

CORPORATION OF THE CITY OF NEW WESTMINSTER



STREET AND TRAFFIC BYLAW NO. 7664, 2015

A Bylaw for the regulation of Traffic and the use of Streets and other Public Places within the City of New Westminster.

EFFECTIVE DATE: November 21, 2016

CONSOLIDATED FOR CONVENIENCE ONLY
(November 13, 2019)

This is a consolidation of the bylaws listed below. The amendment bylaws have been combined with the original bylaw for convenience only. This consolidation is not a legal document. Certified copies of the original bylaws should be consulted for all interpretations and applications of the bylaws on this subject.

<u>Amendment Bylaw</u>	<u>Amends</u>	<u>Adopted</u>	<u>Effective</u>
7957, 2017	Various Sections	November 6, 2017	November 6, 2017
8160, 2019	Definition of Heavy Truck	November 4, 2019	November 4, 2019

The bylaw numbers highlighted in this consolidation refer to the bylaws that amended the principal Bylaw No. 7664, 2015. The number of any amending bylaw that has been repealed is not referred to in this consolidation.

**CORPORATION OF THE CITY OF NEW WESTMINSTER
BYLAW NO. 7664, 2015**

A Bylaw for the regulation of Traffic and the use of Streets
and other Public Places within the City of New Westminster.

WHEREAS the *Community Charter* SBC 2003, Chapter 26, *Transportation Act*, SBC 2004, Chapter 44 and the *Motor Vehicle Act*, RSBC 1996, Chapter 318 authorizes a local government to regulate, prohibit and impose requirements in relation to Streets and Traffic;

NOW THEREFORE the City Council of the Corporation of the City of New Westminster in open meeting assembled **HEREBY ENACTS AS FOLLOWS:**

**STREET TRAFFIC BYLAW
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SECTION 1 INTERPRETATION AND AUTHORITIES

- 1.1 This Bylaw may be cited as “**Street and Traffic Bylaw No. 7664, 2015**”
- 1.2 Street Traffic Bylaw 6027, 1991 Bylaw and amendments thereto are hereby repealed.

Exemptions

- 1.3 This Bylaw does not apply to Emergency Vehicles.
- 1.4 Notwithstanding anything elsewhere contained in this bylaw, the provisions relating to the Stopping or Parking of Vehicles shall not apply to:
- i. Vehicles used in conjunction with the servicing of public utilities including telephone systems, electric systems, natural gas systems and cablevision systems;
 - ii. municipal and other government Vehicles;
 - iii. towing service Vehicles; or
 - iv. armored carriers;

while such Vehicles are actually engaged in works of necessity on a Street requiring them to be Stopped or Parked.

- 1.5 Drivers of Vehicles referred to in section 1.4 shall take reasonable measures to provide caution to the public when those Vehicles are Parked or Stopped on the Street.
- 1.6 This bylaw does not apply to provincial public highways as defined in the Transportation Act.

Offences and Penalties

- 1.7 Every person who violates any of the provisions of this Bylaw or who suffers or permits anything to be done in contravention or violation of this Bylaw, or who neglects or refrains from doing anything required to be done under the provisions of this Bylaw shall be guilty of an offence punishable on a summary conviction and liable to a fine not exceeding \$10,000.00 or imprisonment for not more than 6 months or both.
- 1.8 Each day that the violation is permitted to exist shall constitute a separate offence.

Severability

- 1.9** If any court of competent jurisdiction declares any phrase, sentence or section of this Bylaw invalid, the invalid portion shall be severed and the severance shall not affect the validity of the remainder.

References to Enactments

- 1.10** A reference to a statute in this bylaw refers to a statute of the Province of British Columbia unless otherwise indicated, and a reference to any statute, regulation code, or bylaw refers to that enactment as it may be amended or replaced from time to time.
- 1.11** Except as otherwise indicated in this bylaw, words and phrases herein are to be construed in accordance with their meanings in the *Community Charter*, the *Motor Vehicle Act*, *Transportation Act*, *Commercial Transport Act*, *Interpretation Act* and the *Offence Act* as the context and circumstances require.

