

BYLAW 2024-04

Rural Municipality of Lajord No. 128

A BYLAW TO PERMIT THE CONSUMPTION OF BEVERAGE ALCOHOL IN A DESIGNATED OUTDOOR PUBLIC SPACE

Under the authority granted by subsection 107(4) of *The Alcohol and Gaming Regulation Act, 1997*, the Rural Municipality of Lajord No. 128 in the Province of Saskatchewan, with advice and consent of the Rural Municipality of Lajord No. 128, enacts as follows:

Title

1. This bylaw shall be referred to as the Consumption of Alcohol in Designated Outdoor Spaces Bylaw.

Interpretation

2. In this bylaw
 - a) Beverage alcohol means an intoxicating substance that may be used as a food or beverage and includes:
 - i. Beer, wine and spirituous, fermented and malt liquor; and
 - ii. Any combinations of food or beverages or either of them containing a substance that is intoxicating.
 - b) Council means The Rural Municipality of Lajord No. 128 Council;
 - c) Designated Officer means a person employed or designated by the RM to enforce the provisions of this bylaw;
 - d) Permitted space means an outdoor public place, or part of a public place, that is RM/Hamlet property and has been designated by Council by this bylaw as a place where beverage alcohol may be consumed by does not include a building, structure, vehicle or other installation within the public place unless otherwise expressly designated by Council in this bylaw;
 - e) Minor means a person under the age of nineteen (19); and
 - f) Hamlet means the Hamlet of Davin, Gray, Riceton and Kronau.

Consumption of Beverage Alcohol in Permitted Spaces

3. Outdoor public places, or parts thereof, as described in Schedule A to this bylaw and further identified by signage posted in accordance with this bylaw are hereby designated as permitted spaces where beverage alcohol may be consumed.
4. A person who is not a minor may consume beverage alcohol in any permitted space:

- a) From May 1st to September 30th of each year;
 - b) During specific events sanctioned by the RM/Hamlet, including:
 - i. Athletic Events
 - c) Between thirty (30) minutes prior to the individual event start time and thirty (30) minutes after the event end time.
 - i. Notwithstanding subsection subsection4(c), consumption of beverage alcohol shall not be permitted before 11:00am or after 11:00pm.
5. No minor shall consume, or be in possession of, beverage alcohol in any permitted spaces.
 6. No person or entity shall vend, sell or distribute in any way beverage alcohol to others in the permitted spaces.
 7. No beverage alcohol in glass containers shall be allowed in any permitted space.
 8. The RM/Hamlet shall post signs setting out the boundaries of any permitted space and the dates and hours during which beverage alcohol may be consumed in the permitted pace.
 - a) Signs shall:
 - i. Be at least 12 inches by 24 inches in size;
 - ii. Have at least four (4) signs to designate the boundaries of the permitted space;
 - iii. State the dates and hours that beverage alcohol may be consumed; and
 - iv. Be posted on posts for affixed to other items forming the boundary of the permitted space.

Enforcement, Offences and Penalties

9. Any person who contravenes or fails to comply with any provision of any part of this Bylaw, or fails to comply with an order issued by a designated officer, is guilty of an offence and liable on summary conviction to:
 - a) A fine in the amount of \$500; or
 - b) Fines in accordance with Bylaw 2018-07 *The General Penalty Bylaw*, as adopted, amended or replaced from time to time, by Council.
10. When a Designated Officer has reason to believe that a person has contravened any portion of this Bylaw, the designated officer may issue a notice of violation to the person in contravention and/or the destruction of the beverage alcohol.
11. A notice of violation issued in contravention of this bylaw shall indicate that the RM will accept voluntary payments in the sum of fifty percent (50%) to be paid to the RM within fourteen (14) days of the initial date of issuance.
 - a) Where the RM receives a voluntary payment of the amount prescribed within fourteen (14) days, the person or corporation receiving the notice of violation shall not be liable for prosecution for the alleged contravention.
 - b) Where the RM receives a voluntary payment of the prescribed amount before a summons is issued, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention

12. A person desiring to appeal a conviction pursuant to this Bylaw shall, within seven days of the conviction being appealed from, file a notice of appeal with the Court, and the provisions of Part XXVII of *The Criminal Code* apply with any necessary modification.

13. A notice of violation may be given or served:

- a) Personally; or
- b) Via Canada Post regular mail to the last known mailing address of the person or corporation being served.

14. Any payment required pursuant to this Bylaw may be made at the RM Office.

Severability

15. Any section, subsection, sentence, clause, phrase or other portion of this bylaw is for any reason held invalid or unconstitutional by a court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the court shall not affect the validity of the remaining portions of the bylaw.

