

**CITY OF DELTA
BRITISH COLUMBIA**



**PARKS REGULATION BYLAW
BYLAW NO. 8544, 2025**

A Bylaw to regulate, govern and manage the operation and use of parks and community facilities pursuant to the Community Charter, SBC 2003, c. 26.

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A Bylaw to regulate, govern and manage the operation and use of parks and community facilities pursuant to the *Community Charter*, SBC 2003, c. 26

WHEREAS the Council is empowered under the Community Charter, S.B.C. 2003, to regulate, prohibit and impose requirements in relation to the management, maintenance, improvement, operation, control and use of property held by the City of Delta ("Delta") as park;

WHEREAS Delta holds certain property for pleasure, recreation, or community uses of the public;

NOW THEREFORE the Council of the City of Delta in open meeting assembled, enacts as follows:

PART 1: CITATION

1.0 This bylaw may be cited for all purposes as "**Parks Regulation Bylaw No. 8544, 2025.**"

PART 2: INTERPRETATION

2.0 In this Bylaw, unless the context otherwise requires, each of the following words has the meaning set out below:

- (1) words importing the singular number include the plural and vice versa and words importing the neuter gender include the masculine and the feminine genders;
- (2) headings given to sections are for convenience of reference only and do not form part of this Bylaw;
- (3) unless expressly stated otherwise, a reference to a "section" is a reference to a section in this Bylaw and a reference to a "Part" is a reference to a Part in this Bylaw;
- (4) unless expressly stated otherwise, a reference to an enactment is a reference to an enactment of British Columbia and regulations promulgated thereto, as amended, revised, consolidated or replaced

from time to time, and a reference to a bylaw is a reference to a City bylaw, as amended, revised, consolidated or replaced from time to time; and

- (5) except as otherwise provided for in the applicable *Act (Act)*, the *Community Charter (Charter)* or this Bylaw, reference to a resolution or vote of Council is a reference to a resolution or vote passed by an affirmative vote of a majority of Council Members present and entitled to vote on the matter.

Definitions

2.1 In this Bylaw, unless the context otherwise requires, each of the following words has the meaning set out below: (no numbering for Definitions)

“**Administrator**” means the General Manager of Parks, Recreation & Culture, or their delegate as appointed from time to time.

“**Animal**” means a domesticated animal.

“**Animal Control Bylaw**” means the Delta Community Animal Control Bylaw as amended or replaced from time to time

“**Body of Water**” means includes a fountain, lake, stream, pond, well, spring, ditch, or reservoir located within a park or municipal land.

“**Bylaw Enforcement Officer**” means any person appointed by Delta to enforce its bylaws and includes but is not limited to a Bylaw Inspector, a sworn member of the Delta Police Department, and an Animal Control Officer.

“**Change Room**” means any space in a park or municipal land that is specifically designated for people to use for changing clothes or showering.

“**Chattel**” means a movable item of personal property including, without limitation, a dumpster or container.

“**Commercial Dog Walking**” means the walking of dogs as a business for profit or gain.

“**Council**” means the elected officials forming the council of Delta.

“**Delta**” means means the City of Delta.

“**Designated Parking Space**” means a space on a street, roadway, path or trail, parking lot, or thoroughfare that is specifically designated by Delta for the parking of vehicles.

“**Dog Off-leash Area**” means a space within a park that is designated by sign, authorized by the Administrator, where dog owners or other responsible

persons, as defined in this Bylaw, may allow their dogs to be off-leash for exercise and recreation.

“Firearm” means a rifle, pistol, or shotgun, and includes air guns, air rifles, air pistols, and spring guns, but does not include weapons used for the discharge of blank ammunition in connection with an athletic or sporting event.

“Litter” means any abandoned materials, including paper, plastic, rubber, Styrofoam, glass, metal, tins, containers, food waste, ashes, charcoal, filth, garbage, rubbish, offensive matter or discarded matter of any kind.

“Municipal Permit” means permission in writing, signed by the Administrator or their designate, or approved by Council, issued under this Bylaw, that sanctions a specific use or activity within a park or municipal land.