SECTION 2 DEFINITIONS

2.1 In this bylaw, unless the context otherwise requires:

Bylaw No. 7957, 2017

Accessible Parking Meter	means a Parking Meter reserved for the use of Persons with a Disability and identified by a sign and/or decal;
Accessible Parking Permit	means a Permit issued under the authority of the City Engineer which exempts eligible Vehicles from depositing payment at a Parking Meter or in a Pay Parking Zone;
Accessible Parking Zone	means a Parking zone on a Street identified by a disabled Parking sign or marking;
Angle Parking	means the Parking of a Vehicle other than parallel to a Curb or the lateral lines of a roadway;
Block Face	one side of a Street between two consecutive features intersecting that Street, such as one side of a City block. The features can be either named Streets or boundaries of standard geographic areas, as outlined in Schedule A;
Boulevard	means the area between the Curbs, lateral lines, or the shoulder of a Street and the adjacent property line, including Sidewalks;
Building Official	Means a person or persons designated by the City as a building inspector, plan checker, plan reviewer or plumbing inspector;
Bus	means a motor Vehicle designed to carry more than ten persons, including the Driver; that is operated for public transit;
Bus Zone	means a space on a Street provided for Buses to Stop for the purpose of loading or unloading passengers, either marked by traffic control devices or a Bus Stop Sign or within 7.5 meters of a Bus Stop Sign where no other traffic control devices are in place;
Bus Stop Sign	means a sign designating where Buses may Stop to allow passengers to embark or disembark;
Bylaw Officer	means a member of the New Westminster Police Department, Special Constable, or such person appointed by Council as a Bylaw Officer, Animal Control Officer, or Parking Patrol Officer;

Chattel	means a moveable item of personal property including, without limitation, a Vehicle, a leased or rented dumpster, Disposal Bin or container, merchandise, fuel, wares of any nature, or signage;
Chief Constable	means the Chief Constable of the New Westminster Police Department and includes his or her authorized Deputy;
City	means the Corporation of the City of New Westminster;
City Engineer	means the person appointed as Director of Engineering Services of the City or his or her designates;
Class B Motorhome	means a Vehicle as defined as such by Transport Canada and has been manufactured from a complete van into a camper van with modifications which may include: raised roof, lowered floor, customized seating, washroom facilities, kitchen installation;
Collection Cart	means a garbage, recyclable material, yard trimmings or food scraps container identified for its appropriate use and equal to or less than 360 L in volume, supplied by the City or the City's agent, that is specially designed for automated collection;
Commercial Trailer	means a Trailer having a Gross Vehicle Weight of more than 1400 kg, but does not include a Recreational Trailer;
Commercial Vehicle	Includes: <ul style="list-style-type: none"> i. any motor Vehicle having a Gross Vehicle Weight over 5500 kg; ii. any motor Vehicle bearing a commercial license plate or decal; iii. any motor Vehicle having permanently attached to it a Truck or delivery body; iv. a casket wagon, limousine, hearse, motor Bus, tow Vehicle, road building machine, taxi and a tractor; v. any combination of Truck, Truck tractor, semi-Trailer and Trailer; vi. a motor Vehicle having an engine valve retardant braking system installed or employed in addition to the standard braking systems; and

- vii. other Vehicles as specified by regulation of the Lieutenant Governor in Council pursuant to the *Commercial Transport Act*;

Commercial Loading Zone	means an area on a Street, for the exclusive use of Commercial Vehicles, designated for the loading or unloading of goods or merchandise;
Construction Vehicle	means a Vehicle that is at any time used to deliver construction materials or equipment or employed for the purposes of construction work;
Council	means the Municipal Council of the City;
Crosswalk	means: <ul style="list-style-type: none">i. a portion of the Street distinctly indicated for Pedestrian crossing by signs or by lines or other markings on the surface; orii. the portion of a Street at an Intersection that is included within the connection of the lateral lines of the Sidewalks on the opposite sides of the Street, or within the extension of the lateral lines of the Sidewalk on one side of the Street; oriii. in the absence of a Sidewalk, the portion of a Street at an Intersection that is included within the extension of the lateral edge of the Street and the adjacent lateral property line;
Curb	means the portion of any Boulevard that borders on the Street;
Cycle	means a device having any number of wheels that is propelled by human power and on which a person may ride and includes a Motor Assisted Cycle, but does not include any device that is gas powered, a skate board, roller skates or inline roller blades;
Cycle Lane	means a portion of the Street designated for Cycles and identified by a sign or marking;
Day-Use Parking Permit	means a Parking Permit issued under the authority of the City Engineer to a Resident in respect of their address for use on a single day by Visitors or Residents;

