, putting in thousands of additional hours to be ready and competent for the safety and protection of the Village.

File No: 0810-20-08 / 2240-20-30
Date: January 13, 2025

To: Mayor and Council
From: Amanda Graham, Corporate Officer
Subject: Boat Launch Operation

RECOMMENDATION

THAT staff be directed to issue a Request for Proposals for the operation of the boat launch.

SUMMARY

To provide Council with information on the current operation of the boat launch and seek direction for future operations.

BACKGROUND

Since 2013, the Village has contracted the Fraser Valley Regional District (FVRD) to manage the boat launch, who in turn subcontracted the agreement to an independent contractor. Most recently in 2024, the Village entered into a management agreement with the FVRD until the end of 2026 with the option to renew for an additional two years upon mutual agreement of both parties. On December 13, 2024, staff received a notice of termination of agreement from the FVRD. In accordance with the termination clause, the contract will be considered officially concluded as of February 11, 2025. Prior to 2013, the Village entered into agreements for boat launch operations directly with various contractors.

DISCUSSION

The Village must now find an alternative option for operation of the boat launch starting in 2025. Staff have reviewed the boat launch budget and explored various options to address this. Staff are recommending that the Village issue a Request for Proposals seeking a qualified contractor to operate the boat launch. The intent would be for the contractor to be responsible for opening and closing the office and public washrooms, fee collection/reconciliation, directing the launch and retrieval of boats, and janitorial duties. Boat launch operations begin on weekends only in late March, moving into daily operations starting in late May and reducing back down to weekends between Labour Day and Thanksgiving.

Hiring a seasonal employee is a possible alternative, however, staff do not recommend this course of action due to challenges with respect to recruiting, backfilling to cover absences due to illness or vacation, and the amount of oversight required to administer and handle concerns, complaints and any issues arising from day-to-day operations.

FINANCIAL CONSIDERATIONS

Under the most recent agreement with the FVRD, the Village was guaranteed to receive \$14,000 annually in revenue from the boat launch regardless of the total revenue brought in by user fees. Any additional funds after all expenses have been disbursed were then split evenly between the Village and the FVRD. By contracting the operations out directly, there may be an opportunity for the Village to increase its revenue, depending on boat launch usage.

POLICY CONSIDERATIONS

There are no policy considerations associated with this report.

Respectfully submitted:



Amanda Graham
Corporate Officer

Reviewed by:



Tyson Koch
Chief Administrative Officer

Financial Considerations reviewed by:



Scott Schultz
Chief Financial Officer, Deputy CAO

File No: 3900-02
Date: January 13, 2025

To: Mayor and Council
From: Amanda Graham, Corporate Officer
Subject: Indemnification Amendment Bylaw No. 1215, 2024

RECOMMENDATION

THAT Indemnification Amendment Bylaw No. 1215, 2024 be reconsidered and given third reading.

SUMMARY

To present an updated bylaw to amend the Village's Indemnification Bylaw No. 1190, 2023 for Council's consideration.

BACKGROUND

At the December 18, 2024 Regular Council Meeting, Council gave first and second readings to Indemnification Amendment Bylaw No. 1215, 2024 and referred it back to staff to seek clarification from legal counsel regarding the wording of the bylaw.

DISCUSSION

Staff reached out to legal counsel who advised that the language originally contained in the bylaw at first reading is not necessary as it is sufficiently addressed in sections 740(5) and (6) of the *Local Government Act*, which states:

“(5) Subject to subsection (6), a council may not seek indemnity against a municipal official, and a board may not seek indemnity against a regional district official, in respect of any conduct of the person that results in a claim for damages against the municipality or regional district, as applicable.

“(6) The restriction under subsection (5) does not apply if the court makes a finding in the action that the person has been guilty of dishonesty, gross negligence or malicious or wilful misconduct.”

Attached to this report is an updated Indemnification Amendment Bylaw No. 1215, 2024 with simplified wording as suggested by legal counsel which places a limitation on a municipal official's ability to obtain indemnification from the Village if the claim arises from their willful misconduct.

FINANCIAL CONSIDERATIONS

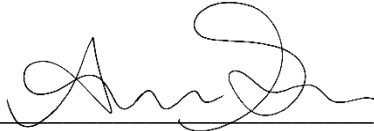
There are no financial considerations associated with this report.

POLICY CONSIDERATIONS

There are no policy considerations associated with this report.

