



## BYLAW # 417-20 COMMUNITY STANDARDS BYLAW

A BYLAW OF THE VILLAGE OF MILO, IN THE PROVINCE OF ALBERTA  
TO ESTABLISH COMMUNITY STANDARDS.

**WHEREAS** Section 7 of the *Municipal Government Act, RSA 2000, Chapter M-26*, and amendments thereto, provides that a Council is authorized to pass a Bylaw respecting nuisance; unsightly property; weed control; scavenging and disposal of waste and refuse; maintenance of sidewalks; state of repairs and maintenance of residential and non-residential property; fires and burning regulations; within the Village of Milo and

**WHEREAS** the Council of the Village of Milo, in the Province of Alberta, deems it expedient to pass such a Bylaw;

**NOW THEREFORE** the Council of the Village of Milo duly assembled, hereby enacts as follows:

### 1) TITLE

1.1 This Bylaw may be referred to as the "**COMMUNITY STANDARDS BYLAW**"

### 2) INTREPRETATION

- 2.1 This Bylaw applies to all property within the corporate boundaries of the Village of Milo
- 2.2 This Bylaw shall apply to all buildings, dwelling units and land which are now or may become in the future, sub-standard with respect to structure, equipment, facilities, maintenance, light, heating, air, sanitation, electrical or electronic system, occupancy and protection against fire or chemical hazard, or otherwise may be deemed to affect the safety, health or welfare of their occupants.
- 2.3 No building standard in this Bylaw shall be more restrictive than the building requirements, dealing with the same subject matter, contained in the Alberta Building Code and Regulations
- 2.4 Any property that does not conform to the prescribed standards of this Bylaw will be required to be repaired and maintained in a manner to comply with such prescribed standards.

### 3) DEFINITIONS

In this Bylaw, the following terms shall have the meanings shown:

- 3.1 "**Act**" refers to the *Municipal Government Act, RSA 2000, Chapter M-26*
- 3.2 "**Accessory Building**" refers to a detached building situated on the of the principle building same lot or lots on which the principal building is



located, or is being constructed, and the use of which is normally subordinate and incidental to that of the principle building;

- 3.3 **"Animal Material"** refers to any human or animal excrement and the whole or any part of an animal carcass and includes all material accumulated on the premises from pet pens, yards, stables, veterinary clinics, or hospitals, kennels or feedlots;
- 3.4 **"Approved"** refers to acceptable to the Building Inspector, Fire Chief, and /or Bylaw enforcement Officer, CAO or other officers appointed by Council
- 3.5 **"Ashes"** refers to the powdery residue accumulated on the premises left after the combustion of any substance and includes partially burnt substances;
- 3.6 **"Building"** refers to any structure used or intended for supporting or sheltering any use or occupation;
- 3.7 **"Building Material"** refers to all construction and demolition material accumulated on premises arising from the construction, alteration, repair or demolition of any structure and includes, but is not limited to, earth, vegetation or rock displaced during any construction, alteration, repair or demolition;
- 3.8 **"Building Refuse (Burnable)"** refers to waste material resulting from the renovation, repair, maintenance or construction of any building or structure and consists of wood or wood products and includes cardboard, paper or other similar materials;
- 3.9 **"Building Refuse (Unburnable)"** refers to waste material resulting from the renovation, repair, maintenance or construction of any building or structure that may not be disposed of by burning and shall include plaster board, insulation material, plastic or other similar materials;
- 3.10 **"Business"** refers to any firm, corporation, office building, hotel, motel, public or private institution, retail, wholesale or service outlet;
- 3.11 **"Bylaw Appeal Committee"** refers to a committee to hear appeals rising from Orders issued pursuant to this Bylaw and is composed of one (1) member at large and two (2) Council Members;
- 3.12 **"Commercial Container"** refers to a metal container supplied by a contractor or the Vulcan District Waste Commission;
- 3.13 **"Contractor"** refers to a firm or corporation hired or appointed by the Council of the Village of Milo to collect and dispose of any and/or all garbage or refuse referred to in this Bylaw;
- 3.14 **"Council"** refers to the elected officials forming the Municipal Council of the Village of Milo;





