



CITY OF PRINCE RUPERT

**NUISANCE PROHIBITION BYLAW NO. 2709, 1990  
(WITH AMENDMENTS TO SEPTEMBER 26, 1994)**

**Consolidated for Convenience Only**

This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws of this subject.

**CITY OF PRINCE RUPERT**

**BYLAW NO. 2709**

**A BYLAW TO PREVENT, ABATE AND PROHIBIT NUISANCES AND TO PROHIBIT UNSIGHTLY PROPERTY PURSUANT TO THE MUNICIPAL ACT (R.S.B.C. 1979, CHAPTER 290).**

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**WHEREAS** the Council deems it necessary and expedient to provide regulations to prevent, abate and prohibit nuisances and to prohibit unsightly property;

**NOW THEREFORE** the Council of City of Prince Rupert in open meeting assembled ENACTS as follows:

1. No person shall create or cause a nuisance in the City of Prince Rupert.
2. No owner or occupier of real property shall permit a nuisance to be caused or to exist on that property.
3. No person shall place graffiti on walls, fences, or elsewhere on or adjacent to a public place.
4. No owner or occupier of real property shall allow that property to become or remain unsightly.
5. The owners or occupiers of real property, or their agents, shall remove from it unsightly accumulations of filth, discarded materials, rubbish or graffiti.

**Bylaw 2910**

6. If any person fails to abate a nuisance as required by this bylaw, the City may by its officers, employees or contractors take all reasonable steps to abate the nuisance and may recover the cost of abatement from the person causing the nuisance or from the owner or occupier of real property on which the nuisance is located, and may recover such costs in accordance with Section 299 of the Municipal Act, R.S.B.C. 1979, c. 290 or by action in a court of competent jurisdiction.

**Bylaw 2910**

7. Where a person fails to comply with the requirement for removal under Section 5 of this Bylaw, the City, by its employees or other persons, at reasonable times and in a reasonable manner, may enter on the property and effect the removal at the expense of the person who has failed to comply, in accordance with Section 299 of the Municipal Act, R.S.B.C. 1979, C. 290.
8. Where the person at whose expense removal is carried out under Section 7 does not pay the costs of removal to the City on or before December 31 in the year that the removal was done, the cost shall be added to and form part of the taxes payable on the property as taxes in arrear.

9. To the extent necessary to give effect to this Bylaw all appointed officers and building inspections of the City and persons acting upon their direction are authorized to enter, at all reasonable times, upon any property subject to the regulations of the Council, in order to ascertain whether such regulations or directions are being obeyed.
10. No person shall in any way interfere with, resist or wilfully obstruct any person authorized to carry out any duty pursuant to the provisions of this Bylaw.
11. Any person who violates any provision of this Bylaw commits an offence punishable upon summary conviction.
12. Any person convicted of an offence under this Bylaw shall be liable upon summary conviction to a fine of not less than \$75.00 and not more than \$2,000.00, to imprisonment for a period not greater than six months, or to both.
13. Each day that an offence continues shall constitute a separate offence.
14. "Nuisance Prohibition By-Law No. 2046, 1975"as amended, is hereby repealed.
15. This Bylaw may be cited as "Nuisance Prohibition BYLAW No. 2709, 1990".

**Bylaw 2783**

READ A FIRST TIME this 12th day of February, A.D. 1990.

READ A SECOND TIME this 12th day of February, A.D. 1990.

READ A THIRD TIME this 12th day of February, A.D. 1990.

RECONSIDERED AND FINALLY ADOPTED, this 23rd day of April, A.D. 1990.

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MAYOR

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CITY CLERK

Amendments to Nuisance Prohibition Bylaw No. 2709

Amended By

Bylaw No. 2783

Bylaw No. 2910

Finally Adopted:

April 13, 1992

September 22, 1994