Respectfully submitted:

Reviewed by:



Amanda Graham
Corporate Officer



Tyson Koch
Chief Administrative Officer

Attachment: Indemnification Amendment Bylaw No. 1215, 2024 (second draft)



VILLAGE OF HARRISON HOT SPRINGS
BYLAW NO. 1215, 2024

A bylaw to amend Indemnification Bylaw No. 1190, 2023

WHEREAS the Village of Harrison Hot Springs has deemed it advisable to amend Indemnification Bylaw No. 1190, 2023;

NOW THEREFORE in open meeting assembled, the Mayor and Council of the Village of Harrison Hot Springs enacts as follows:

1. This Bylaw may be cited for all purposes as Village of Harrison Hot Springs “Indemnification Amendment Bylaw No. 1215, 2024”.

2. Indemnification Bylaw No. 1190, 2023 is hereby amended by inserting the following after section 3(iv):

and;

(v) has not engaged in willful misconduct in respect of the matter.

3. Indemnification Bylaw No. 1190, 2023 is hereby further amended by inserting a new section after Section 4. SEVERABILITY as follows:

5. REPEAL

Village of Harrison Hot Springs Indemnification Bylaw No.760, 2000 is hereby repealed in its entirety.

READINGS AND ADOPTION

READ A FIRST TIME THIS 18th DAY OF DECEMBER, 2024

READ A SECOND THIS 18th DAY OF DECEMBER, 2024

RECONSIDERED AND READ A THIRD TIME THIS ____ DAY OF _____, 2025

ADOPTED THIS ____ DAY OF _____, 2025

Fred Talen
Mayor

Amanda Graham
Corporate Officer

File No: 3900-02
Date: January 13, 2025

To: Mayor and Council
From: Amanda Graham, Corporate Officer
Subject: Littering, Dumping and Snow Bylaw Repeal No. 1217, 2025

RECOMMENDATIONS

THAT Littering, Dumping and Snow Bylaw Repeal No. 1217, 2025 be introduced and given first reading; and

THAT Littering, Dumping and Snow Bylaw Repeal No. 1217, 2025 be given second and third readings.

SUMMARY

To present a bylaw to repeal Littering, Dumping and Snow Bylaw No. 870, 2007 for Council's consideration.

BACKGROUND

While reviewing changes to the fee and penalties schedule of Bylaw Enforcement Notice Bylaw No. 855, 2006, it was noted that penalties currently exist for Littering, Dumping and Snow Bylaw No. 870, 2007. A review of the bylaw determined that the provisions contained therein are either provincially regulated or now exist in several other Village bylaws that have since been adopted including Highway and Traffic Bylaw No. 974, 2011, Park Regulation Bylaw No. 1150, 2020, Property Maintenance Bylaw No. 1072, 2015, and Sign Bylaw No. 1126, 2018. None of these subsequent bylaws repealed Littering, Dumping, and Snow Bylaw No. 870, 2007.

DISCUSSION

Given that the provisions of this bylaw are addressed elsewhere, staff are recommending that Bylaw No. 870 be repealed to avoid confusion and duplication. Changes will also need to be made to Bylaw Enforcement Notice Bylaw No. 855, 2006 which will be provided in a separate report as these changes are part of a larger project. Attached to this report is a draft repealing bylaw.

FINANCIAL CONSIDERATIONS

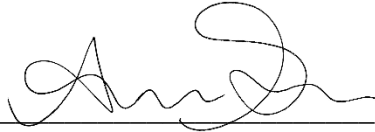
There are no financial considerations associated with this report.

POLICY CONSIDERATIONS

There are no policy considerations associated with this report.

Respectfully submitted:

Reviewed by:



Amanda Graham
Corporate Officer



Tyson Koch
Chief Administrative Officer

- Attachments (2):
1. Littering, Dumping and Snow Bylaw No. 870, 2007
 2. Draft Littering, Dumping and Snow Repeal Bylaw No. 1217, 2025

THE VILLAGE OF HARRISON HOT SPRINGS

BYLAW NO. 870

LITTERING, DUMPING and SNOW BYLAW

A bylaw to prevent littering and dumping on public property and posting or affixing any bill, notice, or advertisement on public property, and to require removal of snow, ice, and rubbish from private property.

WHEREAS pursuant to Section 8 of the Community Charter, Council may by bylaw regulate, prohibit and impose requirements in relation to public places, nuisances, disturbances and other objectionable situations:

NOW THEREFORE the Council of the Village of Harrison Hot Springs enacts as follows:

Definitions

1. In this bylaw:

“Beach” means all foreshore parcels of land, including sand, rock and natural material from the visible high water mark down to any body of water.

