

PARKLAND COUNTY  
PROVINCE OF ALBERTA

BYLAW 2024-16

BEING A BYLAW FOR THE PURPOSE OF RESTRICTING THE USE OF FERTILIZERS BY WATERBODIES IN  
PARKLAND COUNTY

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**WHEREAS** the *Municipal Government Act*, RSA 2000 c M-26, authorizes council to pass bylaws for municipal purposes regulating the safety, health, and welfare of people and the protection of people and property; people, activities, and things in, on, or near a public place that is open to the public; and the enforcement of bylaws; and

**WHEREAS** Council of Parkland County is wanting to protect the health of waterbodies in Parkland County from the detrimental effects of fertilizers; and

**WHEREAS** Council of Parkland County has deemed it necessary to have restrictions on the use of fertilizers in Parkland County;

**NOW THEREFORE** the Council of Parkland County, duly assembled and under the authority of the *Municipal Government Act*, RSA 2000 c M-26, as amended, hereby enacts the following:

**TITLE**

1. This Bylaw shall be known as the "Restricted Use of Fertilizers by Waterbodies Bylaw".

**DEFINITIONS**

2. The following definitions will apply to the corresponding words in this Bylaw:
  - (1) "Bylaw Enforcement Officer" means any person appointed by Council or the Chief Administrative Officer (CAO) of Parkland County to enforce this Bylaw;
  - (2) "CAO" means the Chief Administrative Officer of Parkland County;
  - (3) "Council" means the elected council of Parkland County;
  - (4) "County" means the municipality of Parkland County in the Province of Alberta;
  - (5) "Fertilizer" means any substance or mixture of substances, containing nitrogen, phosphorus, potassium or other chemicals that is manufactured, sold or represented for use as a plant nutrient or aid to plant growth provided that, for greater certainty, "Fertilizer" does not include natural vegetation compost;
  - (6) "Natural Compost" means material resulting from the decomposition of organic matter such as food scraps, yard waste and other biodegradable materials;
  - (7) "Owner" means with respect to a property located within the municipal boundaries of Parkland County;
  - (8) "Parkland County's Fees and Charges Bylaw" means the Enforcement Services Fees and Charges Schedule approved by Council as part of the budget approval process; and
  - (9) "Waterbody" means any location where standing surface water is present, permanent and naturally occurring including but not limited to lakes and wetlands.

**PROHIBITION**

3. No person shall apply, spray, distribute or otherwise use, or cause to be applied, sprayed, distributed or otherwise used, any Fertilizers, except for Natural Compost, in any subdivision listed in Schedule A of this Bylaw; which are subdivisions or hamlets adjacent to waterbodies in Parkland County.

**EXCEPTIONS**

4. This Bylaw does not apply to the application of Fertilizer:
  - (1) on lands used for the purpose of agriculture, including lands used for turf grass or sod production;

- (2) on lands used as a golf course or a golf driving range where that land use is in accordance with the zoning in Parkland County's Land Use Bylaw 2017-18;
- (3) on lands used for horticultural production, such as greenhouses or market gardens; or
- (4) on lands used as nursery stock for tree production or reforestation.

## ORDERS AND REVIEW

- 5. If a designated officer finds that a person is contravening this or any other enactment that the municipality is authorized to enforce or a bylaw, the designated officer may, by written order, require the person responsible for the contravention to remedy it if the circumstances so require pursuant to sections 545 and 546 of the Municipal Government Act.
- 6. Every person who fails to comply with an Order issued pursuant to this Bylaw within the time set out in the Order commits an offence.

## ENFORCEMENT

### General Penalty Provision

- 7. A person who contravenes this Bylaw by:
  - (1) doing any act or thing which the person is prohibited from doing; or
  - (2) failing to do any act or thing the person is required to do
 is guilty of an offence.
- 8. Any person who is convicted of an offence pursuant to the Bylaw is liable on summary conviction to a fine not exceeding ten thousand dollars and in default of payment of any fine imposed to a period of imprisonment not exceeding six months.