- 3.15** “**Development Officer**” refers to the Development Officer of the Village of Milo appointed pursuant to the Land Use Bylaw being in the Zoning Bylaw of the Village of Milo
- 3.16** “**Dry Rubble**” refers to soil, rock, brick, stone, concrete or cinder block, concrete, sand, gravel, or other similar materials;
- 3.17** “**Dwelling**” refers to a building or structure or part of a building or structure occupied or capable of being occupied in whole or in part for the purposes of human habitation and includes the land and premises appurtenant thereto and all out buildings, fences, or erections thereon or therein;
- 3.18** “**Enforcement Officer**” refers to:
- 3.18.1** A Bylaw Enforcement Officer as appointed by the Village of Milo Council
  - 3.18.2** A Special Constable as appointed under the Police Act; or
  - 3.18.3** A member of the Royal Canadian Mounted Police;
- 3.19** “**Fire Pit**” refers to a permanently affixed outdoor receptacle and a portable fire receptacle;
- 3.20** “**Fire Place**” refers to an enclosed and permanently affixed outdoor fireplace receptacle which incorporates a permanently fixed chimney or flue, and is constructed of brick, rock or other masonry;
- 3.21** “**Garbage**” refers to material composed of organic matter which is or may not become decomposed, including the by-products from the preparation, consumption or storage of food;
- 3.22** “**Garden Refuse**” refers to grass clippings, shrubbery and tree pruning, weeds, trees, turf, earth waste, tree stumps, roots, fruit and vegetable matter;
- 3.23** “**Householder**” refers to any owner, occupant, tenant, lessee, or any other person inhabiting, or in charge of a dwelling, lodging, or boarding house, apartment, row housing, mobile home, duplex or other building or portion thereof;
- 3.34** “**Household Container**” refers to a metal or plastic waterproof container of a diameter not less than 40cm. or more than 60cm, and a height not more than 90 cm. or less than 50cm. weighing no more than 25 kg with a fitting lid and handles and tapered as to be of a greater diameter at the top than bottom;
- 3.35** “**Household Garbage Stand**” refers to a structure of a height not exceeding 60cm. nor less than 20cm. above ground constructed in such a manner so as to prevent cans from being overturned and to accommodate seven days garbage or refuse. Such stands shall be placed on private property (not on boulevards or in lanes) in such a position as to be easily accessible to the contractor;



- 3.36** “**Highway**” refers to any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, square, bridge, causeway, trestle way, or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of Vehicles and includes:
- 3.36.1A sidewalk (including a boulevard portion thereof);
  - 3.36.2Where a ditch lies adjacent to and parallel with a roadway, the ditch; and
  - 3.36.3Where a Highway right of way is contained within fences or between a fence and one side of a roadway all the land between the fences or all the land between the fence and the edge of the roadway as the case may be, but does not include a place declared within this Bylaw not to be a Highway;
- 3.37** “**Metal**” refers to car and truck bodies and their parts or components, machinery, household appliances, metal barrels, wire, metal pails, metal sheathing, or other similar metal products;
- 3.38** “**Occupant**” refers to any person occupying or exercising control or having the right to occupy or exercise control over Premises, including but not restricted to a lessee, occupant, or agent of an Owner;
- 3.39** “**Open Fire**” refers to a fire that is not confined within a non-combustible container or structure;
- 3.40** “**Order**” refers to a written notice of a contravention of this Bylaw directing the actions an Owner or Occupant is to take regarding the contravention;
- 3.41** “**Owner**” refers to a person registered as owner of Premises under the *Land Titles Act*;
- 3.42** “**Premises**” refers to any land, building, or property, whether real or personal;
- 3.43** “**Public Health Inspector**” refers to a Public Health Inspector appointed by Alberta Health Services
- 3.44** “**Refuse**” refers to tin cans, food containers, glass, paper, clothing, plastic, or other similar material;
- 3.45** “**Village**” refers to the Municipal Incorporation of the Village of Milo, in the Province of Alberta or, where the context requires, a duly authorized official of the Municipal Corporation of the Village of Milo or, where the context requires, the area that is contained in the boundaries of the Village of Milo;
- 3.46** “**Unightly Premises**” refers to any Premises or part thereof which is detrimental to the surrounding area due to its unsightly condition as characterized by visual evidence of a lack of general maintenance and upkeep by the excessive accumulation on the Premises of:
- 3.46.1Any rubbish, refuse, trash, papers, packages, containers, bottles, cans, sewage, dirt, soil, gravel, rocks, sod, petroleum products, hazardous





recyclables, substances and wastes as defined in the *Environmental Protection and Enhancement Act*, household dishes, utensils, boxes, cartons, fabrics, or household goods;