“Boulevard” means the area between the curb lines or the shoulder of a highway and the adjacent property line and includes curbs, sidewalks, ditches and any area sodded, seeded or otherwise improved and maintained under the direction of the Village.

“Bylaw Enforcement Officer” means any person authorized by Council of the Village of Harrison Hot Springs to enforce the regulations of this bylaw.

“Driveway, Roadway or Path” means any way or thoroughfare set apart other than a highway, and improved by grading, gravelling or other means, for use by pedestrians, vehicular or animal traffic, as signed.

“Garbage” means all domestic and commercial waste or refuse from a motor vehicle, recreational vehicle, trailer, housing unit, boat or houseboat.

“Public property” includes every road, square, lane, bridge, highway, park or other property which the public has access to as a right or by invitation, express or implied.

“Rubbish” means decaying or non-decaying solid and semi-solid wastes including, but not limited to, both combustible and non-combustible wastes, such as paper, trash, refuse, cardboard, waste material, cans, glass, bedding, mattresses, crates, rags, barrels, carpeting, boxes, lumber, scrap iron, tin and other metal, scrap paving material, construction and demolition waste, derelict vehicles, tires, machinery, mechanical or metal parts, discarded or dilapidated appliances, discarded or dilapidated furniture, ashes from fireplaces and on-site incinerators, yard clippings and brush, wood, dry vegetation, dirt, weeds, dead trees and branches, stumps, overgrown vegetation and trees which may harbour insect or rodent infestations or may become a fire hazard, and piles of earth mixed with any of the above.

“Highway” means every highway within the meaning of the Highway Act; every street, lane, right-of-way designed or intended for or used by the general public for the passage of vehicles; and every private place or passageway to which the public, for the purpose of parking or servicing vehicles, has access or is invited.

General Provisions

2. No person shall:
 - a) leave, scatter, dump or dispose of any garbage or rubbish on any public property;
 - b) stamp, paint, post, affixes or otherwise place or distribute any bill, poster, notice or advertisement on any public property without first having obtained written permission from the Village;
 - c) deface, injure or damage any property or equipment owned by or in the care of the Village on any public property.

Protection of Natural Resources

3. No person shall cut, break, injure, foul, pollute or in any way destroy or damage any tree, shrub, plant, turf, flower or any natural or cultivated vegetation in any park, on any beach or public property.
4. No person shall in any way foul, waste or pollute water from any fountain, pool, reservoir, on any public property.
5. No person shall molest, disturb, frighten, injure, catch, trap, ensnare or feed any bird or animal on any public property.
6. No person shall paint, smear, or otherwise deface or mutilate any rock in any public property.

Man-Made Structures

7. No person shall injure, deface or destroy and building, structure, facility, fence, sign, seat, bench or ornament on any public property.
8. No person shall injure, deface or destroy any signage, notices, rules or regulations posted or affixed to public property.

Litter

9. No person shall throw down, drop or otherwise deposit or leave any garbage or rubbish on any public property, other than in a receptacle provided for that purpose.

Rubbish and Garbage Control

10. No person shall cause or permit, rubbish, or garbage to collect or accumulate upon their premise.
11. No person shall deposit or cause to be deposited any rubbish or garbage in any open place within the village.
12. The owner or occupier of any commercial property shall provide sufficient receptacles to contain all rubbish and garbage as may be left by customers and other members of the public and these receptacles shall be emptied on a regular basis or as required.

Snow or Ice

13. The owner or the occupier of any real property (with improvements or vacant) in the Heritage Commercial Area shall remove all snow, ice and litter from any sidewalk in front of or adjacent to such real property not later than four o'clock in the afternoon of any day of the week.
14. If the snow, ice or debris is not removed, the Village shall give written notice of intention to remove the same within 48 hours or the Village will complete the work and invoice the owner/occupant of the real property for costs incurred.

Exemptions

15. This bylaw shall not apply to employees of municipal, federal or provincial governments acting in the course of their duties.

Offences


16. Any person who violates or who causes or allows any of the provisions of this bylaw to be violated, fails to comply with any of the provisions of this or any other bylaw or applicable statute or neglects or refrains from doing anything required under the provisions of this bylaw, is deemed to have committed an infraction of, or an offence against this bylaw and is liable on summary conviction to a fine of not more than \$10,000.00 and each day that such violation is caused or allowed to continue constitutes a separate offence.

READ A FIRST TIME THIS 1ST DAY OF OCTOBER, 2007.

