



Bylaw #9881

Disclaimer:

This information has been provided solely for research convenience. Official bylaws are available from the Office of the City Clerk and must be consulted for purposes of interpretation and application of the law.

Office Consolidation

THE CLEAN PROPERTY BYLAW

No. 9881

Including Amendments to July 23, 2007

This Bylaw has been consolidated under the authority of the City Clerk. It represents proof, in absence of evidence to the contrary of:

- a) the original bylaw and of all bylaws amending it; and**
- b) the fact of passage of the original and all amending bylaws.**

AMENDMENTS

Bylaw No. 9950

Bylaw No. 10068

Bylaw No. 10225

Bylaw No. 2004-70

Bylaw No. 2006-45

Bylaw No. 2007-59

DATE PASSED

December 15, 1997

December 14, 1998

June 26, 2000

August 23, 2004

May 29, 2006

July 23, 2007

BYLAW NO. 9881
THE REGINA CLEAN PROPERTY BYLAW, 1997

THE COUNCIL OF THE CITY OF REGINA ENACTS AS FOLLOWS:

PART 1. INTERPRETATION

Definitions

1. In this Bylaw, unless the context otherwise requires, the expressions:

"**Adjoining**" means in front of, along side or adjacent but not necessarily in direct contact with the property line;

"**Alley**" means that kind of public highway intended primarily to give vehicles access to the rear or side of real property;

"**Apartment Building**" means any building in the City with four or more self contained suites as identified by a mill class code of Multi Family Residential and land use code of multi family component of mixed use property, multi family lease account, multi family component of a lowrise mixed use property, apartment rental, apartment-special purpose, multi family component of a highrise mixed use property, apartment rental, townhouse, rowhouse, duplex, one family dwelling and mobile home park;

"**Boulevard**" means the strip of land between the curb and the sidewalk and between the sidewalk and the property line or, where there is no sidewalk, between the curb and the property line;

"**Bylaw Enforcement Officer**" means any employee of the City who has been authorized in writing by the City Manager of the City to enforce this Bylaw;

"**Centre Median**" means the strip of land dividing any road into two or more lanes for traffic going in opposite directions;

"**City**" means the City of Regina;

"**Commercial Building**" means any building in the City identified by a mill class code of commercial, including those buildings on properties tax exempted through bylaw by City Council, but not including those buildings on properties with statutory exemptions pursuant to *The Cities Act*;

"Commercial Parking Lot" means any property in the City identified by a mill class code of Commercial and land use code of free standing parkade or parking lot only;

"Committee" means the Works and Utilities Committee of Council;

"Council" means the Council of the City of Regina;

"Curb" means the actual curb to a street and, if there be no curb, in existence, shall mean the dividing line between that part of a public highway intended for use by vehicles and that part of a public highway intended for use by pedestrians;

"Director" means the Director of Engineering and Works and any employee acting or authorized by him or her to act on his or her behalf;

"Frederick W. Hill Mall" means that portion of all of Scarth Street lying between a line joining the southwest corner of Block 306 to the southeast corner of Block 307, and a line joining the northwest corner of Block 306 to the northeast corner of Block 307, as shown on Registered Plan Old No. 33.

"Garbage" includes any material intended or taken for disposal at the City Landfill;

"Litter" includes the discard or deposit of garbage which creates or contributes to untidiness or unsightliness, except in a proper garbage receptacle or Landfill site;

"Pedestrian Mall" means a street or portion thereof designated for use by pedestrians and which prohibits or restricts vehicle use on all or on any part of its width;

"Public Highway" means a street, alley, pedestrian mall or other road designed and intended for or used by the general public for the passage of vehicles or pedestrians, but does not include any privately or publicly owned area primarily intended to be used for the parking of vehicles and the necessary passageways on that area;

"Public Property" means any real property owned or under the control and management of the City of Regina, including a public highway;

"Regina Downtown" means the area designated by Regina Bylaw No. 9014 and continued by Bylaw No. 2003-80, The Regina Downtown Business Improvement District Bylaw, as a Business Improvement District,

the boundaries of which area are shown on the plan appended to this Bylaw as Schedule "A" to the Bylaw;

"Sidewalk Vendor" means any person or firm that sells goods to the public from public property;

"Sign" includes a poster, banner, placard or sign board;

"Street" means that portion of a public highway lying between curbs where constructed and intended primarily for use by vehicles, or where no curbs exist, that portion of a public highway intended for use by vehicles or pedestrians;

"Traffic Control Device" includes any sign, signal, parking meter, traffic island, pavement marking, barricade or other device erected, placed or marked on, at or above a public highway pursuant to the Regina Traffic Bylaw or Provincial Law for the purpose of regulating, warning or guiding the public;

"Utility Structure" includes any box or bin used for the storage of litter or garbage or any pole, line or kiosk intended for the transmission of a public utility service, including sewer, water, electrical power, natural gas, telephone or cable television.

"Vacant Property" means any vacant property located within the boundaries of the City's Commercial Industrial Valuation Neighbourhood areas that have been designated for assessment purposes: 4410, 4420, 4470, 4510, 4520, 4540 and 5205.

(#9950, s. 2, 1997; #10068, s. 6, 1998); (#2004-70, s. 3, 2004); (#2006-45, ss. 3 and 4, 2006); (#2007-59, ss. 3, 4, 5, and 6, 2007)

Severability

2. If any section, subsection, sentence, clause, phrase or other portion of this Bylaw is for any reason held invalid or unconstitutional by any 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.

PART 2. LITTER

Littering

3. No person shall:
 - (a) litter on any public property; or
 - (b) attach or deposit any leaflets to any parked vehicle, except for parking tickets or warning tickets issued pursuant to *The Regina Traffic Bylaw, 1997*. (#10225, s. 2, 2000)

Vehicles

4. No person shall operate a vehicle, including any trailer, loaded with garbage on public property unless the garbage is secured to prevent it from falling out of the vehicle by completely enclosing the garbage inside the vehicle, or in sealed bags, covering by a tarpaulin or similar covering or fastening with ropes or cords.

Commercial Duties

5. (1) The owner and operator of a business which offers for sale food, refreshments or tobacco products shall:
 - (a) ensure that the business premises, including the building, land, and all adjoining public property is kept free of discarded cartons, containers, papers or other garbage originating from the business by collecting and disposing of garbage found in that area each day that the business is open for business;
 - (b) provide garbage receptacles at each entrance to and exit from the business, in the case of a building, or at the sales counter, in the case of a vehicle;
 - (c) ensure that the garbage receptacles provided pursuant to clause (b) are:
 - (i) weighted or anchored to prevent the receptacle from being blown or knocked over;
 - (ii) of sufficient size to contain all garbage generated from the business each day;
 - (iii) placed in locations convenient for public use;
 - (iv) emptied daily to ensure that the receptacle is not full, into a garbage container for collection and disposal by the Engineering and Works Department of the City or a private hauler.

- (d) provide a separate receptacle for any recyclable beverage containers sold by the business in a location on the business premises convenient for public use.
- (2) No owner or operator of a non-paved parking lot shall allow vehicle access or egress when normal vehicle traffic may cause mud from the surface of the parking lot to be tracked onto any public highway.
- (3) No person shall sweep or place dirt or litter in or on the metal grates surrounding the trees in the Frederick W. Hill Mall.
- (3) The owner, tenant or lessee of any shop abutting the Frederick W. Hill Mall shall keep clean the walk in front of the premise up to the closest tree line and shall deposit all refuse collected in the garbage disposal unit at the rear of that shop.

(#9950, s. 3, 1997; #10068, s. 6, 1998; #10225, ss. 3 & 4, 2000); (#2006-45, s. 5, 2006)

PART 3. SNOW REMOVAL

- 6. (1) Every owner, operator or occupant of land inside the area shown on Schedule "B" appended to this Bylaw shall maintain the public sidewalks adjoining the land whereas:
 - (a) subject to clause (b) any hazardous condition created by snow or ice shall be cleared and removed;
 - (b) sand or similar material which renders the sidewalk safe shall be applied where it can be clearly demonstrated that the surface condition makes it difficult to meet the requirement in (a) above;
 - (c) the sidewalk surface shall be clear and free of dirt, debris or other obstructions.within one day, excluding Sundays and holidays, of accumulation.
- (2) Every owner, operator or occupant of any Commercial Building, Apartment Building, Commercial Parking Lot and Vacant Property that is situated outside the area shown in Schedule "B" shall maintain the public sidewalks adjoining those properties as follows:
 - (a) subject to clause (b) any hazardous condition created by snow or ice must be cleared and removed;

- (b) sand or similar material that renders the sidewalk safe must be applied where it can be clearly demonstrated that the surface condition makes it difficult to meet the requirement in Clause (a); and
- (c) the sidewalk surface must be clear and free of dirt, debris or other obstructions;

within forty-eight (48) hours of accumulation.

