

TOWN OF EASTEND
Bylaw No. 767/2024

MAIN BYLAW OF THE TOWN OF EASTEND, IN THE PROVINCE OF SASKATCHEWAN, TO REGULATE THE USE OF SURVEILLANCE CAMERAS IN THE TOWN OF EASTEND RESPECTING THE PROTECTION OF PRIVACY TO INDIVIDUALS.

The Council of the Town of Eastend in the Province of Saskatchewan, enacts as follows:

SHORT TITLE

1. This bylaw may be cited as Surveillance Camera Bylaw.

DEFINITIONS

2. (a) "Cameras" means security cameras, visual surveillance equipment, or night vision cameras capable of capturing visual images and/or audio recordings;
(b) "Designated officer" means an employee or agent of the Town appointed by Council for the purposes of this Bylaw, and includes a regional Bylaw Enforcement Officer, Peace Officer, Special Constable, Community Safety Officer or members of the Royal Canadian Mounted Police;
(c) "Organization" means an entity or group of people that acts with a specific purpose;
(d) "Town" means the municipal jurisdiction of the Town of Eastend;

Authority

3. This Bylaw is enacted pursuant to Section 8 of *The Municipalities Act*.

SCOPE

4. This Bylaw is meant to protect the health, safety, welfare, and privacy of people and activities in the Town, and to maintain the amenities of the Town.
5. Cameras on private property must not capture visual images or audio recordings of public places such as but not limited to:
 - (a) Sidewalks and streets
 - (b) Facilities such as swimming pools, parks, playgrounds, parking lots, and schools: or
 - (c) any properties, regardless of zoning type.
6. Cameras on private property must only be pointed towards the owner's own private property.
7. Cameras must not capture audio recordings.
8. (a) There may only be up to four cameras on one property.
(b) An application may be made to the Town to allow for more than four cameras on one property.
9. Cameras may be mounted on a building but must not be elevated on poles or other apparatus that extend the camera's position to that above the structure of the building.

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M10. Any properties in contravention of this bylaw at the time of passing will be given notice by registered letter mail and have 30 days from the date of the letter to become compliant.

EXEMPTIONS

11. This Bylaw does not apply to:

- (a) Financial institutions;
- (b) Detention centres;
- (c) Municipal properties;
- (d) Law enforcement properties;
- (e) National Defence properties;
- (f) Other types of organizations that require video surveillance where the use of such cameras is necessary and reasonable, including in instances where cameras are used for safety and security, but not for instances in which cameras are capturing images in an unwarranted and intruding manner.

OFFENCES AND PENALTIES

12. When a designated officer has reason to believe that a person has contravened any provision of this Bylaw, the designated officer may issue a notice of violation to the person in contravention, requiring the person to pay a fine and remove the camera(s).

13. Where a notice of violation is issued, a person may make a voluntary payment in the amount of \$300 for that violation if they do so before the specified date set out in the notice of violation.

14. Where the person makes a voluntary payment and removes the camera(s) before a summons is issued, then that person shall not be liable to prosecution of the alleged contravention.

15. Notwithstanding sections 13 and 14, if it is, in the opinion of a designated officer, in the public interest to compel a person who has contravened a provision of this Bylaw for the first time to appear before a justice under this Bylaw, the designated officer may issue a summons that requires the person to appear before a justice without the alternative of paying the specified amount to avoid prosecution.

16. Any person who contravenes any of the provisions of this Bylaw shall be guilty of an offence and upon summary conviction, shall be liable to a maximum penalty, per day, of \$300.00.

17. If the work required of an owner is not completed within the specified period, a designated officer may, at any reasonable time, enter upon the land or may make arrangements for municipal employees or a contractor retained for that purpose, to enter upon the land to do the work and cost of such work shall be recoverable from the owner by the Town of Eastend in like manner as municipal taxes.

COMING INTO FORCE

18. This Bylaw shall come into effect on the day of its final passing.

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M-11 (a)



Jane Budler
Mayor

Jacqui Scholt
Administrator
Section 8 The Municipalities Act

Read a third time and adopted
this 14th day of August, 2024.

Jacqui Scholt
Administrator