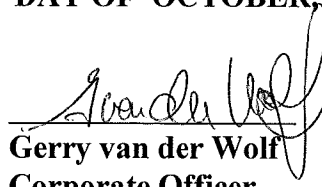
READ A SECOND TIME THIS 1ST DAY OF OCTOBER, 2007.

READ A THIRD TIME THIS 1ST DAY OF OCTOBER, 2007.

RECONSIDERED AND ADOPTED THIS 15th DAY OF OCTOBER, 2007.

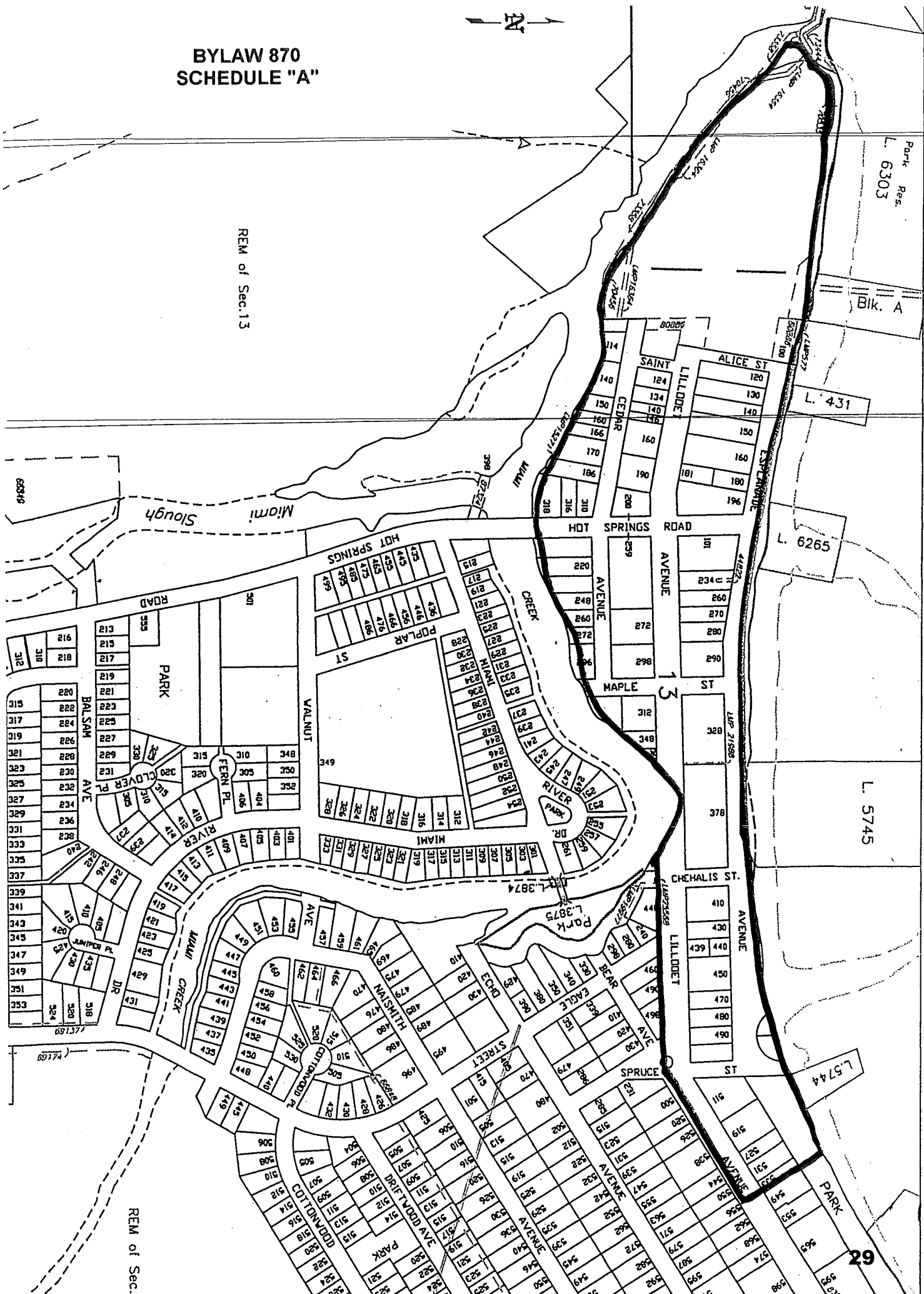
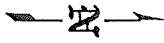


Leo Facio
Mayor



Gerry van der Wolf
Corporate Officer

BYLAW 870
SCHEDULE "A"



REM of Sec.13

REM of Sec.