Derelict Vehicle	means a Vehicle that: <ul style="list-style-type: none"> i. is not capable of being moved by its own motive power; or ii. is reduced to parts, frames, or bodies of a Vehicle; or iii. is discharging oil, gas or other fluids dangerous to the environment, onto a Public Place;
Disability Permit	means a Parking Permit issued by the Social Planning and Research Council of British Columbia;
Disposal Bin	means a large watertight, lidded, lockable container supplied by the City, the City's agent, or a private waste hauler for the purpose of storing solid waste from multiple residential or non-residential units;
Driver	means a person who drives, operates, propels or is in actual physical control of a Vehicle;
Driveway Crossing	means the improved portion of the Boulevard or Sidewalk specifically designated and improved to provide vehicular access to a parcel of land, and shall include the widest extent of the driveway flare, as outlined in schedule A, or variations thereof;
Emergency Vehicle	means: <ul style="list-style-type: none"> i. a Vehicle or Cycle carrying rescue or first aid equipment if there is an urgent emergency justifying a rate of speed in excess of any maximum rate of speed provided for in the <i>Motor Vehicle Act</i>; ii. a Vehicle or Cycle driven by a member of a fire department in the discharge of his or her duties; iii. a Vehicle or Cycle driven by a Peace Officer, constable or member of the police branch of Her Majesty's Armed Forces in the discharge of his or her duty;
Fire Lane	means a right of way designated for passage of Emergency Vehicles;
Gross Vehicle Weight (GVW)	means the Gross Vehicle Weight for which a Vehicle is licensed;

Heavy Truck	means a Vehicle which:
<u>BYLAW 8160, 2019</u>	<ul style="list-style-type: none"> i. has a Gross Vehicle Weight in excess of eleven thousand eight hundred (11,800) kilograms; or ii. comprises a Truck tractor towing one or more Trailers or semi-Trailers;
Highway	means the same as defined in the <i>Transportation Act</i> ;
Idle	means the running of the engine of a Vehicle while the Vehicle is not in motion;
Intersection	means the area created by the extension of the lateral lines of Streets which join one another whether such Streets at the junction cross each other or meet at an angle without crossing each other;
Loading Zone	means an area on a Street designated for the loading or unloading of persons, goods or merchandise;
Median	means an area that is painted, Curbed or raised and is located between Traffic lanes of a Street;
Mobile Workshop	means: <ul style="list-style-type: none"> i. a Vehicle containing equipment that must be operated inside or in association with the Vehicle; or ii. a Vehicle serving as a facility for taking measurements or making observations or conducting maintenance or construction operated by or on behalf of a municipality, public utility or police, fire or emergency service;
Mobility Assistive Device	means a wheeled device powered by an electric motor intended for transporting disabled persons;
Motor Assisted Cycle	means a device: <ul style="list-style-type: none"> i. to which pedals or hand cranks are attached that will allow for the Cycle to be propelled by human power, ii. on which a person may ride, iii. to which is attached a motor of a prescribed type that has an output not exceeding the prescribed output, and

- iv. that meets the other criteria prescribed under section 182.1 (3) of the *Motor Vehicle Act* as amended from time to time;

Multi-Use Pathway means a pathway intended for Pedestrians, Cycles and non-motorized use, physically separated from the roadway which may or may not be within the Street right of way;