### Violation Tickets and Penalties

- 9. Where a Peace Officer or County employee believes that a person has contravened any provision of this Bylaw, the Peace Officer may commence proceedings against the person by issuing a Violation Ticket pursuant to the *Provincial Offences Procedures Act*, RSA 2000, c P-34.
- 10. Where there is a specified penalty listed for an offence in Parkland County's Fees and Charges Bylaw, that amount is the specified penalty for the offence.
- 11. Where there is a minimum penalty listed for an offence in Parkland County's Fees and Charges Bylaw, that amount is the minimum penalty for the offence.
- 12. This section does not prevent any Peace Officer from issuing a Violation Ticket requiring a Court appearance of the defendant, pursuant to the provisions of the *Provincial Offences Procedures Act*, RSA 2000, c P-34, or from laying an Information in lieu of a Violation Ticket.
- 13. The levying and payment of any fine or the imprisonment of any period provided in this Bylaw shall not relieve a person from the necessity of paying any fees, charges, or costs from which that person is liable under the provisions of this Bylaw or any other Bylaw.
- 14. The County can exercise discretion in the application of this Bylaw and its contents as defined in Section 529 of the *Municipal Government Act*, RSA 2000 c M-26.
- 15. If the complainant fails to supply evidence to a Parkland County representative on any issue within this Bylaw, the County may elect not to investigate the complaint.
- 16. A Peace Officer may use discretion, mediation and provide increased awareness and education in lieu of applying Violation Tickets and penalties.
- 17. All Violation Tickets issued by the County and heard by the Court are to be supported by witness statements and may require Court attendance by the complainant to validate facts. The final decision to proceed with a specified penalty will be at the discretion of the Court, when the matter is heard, and will be based on supporting evidence.

### False Information

- 18. No person shall provide false or misleading information to any Peace Officer, or County Employee.

### Interference with a Peace Officer

- 19. No person shall interfere with or obstruct a Peace Officer or County employee in the exercise of their powers and duties pursuant to this Bylaw.

**Investigation**

- 20. A complaint may be investigated by a County employee and enforced by a Peace Officer.
- 21. For the purpose of conducting an inspection to determine whether a person is complying with this Bylaw, a County employee or Peace Officer may:
  - (1) enter onto lands at a reasonable time;
  - (2) require the production for inspection documents or thing relevant to the inspection;
  - (3) require information from a person concerning a matter related to the inspection; and
  - (4) take photographs and/or soil samples.
- 22. No person required to produce documents, things or information by a County employee or Peace Officer shall fail to respond forthwith.

**ENACTMENT/TRANSITION**

- 23. Should any provision of this Bylaw be deemed invalid then such invalid provision will be severed from this Bylaw and such severance will not affect the validity of the remaining portions of this Bylaw, except to the extent necessary to give effect to such severance.
- 24. This Bylaw shall come into force and take effect on the day of third reading and signing thereof.

READ A FIRST TIME this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

READ A SECOND TIME this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

READ A THIRD TIME and finally passed this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

SIGNED AND PASSED this \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Chief Administrative Officer