(#10225, s. 5, 2000); (#2004-70, s. 4, 2004); (#2007-59, ss.7, 8 and 9, 2007)

Depositing Snow

- 7.
 - (1) No person shall remove snow or ice from any public sidewalk by causing it to be placed upon any other portion of the sidewalk or roadway surfaces except as noted within this section.
 - (2) No person shall remove snow or ice from any public sidewalk by causing it to be placed onto private property other than their own.
 - (3) Snow and ice removed from any public sidewalk may be placed in the area between the public sidewalk and the adjacent property line as space is available.
 - (4) Snow and ice removed from any public sidewalk may be placed along the curbline provided the snow and ice does not encroach onto the sidewalk surface more than 0.3 metres from curb face nor onto the road surface more than 2.5 metres from curb face.
 - (5) No person shall place snow, ice, dirt or debris removed from private property onto public property, including any street, except at sites posted and approved by the City for public use.
 - (6) Snow and ice removed from public property shall not obstruct sightlines in violation of the Traffic Bylaw #9900 nor be placed more than 2.5 metres from curb face on to the roadway surface.
- 8. Repealed.

(#10225, s. 6, 2000); (#2007-59, s. 10, 2007)

PART 4. STRUCTURES ON PUBLIC PROPERTY

Sidewalk Vendors

9. (1) Subject to the Regina Traffic Bylaw, no person shall place or leave any temporary structure or furniture for the purpose of serving food or seating customers on public property except for a sidewalk vendor who has obtained a valid permit from the Director, pursuant to this Bylaw.
- (2) The Director may issue a permit, in a form as set out in Schedule "C" of this Bylaw, to place or leave a newspaper stand, sidewalk vending unit, outdoor restaurant furniture, or similar object or to conduct a sidewalk sale or similar activity on the sidewalk, pedestrian mall or boulevard upon:
 - (a) receipt of a fee from the applicant for each object in an amount established by resolution of Council;
 - (b) receipt of an agreement from the applicant to indemnify the City for any damage or injury resulting from or caused by the object or activity;
 - (c) satisfying himself that the object will not unduly interfere with the intended use, including the passage of pedestrian traffic, of the sidewalk, pedestrian mall or boulevard and that the object will not distract or impair the clear vision of or otherwise interfere with drivers.
- (3) Repealed.
- (4) Any person who wishes to operate as a sidewalk vendor or to whom a permit is issued pursuant to this section, shall comply with the applicable regulations which are attached to and form part of this Bylaw;

SCHEDULE "D" - Newspaper Vending;
SCHEDULE "E" - Sidewalk Vending;
SCHEDULE "F" - Sidewalk Sale;
SCHEDULE "G" - Outdoor Restaurant
- (5) Any Bylaw Enforcement Officer or any member of the Regina Police Service may remove any unauthorized object placed, left or maintained on public property at the cost of the person who caused or allowed the object to be placed, left or maintained.

(#9950, s. 4, 1997); (#2006-45, s. 6, 2006)

Cancel Permit

10. (1) The Director may, upon notice to the owner of a temporary structure, cancel any agreement or sidewalk vending permit or remove or relocate any vending unit and refund any remaining fee where the public property is required for any municipal purpose or where the structure or activity endangers public safety.
- (2) Where the Director gives notice of his intention to cancel a temporary structure agreement or sidewalk vending permit, the owner of the structure may appeal in writing, within fourteen days of the notice of cancellation, to the Secretary of the Committee and the Committee may, affirm, modify or reverse the decision of the Director. (#10025, s. 7, 2000)

PART 5. SIGNS

Public Highways

11. Subject to the Regina Traffic Bylaw, no person shall post a sign on a public highway or on public property.

Utility Structures

12. No person shall post a sign on any utility structure in the City, except;
 - (1) Engineering and Works Department of the City may erect traffic signs.

(#2006-45, s. 7, 2006)
 - (2) The Chief Electoral Officer may affix a voters' list for a civic, provincial or federal election.

Graffiti

13. No person shall deface any building, fence or other structure on public property by writing, drawing or posting a sign on the structure or by other similar means.

Public Notice Boards

14. (1) The General Manager of Facilities and Energy Management of the City is directed to construct and maintain the physical condition of public notice boards, for the posting of notices, and shall locate a public notice board in a conspicuous location in each of the places listed in Schedule "H" to this Bylaw.

(#2006-45, s. 8, 2006)

- (2) Any Bylaw Enforcement Officer or City employee authorized by the City Manager may remove any notice from a public notice board:
 - (a) when the advertised event is past;
 - (b) when there is no space left on the public notice board for new notices, in which case the Bylaw Enforcement Officer shall attempt to replace as many current notices as possible;
 - (c) when the notice is the subject of a criminal investigation by Police or the Attorney General concerning false news, fraud, hate literature or obscenity, in which case the notices shall be turned over to the investigator, or is the subject of a civil action concerning libel;
 - (d) where the notice is strictly a commercial advertisement.
- (3) No person shall pull down, damage or deface:
 - (a) a public notice board;
 - (b) notices lawfully affixed to a public notice board, except pursuant to this Bylaw.

Sandwich Boards

75. (1) Any person who wishes to set up or erect a sandwich board sign in front of their place of business and to whom a permit is issued, shall comply with the regulations which are attached, and form part of this Bylaw as Schedule "I".

PART 6. ENFORCEMENT

Default

86. (1) Where a person fails to do anything required by this Bylaw, the Engineering and Works Department of the City or any Bylaw Enforcement Officer may, in default of its being done by that person, do the thing at the expense of the person in default, and the City may recover the expenses of doing so with costs:

(#2006-45, s. 9, 2006)

- (a) by action in any Court of competent jurisdiction;

- (b) in the same manner as municipal taxes; or
 - (c) by adding the expenses to, and thereby they form part of, the taxes on the land on which or with respect to which the work is done.
- (2) Any person against whom remedial action is taken pursuant to subsection (1) shall also be liable to prosecution for contravention of the Bylaw.

PART 7. PENALTY

Fines

97. (1) Subject to subsection (2) and (3), any person who contravenes any provision of this Bylaw is guilty of an offence punishable on summary conviction by a fine in an amount not exceeding:
- (a) two thousand dollars (\$2,000.00) in the case of an individual;
 - (b) five thousand dollars (\$5,000.00) in the case of a corporation;
- or in default of payment by an individual, by imprisonment for a term of not more than ninety (90) days.
- (2) When a Bylaw Enforcement Officer has reason to believe that a person has contravened any provision of this Bylaw, that officer may issue a Notice of Violation to the person, which Notice of Violation shall indicate that the City will accept voluntary payment of an amount as prescribed in Schedule "J" of this Bylaw at the Office of the Director of Finance at City Hall, Regina, Saskatchewan.
- (3) Where the City Treasurer receives voluntary payment within ten days of issuance of the Notice of Violation, the prescribed amount may be reduced by thirty dollars (\$30.00).
- (4) Where the City Treasurer receives voluntary payment of the amount prescribed on the Notice of Violation, the person receiving the Notice of Violation shall not be liable to prosecution for the alleged contravention.
- (5) The failure of any person to remedy a breach of this bylaw within twenty-four hours after receipt of a Notice of Violation shall be deemed to constitute a separate offence for which an additional Notice of Violation may be issued or a prosecution initiated.

- (6) Nothing in this section shall be construed to prevent any person from exercising his right to defend a charge of contravention of this Bylaw.

(#2006-45, s. 10, 2006)

PART 8. APPEAL OF DECISION OF THE ENGINEERING AND WORKS DEPARTMENT

If an application for approval of a permit pursuant to this Bylaw is refused by the Engineering and Works Department or Director of Engineering and Works then the applicant may appeal the decision of the Engineering and Works Department or Director of Engineering and Works by applying in writing to the Secretary of the Committee and the Committee may affirm, modify or reverse the decision of the Engineering and Works Department or Director of Engineering and Works”.

(#2006-45, s. 11, 2006)

PART 9. REPEAL

Repealed Bylaws

19. Bylaw No. 9454, The Clean Property Bylaw, as amended, is hereby repealed.

(#2006-45, s. 12, 2006)

PART 10. ENACTMENT

Effective Date

This Bylaw shall come into force upon its passage.

(#2006-45, s. 13, 2006)

READ A FIRST TIME THIS 10TH DAY OF MARCH, 1997.

READ A SECOND TIME THIS 10TH DAY OF MARCH, 1997.

READ A THIRD TIME AND PASSED THIS 10TH DAY OF MARCH, 1997.

