

TOWN OF MORINVILLE  
PROVINCE OF ALBERTA

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**TOWN OF MORINVILLE  
VANDALISM BYLAW NO. 21/2008**

A BYLAW OF THE TOWN OF MORINVILLE, IN THE PROVINCE OF ALBERTA, TO REGULATE AND CONTROL VANDALISM WITHIN THE TOWN.

**WHEREAS**, the Municipal Government Act gives the Municipalities the power to enact Bylaws and impose fines and penalties for infractions of their Bylaws;

**WHEREAS**, the Council of the Town of Morinville is of the opinion that it would be in the best interests of residents of the Town that a bylaw be passed to impose fines and penalties to any person responsible for damages to Town property;

**NOW THEREFORE**, the Municipal Council of the Town of Morinville, Alberta, duly assembled, hereby enacts as follows.

**PART 1: DEFINITIONS**

**Section 101**

This bylaw may be cited as the “Vandalism Bylaw.”

**Section 102**

In this bylaw, except where otherwise defined;

- 1.1 **“CAO”** means the Chief Administrative Officer of the Town of Morinville, Alberta, or the Director(s) or Department(s) designated by the Chief Administrative Officer to implement this bylaw.
- 2.1 **“COUNCIL”** means the municipal council of the Town of Morinville, Alberta.
- 3.1 **“FACILITY”** means any Town operated venue that is available for public use or rental.
- 4.1 **“PARK”** means
  - 4.1.1 any development specifically designed or reserved for the general public for active or passive recreational use and includes all natural and man-made landscaping, facilities, buildings, playing fields, and other structures consistent with the general purposes of public parkland, whether or not such recreational facilities are publicly operated or operated by other entities pursuant to arrangements with the public authority owning the Park;
  - 4.1.2 any land acquired by the Town as a municipal reserve and/or school reserve, public utility lots, or environmental reserve as defined in the Planning Act;
  - 4.1.3 any land designated by Council as a Park or recreational area for the purposes of this bylaw;
  - 4.1.4 any land developed or designated by the Town as a trail system, including pathways other than sidewalks.

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- 5.1 **“TOWN”** means the Town of Morinville, Alberta.
- 6.1 **“VANDALISM”** means the malicious, wilful, and deliberate destruction, damage, or defacing of property.

**PART II: PROVISIONS AND INFRACTIONS**

**Section 201 GENERAL**

No form of vandalism is acceptable in or on Town facilities, parks, and other property.

**PART III: POWERS OF THE CAO**

**Section 301 PENALTY PROVISIONS**

- 1.1. Any person found in contravention to this bylaw is subject to disciplinary action and financial penalties provided for in this bylaw. All penalties and disciplinary actions are subject to the discretion of the CAO.
- 1.2. Persons suspended due to vandalism will not have their privileges reinstated until the cost of repairs is paid to the Town.
- 1.3. Penalties and disciplinary action will occur in the following stages:
- 1.3.1. **Minor or First Offences** – Penalty will include a letter of reprimand and an invoice for the cost of repairs (the total costs of materials, labour, lost revenue, and a 20% overhead fee);
- 1.3.2. **More Serious and/or Repeat Offences** – Penalty will include a letter of reprimand, an invoice for double the cost of repairs (the total costs of materials, labour, lost revenue, and a 20% overhead fee), and a suspension and ban from all Town parks and facilities for a period of up to 30 days;
- 1.3.3. **Serious and/or Repeat Offences** - Penalty will include a letter of reprimand, an invoice for triple the cost of repairs (the total costs of materials, labour, lost revenue, and a 20% overhead fee), and a suspension and ban from all Town parks and facilities for a period of up to 24 months.
- 1.4. Suspensions and bans of longer than 12 months may be appealed to Council. Any such appeals will require the offender to appear in person.

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**Section 302 SEVERABILITY**

If any Section or parts of this bylaw are found in any court of law to be illegal or beyond the power of Council to enact, such Section or parts shall be deemed to be severable and all other Section or parts of this bylaw shall be deemed to be separate and independent there from and to be enacted as such.

That Bylaw 28/2002 is hereby rescinded.

THIS Bylaw shall take effect on the day of final passing thereof.

READ a first time the 10<sup>th</sup> day of June, 2008

READ a second time the 10<sup>th</sup> day of June, 2008

READ a third time and finally passed the 10<sup>th</sup> day of June, 2008

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R. Lloyd Bertschi  
Mayor

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Milad Asdaghi  
CAO