“Natural Park Feature” means a tree, shrub, herb, flower, grass, turf or plant of any kind and all soil, sand, silt, gravel, rock, mineral, wood, fallen timber or other natural material within a park or municipal land.

“Off-Road Vehicle” means a motorized device and includes any off-road all-terrain vehicle, snowmobile, tracked vehicle, dune buggy, go cart, golf cart, scooter, electric bike, or any similar device, but excludes a motorized wheelchair or medical chair.

“Organized Recreation” means any organized activity for which use of a park or municipal land is pre-planned, or engaged on a regular basis, that may be under municipal permit, and that is an approved activity by the Administrator, and which would limit general public access to that portion of the park or municipal land.

“Organized Sport” means any game or sport which is played by three or more persons who play or practice together regularly as a team in a league or association.

“Overnight Abode” means a transitory, short-term or interim lodging for the purposes of sleeping, staying, dwelling or residing between dusk until dawn.

“Park or Municipal Land” means play areas, play lots, playgrounds, play fields, trails, public squares, walkways, open spaces and other places including recreation or cultural facilities which are owned, possessed or operated by Delta and which are used, reserved or dedicated for public purposes.

“Person in Charge” means any person designated by the Administrator, including Park Attendants, Facility Managers & Supervisors, Lifeguards, Park Superintendents, Bylaw Inspectors, and Police Officers, to monitor, supervise, direct or manage an activity or event within a park or municipal land, or to assist in doing so.

“Pool” means a swimming pool, wading pool, pond, splash, spray or water park located in a park or municipal land.

“Red Painted Line” means a curb side designated for parking of emergency vehicles only.

“Responsible Person” means a person 19 years of age and older.

“Sign or Signage” means a sign or posting that has been authorized by the Administrator.

“Traffic Control Device” means a traffic sign, signal, red painted line or yellow painted line, meter, marking, cone barricade, barrier or any other device, erected or placed under the authority of this Bylaw for the purpose of warning, guiding, regulating, directing, stopping or parking traffic.

“Vehicle” means a device in, upon, or by which, a person or thing is, or maybe, transported or drawn upon a highway or other land surface, but does not include a device designed to be moved by human power or an off-road vehicle as defined in this Bylaw.

“Vessel” means a motorized or non-motorized boat, canoe, dinghy, kayak, zodiac, float house, watercraft, logs, or any structure that floats, or used to float or is used or was used for navigation.

“Washroom” means a space that is equipped with hand washing and toilet facilities.

“Wildlife” means any wild or feral animal, bird, reptile, insect, fish, and marine animal or indigenous creature.

“Yellow Painted Line” means a curb side designated for temporary stopping but does not allow for parked or unattended Vehicles.

- 2.2 Words that are not defined in this Bylaw have the meanings ascribed to them in the *Act* or the *Charter*, as applicable.

Severability

- 2.3 If any portion of this Bylaw is found by a court of competent jurisdiction to be invalid, the invalid portion is to be severed, and the remainder is to remain valid and enforceable.

Paramountcy

- 2.4 To the extent of any inconsistency between the provisions of this Bylaw and the provisions of the *Act* or the *Charter*, the provisions of the *Act* and the *Charter* prevail.

PART 3: ADMINISTRATION

- 3.1 The Administrator is responsible for the administration of this Bylaw.

3.2 The Administrator may:

- (1) establish policies for administration and enforcement of this Bylaw;
- (2) designate areas within a park or municipal land as suitable for parking, dog off-leash areas, change rooms, activities requiring a municipal permit or specific authorization, and cause or direct signs to be placed in those areas for those purposes;
- (3) cause or direct a sign or notice to be placed or posted in a park or municipal land, or any portion or facility thereof to give effect to the provisions of this Bylaw, or any other bylaw of Delta as it may apply to that place or facility;
- (4) require that a person or organization obtains a municipal permit, if the Administrator considers that any event, game, sport or other activity proposed or taking place in a park or municipal land could have a material impact on the ordinary use of a park or municipal land, traffic, the security of property, or the safety or convenience of the public or neighbouring residents or businesses;
- (5) issue or cause to be issued a municipal permit for the purposes of paragraph (4), to impose terms, restrictions and requirements as conditions of issuance, and to modify, extend, suspend, revoke or cancel a municipal permit as the Administrator considers necessary for those purposes or otherwise to ensure compliance with this and other bylaws of Delta, or any enactment of the Metro Vancouver Regional District or the Provincial or Federal government;
- (6) negotiate, enter into and execute a licence agreement for specific access to or uses of a portion of a facility or a park or municipal land, subject to the annual financial plan and any limits or restrictions established by Council; and
- (7) order temporary closure of any park or municipal land where the circumstances so warrant;