(SGD.) D.R. ARCHER
Mayor

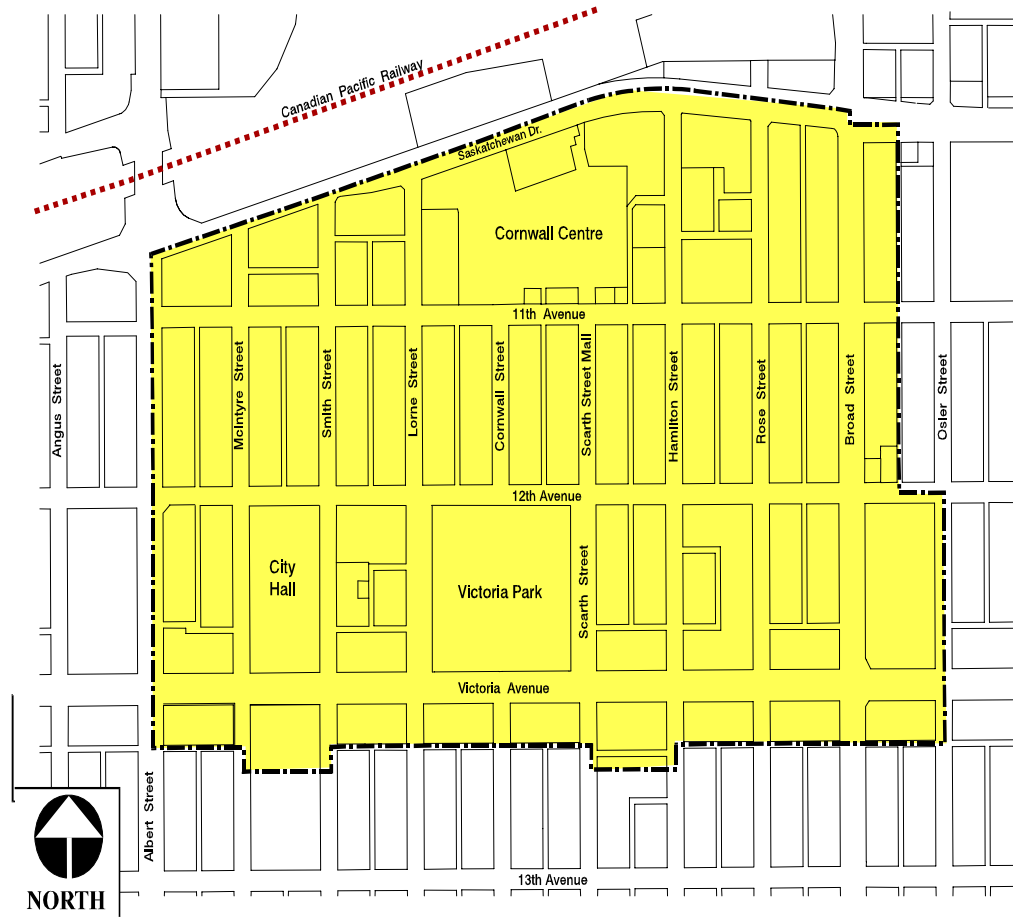
(SGD.) R.M. MARKEWICH
City Clerk

(SEAL)

CERTIFIED A TRUE COPY

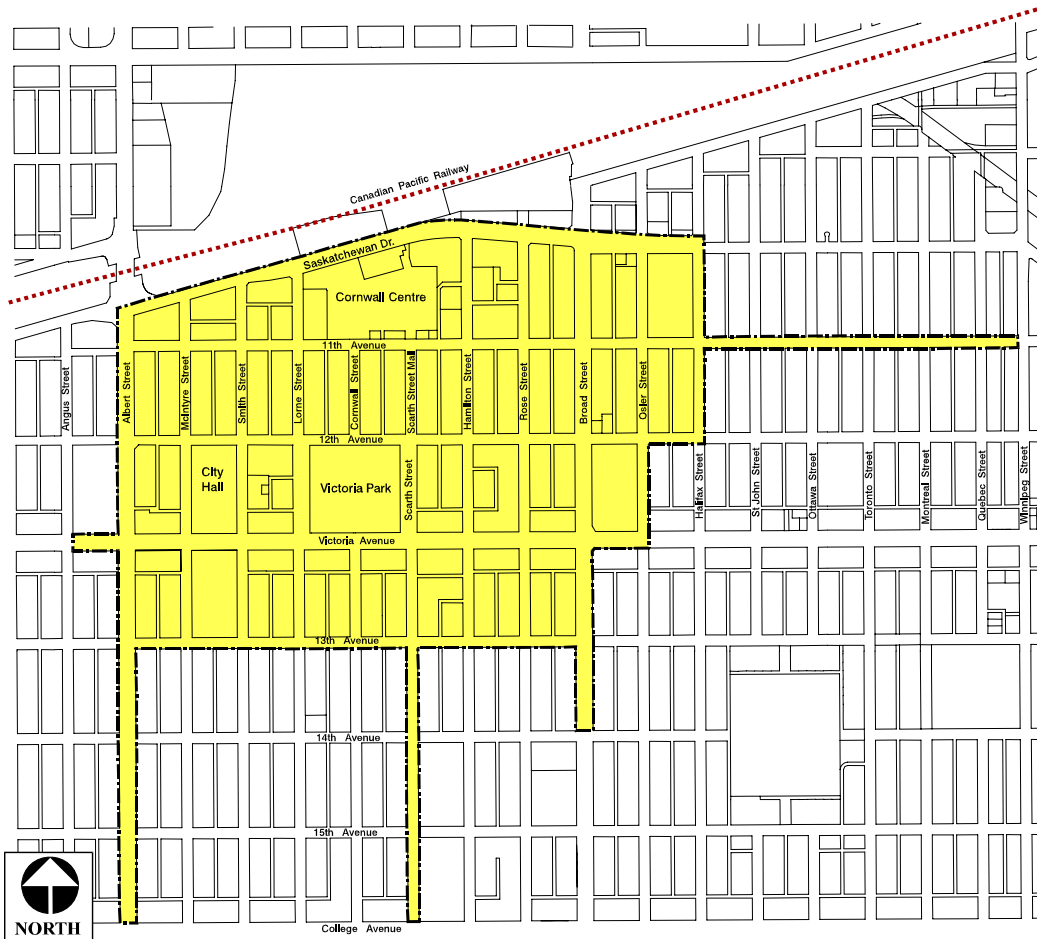
City Clerk

SCHEDULE "A"
Regina Downtown Boundaries
(as provided for in section 1)



(#2006-45, s. 14, 2006)

SCHEDULE "B"
Snow Removal
(as provided for in Section 6)



 **LIMIT OF 24 HOUR ZONE**

(#2006-45, s.15, 2006)

SCHEDULE "C"
(AS PROVIDED FOR IN SECTION 9(2))



TEMPORARY STREET USE PERMIT
(Engineering & Works Department - Phone: 777-7421 or Fax: 777-6806)

1. APPLICANT:

Permit #: _____ Date: _____
Applicant: _____
Address: _____
City: _____ Postal Code: _____
Telephone: _____ Fax: _____
Contact Person: _____

2. TYPE OF PERMIT:

Other Specify:

3. LOCATION:

See Attached Plan:
Applicable City of Regina Temporary Traffic Control Manual drawing(s):
Special Conditions:
For Reserved Parking Meters Only > Meter numbers:

4. PERMIT VALID:

Day Mon Year permit invalid during the following times:
FROM : Hrs Jan 2005 7:00 to 8:30 Hrs , 12:00 to 13:00 Hrs , 16:00 to 18:00 Hrs
TO : Hrs Jan 2005

5. FEE(S):

=
=
=

+ 7% GST or \$20.00 minimum rate or \$500.00 DGSL fee

TOTAL = \$

IMPORTANT - READ BEFORE SIGNING

In consideration of granting this permit, the applicant agrees to save harmless and keep indemnified the City of Regina from all action, causes of actions and demands whatsoever, which may be made against the City in consequence of the granting of this permit or of anything done thereunder by the applicant, his employees or agents, and pay the City for all damages done to any pavement, sidewalk, curb and gutter or for any damage to any property belonging to or under the control of the City of Regina, while used by the applicant.

Grant Stevens

^ Signature of Applicant ^

^ Approved - Engineering & Works ^

APPLICANT please sign and Fax back to 777-6806, FINANCE please invoice applicant

Space below is available for plan/diagrams (insert below section break)

**SCCHEDULE “D”
Newspaper Vending Regulations**

1.0 PURPOSE

To regulate the placement of newspaper vending units on public property.

2.0 DEFINITIONS

- 2.1 **Approved Vending Sites** - means sites determined by the Director of Engineering and Works be appropriate for vending.
- 2.2 **Block Face** - means one side of a city block measured along the curb, street corner to street corner, from and to the mid point of the curb radius at the street corner, distances not exceeding 150 metres in the north south direction or 90 metres in the east west direction.
- 2.3 **Newspaper Vending Unit** - means a vending unit used to sell or distribute any type of newspaper or magazine product to the public.
- 2.4 **Public Property** - means any real property owned or under the control and management of the City of Regina.
- 2.5 **Public Sidewalk** - means any sidewalks included on public property.
- 2.6 **Regina Downtown** - means the area of downtown Regina as per the boundaries described in Bylaw No. 2003-80 and exhibited as Schedule "A" attached hereto.
- 2.7 **Side Boulevard** - means the area between the back of curb and the property line that is not sidewalk.
- 2.8 **Temporary Street Use Permit** - means a permit issued by the City of Regina allowing the permit holder the right to occupy public property for the purpose prescribed in these regulations.
- 2.9 **Vendor** - any person who sells, offers for sale or displays any goods, wares or merchandise on City sidewalks.

SCHEDULE “D”
Newspaper Vending Regulations

3.0 DISCUSSION

- 3.1 The type of newspaper vending covered by these guidelines is the licensed and unlicensed distribution of newspapers, magazines and other literature approved by the Director of Engineering and Works.
- 3.2 The vending shall be from dispensers approved for the purpose. Vendors will be granted approval to vend from specific locations. The Director of Engineering and Works, or his or her designate, may withdraw the location approval at any time.
- 3.3 These guidelines cover vending locations on the side boulevard and public sidewalk of road right-of-way. The vending units shall be placed in such a manner to not interfere with pedestrian traffic.