VILLAGE OF HARRISON HOT SPRINGS
BYLAW NO. 1217, 2025

**A bylaw to repeal the Village of Harrison Hot Springs “Littering, Dumping and Snow
Bylaw No. 870, 2007”**

WHEREAS the Mayor and Council of the Village of Harrison Hot Springs has deemed it advisable to repeal the Village of Harrison Hot Springs “Littering, Dumping and Snow Bylaw No.870, 2007” as adopted October 15, 2007;

NOW THEREFORE in open meeting assembled, the Mayor and Council of the Village of Harrison Hot Springs enacts as follows:

CITATION

1. This Bylaw may be cited for all purposes as the "Village of Harrison Hot Springs Littering, Dumping and Snow Repeal Bylaw No. 1217, 2025".

REPEAL CLAUSE

2. “Littering, Dumping and Snow Bylaw No. 870, 2007”, and all amendments thereto, in their entirety are hereby repealed, as of the date of this Bylaw’s adoption.

READ A FIRST TIME THIS ___ DAY OF _____ 2025.

READ A SECOND TIME THIS ___ DAY OF _____ 2025.

READ A THIRD TIME THIS ___ DAY OF _____ 2025.

ADOPTED THIS _____ DAY OF _____ 2025.

Fred Talen
Mayor

Amanda Graham
Corporate Officer

File No: 3900-02
Date: January 13, 2025

To: Mayor and Council
From: Amanda Graham, Corporate Officer
Subject: Noise Bylaw No.1218, 2025

RECOMMENDATIONS

THAT Noise Bylaw No.1218, 2025 be introduced and given first reading; and

THAT Noise Bylaw No.1218, 2025 be given second and third readings.

SUMMARY

To present a new Noise Bylaw for Council's consideration.

BACKGROUND

At the February 5, 2024 Regular Council Meeting, the Bylaw Enforcement Officer presented the 2023 Annual Bylaw Enforcement Report. Council resolved to direct staff to implement all the recommendations contained in the report. One of the recommendations was to amend Noise Bylaw No. 474, 1987 with a more precise time in which noise can be made late in the evenings and on weekends.

DISCUSSION

While reviewing Noise Bylaw No. 474, 1987, it was determined that the generality of section 3 does not require additional parameters surrounding noise on evenings and weekends. However, no fine exists for this section in Bylaw Notice Enforcement Bylaw No. 855, 2006 which creates an enforcement challenge, as no violation tickets may be issued for section 3. Amendments to the Bylaw Notice Enforcement Bylaw would adequately address concerns from bylaw enforcement by allowing officers to issue a violation ticket for noises that disturb the peace.

Despite this, other amendments to the noise bylaw are required. Attached to this report is a draft copy of a new Noise Bylaw No. 1218, 2025. Some of the changes in this bylaw as compared to the current one include:

- Updated preamble citing the correct legal authority
- Removed the definition of "all-terrain vehicle", as this is covered by the definition of "vehicle"
- Corrected references to zones as set out in Zoning Bylaw No. 1115, 2017 where the previous bylaw referred to zones that no longer exist

- Definitions for “construction noise”, “continuous noise”, “noise” and “power equipment” added
- Clarified language regarding the timeframe for noise from parties or gatherings, and construction hours
- Removed language regarding noise adjacent to a courthouse or hospital as those amenities do not exist in the Village and the generality of section 3 addresses this matter
- Simplified noise exemption permit provisions and allowed for a fee to be added for this under Miscellaneous Fee Bylaw No. 1049, 2014
- Included provisions for the licensee to notify surrounding properties within a 30-metre radius of the noise exemption permit at least 48 hours in advance
- Enforceable by Bylaw Notice Enforcement Bylaw as opposed to Offence Act proceedings
- Added a repeal of Bylaw No. 474

Many other local governments allow construction noise starting at 7:00 a.m., however, the Village often receives bylaw complaints about construction noise starting before 8:00 a.m., so staff are not recommending that the start time be altered.

If the new Noise Bylaw is adopted, subsequent amendments to the Bylaw Notice Enforcement Bylaw No. 855, 2006 would be required and a separate report and amendment bylaw would be prepared for Council’s consideration at a future meeting.