3.3 The General Manager of Engineering for Delta may also exercise the authority of the Administrator in subsection 3.2 (7).

PART 4: PARK REGULATIONS

Damage to Parks and Municipal Lands

4.1 Within any park or municipal land, a person must not:

- (1) destroy, damage, deface or remove any natural park feature;
- (2) destroy, damage, deface or remove any building, fence, bench, sign, ornament, or other structure;

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- (3) foul or pollute any pool or body of water;
 - (4) obstruct or impede the flow of any body of water; or
 - (5) deposit any litter of any kind except in receptacles provided for such purpose.
- 4.2 A person who is found responsible for causing or allowing a breach under Section 4.1 that results in damage, injury or loss of any natural park feature, structure, or any fouling or polluting of a pool or body of water, or obstructs or impedes a pool or body of water thereof, in addition to any penalties or fines imposed for a violation of this Bylaw, must compensate Delta for any remedial and restoration costs and expenses incurred by Delta.
- 4.3 Section 4.1 does not apply to a Delta employee or contractor performing their work or contractual obligations on behalf of Delta, or to an employee or contractor acting similarly for the Metro Vancouver Regional District, or the Provincial or Federal government.

Animals and Wildlife

- 4.4 Within any park or municipal land, a person must not:
- (1) allow or suffer any animal under their ownership or custody to feed upon any natural park feature or structure;
 - (2) allow or suffer any dog to run at large except in a designated dog off-leash area;
 - (3) ride, lead or drive a horse except on paths provided for that purpose;
 - (4) molest, disturb, trap, injure, frighten, catch any bird or other wildlife;
 - (5) allow an animal to enter any pool or body of water;
 - (6) allow more than two dogs off-leash in a designated dog off-leash area;
 - (7) allow more than four dogs off-leash in a designated commercial dog walking off-leash area;
 - (8) allow an animal on any sport playing field;
 - (9) feed wildlife; or
 - (10) fish in Rotary, Diefenbaker or Sunstone parks, or as posted by signage.
- 4.5 In accordance with Delta's Animal Control Bylaw, a responsible person may allow their dog, other than a dog which has been designated under that bylaw as an aggressive dog or dangerous dog, to be without a leash within a dog off-leash area.
- 4.6 A person who brings an animal into any park or municipal land, whether or not in a dog off-leash area, must ensure that:

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- (1) the animal is under the immediate care and control of a responsible person, who must take reasonable care to prevent the animal from causing injury or harm to humans, wildlife, other animals, or property; and
- (2) any feces deposited by the animal is immediately removed and disposed of in a sanitary manner.

Use of Parks

4.7 Within a park or municipal land, a person must not:

- (1) engage in any activity in an area where a sign prohibits that activity, unless the person has first obtained a municipal permit or written permission from the Administrator, and then only in accordance with any terms, conditions or restrictions imposed by the municipal permit or Administrator;
- (2) climb, walk, or sit upon any wall, fence, or other structure, or cross, travel, or use any grass plot or land where a sign prohibits such use;
- (3) cause by any activity within the park or municipal land, damage to neighbouring property;
- (4) obstruct the free use and enjoyment of other space in the park or municipal land by any other persons except as expressly authorized by the Administrator or through a municipal permit; or
- (5) engage in any activity on a sports field that is closed by a locked gate or sign.