Repeal and Coming into Force

16. This bylaw shall come into force on the day of adoption by the Rural Municipality of Lajord No. 128 Council.



Originally Signed By _____
Reeve

Originally Signed By _____
Chief Administrative Officer

Certified a true copy of Bylaw 2024-04
adopted by resolution on the
8th day of March, 2024.

SCHEDULE A



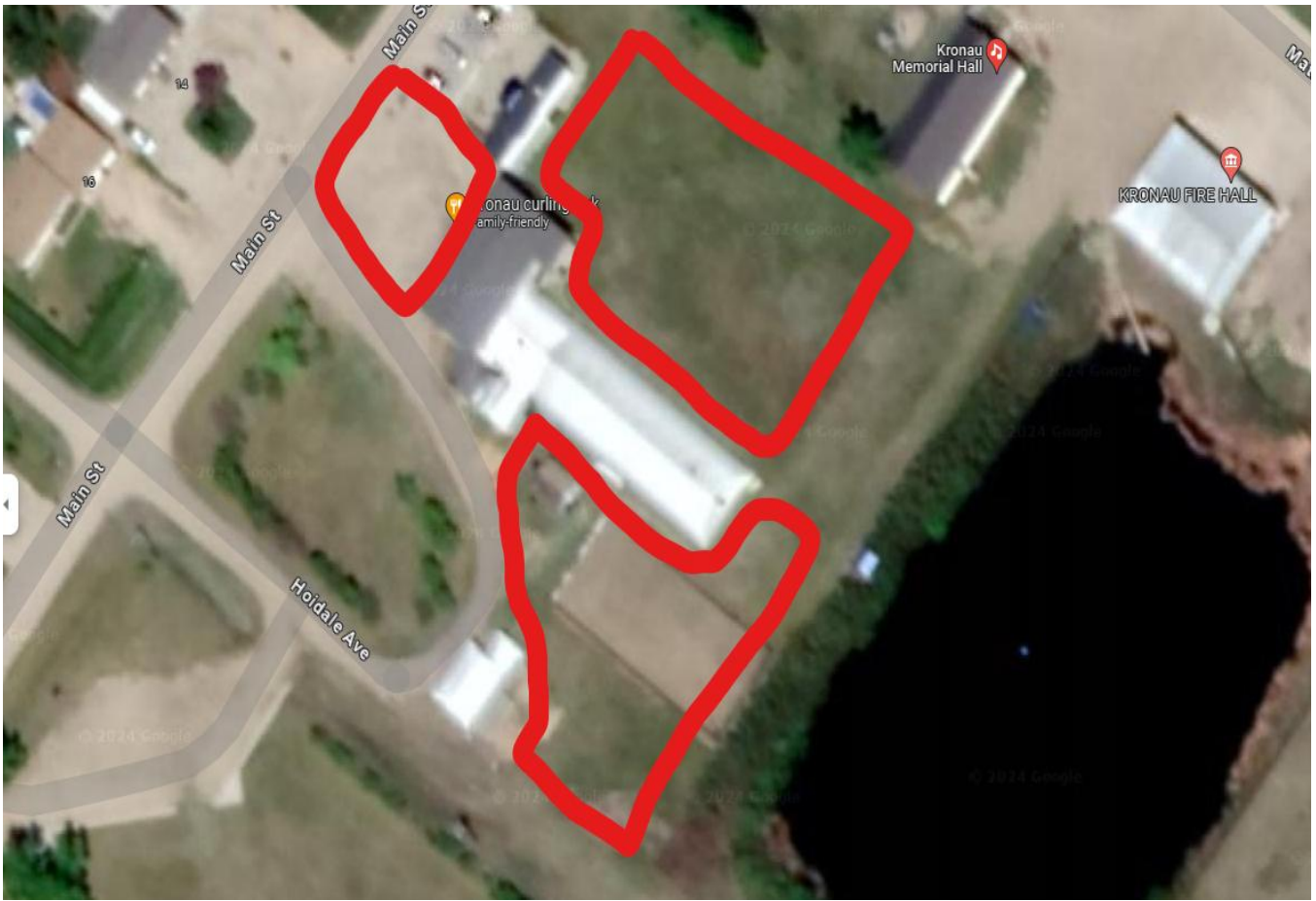
Hamlet of Riceton - Ball Diamonds



Hamlet of Riceton - Ball Diamonds



Hamlet of Kronau – Ball Diamonds



Kronau Curling Rink and Outdoor Rink Area and Green Space Area



Hamlet of Gray – Ball Diamonds
Hamlet of Gray – Rink Parking Area
Hamlet of Gray – Community Hall



Gray Memorial Hall