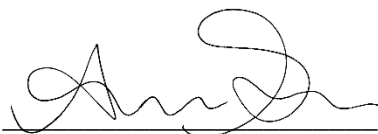
FINANCIAL CONSIDERATIONS

There are no financial considerations associated with this report. If adopted, updates to Miscellaneous Fee Bylaw No. 1049, 2014 would be forthcoming to include a fee for obtaining a Noise Exemption Permit.

POLICY CONSIDERATIONS

There are no policy considerations associated with this report.

Respectfully submitted:



Amanda Graham
Corporate Officer

Reviewed by:



Tyson Koch
Chief Administrative Officer

Attachments (2):
1. Abatement and Control of Noise Bylaw No. 474, 1987
2. Draft Noise Bylaw No. 1218, 2025

THE CORPORATION OF THE VILLAGE OF HARRISON HOT SPRINGS
BYLAW NO. 474

Being a bylaw to provide for the abatement and control
Of noise within the Village of Harrison Hot Springs

WHEREAS it is deemed expedient pursuant to the provisions of Section 932 of the Municipal Act, R.S.B.C. 1979 as amended, to regulate the making or causing of noises or sounds in the Village of Harrison Hot Springs which disturb, tend to disturb or are liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood, or of persons in the vicinity;

NOW THEREFORE the Council of the Corporation of the Village of Harrison Hot Springs in open meeting assembled, hereby ENACTS AS FOLLOWS:

Citation

1. This Bylaw shall be known and cited for all purposes as "Abatement and Control of Noise Bylaw No. 474, 1987".

Definitions

2. In this Bylaw, unless the context otherwise requires:

"all-terrain vehicle" includes but is not restricted to snowmobiles, dirt bikes, mini-bikes, track vehicles, and any motorized two-, three-, four-, or six wheeled vehicles designed for recreational operation upon any ground surfaces;

"Commercial Zone" means

a commercial zone as defined and expressed pursuant to the operative Village of Harrison Hot Springs Zoning Bylaw;

"Industrial Zone" means

an industrial zone as defined and expressed pursuant to the operative Village of Harrison Hot Springs Zoning Bylaw;

"Residential Zone" means

an residential zone as defined and expressed pursuant to the operative Village of Harrison Hot Springs Zoning Bylaw;

"Person" includes

a company, corporation, partnership, firm, association, society, or party, and the heirs, executors, administrators, or other legal representatives of such person or whom the context can apply according to law;

"Vehicle" includes motor vehicles as defined in the Motor Vehicle Act, but is not restricted to automobiles, trucks, motorcycles, buses, and all-terrain vehicles.

Prohibited Noise

3. It shall be unlawful for any person or persons or the owner or occupier of any premises or of any real property or any person in charge thereof, to make or cause to be made or to allow or suffer to be made any noise or sound which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity or of individuals or of the public.
4. Without limiting the generality of the prohibition contained in Section 3 hereof, the following conduct is specifically prohibited within the boundaries of the Village of Harrison Hot Springs:
 - (a) The playing of any radio, phonograph, television, receiving set, musical instrument, sound device or sound amplification device in such manner or with such a volume as to disturb the quiet, peace rest, enjoyment or comfort of the neighbourhood or of persons in the vicinity;
 - (b) The owning, keeping or harbouring of any animal, bird, or fowl which by its cries unduly disturbs the peace, quiet, rest, enjoyment or comfort of the surrounding neighbourhood or the public at large;
 - (c) The operation of any power lawn mower or power saw between the hours of 10:00 P.M. and 8:00 A.M.
 - (d) The discharging into the open air of the exhaust of any stationary internal combustion engine, motor vehicle engine including a motorcycle engine, automobile engine, *water craft engine (AB #701)* or other engine except through a muffler or other device which effectively prevents excessive noise therefrom;
 - (e) The sounding of a horn or other signalling device upon an automobile, motorcycle, bus or other vehicle in motion except as a danger or warning signal;
 - (f) The creation of any excessive noise on any street, highway or lane adjacent to any school, institution of learning, church or court while the same are in session or adjacent to any hospital at any time;
 - (g) The loading or unloading of any truck, wagon, or automobile in or upon any public or private place or premises in such a manner as to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity;

- (h) The continuous running of any stationary motor vehicle in any residential zone within the Village so as to disturb the peace, quiet, rest or enjoyment of the neighbourhood;
 - (i) The erecting, demolishing, constructing re-constructing, altering, or repairing of any building in any residential zone or commercial zone within the boundaries of the Village or the excavating of any street, highway or lane in any residential zone or commercial zone during the whole of every Sunday and on weekdays including Saturdays between the hours of ten o'clock in the afternoon and eight o'clock in the forenoon except where a written permit from the Village Clerk has been first obtained, which permit shall be limited as to time during which the work so permitted may be performed.
5. It shall be lawful for the Village clerk upon application therefor, to give permits to such persons, groups or organizations as he shall determine for the holding of public parades, carnivals, concerts, displays and other events notwithstanding that but for such permit the activities so permitted would be unlawful under this bylaw and such permits shall be limited as to time and place for such permitted conduct. A Variance Permit shall be attached hereto as Schedule "A" and shall form part of this bylaw.