Swimming Regulations

4.8 When on a beach or within a park or municipal land, a person must not:

- (1) use any device or thing in any pool or beach area:
 - (a) that presents a hazard to personal or public safety or to the security of property; or
 - (b) contrary to the direction of a lifeguard on duty for the purpose of ensuring public safety and security of property in the pool facility or body of water.
- (2) bring or use any underwater spear or shooting device on a beach, pool, or in any body of water; or
- (3) while in a change room or washroom, operate any electronic device recording pictures or recording videos of another person.

Dangerous Activities and Materials

- 4.9 Within a park or municipal land, a person must not, except in an area specifically designated for such an activity by signage or in accordance with a municipal permit:
- (1) discharge any firearm;
 - (2) shoot an arrow from a bow;
 - (3) set off or explode any fireworks or other pyrotechnic or explosive device;
 - (4) light a fire or add fuel to any fire unless authorized in writing by Delta's Fire Chief;
 - (5) play golf or strike a golf ball;
 - (6) throw a javelin or discus; or
 - (7) fly by remote control, any motor driven model airplane, glider, drone or similar device.
- 4.10 Within a park or municipal land, a person must not:
- (1) fail to fully extinguish any lighted match or other burning substance or thing before discarding it;
 - (2) smoke or vape, or in any way act in contravention of Delta Smoking Regulation Bylaw No. 7779 as amended;
 - (3) discharge any human or animal excrement, wastewater, or waste of any kind except in a location specifically provided for the purpose; or
 - (4) place or leave any broken glass, needle, razor or similar sharp object anywhere, including on the ground, in or near a pool or body of water, or in a building or structure, except in a location specifically provided for that purpose.

Trespassing

- 4.11 Within a park or municipal land, a person must not, except in an area specifically designated for such an activity by signage or in accordance with a municipal permit:

Vending/Advertising

- 4.12 Within a park or municipal land, a person must not, except in accordance with a municipal permit or the written permission of the Administrator:

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- (1) sell or display for sale any refreshments, goods, articles or things, or offer any service for a fee;
- (2) post, paint, affix an advertisement, bill, poster, picture, matter or thing in or on any park or municipal land, body of water, or on any tree, post, pole, building or other structure or thing within any park or municipal land;
- (3) conduct any organized activity without a municipal permit that prohibits the general public from using the park or municipal land; or
- (4) engage in the distribution or delivery of advertising material in any park or municipal land whatsoever, except as provided for under Delta Highways Bylaw No. 6922, as amended, or in locations designated by signage.

Events and Assemblies

- 4.13 A person must notify the Administrator at least seven days in advance before holding, performing or participating in a parade, procession, ceremony, concert or other assembly, performance or event within a park or municipal land, where more than three persons are expected to participate or attend, to request a municipal permit or written permission from the Administrator.

Erecting/Removing Obstructions

- 4.14 A person must not erect, construct, occupy, or build a tent, shelter, pavilion or other building or structure whatsoever, or cause any of these things to be done in a park or municipal land, without first obtaining a municipal permit or written permission from the Administrator.

PART 5: VEHICLES, VESSELS AND CHATTELS

- 5.1 Within a park or municipal land, a person must not:
- (1) ride a bicycle or drive any off-road vehicle or other vehicle without due care and consideration for the safety and enjoyment of the park or municipal land by other persons;
 - (2) drive or operate an off-road vehicle, or other vehicle except in accordance with any sign, a municipal permit, or direction from a police officer or another person in charge, and then only in accordance with any limits, conditions and requirements indicated on the sign, municipal permit or by the police officer or other person in charge;