4.0 PROCEDURE

- 4.1 All requests for approval to place a newspaper vending unit on Regina's city streets must be sent to:

Engineering and Works Department
Traffic Engineering and Operations Section
P.O. Box 1790
Regina, Saskatchewan
S4P 3C8
Phone: 777-7421, Fax: 777-6806

- 4.2 Temporary Street Use Permits shall contain the following information:
 - .1 Identification of the newspaper product being sold or distributed. Identification of coinage required for individual product purchase.
 - .2 List each vending site so City representatives can easily determine where the vending machine will be located.
 - .3 List the Company's identification number that will be stamped or affixed to the vending unit and the location to which it will apply.
 - .4 Applicants are encouraged to contact local businesses prior to making an application for a particular vending site.
 - .5 A plan showing the specifications of the vending unit.
 - .6 Proof of insurance as required. (#10225, s. 8, 2000)

5.0 REGULATIONS

SCHEDULE “D”

Newspaper Vending Regulations

Newspaper Vending units shall be permitted in locations that meet the following requirements:

- 5.1 A vending unit dispenser shall be located so that it does not confine, impede or be a hazard to public traffic. There shall be 2.0 clear metres of walkway available on the sidewalk in Regina Downtown and 1.5 clear metres of walkway on the sidewalk in all other locations. Locations on side boulevards shall not restrict access (ie. parking meters and buildings).
- 5.2 A vendor will be allowed a maximum of one vending unit per block face. The Director of the Engineering and Works Department reserves the right to limit the total number of vending units per block face and the total number of vending units in a group. In Regina Downtown the total number of vending units per block face shall be six (6), the total number of vending units in a group shall be two (2), and the minimum spacing between groups shall be five (5) metres.
- 5.3 A business or property owner may request the City to remove or relocate a vending unit abutting their business or property. The Director of Engineering and Works shall determine if the objection is valid and has the right to cancel the approved vending site.
- 5.4 In no case shall a vending unit be situated in shaded locations as shown in Figure D-1 or:
 - .1 Within 2.0 metres of a doorway (measured in the horizontal direction)
 - .2 Within the sight triangle at the corners of street or alley intersections (current sight triangles are 10.0 metres from a street intersection measured along the curb projection and 4.6 metres from an alley or commercial driveway measured along the back of sidewalk) as per Traffic Bylaw #9900.
 - .3 Within the defined limits of a loading/unloading zone disabled parking zone or taxi stand (marked on the ends by signs and 1.5 metres in the perpendicular direction from the edge of the curb).
 - .4 Within the loading/unloading platform area of a bus stop (measured as a rectangle 9.0 metres long and 1.5 metres wide starting 1.5 metres in advance of the bus stop sign).
 - .5 Within the defined limits of a pedestrian ramp.

SCHEDULE “D”
Newspaper Vending Regulations

- .6 Leaning against or hanging from a building, street light, parking meter, sign post, fire hydrant, or other structure.
- 5.5 Individuals making application for the same location each year shall have preference over new applications for the same locations, although the Director of the Engineering and Works Department reserves the right to grant locations as deemed necessary.
- 5.6 The City reserves the right to relocate or remove vending units to accommodate emergency repairs or maintenance of any pavement, walk, street light, signal light or underground facility.

6.0 NEWSPAPER VENDING UNITS

Units must be constructed according to the following size and quality requirements specified by the City:

- 6.1 Vending units shall be of good quality and aesthetically pleasing in appearance. They shall not have any lights, sounds or actions which could be a distraction for motorists and/or pedestrians.
- 6.2 All vending units must be approved by the Director of Engineering and Works.
- 6.3 The vending unit:
 - .1 shall not exceed 130 cm in height, 60 cm in width and 50 cm in depth.
 - .2 shall have no sharp corners
 - .3 shall have no glass or any window unless made of a shatterproof material
 - .4 shall have a mechanical door return to prevent the door from remaining open unless held
 - .5 shall be weatherproof and be of high quality, painted and of such design and construction as to be structurally sound and entirely self-supporting
 - .6 shall be regularly inspected to ensure that it is maintained in good repair (including washing) and that no nuisance is created at any time

**SCHEDULE “D”
Newspaper Vending Regulations**

- .7 shall be removed for repair immediately when damaged (no major repairs will be permitted on-street)
 - .8 shall not be used for any advertising other than to identify the owner.
- 6.4 The vending unit must display in a prominent location clearly visible to all patrons:
- .1 Name of Company or individual that owns or operates the unit.
 - .2 The unit identification number.

7.0 APPROVALS

After receipt of all necessary information, the Engineering and Works Department will review the request and approve or not approve. The following criteria shall apply during the application procedure:

- 7.1 The approval process may take up to forty-five (45) days, therefore, applicants should submit their request for vending sites well in advance of expected commencement of vending.
- 7.2 All vending units placed within the boundaries of Regina Downtown area must conform to design criteria and location acceptable to the City of Regina. Applications for newspaper vending sites in the downtown will be forwarded to Regina Downtown for review and related comments.
- 7.3 Approvals are valid for a period of one year, and expire December 31 of each year.
- 7.4 Issuance of a Temporary Street Use Permit by the Engineering and Works Department for vending units. (#10225, s. 8, 2000)

8.0 MAINTENANCE OF VENDING SITE

The area in the immediate vicinity of the vending unit shall be kept clear of all garbage and litter resulting from the vending operation.

**SCCHEDULE “D”
Newspaper Vending Regulations**

9.0 POLICY COMPLIANCE

The City reserves the right to withdraw vendor privileges at any location for failure to meet one or more of the requirements outlined in this policy. The vendor must remove the vending unit within 24 hours.

10.0 INDEMNIFICATION

10.1 The vendor shall save the City harmless of all activities undertaken by the vendor.

10.2 The Vendor shall obtain and provide the City with proof of a minimum general liability insurance of \$1,000,000, in a form satisfactory to the City’s Risk Manager.

10.3 The Vendor shall obtain and provide the City with proof of a minimum automobile liability insurance of \$1,000,000, in a form satisfactory to the City Solicitor. Where no vehicle will be used in the performance of the street use or in the delivery of goods or services relating to the permit, automobile liability insurance may not be required, as determined by the City’s Risk Manager.

10.4 The City assumes no responsibility for any theft of property owned by the vendor.

11.0 LEGISLATION

The vendor must abide by all laws and regulations, bylaws and resolutions governing the vending operation and must satisfy all levels of government agencies.

11.1 Clean Property Bylaw - Engineering and Works Department

.1 No person shall litter or place or leave any object on public property without compliance to the City of Regina Clean Property Bylaw and Regina Traffic Bylaw.

12.0 FEES

Each vending unit is subject to a street use permit fee. All permit fees are established by resolution of City Council.

SCHEDULE "D"
Newspaper Vending Regulations

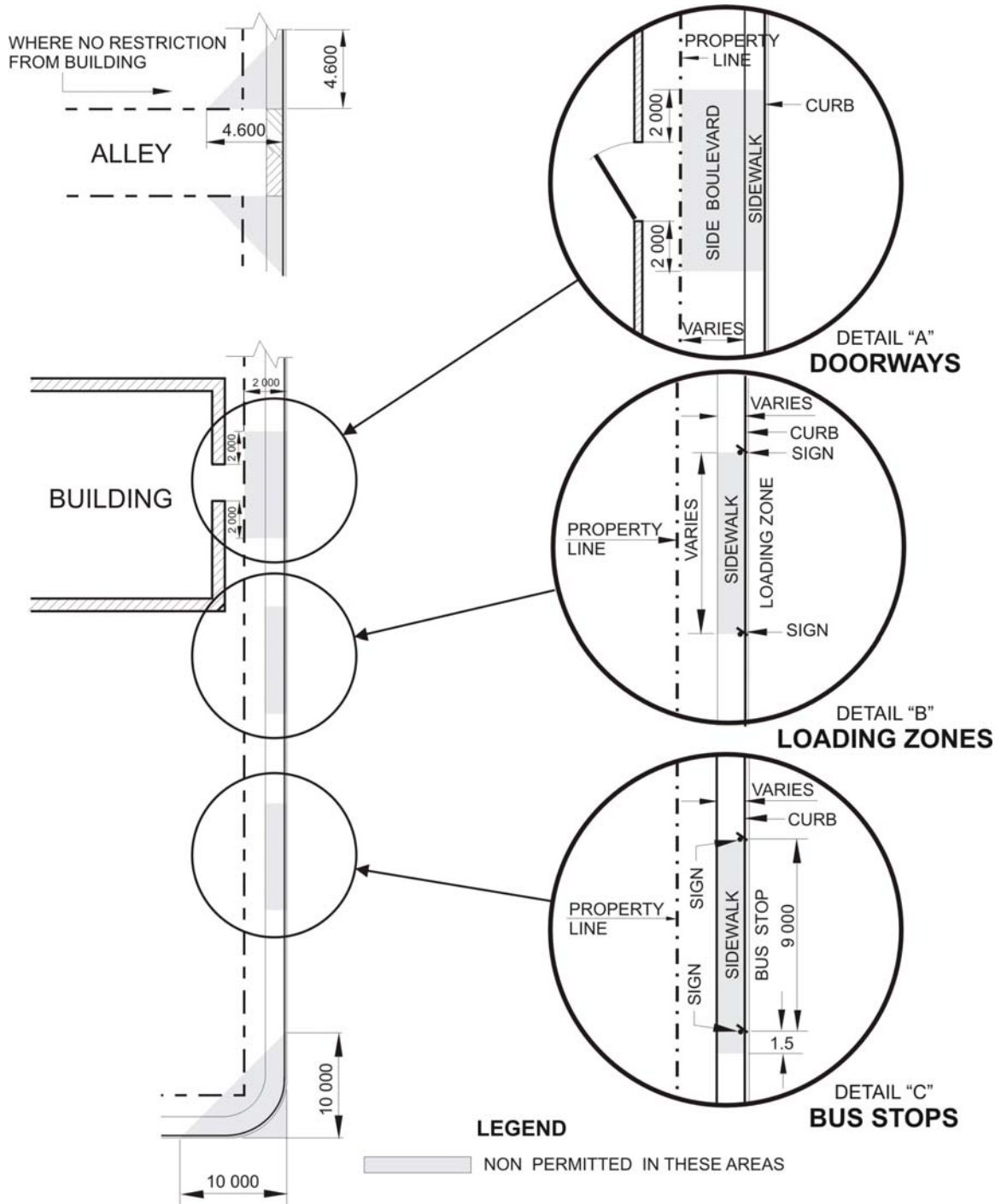


Figure D-1

(#2006-45, s. 17, 2006)