**3.46.2** The whole or part of any motor vehicle as defined under the Traffic Safety Act as amended, as well as any tractor or implement of husbandry which:

a) has no current license plate attached to it and in respect of which no registration certificate has been issued for the current year; or  
b) is inoperative by reason of disassembly, age, or mechanical condition;

**3.46.3** Equipment or machinery which has been rendered inoperative by reason of disassembly, age or mechanical condition including household appliances;

**3.46.4** Animal Material, Yard Material, Ashes, Building Material and Garbage;

**3.46.5** All forms of waste, refuse, and litter; and

**3.46.6** Weeds

**3.47** “**Violation Ticket**” refers to an offense notice issued by means of a Violation Ticket as described in Part 2 of the *Provincial Offences Procedure Act*;

**3.48** “**Weeds**” refers to plants designated as noxious and nuisance weeds as defined by the “Weed Control Act, RSA 2000 c W-5 and Alberta Regulation 171/2001, as amended or replaced from time to time;

**3.49** “**Yard**” refers to that portion of a lot or parcel of land contained within the property lines of the lot or parcel of land, building or buildings, and

**3.50** “**Yard Material**” refers to organic matter formed as a result of gardening or horticultural pursuits and includes sod, grass, tree and hedge cuttings and clippings

#### **4) REMEDIAL ORDERS**

**4.1** If and Enforcement Officer considers any premises to be in contravention of any section of this Bylaw, the Enforcement Officer shall cause a Remedial Order to be served upon the Owner and/or Occupant of such Premises directing that the Owner and/or Occupant remedy conditions as on said Premises

**4.2** Service of an order upon an Owner or Occupant shall be sufficient if it is:

**4.2.1** personally delivered upon the Owner or Occupant; or

**4.2.2** served by registered mail or email:

a) to the mailing address of the Premises, or

b) if the Premises is not occupied by the Owner of the Premises, to the mailing address noted on the Village’s tax Roll for the Premises, or

c) the email address of the Occupant or Owner as noted on the Village’s tax roll

**4.2.3** left with a competent person residing with said Owner or Occupant; or

**4.2.4** posted to the door of the Premises or in any other conspicuous place on the Premises: or



4.2.5 delivered by two of any of the means above.

- 4.3 Such Order shall be deemed to have been received:
- 4.3.1 five days from the date of mailing; or
  - 4.3.2 five days from the date of emailing; or
  - 4.3.3 on the day it is left with a competent person residing with the Owner or Occupant or posted on the Premises.
- 4.4 Each Order shall:
- 4.4.1 describe the Property by it's Municipal Address and/or legal description;
  - 4.4.2 identify the date that it is issued;
  - 4.4.3 state how the Premises contravenes the provisions of this Bylaw;
  - 4.4.4 give reasonable particulars of the extent of the clean up, removal, clearing or other actions required to be made;
  - 4.4.5 state the time within which cleanup, removal, clearing or other actions are to be done;
  - 4.4.6 state that if the required actions are not completed within the time specified, the Village may:
    - a) carry out the actions required and charge the cost thereof against the Owner or Occupant; and/or
    - b) cause a violation ticket to be served upon the Owner or Occupant pursuant to *Part 2 of the Provincial Offences Procedure Act*;
  - 4.4.7 state that an Appeal lies from the Order upon filing of a Notice of Appeal within the time specified in the Order for compliance with the Order, or 14 days, whichever is less.
- 4.5 An Owner or Occupant served with an Order shall comply with the provisions of the Order or, with the decision of the Bylaw Appeals Committee upon appeal of the Order.
- 4.6 An Owner or Occupant served with an Order may comply with the Order by entering into a written agreement within thirty (30) days with the Village of Milo, for the Village to carry out the actions required by the Order.
- 4.7 An Owner or Occupant served with an Order may appeal an Order issued pursuant to Section 4.6 of this Bylaw by filing a Notice of Appeal.
- 4.7.1 A Notice of Appeal shall be in writing, be signed by the appellant or by an agent and shall state;
    - a) the date, the name and address of the appellant and the agent, if applicable, the interest of the appellant in the Premises;
    - b) a copy of the Order in respect of which the appeal is being taken;
    - c) the legal description of the Premises affected;
    - d) the grounds for appeal
  - 4.7.2 A Notice of Appeal shall be delivered personally or sent by registered mail to the Village within the time specified in the Order for compliance with the Order, or ten days, whichever is less.
  - 4.7.3 A Notice of Appeal shall be accompanied by a deposit in the amount specified in Schedule "A" of this Bylaw
  - 4.7.4 The deposit made under subsection 4.7.3 shall be refunded if appellant is successful in their appeal.