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- (3) park any vehicle or off-road vehicle contrary to a traffic control device unless the manner of parking has been expressly approved by the Administrator in the form of a municipal permit;
- (4) park or leave any vehicle or off-road vehicle unattended adjacent to a red painted line or yellow painted line on a curb;
- (5) park any vehicle or off-road vehicle between one hour after sunset on one day and one hour before sunrise the following day unless expressly permitted by a sign, a municipal permit or with the prior written consent of the Administrator;
- (6) park any vehicle or off-road vehicle in a space or area designated as being for a handicapped person without a recognized parking permit for persons with disabilities;
- (7) drive or operate any off-road vehicle or other vehicle on any sports field, landscaping or lawn unless a municipal permit or written permission from the Administrator has first been obtained, and then only in accordance with any terms, conditions or restrictions imposed by a municipal permit or the Administrator;
- (8) ride, drive, move or propel any vehicle over or across any curb, sidewalk or ditch;
- (9) stop, stand or park a vehicle on a sidewalk, lawn, landscaping or sports field, or any area that is not a designated parking space;
- (10) stop, stand or park a vehicle within six metres of the approach of or within six metres beyond a marked crosswalk;
- (11) stop, stand or park a vehicle in a designated electric vehicle charging parking space unless the vehicle is actively charging
- (12) stop, stand or park a vehicle or off-road vehicle to obstruct pedestrian, wheelchair or bicycle access to a walkway or multi-use pathway;
- (13) bring a bicycle, electric bike or scooter into a building or structure, except in a location that specifically has a bike lock-up area;
- (14) abandon or moor a vessel for longer than three hours at Wellington Point Park Wharf, Ferry Road Boat Launch, and 1A Avenue Boat Launch without prior written permission from the Administrator.
- (15) leave a vehicle, vessel, off-road vehicle or chattel parked in contravention of this Bylaw, or if left unattended, is subject to being towed to a site; or

- (16) the vehicle, vessel or chattel will be considered unattended if it remains in a park or municipal land overnight, except where the owner or operator has obtained a municipal permit or express written permission from the Administrator, and then only in accordance with any limits, conditions, and requirements set out in the municipal permit or imposed by the Administrator.

Authority to Remove Vehicles, Vessels and Chattels

5.2 If a motor vehicle, vessel or chattel:

- (1) interferes with any firefighting, emergency vehicle, emergency operation or equipment;
- (2) interferes with the normal flow of traffic in a park or municipal land;
- (3) interferes with construction, improvements, maintenance, alterations, extension, widening, marking, repair, removal of snow or ice from, or sweeping of a park or municipal land;
- (4) is standing or parked in violation of this Bylaw or another bylaw of the municipality;
- (5) has apparently been left unattended overnight in a park or municipal land;
- (6) is found in a park or municipal land and is an unlicensed vehicle or vessel; or
- (7) is unlawfully occupying any portion of an access or sidewalk,

Bylaw Enforcement Officer, or the Administrator may take any of the following actions:

- (a) direct, move or cause to be moved, the motor vehicle, vessel or chattel to a location or position that the Bylaw Enforcement Officer, or Administrator considers to be necessary or appropriate in the circumstance;
- (b) require the driver, operator, owner or other person who is apparently responsible for the motor vehicle, vessel or chattel to move it, or cause it to be moved, to a location or position that the Bylaw Enforcement Officer or Administrator considers to be appropriate in the circumstance; or
- (c) where neither of the actions in subparagraph (a) or (b) is practical, seize, detain, or impound the motor vehicle, vessel or chattel, or cause the motor vehicle, vessel or chattel to be seized, detained or impounded.

Recovery

- 5.3 Any motor vehicle, vessel or chattel or other obstruction that has been removed, detained or impounded by the municipality's towing contractor may be recovered by the owner during the towing contractor's normal business hours by paying to the towing contractor the fees for removal, care and storage of the vehicle, vessel or chattel.

Notice of Impoundment

- 5.4 If a motor vehicle, vessel or chattel is removed, detained or impounded, and not claimed by its owner within thirty days from the date of seizure, written notice shall be given in the case of the motor vehicle or vessel to the owner at the last known owner's address, if available, and, in the case of any other chattel, to the owner if the identity of the owner can be established, advising of the seizure, the sum payable to recover the motor vehicle, vessel or chattel, and the date of planned disposal of the property.

Disposal of Impounded Property

- 5.5 The municipality may dispose of any vehicle, vessel or chattel not claimed by its owner following thirty days after delivering a notice to the owner by mail. The municipality will make reasonable efforts to locate the owner and if no owner can be found the vehicle, vessel or chattel will be disposed of by public auction, the auction shall be advertised at least once in a local paper.