SCHEDULE “E”
Sidewalk Vending Regulations

1.0 PURPOSE

To enhance the overall image and economic vitality of Regina, and in particular Regina Downtown, by increasing the interest and service of the streetscape to the people using it through the provision of specialized vending on public sidewalks and side boulevards.

2.0 DEFINITIONS

- 2.1 **Approved Vending Site** means a location on the road-right-of-way as permitted on an annual basis and determined by the Director of Engineering and Works to be appropriate for vending.
- 2.2 **Food or Beverage Vending Unit** - means a street vending unit used to sell any type of food or beverage product to the public.
- 2.3 **Merchandise Vending Unit** - means a street vending unit used to sell any type of non-edible merchandise as permitted by City bylaws. The unit shall be portable.
- 2.4 **Public Property** - means any real property owned or under the control and management of the City of Regina.
- 2.5 **Public Sidewalk** - means any sidewalks included on public property.
- 2.6 **Regina Downtown** - means the area of downtown Regina as per the boundaries described in Bylaw No. 2003-80 and exhibited as Schedule "A" attached hereto.
- 2.7 **Side Boulevard** - means the area between the curb and the property line that is not sidewalk.
- 2.8 **Sidewalk Vending** - means a vendor displaying and selling approved food or merchandise from an approved vending unit at an approved vending site.
- 2.9 **Temporary Street Use Permit** - means a permit issued by the City of Regina allowing the permit holder the right to occupy public property for the purpose prescribed in these guidelines.
- 2.10 **Vendor** - means any person who sells, offers for sale and displays any goods, wares or merchandise on City sidewalks. (#10225, s. 9, 2000)

**SCHEDULE “E”
Sidewalk Vending Regulations**

3.0 DISCUSSION

- 3.1 The type of sidewalk vending covered by these regulations include food items, quality craftwork and any other items approved by the Director of the Engineering and Works Department.
- 3.2 The vending shall be from mobile units such as hand carts or push carts that can be removed from the street each night. Vendors will be granted approval to vend from specific locations and these locations may not be changed without proper approval from the City.
- 3.3 These regulations cover specialized vending from mobile units on the sidewalks and side boulevards of public property in the City of Regina, with emphasis on Regina Downtown.
- 3.4 The regulations do not cover sidewalk vending from businesses that may want to extend their service to the walk in front of their place of business (e.g. outdoor restaurants, sidewalk sales) nor does it cover vending from muscle powered or motorized vehicles (e.g. ice cream sales, chip truck).

4.0 PROCEDURE

The applicant may contact the Engineering and Works Department, Traffic Engineering and Operations Section, to obtain information about sidewalk vending.

- 4.1 All requests for Temporary Street Use Permits allowing sidewalk vending operations must be sent to:

Engineering and Works Department
Traffic Engineering and Operations Section
7th Floor, City Hall
P.O. Box 1790
REGINA, Saskatchewan
S4P 3C8

Phone: 777-7421 Fax: 777-6806

- 4.2 Applicants wishing to re-apply for the same location must re-submit an application complete with payment by February 15th. Failure to provide notice will result in the location being opened to other applicants.

SCHEDULE “E”
Sidewalk Vending Regulations

- 4.3 Temporary Street Use Permits shall contain the following information:
- .1 Complete list of products proposed for sale;
 - .2 Exact location of the proposed vending site shown on a plan. The plan shall indicate the dimensions of the site and two reference distances to adjacent curb, sidewalk, property line, or other object to clearly identify the site on public property;
 - .3 Plan indicating all dimensions and specifications for the proposed vending unit;
 - .4 Proof of insurance as required.

5.0 REGULATIONS

Sidewalk vending shall be permitted in locations that meet the following requirements:

- 5.1 Sidewalk vending shall be permitted only on approved vending sites.
- 5.2 Approval of vending sites shall be based on the following criteria:
- .1 Not located on any surface used for vehicular traffic, such as driveway or on the street;
 - .2 Not located at a disabled parking zone, loading zone, taxi stand, pedestrian ramp or bus stop;
 - .3 Not located in the Intersection Sight Line Controls (as specified in Traffic Bylaw No. 9900) except where buildings are erected in compliance with the Building and Zoning Bylaws of the City and for which a Building and Development Permit was obtained;
 - .4 A minimum of 3m is required between any portion of the vending unit and the beginning of the curb radius at an intersection that falls under the exemption of the Intersection Sight Line Controls;

SCHEDULE “E”
Sidewalk Vending Regulations

- .5 Vending units must allow a minimum of 1.5m of sidewalk as clear passage way for pedestrians;
 - .6 Only established businesses may vend from the sidewalk area immediately abutting their property. Other vendors must allow a minimum clear distance of 1.5m (5 ft.) of sidewalk between the private property and their vending unit, unless the vender has written approval from the business;
 - .7 Not located adjacent to any road right of ways with a speed limit greater than fifty (50) kilometres per hour;
 - .8 Not located adjacent to any road right of ways outside of the Regina Downtown that is signed with no parking or no stopping;
 - .9 Not located within one city block (150 m) of a school;
 - .10 Not located on any side boulevard that is landscaped with grass, plants or landscape materials, such as rocks, wood chips;
 - .11 Not located in areas that are zoned residential in the City of Regina Zoning Bylaw No. 9250.
-
- 5.3 The vendor shall not conduct business in such a way as would restrict or interfere with the ingress or egress of the adjacent property owner or constitute an obstruction to adequate access by fire, police or maintenance vehicles.
 - 5.4 Neither the vending unit nor any item relating to the operation of the vending business shall lean against or hang from any building, street light, signs, parking meter, etc. or other structure without permission from the owner of the applicable building or structure.
 - 5.5 Vendors shall not vend within 150 metres of a business selling the same merchandise or within twenty (20) metres of a business selling food items unless the business competitor agrees in writing.
 - 5.6 A maximum of twelve (12) sidewalk vending sites shall be allowed within Regina Downtown.
 - 5.7 Sidewalk vending units shall not be allowed on the Frederick W. Hill Mall except for two sites, one located at the north end, adjacent to 11th Avenue,

SCHEDULE “E”
Sidewalk Vending Regulations

and one at the south end adjacent to 12th Avenue.

- 5.8 For those approved vending sites within Regina Downtown, the Director of Engineering and Works, shall allocate sites to individual applicants in accordance with these regulations.
- 5.9 Individuals making application for the same location each year shall have preference over new applications for the same locations although the Director of the Engineering and Works Department reserves the right to grant location as they see fit. Application for the renewal of a vending site must be received prior to February 15th of current year.
- 5.10 Applicants are not permitted to sublet or transfer their vending location to another party. Only registered applicants may operate vending units on approved locations.
- 5.11 The Director may cancel any permit or relocate or remove vending units in accordance with section 10 of the Bylaw. A temporary Street Use Permit for sidewalk vending shall be issued on an annual basis and at no time shall any property right in a road-right-of-way, nor any right to occupy a specific site on the expiration of an existing permit, transfer to or vest in any vendor.
- 5.12 Should a Temporary Street Use Permit be issued, the vendor must commence the sale of merchandise:
 - .1 prior to July 31st or;
 - .2 within 60 days of issuance of permit if the permit is issued after May 1st. (#10225, s. 9, 2000)

6.0 VENDING UNITS

Units must be constructed according to the following size and quality requirements specified by the City:

- 6.1 Vending units shall be of good quality and aesthetically pleasing in appearance. They shall not have any lights, sounds or actions which could be a distraction for motorists and/or pedestrians;
- 6.2 All vending units must be approved by the Director of Engineering and Works;

SCHEDULE “E”
Sidewalk Vending Regulations

- 6.3 Maximum size of the vending unit shall not exceed three (3) square metres and the minimum size is one (1) square metre. The maximum width of the unit shall not exceed 1.35 metres;
- 6.4 Height of the vending unit shall not exceed three (3) metres;
- 6.5 There shall be no permanent modifications made to the vending site. Any damage to the sidewalk or other public structures resulting from vending shall be repaired by the City and the costs paid by the Vendor;
- 6.6 The vending unit must display the Regina Qu’Appelle Health Region Permit and City Business License, if applicable, in a prominent location that is clearly visible to all patrons. Also, the name of the Company or individual that owns or operates the vending unit must be prominently displayed on the vending unit;
- 6.7 All vending units must have a canopy;
- 6.8 All vending machines must:
 - .1 have at least two wheels; and
 - .2 be removed from the street at the end of each operating day without causing damage to any public or private property.

