

TOWN OF CRESTON
BYLAW 1477

A bylaw to regulate special events held in the Town of Creston.

WHEREAS the Municipal Act provides that Council may, by bylaw, regulate special events held in a municipality;

NOW THEREFORE the Council of the Town of Creston, in open meeting assembled, enacts as follows:

1. Title

This bylaw may be cited as "Special Events Bylaw 1477".

2. Definitions

In this bylaw:

"*Applicant*" means an applicant for a permit and the holder of the issued permit;

"*Town*" means all parts of the Town of Creston contained within the boundaries of the Town;

"*Council*" means the Council of the Town of Creston;

"*Permit*" means a special event permit issued under this bylaw in the form set out in Schedule "A" to this bylaw;

"*RCMP*" means the Royal Canadian Mounted Police;

"*Site*" means the private lands described in a permit, on which a special event is to be held;
and

"*Special Event*" means any event or gathering at which the attendance is likely to exceed 500 persons.

3. Application of Bylaw

Notwithstanding the provisions contained in this bylaw, this bylaw does not apply to any premise:

- .1 which is licensed by the Provincial Government or other Governmental Agency, other than the Town of Creston, having the jurisdiction to do so;
- .2 held by the Town.

4. Permit Required

No special event may be held or be permitted to be held in the Town unless a permit for that special event has been obtained as provided in this bylaw.

5. Obtaining a Permit

The registered owner or the occupier of land on which a special event is to be held must obtain a permit for that special event. An application for a permit must be made at least forty-five (45) days before the date on which the special event is to be held or begin. An application for a permit must be made in the form set out in Schedule "A" to this bylaw. The application must be accompanied by:

- .1 the written consent of the registered owner of the land where the special event is to be held, if it is to be held by someone other than the registered owner of the land;
- .2 a document in which the Medical Health Officer (as that term is defined in the Health Act), for the place in which the special event is to be held, has expressed satisfaction that sufficient arrangements have been made for the following facilities and services for the special event, as applicable:
 - (a) drinkable water supply,
 - (b) toilet facilities,

- (c) waste collection and removal facilities, and
 - (d) food and drink storage, dispensing, preparation and use.
- .3 a document in which the Officer in charge of the Creston detachment of the R.C.M.P. has expressed satisfaction that sufficient arrangements have been made for the following, as applicable:
- (a) policing and other necessary security on and around the site,
 - (b) traffic control on and around the site,
 - (c) provision of a police and security command post, as deemed necessary; and
 - (d) sets out the estimated cost of providing policing for the special event.
- .4 a document in which the Fire Inspector or local assistant, as those terms are defined in the Fire Services Act, having jurisdiction for the site expressed satisfaction that the site conditions and all buildings and other structures on the site comply with applicable fire safety enactments,
- .5 security of policing and other costs required under Sections 6 or 7, and
- .6 a document setting out in reasonable detail, that arrangements have been made for first aid care and facilities for the special event.

6. Security of Policing Costs

A permit may not be issued until the applicant has delivered to the Town the estimated amount of policing costs, established as provided for in Section 5.5. The amount must be delivered in cash or by certified cheque. The amount is to be used by the Town to pay the RCMP or other police force having jurisdiction, or both, of the costs incurred in policing the special event. The Town may pay its actual costs from the amount deposited under this section to the RCMP or other police force after the special event. Payment of the amount does not affect the applicant's obligation to pay all those costs. If the policing costs exceed the amount deposited under this section, the excess of the actual costs must be paid at once by the Applicant to the RCMP or other police force having jurisdiction, or both. If the policing costs, as certified by the RCMP or other police force having jurisdiction, or both, are less than the amount paid to the Town under this section, the Town must refund the remaining amount as soon as is practical. No interest is payable on any amount paid to the Town under this section.

7. Responsibility for Costs

The applicant is responsible for all costs incurred or connected with the special event, including the cost of providing policing for the special event and for cleaning up the site after the special event. Without affecting Section 6, the Town may require, as a condition of issuance of a permit, that the applicant deliver to the Town security for costs to clean up the site after the special event.

8. Offence

It is an offence punishable under the Offence Act:

- .1 for any person to hold a special event, or to permit a special event to be held, without a permit on land of which they are registered owner or the occupier, or
- .2. for any person to hold a special event without a permit.

9. Effective Date

This bylaw shall come into full force and effect upon adoption.

READ A FIRST AND SECOND TIME this 8th day of June, 1999.

READ A THIRD TIME this 8th day of June, 1999.

ADOPTED this 15th day of June, 1999.

“Lela Irvine”
Mayor

“Wm. F. Hutchinson”
Clerk

Town of Creston

SPECIAL EVENTS PERMIT APPLICATION FORM

The Town of Creston Special Events Bylaw 1477 prohibits the holding of a special event on private lands without a permit under that bylaw. This form must be completed fully and submitted to the Town of Creston in order to obtain a special event permit. A permit is considered to contain all provisions of Special Events Bylaw 1477 as permit conditions which must be complied with by you. You contractually agree with the Town of Creston to comply with those conditions by taking out a permit.

1. Name of event applied for: _____
2. Location of event (give street address): _____
3. Nature of event: _____
4. Estimated attendance: _____ Admission Charged: ___yes ___no
5. Date(s) of event: _____
6. Full name and address of applicant:

7. Hours of each day event to be held: _____
8. Describe fully arrangements for the following, as applicable (attach further sheets if necessary):
 - (a) drinkable water supply: _____
 - (b) toilet facilities: _____
 - (c) waste collection and removal facilities: _____
 - (d) food and drink storage, dispensing, preparation and use: _____
 - (e) off-street parking of motor vehicles, as that term is defined in the Highway Act: _____
 - (f) policing and other necessary security on and around the site: _____
 - (g) traffic control on and around the site: _____
 - (h) provision of a police and security command post: _____

Consent of Registered Owner of Land to Holding of a Special Event

The registered owner(s) of the land described above consent to the holding of the above special event:

Registered Owner

Witness

Registered Owner

Witness

Date: _____

By signing below the applicant agrees to obey Town of Creston Special Events Bylaw 1477, 199 including by being solely responsible to pay all policing, clean up and other costs:

Registered Owner

Witness

Registered Owner

Witness

Date: _____

SPECIAL EVENT PERMIT

1. This document constitutes a Special Event Permit under Town of Creston Special Events Bylaw 1477 when signed below on behalf of the Town of Creston.
2. The above-described Special Event is hereby permitted subject to the terms set forth.

TOWN OF CRESTON

Clerk

Date Permit Issued: _____

Date(s) Permit Valid: _____

Amount Received for Costs: _____