- 4.8** The Bylaw Appeal Committee shall be formed by the Village Council upon the receipt of an Appeal and shall consist of one (1) property owner, within the Village of Milo, in which their property serves as a primary resident of the Village, for a period not less than 1 year and two (2) members of Village Council
- 4.9** The Bylaw Appeal Committee shall:
- 4.9.1** hear appeals arising from Orders issued pursuant to this Bylaw within 15 days from the day of receipt of a Notice of Appeal the Bylaw Appeal Committee shall hear and determine the appeal;
- 4.9.2** confirm, rescind or vary the Order issued.
- 4.10** If an Owner or Occupant served with an Order fails to comply with the provisions of the Order, or with the decision of the Bylaw Appeal Committee, upon appeal of an Order within the time specified by the Order or by the Bylaw Appeal Committee:
- 4.10.1** an Enforcement Officer may cause a Violation Ticket to be served upon the Owner or Occupant pursuant to *Part 2 of the Provincial Offences Procedure Act*.
- 4.10.2** if an Owner or Occupant served with an Order fails to comply with the provisions of the Order, or with the decision of the Bylaw Appeal Committee upon appeal of the Order, within the time fixed by the Order, the Village may comply with the Order at the expense of the Owner or Occupant served as per Section 4.4.6 a)
- 4.11** If the expense and cost incurred by the Village pursuant to Section 12 of this Bylaw is not paid by said Owner or Occupant the Village may:
- 4.11.1** recover the expense and cost by action in a court of competent jurisdiction; or
- 4.11.2** charge the expense and cost against the property of the Owner served with the Order as taxes due and owing, and collected in the same manner as taxes.
- 4.12** Every person who fails to comply with a Remedial Order issued pursuant to this Bylaw within the time set out in the Remedial Order commits an offence.

## **5) ENFORCEMENT**

- 5.1** Upon receiving a complaint or having a reasonable belief that there is a contravention of this Bylaw, a Development Officer, Fire Chief, Building Inspector, Public Health Inspector, or an Enforcement Officer may enter such Premises in order to inspect the Premises, pursuant to the Municipal Government Act, and shall produce a written or pictorial report pertaining to the complaint or belief and the results of the inspection.
- 5.2** Any Person who contravenes any provision of this Bylaw by;
- 5.2.1** doing any act or thing which the Person is prohibited from doing; or
- 5.2.2** failing to do any act or thing the Person is required to do;
- Is guilty of an offence





- 5.3 Any Person, who is convicted of an offence pursuant to this Bylaw is liable on summary conviction to a fine not exceeding ten thousand (\$10,000.00) and in default of payment of any fine imposed, to a period of imprisonment not exceeding six (6) months.
- 5.4 Where an Enforcement Officer believes that a Person has contravened any provisions of the Bylaw, the Enforcement Officer may commence proceedings against the Person by issuing a violation ticket pursuant to the *Provincial Offences Procedures Act, RSA 2000c. P-24*.
- 5.5 Where there is a specified penalty listed for an offence in Schedule "A" of this Bylaw, that amount is the specified penalty for the offence.
- 5.6 Where there is a minimum penalty listed for an offence in Schedule "A" of this Bylaw, that amount is the minimum penalty for the offence.
- 5.7 Notwithstanding specified and minimum penalties set out in Schedule "A" of this Bylaw:
- 5.7.1 if a Person is convicted twice of the same provision of this Bylaw within a twelve (12) month period, the minimum penalty for the second conviction shall be the amount specified in Schedule "A"
- 5.7.2 if a Person is convicted three or more times of the same provision of this Bylaw within a twelve (12) month period, the minimum penalty for the third and subsequent convictions shall be double the amount specified in Schedule "A"
- 5.8 This Section shall not prevent any Enforcement Officer from issuing a violation ticket requiring a court appearance of the defendant, pursuant to the provisions of the *Provincial Offences Procedures Act, RSA2000c. P-24*, or from laying an order or information in lieu of issuing a violation ticket.
- 5.9 The levying and payment of any fine or the imprisonment for any period provided in this Bylaw shall not relieve a Person from the necessity of paying any fees, charges or costs from which that Person is liable under the provisions of this Bylaw or any other Bylaw.
- 5.10 The expense and costs incurred by the Village pursuant to Section 4.12 of this Bylaw may be charged to an Owner or Occupant in addition to any payment made pursuant to Section 5 of this Bylaw