(#2004-70, s. 5(1), 2004)

- 6.9 Any hitch assembly, which may be used to transport the vending unit, must be removable or be protected in such a fashion as not to pose a safety hazard to pedestrians.
- 6.10 Special consideration to the maximum permissible size of a sidewalk vending unit will be given to those vendors operating during winter months (November 1 to April 30). The vending unit may be increased to accommodate weather protection devices for the vendor. Special approval of the Director is required to exceed the maximum dimensions.

7.0 TYPES OF VENDING

- 7.1 The following products may be sold from a sidewalk-vending unit:

SCHEDULE “E”
Sidewalk Vending Regulations

- 7.1.1 Food and Beverages
 - .1 Non-alcoholic beverages;
 - .2 Popcorn;
 - .3 Candy floss;
 - .4 Roasted nuts;
 - .5 Sandwiches;
 - .6 Hot dogs;
 - .7 Confections;
 - .8 Candy;
 - .9 Ice cream.

- 7.1.2 Merchandise
 - .1 Arts and crafts items;
 - .2 Homemade jewellery;
 - .3 Flowers;
 - .4 Newspapers and magazines.

7.2 Products not listed in subsection 8.1 must be approved for sale by the Director of Engineering and Works.

(#2004-70, s. 5(2), 2004)

8.0 APPROVALS

After receipt of all necessary information, the Engineering and Works Department will review the request and approve or not approve. The following criteria shall apply during the approval process:

- 8.1 The approval process may take up to forty five (45) days. Applicants should submit their request well in advance of expected commencement of vending operations;
- 8.2 Applications for vending sites in Regina Downtown will be forwarded to the Regina Downtown for review of location and appearance of each vending unit;
- 8.3 Applications for vending sites adjacent to the Wascana Centre must have the approval of the Wascana Centre Authority;
- 8.4 The vender is responsible to acquire written approval from the adjacent property owners/business;

SCHEDULE “E”
Sidewalk Vending Regulations

- 8.5 Upon receipt of preliminary approval of the requested vending site and the proposed vending unit, the Applicant shall arrange for:
- .1 Inspection of the actual vending unit by the Engineering and Works Department to determine compliance with the drawings and specifications for the unit;
 - .2 Inspection by the Public Health Inspector to determine compliance with *The Public Health Act*. Submission of proof of approval by the Regina Qu’Appelle Health Region;
 - .3 Submission of proof of liability insurance;
 - .4 Submission of the required permit fee;
 - .5 Issuance of a Temporary Street Use Permit by the Engineering and Works Department;
 - .6 The Temporary Street Use Permit is valid for a period of one calendar year and must be renewed annually to remain in force.

9.0 MAINTENANCE OF VENDING SITE

The area in the immediate vicinity of the vending unit shall be kept clear of all garbage and litter.

10.0 POLICY COMPLIANCE

The City reserves the right to withdraw vendor privileges at any location for failure to meet one or more of the requirements outlined in this policy.

11.0 INDEMNIFICATION

The vendor shall indemnify and save the City harmless from and against all costs, losses, claims, actions and causes of action arising from the vendor's activities under his permit.

12.0 SPECIAL EVENTS

- 12.1 Unless otherwise determined by City Council, an individual assigned an "approved vending site" shall also have authority to provide vending services at that site during special events.

SCHEDULE “E”
Sidewalk Vending Regulations

12.2 Vendors may apply to temporarily relocate their vending unit from their existing location to another location for special events. The application shall be in the same format and subject to the same process as their original locations.

13.0 INSURANCE

13.1 The Vendor shall obtain and provide the City with proof of a minimum general liability insurance of \$2,000,000, in a form satisfactory to the City’s Risk Manager.

13.2 The Vendor shall obtain and provide the City with proof of a minimum automobile liability insurance of \$1,000,000, in a form satisfactory to the City Solicitor. Where no vehicle will be used in the performance of the street use or in the delivery of goods or services relating to the permit, automobile liability insurance may not be required, as determined by the City’s Risk Manager.

14.0 THEFT

The City assumes no responsibility for any theft of property owned by the vendor.

15.0 LEGISLATION

The vendor must abide by all laws and regulations, bylaws and resolutions governing the vending operation as listed, but not necessarily limited to those below:

15.1 Regina Qu’Appelle Health Region

.1 No person shall operate a street vending unit for the purpose of selling food and/or beverages without having a valid permit from the Regina Qu’Appelle Health Region to do so.

15.2 Finance - Licensing and Municipal Fines

.1 No person shall operate a vending unit without compliance to The *Licensing Bylaw*, No. 9565.

15.3 Fire Department

SCHEDULE “E”
Sidewalk Vending Regulations

- .1 A fire extinguisher shall be provided on all propane equipped vending units in accordance with City of Regina Fire Regulations.

15.4 Provincial Fire Codes

- .1 If applicable.

15.5 SaskEnergy

- .1 Permits for gas barbecues if applicable.

16.0 FEES

All permit fees are established by resolution of City Council.

(#2006-45, s. 18, 2006)

SCHEDULE "F"
Sidewalk Sale Regulations

1.0 PURPOSE

To permit businesses located in Regina, and particularly within Regina Downtown, to utilize a portion of the City Sidewalk adjacent to their place of business for the purpose of displaying and sale of retail goods.

2.0 DEFINITIONS

2.1 **Business** - shall have the meaning given to it in the Urban Municipality Act.

2.2 **Public Sidewalk** - means any sidewalks included on public property.

2.3 **Public Property** - means any real property owned or under the control and management of the City of Regina, including a public highway.

2.4 **Regina Downtown** - means the area of downtown Regina as per the boundaries described in Bylaw No. 2003-80 and exhibited as Schedule "A" attached hereto.

3.0 DISCUSSION

Businesses in Regina Downtown periodically request permission to conduct merchandise displays on city sidewalks. These displays, also known as Sidewalk Sales, require regulation pertaining to the area required and the exact location of the display. Any business wishing to have a sidewalk display shall apply for a Street Use Permit.

4.0 PROCEDURE

4.1 All requests for approval to utilize a portion of the sidewalk for the purpose of selling merchandise must be sent to:

Engineering and Works Department
Traffic Engineering and Operations Section
P.O. Box 1790
7th Floor, City Hall
Regina, Saskatchewan
S4R 3C8
Phone: 777-7421 Fax: 777-6806

SCHEDULE "F"
Sidewalk Sale Regulations

4.2 Requests shall contain the following information:

- .1 The general layout and location of each display;
- .2 The duration the display will be on the sidewalk.

5.0 REGULATIONS

The following regulations shall apply and are illustrated in Figure F-1.

- 5.1 A sidewalk sale display must be located on the sidewalk nearest and parallel to the building or the property line of the store having the sale. The public sidewalk must be at least 3.2 metres wide;
- 5.2 Displays may only be operated during store hours when the store is open for business.
- 5.3 If a sidewalk display is adjacent to a street with an outside curb lane that is used as a driving or bus lane, then there must be a minimum of 2.0 metres between the street and any objects on display.
- 5.4 Display must project no more than 1.2 metres from the building or property line onto the sidewalk and must be more than 1.5 metres from any other object, including any traffic sign, metre post, street light standard, tree, bus shelter, litter box, or flower box on the sidewalk.
- 5.5 Sale merchandise must be from the retail business carried on within the abutting building.
- 5.6 The Director of Engineering and Works Department may withdraw an applicant's privilege to have a sidewalk sale display, if:
 - .1 the display interferes with vehicular or pedestrian traffic;
 - .2 there is an emergency; or
 - .3 if the display interferes with any work that is to be performed upon the public sidewalk by or on behalf of the City.

6.0 APPROVALS

SCHEDULE "F"
Sidewalk Sale Regulations

After receipt of all necessary information, the Engineering and Works Department will review the request for conformance to City of Regina regulations regarding displays on sidewalks. Applicants shall allow a two week period for approvals. Upon approval, a Temporary Street Use Permit will be issued by the Engineering and Works Department.

7.0 POLICY COMPLIANCE

The City reserves the right to withdraw an applicant's privileges at any location for failure to meet the requirements outlined in these guidelines.

8.0 INDEMNIFICATION

8.1 The applicant shall indemnify and save the City harmless from and against all costs, losses, claims, actions or causes of action arising from the vendor's activities under the permit.