Neighbourhood Zero Emission Vehicle means a Vehicle that travels on 4 wheels and is powered by an electric motor that is designed to allow the Vehicle to attain a speed of 32 kilometers per hour but not more than 40 kilometers per hour in a distance of 1.6 kilometers on a paved level surface, and which:

- i. meets or exceeds standards of the *Motor Vehicle Safety Act (Canada)* for a low-speed Vehicle and bears a compliance label for a low-speed Vehicle in accordance with that Act; or
- ii. if imported to Canada, has been imported as an admissible low-speed Vehicle in accordance with the *Motor Vehicle Safety Act (Canada)* requirements; and
- iii. bears a compliance label for a low-speed Vehicle in accordance with that Act; or
- iv. meets applicable federal United States laws in accordance with the *Motor Vehicle Safety Act (Canada)*;

Parade means any procession or body of Pedestrians, standing, marching or walking on any Street or Sidewalk, or any group of Vehicles, except funeral processions, standing or moving on any Street where Traffic control is required;

Park means the standing of a Vehicle, whether occupied or not, upon a Street except when the Vehicle is:

- i. used for loading or unloading of the Vehicle; and
- ii. is standing for no more than five minutes;

Parking Lot means a portion of City-owned land set aside, used or intended to be used for the Parking of Vehicles;

Parking Meter means any automatic or other mechanical device placed on any Street, in a Pay Parking Zone, to measure and record the duration of Parking;

Parking Permit means a Resident Parking Permit, Visitor Parking Permit, Day-Use Parking Permit, or Shared Vehicle Parking Permit

issued under the authority of the City Engineer which exempts eligible Vehicles from posted Parking restrictions within a Resident Permit Parking Zone;

Passenger Loading Zone

means a portion of a Street set aside adjacent to a Curb designated for the exclusive use of Vehicles for the loading or unloading of passengers;

Pay-by-Plate

means a system established by or on behalf of the City under which the operator of a Vehicle may pay the fee for Parking a Vehicle in a pay parking zone remotely at a pay station in accordance with the requirements of that system as indicated on or at the pay station;

Pay-by-Phone

means a system established by or on behalf of the City under which a person may:

- i. set up a cash or credit card account; and
- ii. pay the fee for Parking a Vehicle in a metered space remotely by telephone in accordance with the requirements of that system;

Pay Parking Station

means a device operated and maintained by or on behalf of the City for collecting Parking fees for Parking in, and controlling the use of Pay Parking Zones;

Pay Parking Zone

means one or more Streets, or a portion of one or more Streets, designated as such under this Bylaw where Parking is permitted subject to payment of a fee;

Peace Officer

means a member of the New Westminster Police Department, Special Constable, Bylaw Officer, Animal Control Officer, Parking Patrol Officer, or other person so employed for the preservation and maintenance of public peace;

Pedestrian

means a person on foot, in a wheelchair or Mobility Assistive Device;

Permit

means a Permit issued under this Bylaw;

Permit Holder

means a person holding a valid Permit under this Bylaw;

Person with a Disability

means a person whose mobility is limited as a result of a permanent or temporary disability that makes it impossible or difficult to walk;

Public Place	means a Highway, Street, lane, Boulevard, Park, right of way or any other real property owned, held, vested in, or operated, managed or administered by the City or by a school located within the City;
Recreational Trailer	means a Trailer used primarily for accommodation during travel or recreation or utilized specifically to transport pleasure craft not exceeding 10 meters in length;
Recreational Vehicle	means a Vehicle used primarily for accommodation during travel or recreation or a Recreational Trailer attached to a Vehicle, but does not include Class B Motorhomes;
Resident	means a person who resides in the City of New Westminster;
Resident Permit Parking Zone	means a portion of a Street in a residential neighbourhood where a Traffic Control Device prohibits or time restricts Parking for any Vehicle without a valid Parking Permit;
Resident Parking Permit	means a Parking Permit issued on an annual basis under the authority of the City Engineer to a Resident in respect of a specific Vehicle registered to that Resident's home address;
Shared Vehicle	means a four-wheeled automobile, van, or pick-up truck owned and operated by a Shared Vehicle Organization;
Shared Vehicle Organization	means a legal entity whose principal business objective is to provide its members, for a fee, with a car-sharing service by which such members have access to a fleet of Shared Vehicles which they may reserve for their use;
Shared Vehicle Parking Permit	means a Parking Permit issued on an annual basis under the authority of the City Engineer to a Shared Vehicle Organization in respect of a specific Shared Vehicle;
Sidewalk	means that portion of the Boulevard, running parallel to the Street that has been improved for the use of Pedestrians;
Stop	means: <ul style="list-style-type: none"> i. when required, a complete cessation from movement; or ii. when prohibited, the Stopping or standing of a Vehicle, whether occupied or not, except when necessary to avoid conflict with other Traffic or to comply with the directions of a Bylaw Officer or Traffic Control Device;