## 6) PROPERTY MAINTENANCE, UNTIDYNESS AND WEED CONTROL

- 6.1 The standards, requirements and prohibitions contained in this Part shall apply to:
- a) Residential Properties;
  - b) Commercial Properties; and
  - c) vacant lots within residential and commercial areas
- 6.1.1 All yards and lots shall permit adequate access, and shall be kept clean and free of rubbish, debris, undergrowth and weeds.
- 6.1.2 No vehicles, or trailers which do not bear current license plate, or household appliances, shall be stored, sited, or kept in any residential yard or lot area, nor shall junked or wrecked vehicles or trailers or parts thereof or any type of junk equipment or machinery be permitted to be





stored, sited or kept in any yard or lot without prior written consent of the Village of Milo.

**6.1.3** The owner, lessee, tenant, or agent of the owner is required to cut grass and maintain all trees and plants on the boulevard adjoining the property owned or occupied by them (as defined in the Village of Milo Land Use Bylaw).

**6.1.4** The owner, lessee, tenant or agent of the owner is required to:

a) remove and clear away all snow and ice from sidewalks situated on land adjoining the property owned or occupied by them, after snowfall ended, and

b) remove all dirt and other obstructions from the sidewalks situated on land adjoining the property owned or occupied by them.

**6.1.5** The owner, lessee, tenant or agent of the owner is required to control dandelions, noxious weeds, grass or plants within their said property as well as half of the lane or alley adjoining the property owned or occupied by them.

**6.1.6** No Owner, lessee, tenant or agent of the owner shall cause or maintain an Unsightly Premises.

## **6.2** Accessory Buildings

**6.2.1** Accessory buildings will be kept in good repair and free from hazards which may affect health, cause fires or accidents, and

**6.2.2** Where an accessory building or the land is infested with vermin, insects or rodents, all necessary steps will be taken to eliminate the vermin, insects, or rodents in order to prevent their re-infestation.

## **6.3** Exterior Walls and Roofs

**6.3.1** Exterior wall finishing and roofs, including fascia board, soffit, cornices, and flashing will be maintained in a water tight condition and shall be kept neat in a uniformity with the aesthetic appearance of the community.

## **6.4** Fences and Accessory Structures

**6.4.1** All fences, barriers and retaining walls around or upon the property shall be kept in a reasonable state of repair consistent with the aesthetic appearance of the community.

## **6.5** Safe Passage

**6.5.1** Steps, sidewalks, driveways, parking spaces, and similar areas will be maintained so as to afford the safe passage under normal use and weather conditions.

## **6.6** Signs

**6.6.1** All signs and billboards will be maintained in good repair, any signs billboards which are excessively faded, weathered, paint cracked or peeled will be removed, repainted or replaced.

# **7) FIRE ON PREMISES**

**7.1** No Person shall burn, cause or allow to be burned, a fire on a Premises that does not comply with the requirements of this Bylaw.