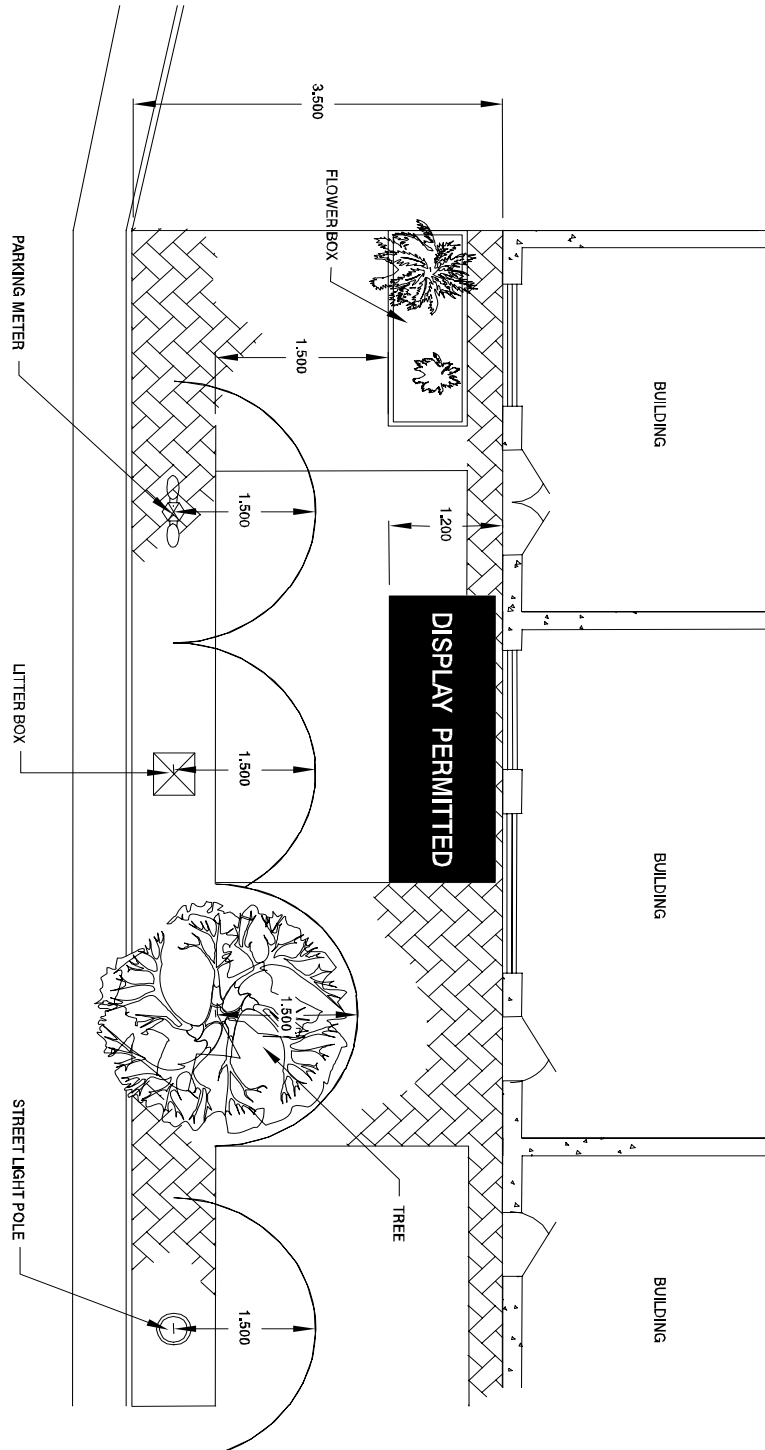
8.2 The Vendor shall obtain and provide the City with proof of a minimum general liability insurance of \$1,000,000, in a form satisfactory to the City's Risk Manager.

8.3 The Vendor shall obtain and provide the City with proof of a minimum automobile liability insurance of \$1,000,000, in a form satisfactory to the City Solicitor. Where no vehicle will be used in the performance of the street use or in the delivery of goods or services relating to the permit, automobile liability insurance may not be required, as determined by the City's Risk Manager.

9.0 FEES

All permit fees are established by resolution of City Council.

SCCHEDULE "F" Sidewalk Sale Regulations



(#2006-45, s. 19, 2006)

SCHEDULE "G"
Outdoor Restaurant Regulations

1.0 PURPOSE

To enhance the overall image and economic vitality of Regina, by increasing the interest and service of the streetscape to the people using it through the provision of outdoor restaurants.

2.0 DEFINITIONS

2.1 **Public Property** - means any real property owned or under the control and management of the City of Regina, including a public highway.

2.2 **Public Sidewalk** - means any sidewalks included on public property.

2.3 **Side Boulevard** - means the area between the curb and the property line that is not sidewalk.

2.4 **Temporary Street Use Permit** - means a permit issued by the City of Regina allowing the permit holder the right to occupy public property for the purpose prescribed in these guidelines.

2.5 **Vendor** - means the owner or operator of an established restaurant.

3.0 DISCUSSION

3.1 The owner or operator of an established restaurant may apply for permission to encroach onto public property to operate an outdoor restaurant. After receipt of all information the Engineering and Works Department will review the request and approve or not approve.

4.0 PROCEDURE

4.1 All requests for Temporary Street Use Permits to initiate an outdoor restaurant must be sent to:

Engineering and Works Department
Traffic Engineering and Operations Section
7th Floor City Hall
P.O. Box 1790
Regina, Saskatchewan
S4P 3C8
Phone:777-7421, Fax::777-6806

SCHEDULE "G"
Outdoor Restaurant Regulations

- 4.2 General questions can be directed to Traffic Engineering and Operations staff at 777-7421 between the hours of 8:00 am and 4:30 pm.
- 4.3 Vendors must obtain a Temporary Street Use Permit prior to commencing any use of public property.
- 4.4 Vendors must renew their Temporary Street Use Permit annually.
- 4.5 All applications for a Temporary Street Use Permit must contain the following:
 - .1 General description of food and beverage services being offered and whether alcohol will be served;
 - .2 Proposed hours of operation and approximate length of time outdoor restaurant will be in operation;
 - .3 Plan showing layout of all restaurant furniture, signs, decor, cash registers and fencing located on public property. Plan shall be fully dimensioned, referencing property line and width of sidewalk;
 - .4 Proof of insurance as required.

5.0 REGULATIONS

- 5.1 Outdoor restaurants may only operate directly in front of an established restaurant and by the same operator as the established restaurant.
- 5.2 There shall be no permanent modifications made to the outdoor restaurant site. Any damage to the sidewalk or other public structures shall be repaired by the City and the costs paid by the owner/operator of the restaurant.
- 5.3 Outdoor restaurants should not be located:
 - .1 On any surface used for vehicular traffic, such as a street or driveway;
 - .2 At a taxi stand, loading zone, disabled loading zone, pedestrian ramp, or bus stop;

SCHEDULE "G"
Outdoor Restaurant Regulations

- .3 In the area controlled by Intersection Sight Line Controls as specified in Traffic Bylaw No. 9900;
 - .4 Adjacent to any road with a speed limit greater than fifty (50) kilometres per hour;
 - .5 On any side boulevard that is landscaped with grass, plants or landscape materials, such as rocks, wood chips;
 - .6 Adjacent to any road using the outside curb lane as a driving lane or bus lane when the clear passageway for pedestrians is less than 2.0 meters.
-
- 5.4 The outer limit of the outdoor restaurant must allow a minimum of 1.5 m of sidewalk as clear passage way for pedestrians.
 - 5.5 The vendor shall not conduct business in such a way as would restrict or interfere with the ingress or egress of the adjacent property owner or constitute an obstruction to adequate access by fire, police or maintenance vehicles.
 - 5.6 Advertising nor any item relating to the operation of the outdoor restaurant shall lean against or hang from any street light, traffic sign, parking meter, or other structure located on public property.
 - 5.7 The vendor is allowed to install a fence to delineate the outdoor restaurant area. The design of the fence shall be such that it can easily be moved, but still be secure enough to withstand the wind. Solid fences may not be more than 1.2 metres high. Lattice work or translucent material may be added to the top of the solid fence, but in no case shall the total height of fence exceed 1.8 metres. Furniture should be removed from public property each night; however, if this is not feasible, the furniture may be left out providing it is secured behind the fence to prevent unauthorized use after the restaurant is closed.
 - 5.8 Vendors are not permitted to sublet or transfer their location to another party. Only owner/operator of established restaurant may operate the outdoor restaurant.
 - 5.9 The City reserves the right to rescind the Temporary Street Use Permit for good cause. The following list is an attempt to inform vendors of situations

SCHEDULE "G"
Outdoor Restaurant Regulations

that may arise to cause temporary or permanent removal of the outdoor restaurant:

- .1 Emergency use of walk;
 - .2 Maintenance or reconstruction of City walks or underground utilities;
 - .3 Excessive congestion of pedestrians or safety concerns of pedestrians walking around the outdoor restaurant;
 - .4 Non compliance with these regulations, City bylaws, or other regulations;
 - .5 Road widening.
- 5.10 All costs associated with development and maintenance of the outdoor restaurant, including litter pick up, shall be the responsibility of the vendor.
- 5.11 The Vendor shall obtain and provide the City with proof of a minimum general liability insurance of \$2,000,000, in a form satisfactory to the City's Risk Manager.
- 5.12 The Vendor shall obtain and provide the City with proof of a minimum automobile liability insurance of \$1,000,000, in a form satisfactory to the City Solicitor. Where no vehicle will be used in the performance of the street use or in the delivery of goods or services relating to the permit, automobile liability insurance may not be required, as determined by the City's Risk Manager.