Street	means a road, lane, bridge, viaduct, and any other way open to public use, other than a private right of way on private property;
Street Occupancy Permit	means a Permit issued under the authority of the City Engineer to allow for the exceptional use of a Public Place;
Taxi Zone	means a space on a Street provided for taxis to Stop for the purpose of loading or unloading passengers marked by a Traffic Control Device;
Traffic	includes Pedestrians, Vehicles, Cycles and other conveyances, either singly or together, while using a Street to travel;
Traffic Control Device	means a sign, signal, Parking Meter, Pay Parking Station, road marking, barrier or device, placed or erected by authority of the City Engineer or the Province of British Columbia.
Trailer	means a Vehicle that is at any time drawn on a Street by a motor Vehicle, which includes but is not limited to a Utility Trailer, Recreational Trailer or Commercial Trailer;
Truck	means a Vehicle, other than a Bus, station wagon, Recreational Vehicle, passenger van, or car that is either permanently fitted with special equipment, or is designed to, and normally used to, convey a load, and that may operate as a single unit or may pull a full Trailer or pony Trailer;
Truck Route	means any Street depicted in Schedule C of this Bylaw;
Utility Trailer	means a Trailer having a licensed Gross Vehicle Weight of 1400 kg or less, but does not include a Recreational Trailer;
Vehicle	means a device in, on or by which a person or thing is or may be transported or drawn on a Street, but does not include a device designed to be moved by human power, a device used exclusively on stationary rails or tracks, mobile equipment or a Motor Assisted Cycle;
Veteran Plate	means a British Columbia Veterans Licence Plate issued under the <i>Motor Vehicle Act</i> ,
Visitor	means a person primarily engaged in an activity at the home of a Resident residing within a Resident Permit Parking Zone;

**Visitor Parking
Permit**

means a Parking Permit issued on an annual basis under the authority of the City Engineer to a Resident in respect to their address for use by Visitors or Residents;

SECTION 3 GENERAL REGULATIONS

General Powers of the City Engineer

- 3.1 The City Engineer may make and amend orders and Permits in respect to the matters comprised in this Bylaw.

Power to Order the Erection of Traffic Control Devices

- 3.2 The City Engineer may locate, establish and maintain upon any Street or Boulevard such Traffic Control Devices as may be deemed necessary for the regulation, direction and control of Traffic on any Street or Boulevard.

Power to Temporarily Close Streets and Issue Street Occupancy Permits

- 3.3 The City Engineer may:

3.3.1 temporarily close any Street;

3.3.2 issue a Street Occupancy Permit to any applicant to temporarily occupy a Public Place, other than as permitted by a sign or a meter;

3.3.3 require the construction of buildings and/or hoarding on abutting properties if it is necessary to protect the public during such construction.

- 3.4 The City Engineer may refuse, suspend, amend or revoke any Permit if the City Engineer considers that the activities proposed or contemplated under the Permit cannot be or are not being carried out safely and with a minimum risk of injury to persons, damage or loss to property, inconvenience to others using the Public Place, or to Residents or Businesses in the vicinity or to the public generally.

Power to Restrict Use of Streets

- 3.5 Where construction, reconstruction, widening, repair, or other work is being carried out or is to be carried out on any Street, the City Engineer may:

3.5.1 prohibit use of the Street; or

3.5.2 restrict the width, length, height, or weight of Vehicles using the Street.

