

**GREATER VICTORIA HARBOUR AUTHORITY RULES AND REGULATIONS
(the “Rules and Regulations”)**

For more information on this policy, please email gvha@gvha.ca

In Effect: January 1, 2021

The Greater Victoria Harbour Authority (the “GVHA”) Rules and Regulations set out below (the “Rules and Regulations”) will be the Rules and Regulations in force and is binding on all GVHA Agreement holders (the “Agreement Holder”) (Licensee, Lessee or otherwise) unless or until amended by the GVHA. The GVHA will communicate any amendments or changes in the Rules and Regulations to the Agreement holder by email and by posting on the GVHA’s website, and after communication the changed or amended Rules and Regulations will be in force until further amendment and notice thereof.

1. GENERAL

- 1.1. The Licensee agrees to dispose of all waste, composting and recycling in the regular course of business in the designated receptacles at the Facility, the location of which may be changed from time to time due to operational requirements of the GVHA. Any waste related to construction or repairs must not be disposed of at the Facility and the Licensee must dispose of such items elsewhere at their own cost. Refer to the CRD Hartland Landfill website for a full list of accepted and banned items.

<https://www.crd.bc.ca/service/waste-recycling/hartland-landfill-facility>

- 1.2. The Licensee agrees to dispose of all fish waste in compliance with Department of Fisheries and Oceans Best Practices which prohibits the dumping of any waste including fish waste into harbour waters.
 - 1.3. The Licensee will keep all exterior areas of any buildings, FCUs and vessels and the License Area clean, sanitary and free from all accumulations of debris, filth, rubbish and garbage. In addition, any petroleum products or by products must be covered and safely and securely stored with adequate barriers to prevent entry into environment in the event of a spill or leak.
 - 1.4. The Licensee shall report to the GVHA all incidents of pest activity observed at the Facility or in the License Area, and shall take all reasonable preventative efforts to ensure that pest activity within and near the Float Home or FCU is not encouraged.
 - 1.5. The Licensee is responsible for any damage to the License Area occurring while the Licensee is exercising his rights under this License. The Licensee acknowledges and agrees that in this
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event, the Licensee will pay the cost of restoration and/or repair forthwith upon notice from the GVHA.

- 1.6. The Licensee will comply with such notices, directions and demands from the GVHA or persons acting on behalf of the GVHA, or other applicable regulatory bodies to ensure the proper operation of the Facility.

2. SAFETY AND SECURITY

- 2.1. The Licensee must comply with all security policies and procedures in place at the Facility.
- 2.2. The Licensee is responsible for, at all times, safely operating within the License Area. The Licensee is required to perform regular safety checks to all structures, equipment and utility lines, including after inclement weather.
- 2.3. The Licensee shall not do anything or omit to do anything that could reasonably affect the access of any other license holder, the GVHA or the public to or within the Facility.
- 2.4. The Licensee shall not, at any time, permit debris or items to be left or stored outside of the License Area without prior written permission from the GVHA. This includes, but is not limited to, benches, planters, waste receptacles, bicycles, building materials, fuel containers, tools or machinery.
- 2.5. All dinghies, canoes, engines and any other marine accessories must be within the License Area at all times.
- 2.6. Children under the age of twelve (12) years are not permitted at facilities owned or operated by the GVHA, including the Facility, unless accompanied and directly supervised by an adult.
- 2.7. Child sized PFDs (Personal Floatation Devices) may be available in publicly accessible area(s) of the Facility and are meant to be used by guests, invitees and customers of the Facility while at the Facility. The available PFDs are not meant to be taken off-site and are not meant to be kept within any structure or License Area except when being actively used by a guest, invitee or customer. The GVHA assumes no responsibility for the use or misuse of the PFDs.
- 2.8. All storage, mixing or transferring of Contaminants, petroleum products or by-products must adhere to BC Fire code regulations and Best Management Practices. GVHA has the right to review and inspect at any time.
- 2.9. The Licensee must provide the GVHA with an emergency contact phone number which may be contacted in the event of an emergency or environmental hazard related to the License Area.
- 2.10. The speed of any vessel operated by the Licensee and any other vessels operating in or around the Facility shall not exceed three (3) knots, as regulated by Transport Canada. At all times, the Licensee and their employees, agents and invitees shall use due care in entering and exiting

the Facility by water. Upon approach or departure from floats within the Facility, the operator of the vessel shall do so in a cautious manner to minimize swell or any other disruptions to the users of the Facility.

- 2.11. There is no swimming, recreational diving, fishing, crabbing or shrimping permitted within the Victoria Inner Harbour limits, as defined by Transport Canada. This includes any facility owned or operated by the GVHA, with the exception of any portion of the Victoria Inner Harbour where Transport Canada has expressly permitted such activities.
- 2.12. The GVHA recommends that all license holders review the Emergency Response Plan for the Facility, which is available by request from the GVHA and on the GVHA's website.
- 2.13. The GVHA is not to be considered a substitute for emergency services or critical response. In the event of threat to personal safety, fire, water related accident or other bodily injury to a license holder, customer, guest or invitee, the license holder shall contact the emergency authority (911 or other emergency response) prior to alerting the GVHA.
- 2.14. Feeding of all wildlife at the Facility is strictly prohibited.
- 2.15. The Licensee will use only utility connections that meet all Applicable Laws, fire regulation, local electrical code and/or other jurisdictions having authority. All cords and pipes must be suitable for marine outdoor use subject to freezing temperatures. All cord caps must be corrosion resistant. A maximum of one electrical connection per structure, FCU or vessel is permitted unless otherwise authorized by the GVHA in writing.
- 2.16. Any structure or FCU shall be equipped with a water line shut off valve. Pursuant to CRD regulations, GVHA requires that all license holders equip their structure or license area with a backflow preventer and be suitably protected from freezing. In the chance of inclement weather, it is the responsibility of the Licensee to keep a trickle of water flowing within the FCU to prevent the water lines from freezing.
- 2.17. The Licensee must maintain their own Occupational Health and Safety (OHS) programs within their business and Licence Area. The Licensee will be the Prime Contractor for all activities of the Licensee at the Facility in compliance with all Applicable Laws.

3. QUIET HOURS

- 3.1. Quiet Hours at the Facility are from 10:00pm to 7:00am, Monday to Saturday and 10:00pm to 10:00am on Sundays and Statutory Holidays. This complies with the City of Victoria Noise Bylaw NO. 03-012.
- 3.2. GVHA reserves the right to adjust Quiet Hours with thirty (30) days written notice to license holders at the Facility. Less than thirty (30) days' notice may be required in the event of an urgent, emergency or unforeseen circumstance.

- 3.3. License holders may conduct business outside of Quiet Hours on Sundays and Statutory Holidays. During Quiet Hours, Licence holders and their guests must comply with the City of Victoria noise bylaw as it relates to Harbour Intermediate District.
- 3.4. During Quiet Hours, noise should be kept to a minimum and there is no loud music permitted within the Facility.
- 3.5. Any Licence holder with outdoor operations must follow Quiet Hours.
- 3.6. License holders are encouraged to report violations of Quiet Hours to the GVHA.