**SCHEDULE "A"**  
**Bylaw No. 2024-16**

<b>SUBDIVISION NAME</b>	<b>NAME OF LAKE</b>	<b>LAKE DESCRIPTION</b>	<b>MUNICIPAL ADDRESS</b>
AMISK ACRES	Amisk Lake (Unnamed Lake)	WATERBODY	53306 RGE RD 35
ASCOT BEACH	Wabamun Lake	WATERBODY	4319 LAKESHORE RD
BAYVIEW	Isle Lake	WATERBODY	53311 RGE RD 62
BEAVER BAY ESTATES	Wabamun Lake	WATERBODY	52531 RGE RD 53
BLUE DIAMOND BAY ESTATES	Hubbles Lake	WATERBODY	53107A RGE RD 14
BOWEN LAKE ESTATES	Bowen Lake (Unnamed Lake)	SHALLOW LAKE	53025 HWY 770
BRAE-MERE COVE	Mere Lake	WATERBODY	1325 TWP RD 540
BRIDGEWATER PROPERTIES	Soldan Lake	WATERBODY	53310 RGE RD 15
BRIGHTBANK ESTATES	Brightbank Lake (Unnamed Lake)	WATERBODY	51513 RGE RD 22
BROOKSIDE ESTATES	Brookside Lake (Unnamed Lake)	DEPRESSION/SWAMP	53412 RGE RD 41
CAMERON LAKE ESTATES	Cameron Lakes	WATERBODY	54020 HWY 779
CARVEL PARK	Carvel Lake (Unnamed Lake)	SHALLOW LAKE	2208 PARKLAND DR
CHATEAU HEIGHTS	Soldan Lake	WATERBODY	53333 RGE RD 20
CHICKAKOO ESTATES	Chickakoo Lake	WATERBODY	1307 TWP RD 540
CLEAR LAKE	Clear Lake (Unnamed Lake)	WATERBODY	53102 RGE RD 31
COAL POINT	Wabamun Lake	WATERBODY	5205 TWP RD 532
DEER LAKE ESTATE	Deer Lake (Unnamed Lake)	DEPRESSION/SWAMP	51124 RGE RD 264
DEER PARK I	Deer Park Lake (Unnamed Lake)	DEPRESSION/SWAMP	51503 RGE RD 270
DUFFIELD DOWNS	Duffield Downs Lake (Unnamed Lake)	DEPRESSION/SWAMP	53029 RGE RD 32
EDGEMONT RIDGE	Edgemont Lake (Unnamed Lake)	SHALLOW LAKE	51421 RGE RD 272
EDGEWOOD ACRES	Pine Valley Lake (Unnamed Lake)	DEPRESSION/SWAMP	51119 RGE RD 265
EUREKA BEACH	Isle Lake	WATERBODY	5414 TWP RD 535
EVERGREEN BAY	Jack Fish Lake	WATERBODY	2307 TWP RD 522
FALLIS	Wabamun Lake	WATERBODY	
GAINFORD	Isle Lake	WATERBODY	
GARDEN GROVE ESTATES	Garden Grove Lake (Unnamed Lake)	WATERBODY	52125 RGE RD 275
GARDENERS COVE	Wabamun Lake	WATERBODY	52427 RGE RD 50
GLORY LAKE PARK	Glory Lake	WATERBODY	53319 RGE RD 14
GREEN ACRE ESTATES	Garden Grove Lake (Unnamed Lake)	SHALLOW LAKE	52222 RGE RD 274
HAMLET OF FALLIS	Wabamun Lake	WATERBODY	
HAMLET OF GAINFORD	Isle Lake	WATERBODY	
HARBOR TERRACE	Wabamun Lake	WATERBODY	5414 TWP RD 530
HARDER ACRES	Harder Acres Lake (Unnamed Lake)	DEPRESSION/SWAMP	26312 TWP RD 514

