

**CITY OF MARTENSVILLE
THE GENERAL PENALTY & ENFORCEMENT BYLAW
BYLAW NO. 22-2013**

**A BYLAW TO ESTABLISH PENALITIES AND ENFORCEMENT PROCEDURES
FOR CONTRAVENTION OF BYLAWS AND ORDERS OF THE CITY OF
MARTENSVILLE.**

The Council of the City of Martensville in the Province of Saskatchewan, pursuant to Section 8 and 338 of *The Cities Act* enacts as follows:

1. This Bylaw shall be cited as the “The General Penalty & Enforcement Bylaw”.
2. The penalties and enforcement procedures in the Bylaw shall apply with respect to contraventions of any bylaw of the City of Martensville, unless a different penalty or procedure is otherwise specified in another bylaw.

GENERAL PENALTY

3. Every person who contravenes any provision of a Bylaw of the City of Martensville is guilty of an offence and liable on summary conviction.
 - a) In the case of an individual to a fine not exceeding \$10,000 and, in the case of a continuing offence, to a further fine not exceeding \$2,500 for each day during which the offence continues;
 - b) In the case of a corporation to a fine not exceeding \$25,000 and, in the case of a continuing offence, to a further fine not exceeding \$2,500 for each day during which the offence continues.

PENALTIES IN ADDITION TO FINES

4. If a person is found guilty of an offence against any bylaw of the City of Martensville, the court may, in addition to a fine, impose an additional penalty so long as the penalty relates to a fee, cost, rate, toll or charge that is associated with the conduct that gives rise to the offence.

ORDER FOR COMPLIANCE

5.
 - (1) If a person is found guilty of an offence against any Bylaw of the City of Martensville, the court may, in addition to any other penalty imposed, order the person to comply with the bylaw or a license, permit or other authorization issued under the bylaw, or a term or condition of any of them.
 - (2) A person to whom an order is made pursuant to subsection (1) who fails to comply with that order within the time specified by the court is guilty of an offence and liable on summary conviction:

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- a) in the case of an individual, to a fine not exceeding \$10,000 and, in the case of a continuing offence, to a further fine not exceeding \$2,500 for each day during which the non-compliance continues;
- b) in the case of a corporation, to a fine not exceeding \$25,000 and, in the case of a continuing offence, to a further fine not exceeding \$2,500 for each day during which the non-compliance continues.

INSPECTIONS

- 6. (1) The inspection of property by a bylaw inspector or any person appointed on their behalf, to determine if a bylaw is being complied with is hereby authorized for all bylaws of the City of Martensville.
- (2) Every inspection shall be carried out in accordance with the provisions of *The Cities Act*.

OBSTRUCTION, TAMPERING PROHIBITED

- 7. (1) No person shall obstruct a Bylaw Inspector or any person appointed on their behalf, who is authorized to conduct an inspection pursuant to section 6.
- (2) Every person who contravenes subsection (1) is guilty of an offence and liable on summary conviction to the penalties prescribed in this Bylaw.

BYLAW 13/84

- 8. The General Penalty Bylaw, 13/84 is hereby repealed.

COMING INTO FORCE

- 9. This Bylaw shall come into force on the day of its final passing.

Read a first time this 15th day of October, 2013.
Read a second time this 15th day of October, 2013.
Read a third time this 15th day of October, 2013.

MAYOR

CITY CLERK