Power to Order the Placement of Temporary "No Parking" Signs

- 3.6 Where construction, reconstruction, widening, repair, or other work is being carried out or is to be carried out on any Street, or where required for the purpose of public safety the City Engineer may order:

3.6.1 that Parking on the Street be prohibited; and

3.6.2 that "temporary no Parking" signs be placed on that Street.

3.7 The placement of temporary "no Parking" signs does not affect other previous lawful occupancy of the Street.

Power to Designate Disabled and Reserved Parking Zones

3.8 The City Engineer may reserve Parking zones for persons with a disability, Buses, taxis, Commercial Vehicles or other types of Vehicles, for use by persons other than the general public.

Compliance with Directions of Bylaw Officers, Building Officials and City Engineer

3.9 Every person shall comply with an order, direction, signal or command made or given by a Bylaw Officer, Building Official or City Engineer in the lawful performance of their duties.

3.10 Every person is guilty of an offense under this bylaw if that person:

3.10.1 interferes with, obstructs, or impedes a Bylaw Officer in the lawful performance of their duties; or

3.10.2 takes any Chattel, or attempts to take any Chattel, that is lawfully in the custody of a Bylaw Officer in the lawful performance of their duties.

3.11 Service of an order made under the authority of this bylaw will be sufficient if the order is:

3.11.1 served personally, either verbally or written, on the person responsible for compliance with the order;

3.11.2 mailed by prepaid registered mail to the last known address of the person responsible for compliance; or

3.11.3 in the case of service on a company, is:

3.11.3.1 served personally on a director, officer or manager of the company; or

3.11.3.2 left at or mailed it by registered mail to the registered office of the company.

Identification on Request

3.12 Every person shall, at the request of a Bylaw Officer:

3.12.1 produce identification and state correctly his or her name and address; or

3.12.2 state correctly his or her name and address and date of birth if that person cannot produce identification.

3.13 Every Driver shall:

3.13.1 have his or her Driver's license and Driver's certificate and a motor Vehicle liability insurance card or financial responsibility card, issued for the motor Vehicle he or she is driving or operating, in his or her possession at all times; and

3.13.2 produce the license, certificate and card for inspection on demand of a Bylaw Officer.

SECTION 4 STOPPING AND PARKING REGULATIONS

Manner of Parking

- 4.1 Where signs or markings indicate that Angle Parking is permitted, a person shall Park the Vehicle at the angle to the Curb indicated by such signs or markings.
- 4.2 Except where signs or markings indicate that Angle Parking is mandatory, no person shall Stop or Park a Vehicle other than:
 - 4.2.1 parallel to the Curb on a Street;
 - 4.2.2 with wheels nearest the Boulevard positioned parallel to the Street;
and
 - 4.2.3 where there is a Curb, within 30 centimeters of the Curb.
- 4.3 No person shall Park a Vehicle in such a manner that any part of the Vehicle extends into the Street beyond the lines or markings indicating the limit of the Parking spaces on that section of the Street.
- 4.4 No person shall Stop or Park a Vehicle on the left side of the Street:
 - 4.4.1. except where travel is in a single direction; and
 - 4.4.2 where applicable, in accordance with a Traffic Control Device.
- 4.5 Where a Traffic Control Device indicates that Angle Parking is in place no person shall:
 - 4.5.1 Park in any manner other than as directed by the Traffic Control Device; or
 - 4.5.2 reverse a Vehicle into a space, unless otherwise indicated.
- 4.6 An owner, registered owner, lessee or operator of a Vehicle must not cause, allow or permit that Vehicle to stand unattended on any perceptible grade on any Street unless the front or rear wheels are turned to the Curb or side of the roadway.
- 4.7 A person shall ensure that a Vehicle is locked and made secure in a manner that prevents its unauthorized or unintended use.