HILLS OF TWIN LAKES	Twin Lakes (Unnamed Lake)	WATERBODY	1118 TWP RD 534
HUBBLES LAKE	Hubbles Lake	WATERBODY	53103 RGE RD 14
HYCREST PLACE I	Hycrest Lake (Unnamed Lake)	SHALLOW LAKE	53417 RGE RD 14
ISLE COVE	Isle Lake	WATERBODY	6020 TWP RD 534
JACKFISH LAKE ISLAND	Jack Fish Lake	WATERBODY	2310 TWP RD 522
JOHNNY'S LAKE ESTATES	Johnnys Lake	WATERBODY	52502 RGE RD 25
KATHMARCAM ESTATES	Kathmarcam Lake (Unnamed Lake)	WATERBODY	53424 RGE RD 13
KENGLINED	Jack Fish Lake	WATERBODY	2413 TWP RD 522
LAKE COUNTRY PROPERTIES	Bowen Lake (Unnamed Lake)	SHALLOW LAKE	2228 PARKLAND DR
LAKE ISLE (FRY'S)	Isle Lake	WATERBODY	53424 RGE RD 60
LAKE ISLE (GAINFORD)	Isle Lake	WATERBODY	
LAKE WABAMUN (SHERWIN)	Wabamun Lake	WATERBODY	4423 LAKESHORE RD
LAKE WABAMUN (WOODS)	Wabamun Lake	WATERBODY	53002 RGE RD 53
LAKESHORE ESTATES	Big Lake	WATERBODY	53302 RGE RD 261
LAKESIDE PARK	Johnnys Lake	WATERBODY	52502 RGE RD 25
LILY LAKE ESTATES	Lily Lake (Unnamed Lake)	SHALLOW LAKE	52001 RGE RD 275
MALLARD PARK	Mallard Lake (Unnamed Lake)	DEPRESSION/SWAMP	51526 RGE RD 273
MARINE DRIVE ESTATES	Wabamun Lake	WATERBODY	53002 RGE RD 53
MARRAKESH PROPERTIES	Marrakesh Lake (Unnamed Lake)	WATERBODY	2022 PARKLAND DR
MATTWA BAY	Wabamun Lake	WATERBODY	5412 TWP RD 530
MAYATAN LAKE ESTATES	Mayatan Lake	WATERBODY	52228 RGE RD 30
MEADOW CREST ESTATES	Meadow Crest Lake (Unnamed Lake)	DEPRESSION/SWAMP	27019 TWP RD 514
MUIR LAKE HEIGHTS	Muir Lake Complex	WATERBODY	53532 RGE RD 275
MUIR LAKE RIDGE	Muir Lake Complex	WATERBODY	53522 RGE RD 274
NORRIS ACRES	Norwood Lake (Unnamed Lake)	DEPRESSION/SWAMP	26320 TWP RD 514
NORWOOD CLOSE	Norwood Lake (Unnamed Lake)	DEPRESSION/SWAMP	26328 TWP RD 514
OAKWOOD ESTATES	Muir Lake Complex	WATERBODY	27528 TWP RD 540
PARAMAC COVE	Jack Fish Lake	WATERBODY	2332 TWP RD 521
PARAMAC POINT	Jack Fish Lake	WATERBODY	2406 TWP RD 521
PARK ISLE RESORT	Isle Lake	WATERBODY	LAKE AVE
PINE VALLEY ACRES	Pine Valley Lake (Unnamed Lake)	DEPRESSION/SWAMP	51221 RGE RD 265
PINE VALLEY ACRES IV	RR264 Lake (Unnamed Lake)	WATERBODY	51228 RGE RD 264
PROWSE PARK	Wabamun Lake	WATERBODY	53002 RGE RD 54

RAINBOW BEACH ESTATES	Jack Fish Lake	WATERBODY	52111 RGE RD 25
RIDGEWOOD ESTATES	Deer Park Lake (Unnamed Lake)	DEPRESSION/SWAMP	51513 RGE RD 265
RIZZIE BEACH	Wabamun Lake	WATERBODY	53026 RGE RD 43
ROSEWOOD BEACH	Wabamun Lake	WATERBODY	52518 RGE RD 52
SANDHILLS ESTATES	Sandhills Lake (Unnamed Lake)	DEPRESSION/SWAMP	26516 TWP RD 514
SOUTH SEBA BEACH	Wabamun Lake	WATERBODY	53004 RGE RD 54A
STAR LAKE	Star Lake	WATERBODY	52324 RGE RD 25
STAR LAKE ESTATES	Star Lake	WATERBODY	52318 RGE RD 25
STEVEN BEACH	Jack Fish Lake	WATERBODY	52231 RGE RD 24
SUNDANCE MEADOWS	Wabamun Lake	WATERBODY	52515 RGE RD 52
SUNSET BEACH	Isle Lake	WATERBODY	53532 RGE RD 55
SUNSHINE BAY	Wabamun Lake	WATERBODY	53008 RGE RD 55
TAMARAC RETREATS	Wabamun Lake	WATERBODY	52506 RGE RD 50
TERRALTA	Terralta Lake (Unnamed Lake)	WATERBODY	52212 RGE RD 25
TUSCANY HEIGHTS	Muir Lake	WATERBODY	
TWO ISLAND POINT	Jack Fish Lake	WATERBODY	2414 TWP RD 522
VALASPEN PLACE	Hubbles Lake	WATERBODY	53129 RGE RD 14
WABAMUN BEACH	Wabamun Lake	WATERBODY	53103 RGE RD 40
WABAMUN LAKE (MOULDS)	Wabamun Lake	WATERBODY	53001 RGE RD 53
WATER'S EDGE	Wabamun Lake	WATERBODY	4522 SUNDANCE RD
WEEKEND ESTATES	Jack Fish Lake	WATERBODY	52204 HWY 770
WEST GENTRY	Cameron Lakes	SHALLOW LAKE	1103 TWP RD 540
WHITEWOOD SANDS	Wabamun Lake	WATERBODY	4521 LAKESHORE RD
WILD ROSE PARK	Cottage Lake	SHALLOW LAKE	52411 RGE RD 21
WOODLAND PARK	Deer Park Lake (Unnamed Lake)	SHALLOW LAKE	51404 RGE RD 264
WEST GLEN ESTATES	West Glen Lake (Unnamed Lake)	DEPRESSION/SWAMP	26328 TWP RD 511
LANDMARK ESTATES II	Muir Lake Complex	WATERBODY	
WEST POINT ESTATES	Jack Fish Lake	WATERBODY	2307 TWP RD 522
AMITY BAY	Jack Fish Lake	WATERBODY	2427 TWP RD 522
EDINBURGH PARK	Johnnys Lake	WATERBODY	3104 TWP RD 524B
JACKFISH LAKE	Jack Fish Lake	WATERBODY	52215 RGE RD 24
RICHS POINT	Wabamun Lake	WATERBODY	53025 RGE RD 43
BAYSHORE ESTATES	Jack Fish Lake	WATERBODY	2421 TWP RD 522
GRANDVIEW ESTATES	Walker Lake	SHALLOW LAKE	53223 RGE RD 264
FOREST HEIGHTS	Deer Lake (Unnamed Lake)	DEPRESSION/SWAMP	51114 RGE RD 264
WALKER LAKE ESTATES	Walker Lake	SHALLOW LAKE	26328 TWP RD 532A

