

DISTRICT OF UCLUELET

BYLAW NO. 1280, 2020

A bylaw to amend District of Ucluelet Harbour Regulation Bylaw No. 1276, 2020

WHEREAS Local Governments are empowered to make agreements with a public authority respecting:

- i) the undertaking, provision and operation of activities, works or services,
- ii) the operation and enforcement in relation to the exercise of regulatory authority within the powers of a party to the agreement, and
- iii) the management of property or an interest in a property held by a party to the agreement, and, in exercising its powers, to establish any terms and conditions it considers appropriate;

AND WHEREAS the Local Government is empowered to operate, maintain and manage the harbour facilities owned by and located in the District of Ucluelet, and set the fees for moorage and any other fees or charges it deems necessary for the efficient operation and maintenance of such facilities;

AND WHEREAS the harbour facility is regulated according to Ucluelet Harbour Regulation Bylaw No. 1276, 2020;

NOW THEREFORE the Council of the District of Ucluelet in open meeting assembled enacts as follows:

Short Title

1. This bylaw may be known and cited for all purposes as the “District of Ucluelet Harbour Regulation Amendment Bylaw No. 1280, 2020”.

Application

2. This bylaw amends the indicated provisions of District of Ucluelet Harbour Regulation Bylaw No. 1276, 2020.

Enactment

3. Where there is a discrepancy between this Bylaw and any or all amendment bylaws enacted prior to this bylaw and affecting the District of Ucluelet Harbour Regulation Bylaw No. 1276, 2020, then this Bylaw shall be deemed to supersede the prior bylaw(s) in the matter of the discrepancy.
4. This Bylaw shall come into full force and effect on the final adoption thereof.

Amendments

5. In Part 9 – CHARTER VESSELS, Council:
 - a. deletes “3. All Charter Vessels must have a \$2,000,000.00 liability insurance policy and supply the District of Ucluelet with a copy.”

- b. inserts "3. All Charter Vessels must have valid vessel insurance with \$2,000,000.00 liability, wreck removal and sudden and accidental pollution coverage, and must produce insurance documentation on demand."
- 6. In Part 10 – COMMERCIAL FISHING VESSELS (CFVs), Council:
 - a. inserts "5. All Commercial Fishing Vessels (CFVs) must have valid vessel insurance with \$2,000,000.00 liability, wreck removal and sudden and accidental pollution coverage, and must produce insurance documentation on demand."
- 7. In Part 11 – RECREATIONAL VESSELS, Council:
 - a. inserts "3. All Recreational Vessels must have valid vessel insurance with \$2,000,000.00 liability, wreck removal and sudden and accidental pollution coverage, and must produce insurance documentation on demand."
- 8. In SCHEDULE "A", under MISCELLANEOUS SERVICES, FEES AND CHARGES, Council:
 - a. inserts "4. All fees are subject to a 2% surcharge to be paid to Thornton Creek Enhancement Society and a 4% surcharge to be paid to Royal Canadian Marine Search and Rescue - Ucluelet." Any remaining sections or subsections are renumbered accordingly.

Severability

- 9. If any section, subsection, sentence, clause or phrase of this Bylaw is for any reason held to be invalid by a decision of any court of competent jurisdiction, the invalid portion shall be severed and the part that is invalid shall not affect the validity of the remainder.

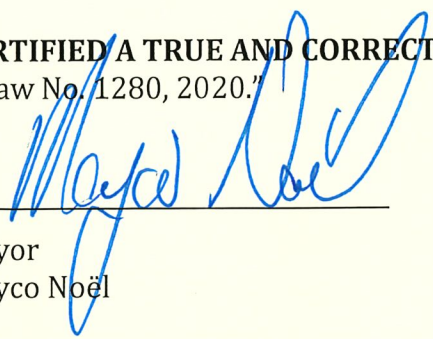
READ A FIRST TIME this 15th day of December, 2020.

READ A SECOND TIME this 15th day of December, 2020.

READ A THIRD TIME this 15th day of December, 2020.

ADOPTED this 12th day of January, 2021.

CERTIFIED A TRUE AND CORRECT COPY of "District of Ucluelet Harbour Regulation
Bylaw No. 1280, 2020."



Mayor
Mayco Noël



Corporate Officer
Mark Boysen

THE CORPORATE SEAL of the District of Ucluelet was hereto affixed in the presence of:




Corporate Officer
Mark Boysen