

CORPORATION OF THE CITY OF NEW WESTMINSTER

**NEW WESTMINSTER CONSUMPTION OF LIQUOR IN PUBLIC PLACES
BYLAW NO. 8264, 2021**

A Bylaw to Permit Consumption of Liquor in Public Places

WHEREAS pursuant to section 73 (2) of the *Liquor Control and Licensing Act* Council of the City of New Westminster is empowered to designate a public place that it has jurisdiction over as a place where liquor may be consumed;

AND WHEREAS the Council of the City of New Westminster wishes to designate parts of certain parks as a place where liquor may be consumed responsibly;

NOW THEREFORE BE IT RESOLVED that the City Council of the Corporation of the City of New Westminster in open meeting assembled, ENACTS AS FOLLOWS:

1. Citation

This Bylaw may be cited for all purposes as “New Westminster Consumption of Liquor in Public Places Bylaw No. 8264, 2021.”

2. Definitions

- a) **City** means the City of New Westminster;
- b) **City Park** means a Park/Facility as defined in the Parks Regulation Bylaw, 3646, 1959;
- c) **Director or Designate** means the Director of Parks and Recreation or appointed designate(s);
- d) **Dusk** means astronomical dusk, being the dark part of twilight, when the daylight has almost gone but it is not yet completely dark;
- e) **Liquor** means, subject to the *Liquor Control and Licensing Regulations*, beer, wine, spirits or other product that is intended for human consumption and that contains more than 1% of alcohol by volume;
- f) **Liquor Control and Licensing Act** means *Liquor Control and Licensing Act*, SBC 2015, Chapter 19, as amended;

- g) **Liquor Control and Licensing Regulations** means the Liquor Control and Licensing Regulation, B.C. Reg.241/2016 as amended;
- h) **Permitted Space** means that part of a City Park that has been designated under section 3.1 of this Bylaw;
- i) **Public Place** means a place, building or vehicle to which the public is invited or has or is allowed access;
- j) **Sign** has the same meaning as a “sign” under the Sign Bylaw, 7867, 2017.

3. Designation of Permitted Spaces and Setting of Hours

- 3.1 Those outdoor portions of the City Park shown as outlined in thick dashed line in Schedule “A” attached to this Bylaw are hereby designated as Permitted Spaces where liquor may be consumed.
- 3.2 The hours that liquor may be consumed in any of the Permitted Spaces are from 11:00 a.m. until dusk, seven days a week.
- 3.3 Liquor may not be consumed in parts of Public Places that are outside of the boundaries of the Permitted Spaces identified by signage posted in accordance with this Bylaw.

4. Required Signs

- 4.1 The Director or Designate must post signs setting out the boundaries of each Permitted Space and the hours during which liquor may be consumed in the Permitted Space and such signs must:
 - 4.1.2 be at least 0.13 square metres in size;
 - 4.1.3 for each City Park containing a Permitted Space, have at least four (4) signs to designate the boundaries of the Permitted Space, and posted at the main entry points to that City Park;
 - 4.1.4 be posted on posts or affixed to other features forming the boundary of the Permitted Space; and
 - 4.1.5 state the hours that Liquor may only be consumed.

5. Enforcement

Offences set out in the *Liquor Control and Licensing Act* will apply to persons in violation of this Bylaw.

6. Severability

If any part, section, clause or sub-clause of this Bylaw is, for any reason, held to be invalid by the decision of a court of competent jurisdiction, it will be severed and the validity of the remaining provisions of this Bylaw will not be affected.

Adopted May 17, 2021