WOODBEND MEADOWS	Woodbend Lake (Unnamed Lake)	SHALLOW LAKE	26222 TWP RD 514
LAKE WABAMUN (PHILLIPS)	Wabamun Lake	WATERBODY	53117 HWY 31
SUNSET SHORES	Isle Lake	WATERBODY	53509 RGE RD 60
MOONLIGHT BAY	Wabamun Lake	WATERBODY	53102 RGE RD 40
TRANQUILITY HILLS	Jack Fish Lake	WATERBODY	2415 TWP RD 521
WOODRIDGE ESTATES	Woodridge Lake (Unnamed Lake)	SHALLOW LAKE	51328 RGE RD 262
WENDEL HEIGHTS	Eden Lake	WATERBODY	53213 RGE RD 20
GRANDMUIR ESTATES	Muir Lake	WATERBODY	27420 TWP RD 540
GENESEE PARK	Genesee Lake (Unnamed Lake)	WATERBODY	52229 RGE RD 25
FREEMAN	Wabamun Lake	WATERBODY	4432 LAKESHORE RD
SKYLAND GARDENS	Wabamun Lake	WATERBODY	53123 HWY 31
CHERLYN HEIGHTS	Mere Lake	WATERBODY	53504 RGE RD 14
CLEARWATER ESTATES	Hubbles Lake	WATERBODY	53130 RGE RD 13
LAKE ISLE	Isle Lake	WATERBODY	53428 RGE RD 60
SOUTH WOODLAND ACRES	Wabamun Lake	WATERBODY	53102 RGE RD 43
SILVER DIAMOND ESTATES	Hubbles Lake	WATERBODY	53106 RGE RD 14
HYCREST PLACE II	Hycrest Lake (Unnamed Lake)	SHALLOW LAKE	53417 RGE RD 14
MAYFAIR HEIGHTS	Glory Lake	WATERBODY	1304 TWP RD 533
WILLOW PARK	Willow Park Lake (Unnamed Lake)	DEPRESSION/SWAMP	51309 HWY 60
PARK RIDGE HEIGHTS	Pine Valley Lake (Unnamed Lake)	DEPRESSION/SWAMP	51122 RGE RD 265
DEVONSHIRE MEADOWS II	Pine Valley Lake (Unnamed Lake)	DEPRESSION/SWAMP	51121 RGE RD 270
LAKE ISLE ESTATES	Isle Lake	WATERBODY	53420 RGE RD 60
LAKECREST	Jack Fish Lake	WATERBODY	2319 TWP RD 524
ROLLINGVIEW ESTATES	Rollingview Lake (Unnamed Lake)	WATERBODY	51314 RGE RD 21
CANTERBURY ESTATES	Muskeg Lake	SHALLOW LAKE	53407 RGE RD 30
HAMLET OF WABAMUN	WABAMUN LAKE	WATERBODY	