Exceptions

6. The provisions of this bylaw shall not apply to or be enforced against:
- (a) any vehicle or workman of the Village of Harrison Hot Springs while engaged upon necessary public business;
 - (b) any motor vehicle under the control of the Fire Department while responding to a fire alarm or to any police officer or constable in the discharge of his duty or to any licensed ambulance or to the use of any siren or other warning instrument by the Fire or Police Department or in connection with the operation of an ambulance;
 - (c) any necessary noise associated with the normal business of an operation located in an Industrial Zone within the Village;
 - (d) the playing of dance music in any regularly licensed dance hall between the hours of eight o'clock in the afternoon and two o'clock in the forenoon of the following day;
 - (e) any activity covered by any permit given therefor by the Clerk of the Village of Harrison Hot Springs.

Penalties

7. 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 or in violation of any of the provisions of this bylaw, or who neglect to do or refrains from doing anything required to be done by any of the provisions of this bylaw shall be deemed to be guilty of an infraction thereof and shall be liable upon summary conviction to a fine not exceeding five hundred dollars (\$500.00).
8. Where regulations contained in this bylaw are at variance with regulations contained in other bylaws of the Village of Harrison Hot Springs, the regulations of this bylaw shall govern.
9. Bylaw No. 311, 220, 199, 181, and 23 are hereby repealed in their entirety.

“Abatement and Control of Noise Bylaw No. 474, 1987” adopted on the 10th day of March, 1987.

Amendment Bylaw No. 701 adopted on the 18th day of November, 1997.

“Sterling W. Parberry”
Mayor

“D.B. Fleming”
Clerk

SCHEDULE "A"

Permit No. _____

THE CORPORATION OF THE VILLAGE OF HARRISON HOT SPRINGS

Abatement and Control of Noise
By-law No. 474, 1987

Variance Permit

Subject to Section 4(i) and 5 of By-law No. 474, exemption is hereby granted to

_____ from the provisions of Bylaw No. 474
(Name)

from _____ a.m. to _____ p.m. on _____ at
(Dates)

_____ for the purpose of
(General Location)

(Purpose)

Dated at _____ this _____ day of _____, 19 ____.

CLERK

A bylaw to provide for the abatement and control of noise

WHEREAS section 8(3)(h) of the *Community Charter* authorizes local governments to, by bylaw, regulate, prohibit and impose requirements in relation to the protection and enhancement of the well-being of its community in relation to the matters referred to in section 64;

AND WHEREAS section 64(b) of the *Community Charter* authorizes local governments to exercise their authority under section 8(3)(h) in relation to noise, vibration or any other matter that is liable to disturb the quiet, peace, rest, enjoyment, comfort or convenience of individuals or the public;

NOW THEREFORE in open meeting assembled, the Mayor and Council of the Village of Harrison Hot Springs enacts as follows:

1. CITATION

This Bylaw shall be cited as the Village of Harrison Hot Springs “Noise Bylaw No. 1218, 2025”.

2. DEFINITIONS

For the purposes of this bylaw:

“CAO” means the Village’s Chief Administrative Officer or their designate

“Commercial Zone” means a commercial zone as defined and expressed pursuant to the Village of Harrison Hot Springs Zoning Bylaw No. 1115, 2017 as amended from time to time

“Construction Noise” includes the erection, alteration, repair, relocation, dismantling, demolition and removal of a building, structural maintenance, painting, land clearing, earth moving, grading, excavating, the laying of pipe and conduit (whether above or below ground level), street building, concreting and the installation, alteration or removal of construction equipment, components and materials in any form or for any purpose, and includes any work being done in connection therewith

“Continuous Sound” means any Noise that takes place for more than three minutes in a fifteen minute period

"Noise" includes any continuous or non-continuous sound which disturbs or tends to disturb the peace, quiet, rest, enjoyment, comfort or convenience of the neighbourhood in which such sound is received, or, of any reasonable person in the vicinity of the source of such sound who receives such sound