- 7.2** No Person shall light an open fire within the Village of Milo, without a burning permit.
- 7.3** An application for a burning permit shall be made in writing to the Fire Chief or in his absence the Deputy Fire Chief, and the Fire Chief or Deputy Fire Chief shall consider or decide on all applications within two (2) working days of the receipt thereof.
- 7.4** When issuing a burning permit, the Fire Chief or Deputy Fire Chief, may issue the permit unconditionally or impose conditions he deems appropriate at the time.
- 7.5** The burning permit shall have endorsed thereon, a term of maximum five (5) days for which it is valid.
- 7.6** A burning permit shall not be issued to a person who is under the age of eighteen (18) years.
- 7.7** Every Person who builds ignites or allows a fire on a Premises must ensure that the fire is not left unsupervised at any time.
- 7.8** No Person shall burn, at any time, on any Premises, the following materials:
- a) treated or painted lumber;
  - b) lumber products containing glue or resin;
  - c) wet or unseasoned wood;
  - d) leaves, brush, or yard waste;
  - e) garbage;
  - f) rubber, tires, or plastic, or
  - g) any animal carcass or part thereof.
- 7.9** No Person shall ignite or allow a fire to burn on any Premises between Midnight (12: 00a.m) and eight o'clock (8: 00a.m)
- 7.10** A Person may build, ignite, or allow a fire on a Premises in an outdoor Fireplace or a Fire Pit as long as that Person ensures that the fire is contained in a Fire Place or Fire Pit that:
- 7.10.1** is constructed of non-combustible material;
  - 7.10.2** has an open flame area that does not exceed one (1) meter at it's widest point;
  - 7.10.3** does not have walls that exceed 0.75 meters in height measured from the floor of the Fire Place or Fire Pit to the top of the wall of the Fire Place or Fire Pit excluding any chimney;
  - 7.10.4** is set upon or built into the bare ground or non-combustible material such as brick, metal or stone;
  - 7.10.5** is situated a minimum two (2) meters from any house, garage or similar structures, accessory buildings including wooden decks, porches and similar amenity spaces attached to a structure measured from the part of the Fire Pit or Fire Place which is closest to the structure or amenity space;
  - 7.10.6** is situated a minimum of two (2) meters from any combustible material measured from the part of the Fire Place or Fire Pit which is closest to the combustible material;





7.10.7 is not located under any tree or overhanging branches.

- 7.11 Notwithstanding Section 7.10.5 a Person may build, ignite or allow a fire in a Portable Fire Receptacle on a wooden deck as long as that Person ensures that:
- 7.11.1 a non-combustible material such as brick or stone is placed between the Portable Fire Receptacle and the wooden deck; and
  - 7.11.2 the Portable Fire Receptacle is situated a minimum of two (2) meters from any house, garage or similar buildings, Accessory buildings or other combustible material measured from the part of the receptacle which is closest to the structure or combustible material.
- 7.12 Notwithstanding any provisions in this Bylaw, the Fire Chief or Deputy Fire Chief may declare a complete ban on any burning of any kind within the Village of Milo.
- 7.13 No Person shall build, ignite or allow any kind of fire when a complete ban on burning has been declared by the Fire Chief or Deputy Fire Chief and is in effect.
- 7.14 A member of the Fire Department or an Enforcement Officer may direct a Person to immediately extinguish any fire when a fire ban is in place.
- 7.15 A Person who fails to comply with the direction of a member of the Fire Department or an Enforcement Officer to immediately extinguish a fire during a fire ban commits an offence, and the member of the fire Department or the enforcement Officer, as the case may be, may extinguish the fire.

## 8) REGULATION OF NOISE

- 8.1 No Person shall make or continue or cause to be made or continued any loud, unnecessary, or unusual noise or any noise whatsoever, which annoys, disturbs, injures, endangers or detracts from the comfort, repose, health, peace or safety of other Persons in the vicinity.
- 8.2 No Person, being the owner or occupier of a Premises shall allow or permit such Premises to be used so that there emanates from there any loud, unnecessary, or unusual noise or any noise whatsoever, which annoys, disturbs, injures, endangers or detracts from the comfort, repose, health, peace or safety of other Persons in the vicinity.
- 8.3 No Person shall operate a motor vehicle or motorcycle or leave the engine of such motor vehicle or motorcycle running at any time of the day or night, in such a manner as to disturb the peace, quiet, rest, enjoyment, comfort or convenience of other Persons in the vicinity.
- 8.4 No person shall own, keep or harbor any animal or bird which, barks or howls so as in the opinion of the Peace Officer based on information gathered to cause an unreasonable disturbance given, but not limited to, location, circumstances, time of day and duration.





