
SKATEBOARDING BYLAW

Be it enacted, by the Council of the Town of Wolfville under the authority of Section 172 of the Municipal Government Act, as amended:

1 Title

This bylaw shall be titled and referred to as the 'Skateboarding Bylaw'.

2 Background

Section 172 of The Municipal Government Act gives Council the authority to establish by-laws. Section 172(b) and 172(d) allow by-laws to be created for the health, wellbeing, safety, and protection of persons, and that regulate activities in a public place. The purpose of this bylaw is to provide for the safety of pedestrians in the Town of Wolfville by controlling the use of skateboards and scooters in certain high traffic pedestrian areas.

3 Definitions

In this Bylaw:

- (1) "Bylaw Enforcement Officer" means a person appointed by the Chief Administrative Officer who is a Special Constable or Bylaw Enforcement Officer pursuant to the Police Act or similar legislation and empowered by such appointment to enforce this By-law.
- (2) "Prohibited Area 1" is that section of Main Street including all sidewalks bounded at the East by the South East corner of the building at 344 Main Street, and the North East corner of Firefighters Square, and bounded to the West by Highland Avenue and the South West corner of the building at 472 Main Street.

The "Prohibited Area 1" shall include 25 feet of any sidewalk or any street that intersects the prohibited area.
- (3) "Prohibited Area 2" is that section of Elm Avenue including all sidewalks bounded at the South by Main Street, and bounded at the North by the access road to the Wolfville Curling Club.

(See Appendix A, map with prohibited areas indicated)
- (4) "Sidewalk" means any public path, lane, walkway or other area designated for pedestrian travel or use.

- (5) "Scooter" means a device consisting of a long foot board between two small end wheels, controlled by an upright steering handle attached to the front wheel.
- (6) "Skateboard" means a board constructed of any material which has affixed thereto rollers or wheels designed to be mounted and operated by any individual or individuals.
- (7) "Town" means the Town of Wolfville.
- (8) "Town Police Officer" means any member of a Municipal, Provincial or Federal law enforcement agency that is contracted to provide police services to the Town.

4 Enforcement

The ByLaw Enforcement Officer, Town Police Officer or any other person so appointed by the Chief Administrative Officer may enforce this Bylaw.

5 Offence

- (1) No person shall:
 - (a) use or operate a skateboard, or scooter, on the section of Main Street identified as "Prohibited Area 1";
 - (b) use or operate a skateboard, or scooter, on the section of Elm Avenue identified as "Prohibited Area 2";
 - (c) use or operate a skateboard, or scooter, on any street or sidewalk in the Town, or on any property in the Town, in a manner that causes harm, injury, or distress to any other person or damage to property.
- (2) Where an offence is committed contrary to the provisions of this Bylaw, and that offence continues beyond 12:00 midnight on the day it was committed, each subsequent day the offence continues shall be deemed to be a separate offence.

6 Penalties

- (1) Any person who contravenes any provision of this Bylaw is punishable on summary conviction by a fine of not less than \$50 and not more than \$500 and to imprisonment of not more than 30 days in default of payment thereof.

(2) Staff shall apply to the Governor in Council pursuant to the *Summary Proceedings Act*, R.S.N.S. 1989, c.450, as amended, to have the offences under this Bylaw designated by the *Summary Offence Ticket Regulations* to permit the use of summary offence tickets for prosecuting such offences in appropriate circumstances.

7 REPEAL

The Skateboarding Bylaw passed by Town Council on 15th January 2001 is repealed.

FIRST READING: June 4, 2013

SECOND READING: July 9, 2013

CERTIFICATE

I, Michael MacLean, Town Clerk of the Town of Wolfville, do hereby certify that the Bylaw of which the foregoing is a true copy was duly passed at a duly called meeting of the Town Council of the Town of Wolfville held on the 9th day of July, 2013.

Notice of the said Bylaw passing was published in ***THE ADVERTISER***, a newspaper circulating in the said Town on the 23rd day of July 2013.

Given under the hand of the Town Clerk and the corporate seal of the Town of Wolfville this 13th day of August, 2013,



MICHAEL MACLEAN
Town Clerk

Appendix A