"Power Equipment" means any equipment or machinery used in lawn and garden care or in building and property maintenance, and includes but is not limited to leaf blowers, edge trimmers, line trimmers, rototillers, lawnmowers, pressure washers, carpet cleaning equipment, and hand-operated power tools

"Residential Zone" means a residential zone as defined and expressed pursuant to the Village of Harrison Hot Springs Zoning Bylaw No. 1115, 2017

"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

"Village" means the Village of Harrison Hot Springs

3. GENERAL REGULATION

It shall be unlawful for any person or persons or the owner or occupier of any premises or of any real property or any person in charge thereof, to make or cause to be made or to allow or suffer to be made any Noise or sound which disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity or of individuals or of the public.

4. PROHIBITION

Without limiting the generality of section 3, the following conduct is specifically prohibited within the boundaries of the Village of Harrison Hot Springs:

- (a) The use of any radio, television, receiving set, musical instrument, megaphone, microphone or other sound amplification device, shouting, clamouring, banging or making similarly disruptive sounds, whether produced outdoors or from within a premises that can be heard outside before 8:00 a.m. or after 10:00 p.m.
- (b) The owning, keeping or harbouring of any animal, bird, or fowl which by its cries unduly disturbs the peace, quiet, rest, enjoyment or comfort of the surrounding neighbourhood or the public at large;
- (c) The operation of any power lawn mower or power equipment before 8:00 a.m. or after 10:00 p.m.
- (d) The discharging into the open air of the exhaust of any stationary internal combustion engine, motor vehicle engine including a motorcycle engine, automobile engine, watercraft engine or other engine except through a muffler or other device which effectively prevents excessive noise therefrom;

- (e) The sounding of a horn or other signalling device upon an automobile, motorcycle, bus or other vehicle in motion except as a danger or warning signal;
- (f) The creation of any excessive Noise on any street, highway or lane adjacent to any school, institution of learning, or church while the same are in session;
- (g) The loading or unloading of any truck, wagon, or automobile in or upon any public or private place or premises in such a manner as to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood or of persons in the vicinity;
- (h) The continuous running of any stationary vehicle in any residential zone within the Village so as to disturb the peace, quiet, rest or enjoyment of the neighbourhood;
- (i) Construction Noise at any time on Sundays or on any day from Monday to Saturday before 8:00 a.m. or after 10:00 p.m.

5. NOISE EXEMPTION PERMIT

- (a) Where it is impossible or impractical to comply with this section, a person may, on the form and in the manner specified by the CAO, apply for a Noise Exemption Permit subject to any application fees as set out in Miscellaneous Fee Bylaw No. 1049, 2014 as amended from time to time.
- (b) If a Noise Exemption Permit is granted, the applicant must notify in writing all owners and occupiers within a 30 metre radius at least 48 hours in advance of the start of the exemption period. The notice must include the times, dates, location and general description of the activity subject to a Noise Exemption Permit.

6. EXCEPTIONS

The provisions of this bylaw shall not apply to or be enforced against:

- (a) any vehicle or employee of the Village of Harrison Hot Springs while engaged in necessary public business;
- (b) any emergency response vehicle and the use of sirens or other warning instruments under the control of the Fire Department, a Peace Officer or Emergency Health Services personnel; or
- (c) any activity covered by any permit granted by the Village of Harrison Hot Springs.

7. PENALTIES

- (a) This Bylaw is designated under the provisions of Section 260 of the *Community Charter* as a Bylaw that may be enforced by means of a ticket issued under the provisions of the Bylaw Notice Enforcement Bylaw.
- (b) 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 or in violation of any of the provisions of this bylaw, or who neglects to do or refrains from doing anything required to be done by any of the provisions of this bylaw shall be deemed to be guilty of an offence under the Bylaw Notice Enforcement Bylaw.

8. SEVERABILITY

If any provision of this bylaw is found to be invalid by a court of competent jurisdiction, that provision may be severed from the bylaw without affecting the validity of the remainder of the bylaw.

8. REPEAL

Village of Harrison Hot Springs Abatement and Control of Noise Bylaw No. 474, 1987 and all amendments thereto are hereby repealed in their entirety.

READ A FIRST TIME THIS ____ DAY OF _____, 2025

READ A SECOND THIS ____ DAY OF _____, 2025

READ A THIRD TIME THIS ____ DAY OF _____, 2025

ADOPTED THIS ____ DAY OF _____, 2025

Fred Talen
Mayor

Amanda Graham
Corporate Officer