



**VILLAGE OF MYRNAM
BYLAW NO. 2025-08**

**A BYLAW OF THE VILLAGE OF MYRNAM, IN THE PROVINCE OF ALBERTA, TO
REGULATE AND CONTROL UNSIGHTLY AND DANGEROUS PREMISES**

WHEREAS, pursuant to section 7 of the Municipal Government Act, RSA 2000, Chapter M-26, the Council of the Village of Myrnam may pass bylaws for municipal purposes respecting nuisances, including unsightly property and dangerous buildings;

AND WHEREAS Council deems it desirable and necessary for the benefit of residents to regulate, control, and abate unsightly and dangerous premises within the Village;

NOW THEREFORE the Council of the Village of Myrnam, in the Province of Alberta duly assembled, enacts as follows:

1.0 TITLE

1.1 This Bylaw shall be known as the "Unsightly and Dangerous Premises Bylaw."

2.0 DEFINITIONS

2.1 "**Act**" means the *Municipal Government Act, R.S.A. 2000, c.M-26*, as amended.

2.2 "**Appeal Notice**" means a written notice submitted to the Chief Administrative Officer by a person who has received an Order under this Bylaw, requesting a review of the Order by Council in accordance with the procedures set out in this Bylaw.

2.3 "**Appellant**" means a person who files an Appeal Notice.

2.4 "**Building Material**" means construction and demolition materials accumulated on a premises during construction, alteration, repair, or demolition, including displaced earth, vegetation, or rock.

2.5 "**Bylaw**" means a bylaw of the Village of Myrnam.

2.6 "**C.A.O.**" means the individual appointed by Council to be the Chief Administrative Officer of the municipality, responsible for the administration of all municipal affairs, and for carrying out the policies and decisions of Council in accordance with the provisions of the *Municipal Government Act*."

2.7 "**Council**" is the Mayor and Councillors of the Village of Myrnam who are elected pursuant to the provisions of the Act, whose term are unexpired, who have not resigned, and who continues to be eligible to hold office under the Act.

2.8 "**Dangerous Building**" means any building, structure or erection, or part thereof, that:

- a) is in a ruinous or dilapidated state,
- b) poses a danger to the public or adjacent property,
- c) is structurally unsound, or
- d) is unsecure and accessible to unauthorized persons.

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- 2.9 "Garbage"** includes rubbish, refuse, papers, containers, animal or human excrement, sewage, carcasses, hazardous materials, broken furnishings or appliances, and any decomposable organic matter.
- 2.10 "Occupant"** includes a person residing at or using a premises, whether as an Owner, tenant, or otherwise.
- 2.11 "Owner"** means any person who holds legal or equitable interest in a Property, is registered as owner under the Land Titles Act, controls the property, or occupies it under lease, license, or permit.
- 2.12 "Peace Officer"** means a person appointed under the *Peace Officer Act* or a Bylaw Enforcement Officer appointed by the Village.
- 2.13 "Premises"** means any lands, buildings, structures, or portions thereof, whether occupied or unoccupied, and includes yards, grounds, driveways, fences, and any accessory buildings or structures located on the land.
- 2.14 "Property"** means any land, building, or premises within the Village limits.
- 2.15 "Village"** means the municipal corporation of the Village of Myrnam.

3.0 UNSIGHTLY PREMISE AND NUISANCE

- 3.1** No person shall cause or permit a premises they own or occupy to become or remain an unsightly premises to:
- a) Overgrown grass or weeds exceeding 15 cm in height, including the area extending from the property line to the centre of adjacent streets or alleys.
 - b) Storage of more than two (2) unregistered, uninsured, or inoperable vehicles on residential property.
 - c) Wrecked, dismantled, unsightly, or abandoned vehicles (unless a permit has been approved through the Land Use Bylaw)
 - d) Loose materials including Garbage and building materials improperly stored.
 - e) Graffiti, dilapidated fencing, or visible structural damage.
- 3.2** No person shall cause or permit a premises they own or occupy to become or remain a nuisance due to:
- a) Trees or shrubs obstructing driver visibility, public works, or utilities.
 - b) Emission of dense smoke for longer than six (6) minutes per hour.
 - c) Emission of dense dust into the atmosphere.
 - d) Compost heaps that cause foul odours or attract pests/vermin.
- 3.3** Owners or Occupants must prevent or promptly remedy any unsightly premise or nuisance.

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4.0 DANGEROUS BUILDINGS AND STRUCTURES

- 4.1** No person shall cause or permit a premises they own to become or remain a dangerous building.
- 4.2** Owners must ensure that unoccupied or unsafe buildings (including old sheds, garages, or residences) are either demolished or restored to a safe, usable condition in compliance with applicable building codes and permits.