- 8.5** No Person shall on any day, between 10:00pm and 7:00am (Monday to Friday) and between 10:00pm and 8:00am (Saturday, Sunday and statutory holidays) construct erect reconstruct alter repair or demolish any building, structure or thing or excavate or fill in land in any manner which disturbs the peace, quiet, comfort, rest, enjoyment or convenience of other persons in the vicinity.
- 8.6** No Person shall on any day, between 10:00pm and 7:00am (Monday to Friday) and between 10:00pm and 8:00am (Saturday, Sunday and statutory holidays) operate a power lawn mower, power snow removal equipment or motorized aircraft.
- 8.7** No Person shall on any day, between 10:00pm and 7:00am (Monday to Friday) and between 10:00pm and 8:00am (Saturday, Sunday and statutory holidays) permit loud parties, outdoor speaker systems, or any audio or video equipment which disturbs the peace, quiet, comfort, rest, enjoyment or convenience of other persons in the vicinity.  
**8.7.1** Village Council reserves the right to approve requests which will allow for adjusted times specifically for special events (ie. street dances,
- 8.8** Notwithstanding any provisions of this Bylaw, work crews of the Village of Milo or of utility companies serving the Village of Milo may perform work of an urgent or emergency nature at anytime of day or night.

## **9) REGULATION OF COMPOSTING**

- 9.1** No owner or occupier of a Premises shall place or allow to be placed any animal feces, animal parts or animal meat on a composting pile or in a composting container on the Premises.
- 9.2** No owner or occupier of a Premises shall allow an open composting pile on the Premises within ten (10) meters of an adjacent dwelling house, as measured from the nearest part of the open composting pile to the nearest part of the adjacent dwelling.
- 9.3** Every owner or occupier who allows a composting container or a composting pile to remain on a Premises must ensure that it is maintained in such a manner that it does not become a nuisance by:  
**9.3.1** creating offensive odors; or  
**9.3.2** attracting pests.

## **10) NUISANCE ESCAPING PROPERTY**

- 10.1** No owner or occupier of a Premises shall allow a flow of water from a hose or similar device on the Premises to be directed toward an adjacent Premises if it is likely that the water from the hose or similar device will enter the adjacent Premises.
- 10.2** An owner or occupier of a Premises shall direct any water from a downspout from the eaves trough on the Premises towards:  
**10.2.1** the front of the Premises;  
**10.2.2** the rear of the Premises;  
**10.2.3** a side yard which does not abut another Premises; or





**10.2.4** a side yard which abuts another Premises inly if there is a minimum of six (6) meters of permeable ground between the outfall of the downspout or eaves trough and the adjacent Premises.

**10.3** Notwithstanding Section 10.2, no owner or occupier of a Premises shall allow a rainwater downspout or eaves trough to be directed toward a neighboring Premises if it is likely that the water from the drain spout or eaves trough will enter the adjacent Premises.

**11) PENALTIES AND FEES**

**11.1** As defined in Schedule "A"

**12) REPEAL OF BYLAW**

**12.1** Bylaw #374-11 is hereby repealed.

**13) EFFECTIVE DATE**

**12.1** This Bylaw shall come into force and effect on the FINAL date of passing thereof.

**READ A FIRST TIME THIS 8<sup>th</sup> DAY OF December, 2020**

**READ A SECOND TIME THIS 12<sup>th</sup> DAY OF January, 2021**

**READ A THIRD TIME THIS 9<sup>th</sup> DAY OF February, 2021**

**READ A FOURTH TIME AND PASSED THIS 9<sup>th</sup> DAY OF March, 2021**

  
\_\_\_\_\_  
Scott Schroeder, Mayor

  
\_\_\_\_\_  
Wendy Hingley, Chief Administrative Officer



**SCHEDULE "A"**

**SPECIFIED PENALTIES and FEES**

**Penalties for contravention of any Section of this Bylaw:**

**First offence** **\$150.00**

**Second offence** **\$350.00**  
(within a 12-month period)

**Third and subsequent Offences** **\$500.00**  
(within a 12-month period)

**Fees**

**Clean up of property** **\$ REAL COST PLUS 20% ADMIN FEES**  
(by Village Of Milo Staff or  
a Contractor hired by the Village)