



The Corporation of the City of Dawson Creek

**Fetal Alcohol Syndrome Warning Sign
Bylaw No. 3767, 2004**

Amendment Bylaw 4292, 2016 incorporated

THE CORPORATION OF THE CITY OF DAWSON CREEK

BYLAW NO. 3767

A Bylaw of the Corporation of the City of Dawson Creek (hereinafter called "The City") to make provisions for the warning of the dangers of Fetal Alcohol Syndrome.

WHEREAS pursuant to the *Community Charter* and subject to the Health Act, Council may, by bylaw, regulate, prohibit and impose requirements in relation to public health;

AND WHEREAS the Council of the City of Dawson Creek enacts the recognizes the danger of Fetal Alcohol Syndrome and Fetal Alcohol effects;

AND WHEREAS education and information has proved to be an efficient way to reduce the incidence of Fetal Alcohol Syndrome;

AND WHEREAS the Council of the City of Dawson Creek wishes to place suitable warning signs where alcohol is consumed or sold;

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

SECTION 1 – TITLE

1.1 This Bylaw may be cited for all purposes as the "**City of Dawson Creek Fetal Alcohol Syndrome Warning Sign Bylaw No. 3767, 2004**".

SECTION 2 - DEFINITIONS

2.1 In this bylaw the following words and terms have the following meanings assigned to them:

"Bylaw Enforcement Officer" means a person or persons appointed from time to time by resolution of City Council pursuant to Section 36 of the Police Act, the purpose of which is to enforce regulatory bylaws of the municipality.

"Licensed Establishment" means a liquor sales location and any place or premises licensed under the provisions of the Liquor Control and Licensing Act and includes restaurants.

"Proprietor" means the person who ultimately controls, governs or directs the activities carried on within the licensed establishment referred to in this bylaw and includes the person actually in charge thereof.

SECTION 3 – REGULATIONS

- 3.1 The proprietor of every Licensed Establishment shall ensure that signage warning of Fetal Alcohol Syndrome shall:
- a. be installed and maintained as prescribed in Section 3.2 hereof.
 - b. ensure signs are not removed, altered, concealed, defaced or destroyed.
- 3.2 Signs warning of Fetal Alcohol Syndrome shall meet the following minimum requirements:
- a. For any licensed establishment which is permitted to sell alcoholic beverages for off premises consumption, there shall be at least one sign, located so it is clearly visible from all locations where the sale or dispensing of the alcoholic beverage takes place.
 - b. For any licensed establishment which permits the consumption of alcoholic beverages on the premises, there shall be one sign conspicuously displayed in each public washroom located within the premises.
 - c. Each sign required hereunder shall have a minimum dimension of 21.5 cm (8.5 in.) by 21.5 cm (8.5 in.).
 - d. Lettering on the sign shall be in bold print, white on a green background and shall be a minimum of 1 cm (3/8 in.) in height.
 - e. The wording on the sign shall be as follows:

**HEALTHY COMMUNITIES ENCOURAGE WOMEN AND THEIR
PARTNERS TO AVOID ALCOHOL DURING PREGNANCY**

SECTION 4 – ENFORCEMENT

- 4.1 Any person designated as a Bylaw Enforcement Officer pursuant to the City of Dawson Creek's Bylaw Enforcement Notice Bylaw or Dawson Creek's Municipal Ticket Information Bylaw is hereby authorized and empowered to enforce the provisions of this Bylaw by the Bylaw Notice Enforcement Bylaw No. 4277, 2016 or by the Municipal Ticket Information System Bylaw No. 4278, 2016.
- 4.2 No person shall do any act or suffer or permit any act to be done in contravention of this bylaw.
- 4.3 No person shall obstruct or impede a bylaw officer in lawful performance on any property, at all reasonable times, in order to ascertain whether such regulations are being observed as per Section 16 of the *Community Charter*.

- 4.4 Each day that an offence against this bylaw continues shall be deemed a separate and distinct offence.
- 4.5 A person who contravenes any provision of this bylaw is liable to a fine of not more than \$10,000.00 and not less than \$100.00 for each offence.
- 4.6 Any penalty imposed pursuant to this bylaw shall be in addition to, and not in substitute for, any other penalty or remedy imposed pursuant to any other applicable statute, law, or legislation.

SECTION 5 – ADMINISTRATIVE

- 5.1 If any provision of this bylaw is declared or held to be illegal, invalid, or ultra vires, in whole or in part, then the provision shall not apply and the remainder of this bylaw shall continue in full force and effect and be construed as if it had been enacted without the illegal, invalid, or ultra vires provision.
- 5.2 This bylaw shall come into full force and effect upon adoption.

READ a first time this _____ day of _____, 2004.

READ a second time this _____ day of _____, 2004.

READ a third time this _____ day of _____, 2004.

ADOPTED this _____ day of _____, 2004.

<p>CERTIFIED A TRUE AND CORRECT COPY of Bylaw No. 3767 cited as "CITY OF DAWSON CREEK FETAL ALCOHOL SYNDROME WARNING SIGN BYLAW NO. 3767, 2004."</p> <p>_____</p> <p>John Malcolm Corporate Administrator</p>

The Corporate Seal of **THE CORPORATION OF THE CITY OF DAWSON CREEK** was affixed in the presence of:

Wayne Dahlen – Mayor

John Malcolm – Corporate Administrator