5.0 INSPECTION AND ORDER TO REMEDY

- 5.1** A Peace Officer or the C.A.O. may enter any public or private property to inspect for compliance with this Bylaw.
- 5.2** Where a Peace Officer or the C.A.O. determines that a premises is in contravention of this Bylaw, the C.A.O. may issue a written Order under Section 545 or 546 of the Act, directing that the contravention be remedied.
- 5.3** The Order must be issued to the Owner of the property.
- 5.4** A copy of the Order may also be provided to the Occupant of the premises, if one exists and can be reasonably identified.
- 5.5** Notwithstanding any notice provided to an Occupant, the Owner of the property shall be ultimately responsible for ensuring compliance with the Order, including any remedial work required or penalties imposed.
- 5.6** An Order must be served in the following order:
 - a) Verbally, through personal contact whenever possible, either in person, by phone, or by text; and if the order has not been complied with, then
 - b) by registered mail sent to the last known address.

6.0 PENALTIES AND COST RECOVERY

- 6.1** Any person who contravenes any provision of this Bylaw, or who fails to comply with an Order issued under this Bylaw, is guilty of an offence.
- 6.2** Orders must be complied with as follows:
 - a) Seven (7) days for non-compliance of Section 3.1(a)
 - b) Fourteen (14) days for non-compliance of Section 3.1(b)-(e)
 - c) Thirty (30) days for non-compliance of Section 4; unless there is an immediate risk to the public.
- 6.3** If an Order is not complied with within the time provided, the Village may carry out the required work to remedy the contravention. Costs incurred, plus an administrative fee (Schedule "B"), will be recoverable from the Owner as a debt or may be added to

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property taxes pursuant to the Act.

- 6.4** A person guilty of an offence under this Bylaw is liable to a fine as set out in Schedule A.
- 6.5** Each day that a contravention continues constitutes a separate offence.
- 6.6** Fines and penalties are in addition to any costs incurred by the Village to remedy the contravention.
- 6.7** The Village may impose an administrative fee, as set out in Schedule B, to cover costs associated with inspections, enforcement, or processing Orders under this Bylaw.
- 6.8** Any unpaid costs or administrative fees may be added to the tax roll of the property and collected in the same manner as property taxes, in accordance with Section 553 of the Act.
- 6.9** Any unpaid fines owing under this Bylaw may be given to a third-party collection agency for recovery.
- 6.10** The Village, its Council, employees, officers, and agents shall not be liable for any damages or losses resulting from the inspection, entry upon land, or performance of any remedial work done in good faith under the authority of this Bylaw or the Act.
- 6.11** Where the Village deems it necessary to retain a contractor, inspector, engineer, or other qualified professional to assess or carry out enforcement or remedial work under this Bylaw, all costs incurred shall be charged to the Owner of the property. These costs may be added to the property tax roll in accordance with Section 553 of the Act.

7.0 RIGHT TO APPEAL

- 7.1** Any person who receives an Order under this Bylaw may, within fourteen (14) days of the date of service of the Order, submit an Appeal Notice to the Chief Administrative Officer, requesting a review of the Order by Council.
- 7.2** An Appeal Notice received after the fourteen (14) day period will not be heard; the Appellant will be notified.
- 7.3** The Appeal Notice must:
 - a) Be in writing,
 - b) Include the Appellant's name, address, and contact information,
 - c) Identify the property and Order being appealed, and
 - d) Set out the reasons for the appeal.
- 7.4** The Appeal Notice must be submitted by email or delivered in person or by mail to:

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Village of Myrnam - Administration Office
5007 – 50 Street, P.O. Box 278
Myrnam, AB T0B 3K0
Email: admin@myrnam.ca

7.5 Upon receipt of a valid Appeal Notice, the C.A.O. shall schedule an appeal hearing before Council within thirty (30) days and shall notify the Appellant and Owner in writing of the date, time, and location of the hearing.

7.6 Following the hearing, Council may confirm, vary, substitute, or cancel the Order.

7.7 Written notice of Council's decision will be served on the Appellant and Owner.

8.0 SEVERABILITY

8.1 If any provision of this Bylaw is found invalid or unenforceable, the remaining provisions shall remain in full force and effect.

9.0 REPEALS

9.1 Bylaw No. 07-09 be hereby repealed.

10.0 EFFECTIVE DATE

10.1 This Bylaw shall come into force and take effect upon third and final reading.

That Bylaw No. 2025-08 be given a first reading this 21st day of August 2025.

That Bylaw No. 2025-08 be given a second reading this 21st day of August 2025.

That Bylaw No. 2025-08 be given third and final reading and passed this 21st day of August 2025.

VILLAGE OF MYRNAM

DONNA RUDOLF, MAYOR

ELSIE KIZIAK, C.A.O.

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SCHEDULE A

Offence Description	Fine Amount (per offence)
Failure to remedy an unsightly premises	\$100
Failure to remedy a dangerous building or structure	\$750
Obstructing an officer or interfering with enforcement	\$500
Failure to secure or restrict access to a hazardous structure	\$1,000
Each day a contravention continues (unsightly)	\$100
Each day a contravention continues (dangerous)	\$100

SCHEDULE B

Service/Activity	Administrative Fee Amount
Issuance of Order to Remedy	\$50
Contractor or third-party inspection or enforcement	Actual cost incurred by the Village, not including GST, plus 10%