Disposal Proceeds

- 5.4 The proceeds of disposal shall be applied first to the cost of the disposal, and secondly to the fees incurred by the municipality for the removal and impoundment. Any remaining balance shall, in the case only of a vehicle, vessel or chattel that has a realized disposal value, be held for the owner by the municipality for one year from the date of disposal. If the balance remains unclaimed at the end of the year, such balance shall be paid into the general revenue account of municipality.

PART 6: GENERAL REGULATIONS

- 6.1 If the Administrator requires a municipal permit under this Bylaw, a person must not hold, perform or participate in an activity or event unless the municipal permit has first been obtained, and then only in strict accordance with any terms, restrictions, conditions and requirements set out in the municipal permit.
- 6.2 A person must not, within a park or municipal land:

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- (1) consume or possess any wine, beer, or other liquor at any time except in accordance with a municipal permit, the Liquor Consumption in Delta Public Places Bylaw No. 8220, or a specific licence issued under the *Liquor Control and Licensing Act*;
- (2) operate any amplifying system or loudspeaker in or on any park or municipal land unless such operation conforms to the issuance of a municipal permit and all Delta bylaws;
- (3) enter upon, walk, ice skate, cycle, drive or otherwise traverse in any manner whatsoever upon any body of water which is frozen or apparently frozen, unless and until a sign has been posted, permitting a person to enter upon, walk, ice skate, cycle, drive or otherwise traverse upon the body of water; or
- (4) any person who does traverse such body of water described in 6.2(3), whether or not a sign has been posted, does so at their own risk.

6.3 A person must not enter or remain within a park or municipal land for any purpose whatsoever during the hours when that area is closed as indicated by sign, or, where no hours are posted, between dusk until dawn unless the person:

- (1) is a resident caretaker of that park or municipal land employed by Delta;
- (2) has a concession or holds a municipal permit or licence granted by Delta for a specified purpose requiring that person to be within the park or municipal land between dusk and dawn;
- (3) enters at the request or invitation of a person described in paragraph (1) or (2);
- (4) is a police officer or an authorized employee, agent or contractor of Delta, the Metro Vancouver Regional District, or the Provincial or Federal government in performance of their work or contractual duties;
- (5) holds a valid municipal permit authorizing them to do so; or
- (6) is otherwise authorized in writing by the Administrator.

PART 7: ENFORCEMENT AND PENALTIES

7.1 This Bylaw may be enforced:

- (1) by any Bylaw Enforcement Officer, or the Administrator;
- (2) by means of a bylaw notice and penalty imposed under Delta Bylaw Notice Enforcement Bylaw No. 7009 as amended;
- (3) by means of a ticket in the form prescribed for the purpose under the *Community Charter* and fines imposed for offences under the Municipal Ticketing Information Bylaw No. 6639 as amended;

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- (4) by proceedings brought under the *Offence Act*; or
- (5) by application to court for a civil remedy as permitted by law.

- 7.2 A person must not interfere with or obstruct a Bylaw Enforcement Officer, or person in charge who is engaged in enforcing this Bylaw.
- 7.3 When requested to do so by a Bylaw Enforcement Officer, or the person in charge, every person must provide their correct name and address.
- 7.4 Any person who causes, permits or allows anything to be done in contravention or violation of this Bylaw, or who neglects or fails to do anything required to be done pursuant to this Bylaw, contravenes this Bylaw and commits an offence.

PART 8: REPEAL

- 8.1 Delta Parks Regulation Bylaw No. 7206, 2013 in its entirety and as amended, is hereby repealed.

PART 9: BYLAWS AMENDED

- 9.1 The following Bylaws are hereby amended:
 - (1) **Liquor Consumption in Delta Public Places Bylaw No. 8220, 2023** is amended by deleting and replacing: “Delta Parks Regulation Bylaw No. 7206, 2013” with “Parks Regulation Bylaw No. 8544, 2025” in sections 3.(c) & (e); and section 4.
 - (2) **Delta Smoking Regulation Bylaw No. 7779, 2018** is amended by deleting and replacing: “Delta Parks Regulation Bylaw No. 7206, 2013” with “Parks Regulation Bylaw No. 8544, 2025”.