6.0 APPROVALS

- 6.1 The Engineering and Works Department will review the application. The approval procedure involves the following:
- .1 Applicants should submit their request well in advance of commencement of operations. The approval process may take up to forty five (45) days;
 - .2 Applications for outdoor restaurants within Regina Downtown will be sent to Regina Downtown Association for their review;

SCHEDULE "G"
Outdoor Restaurant Regulations

- .3 Upon payment of the Street Use Fee, a Temporary Street Use Permit will be issued for the current calendar year;
- .4 Temporary Street Use Permits expire on December 31 annually.

7.0 LEGISLATION

7.1 The vendor must abide by all laws and regulations, bylaws and resolutions governing the vending operation as listed, but not necessarily limited to those below:

- .1 No person shall operate an outdoor restaurant for the purpose of selling food and/or beverages without having a valid permit from the Regina Qu'Appelle Health Region to do so;
- .2 Any alcohol service shall be approved by the Provincial Liquor Licensing and Gaming Commission;
- .3 All vendors shall comply with *The Litter Bylaw* that are in effect and applicable to the vendor. Vending apparatus must be removed from the sidewalk outside of the approved hours of operation.

8.0 FEES

All permit fees are established by resolution of City Council.

(#2006-45, s. 20, 2006)

SCHEDULE "H"
Location of Public Notice Boards
(as provided in Section 14(1))

<u>LOCATION</u>	<u>ADDRESS</u>
Albert-Scott Community Centre	1264 Athol Street
Argyle Park Community Centre	35 Davin Crescent
Cathedral Community Centre	2900 13th Avenue
Central Park	2000 Block 15th Avenue
Core/Ritchie Neighbourhood Centre	445 14th Avenue
Glencairn Neighbourhood Centre	2626 Dewdney Avenue East
Neil Balkwill Civic Arts Centre	2420 Elphinstone Street
Northwest Leisure Centre	1127 Arnason Street North
Queen Elizabeth II Square	2476 Victoria Avenue
Pasqua Neighbourhood Recreation Centre	263 Pasqua Street
Frederick W. Hill Mall	1800 Block Scarth Street
SouthEast Leisure Centre	3130 Woodhams Drive
South Leisure Centre	170 Sunset Drive
Sportplex/Lawson Aquatic Centre	1717 Elphinstone Street
Uplands Community Centre	20 Weekes Crescent
Victoria Park	2200 Block Victoria Avenue

(#2006-45, s. 21, 2006)

SCHEDULE "I"
Sandwich Board Sign Regulations

1.0 PURPOSE

To permit businesses located in Regina, and particularly within Regina Downtown, to utilize a portion of the City Sidewalk adjacent to their place of business for the purpose of advertising.

2.0 DISCUSSION

Businesses in Regina Downtown have a need to advertise their business operation by placing portable signs on the sidewalk. The signs, commonly known as sandwich board signs, are portable and not secured to the walk in any manner.

3.0 DEFINITIONS

3.1 **Business** - shall have the meaning given to it in the Urban Municipality Act.

3.2 **Public Sidewalk** - means any sidewalks included on public property.

3.3 **Public Property** - means any real property under the control and management of the City of Regina, including a public highway.

3.4 **Regina Downtown** - means the area of downtown Regina as per the boundaries described in Bylaw No. 2003-80 .

3.5 **Sandwich Board Sign** - means a portable A frame type sign hinged at the apex to be folded into a sandwich position when transported or stored.

4.0 PROCEDURE

4.1 All requests for Temporary Street Use Permits to utilize a portion of the sidewalk for sandwich board sign must be sent to:

Engineering and Works Department
Traffic Engineering and Operations Section
7th Floor, City Hall
P.O. Box 1790
Regina, Saskatchewan
S4R 3C8
Phone: 777-7761 Fax: 777-6806

SCHEDULE "I"
Sandwich Board Sign Regulations

- 4.2 Requests shall contain information regarding the size, shape and weight of the sign, location proposed and the duration the sign will be on the sidewalk.

5.0 REGULATIONS

The following regulations shall apply to all sandwich board signs placed on public property:

- 5.1 Shall be located directly in front of the premises being advertised by the said sign. The public sidewalk must be at least 3.5 metres in width. They shall not block or interfere with the movement of pedestrians.
- 5.2 May be displayed during permitted store hours and when the store is open for business;
- 5.3 The City reserves the right to remove forthwith a sign which causes any interference with vehicular traffic or pedestrian traffic or in the event of any emergency situation or interferes with any work that is to be performed upon the public sidewalk by or on behalf of the City;
- 5.4 Shall not require electrical energy in any form and shall not display lights or contain moving parts;
- 5.5 Shall meet the minimum standards as shown on Figure I-1 for the size of the sign face shall not exceed 750 mm in width and 900 mm in height;
- 5.6 Only one sandwich board sign is permitted per business and the sign shall be placed in front of the applicant's business only.
- 5.7 The Vendor shall obtain and provide the City with proof of a minimum general liability insurance of \$1,000,000, in a form satisfactory to the City's Risk Manager.
- 5.8 The Vendor shall obtain and provide the City with proof of a minimum automobile liability insurance of \$1,000,000, in a form satisfactory to the City Solicitor. Where no vehicle will be used in the performance of the street use or in the delivery of goods or services relating to the permit, automobile liability insurance may not be required, as determined by the City's Risk Manager.

SCHEDULE "I"
Sandwich Board Sign Regulations

6.0 APPROVALS

6.1 Approvals will be based on conformance to City of Regina regulations controlling the use of sandwich board signs. Upon approval, a Temporary Street Use Permit will be issued by the Engineering and Works Department.

6.2 Where an application for a permit is refused by the Engineering and Works Department, the applicant may apply in writing to the Secretary of the Committee and the Committee may, affirm, modify, or reverse the decision of the Engineering and Works Department.

7.0 POLICY COMPLIANCE

The City reserves the right to withdraw applicant's privileges at any location for failure to meet the requirements outlined in this schedule.

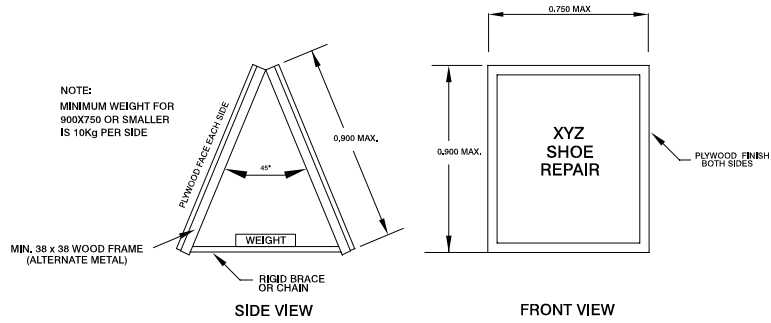
8.0 INDEMNIFICATION

The applicant shall indemnify and save the City harmless from and against all costs, losses, claims, actions or causes of action arising from the vendor's activities under the permit.

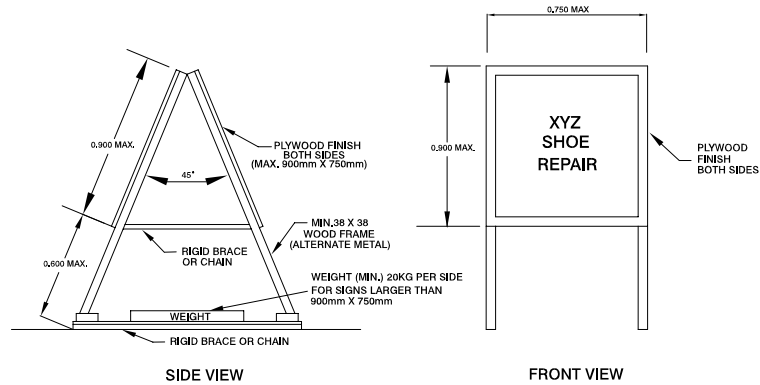
9.0 FEES

All permit fees are established by resolution of City Council.

SCHEDULE "I" Sandwich Board Sign Regulations



TYPE I SIGN



TYPE II SIGN

(#2006-45, s. 22, 2006)

SCHEDULE "J"
Voluntary Payments for Notice of Violation
(as provided in Section 17(2))

SECTION	AMOUNT (\$)	OFFENCE DESCRIPTION
3(a)	50	Litter on public property
3(b)	50	Attach leaflets to a parked vehicle
4	50	Operate a vehicle loaded with unsecured garbage
5(a)	100	Fail to keep business premises and adjacent public property free of garbage
5(b)	100	Fail to provide garbage receptacles
5(c)	100	Fail to provide proper garbage receptacles
5(d)	100	Fail to provide receptacle for recyclable beverage containers
5(2)	100	Fail to prevent tracking onto a public highway
6(1)	100	Fail to keep public sidewalk clear in Regina Downtown
6(2)	100	Fail to keep clear the public sidewalk adjoining a Commercial Building, an Apartment Building or a commercial parking lot.
7	100	Deposit snow from private property onto public property
8	100	Pile snow above 1.5 metres within 3 metres of street or alley
9(1)	50	Leave temporary structure on public property
9(4)	50	Fail to comply with street-vending regulations
11	50	Post a sign on public property or public highway
12	50	Post sign on utility structure
13	50	Deface building, fence or structure
14(3)(a)	Court Appearance	Damage or deface a public notice board.
14(3)(b)	50	Pull down notices from a public notice board

(#2006-45, s. 23, 2006)