Stopping and Parking of Vehicles

- 4.8 No person shall Stop or Park a Vehicle:
 - 4.8.1 within 6 meters of the approach side of a stop sign;

- 4.8.2** within 5 meters of a fire hydrant, measured either side from the point at the Curb or, if no Curb exists, the edge of the roadway which is closest to the hydrant;
- 4.8.3** on a Street so that it impedes the normal flow of traffic;
- 4.8.4** opposite to, or in such close proximity to, another Vehicle already legally Parked on the Street in a manner which:
 - 4.8.4.1** obstructs or unduly restricts the free movement of Vehicles on the Street; or
 - 4.8.4.2** leaves less than 3 meters of the travelled portion of a Street available for the free movement of Vehicles;
- 4.8.5** on a Street so as to obstruct the free movement of Vehicles into, or out of, any driveway, private road or garage adjoining such Street;
- 4.8.6** in front of or within 1 meter of a Collection Cart or Disposal Bin;
- 4.8.7** alongside or on a Median, traffic island or traffic circle;
- 4.8.8** in front of or within 1.5 meters of the widest point of a driveway where it intersects with the continuous edge of the roadway;
- 4.8.9** on or within 6 meters of the approach side of a Crosswalk;
- 4.8.10** on a Sidewalk or Boulevard;
- 4.8.11** within an Intersection except at a T-Intersection except where regulated by a Traffic Control Device.
- 4.8.12** within 6 meters of the nearest edge of the closest Sidewalk of an intersecting Street or within 6 meters of the nearest edge of the pavement of an intersecting Street where no Sidewalk exists;
- 4.8.13** within 6 meters of a Stop line at a signalized Intersection;
- 4.8.14** within 15 meters of the nearest rail of a railway crossing;
- 4.8.15** in contravention of a Traffic Control Device;
- 4.8.16** unless the Vehicle displays the number plates issued for the current license year and date of that Vehicle as prescribed in Part 1, Section 12 and 13 of the *Motor Vehicle Act* and Division 3 of the *Motor Vehicle Act Regulations*;
- 4.8.17** within a designated Fire Lane;
- 4.8.18** on any portion of a Street for a longer period of time than indicated on any Traffic Control Device;

- 4.8.19** on a City block controlled by a Parking time limit regulation:
 - 4.8.19.1** on any block at which it was previously Parked until the next calendar day since the Vehicle last occupied that block; or
 - 4.8.19.2** in a different location on the same Block Face in the same calendar day.

Parking of Vehicles

- 4.9** No person shall Park a Vehicle:
 - 4.9.1** upon any Street for any continuous period exceeding 72 hours without movement unless that person is a Resident;
 - 4.9.2** overnight in any City-owned Parking Lot unless proper Permits are in place;
 - 4.9.3** that is Derelict in any Public Place;
 - 4.9.4** overnight in any Park as defined by the Parks Regulation Bylaw No. 3646, 1959;
 - 4.9.5** on a Street so as to obstruct the free movement of Pedestrians into, or out of, any walkway, stairway or Sidewalk letdown adjoining such Street; or
 - 4.9.6** at a Vehicle charging station, in a Public Place, for longer than 2 consecutive hours.

Bus Zones

- 4.10** No person shall Stop or Park in a Bus Zone except when operating a public transit or transit utility Vehicle

Loading Zones

- 4.11** No person shall Stop or Park:
 - 4.11.1** in any Loading Zone unless:
 - 4.11.1.1** actively loading and unloading passengers or materials; and
 - 4.11.1.2** in any case to a maximum of 30 minutes.
 - 4.11.2** in any Commercial Loading Zone unless:

- 4.11.2.1 the Vehicle bears a valid commercial decal or plate;
 - 4.11.2.2 actively loading and unloading of passengers or materials; and
 - 4.11.2.3 in any case to a maximum of 30 minutes.
- 4.11.3 in any Passenger Loading Zone unless:
- 4.11.3.1 actively engaged in the loading and unloading of passengers; and
 - 4.11.3.2 in any case to a maximum of 5 minutes.

Commercial Vehicles

4.12 No person shall:

- 4.12.1 Stop or Park a Commercial Vehicle, having a Gross Vehicle Weight of 5,500 kg or over, on any Street for more than two consecutive hours;
- 4.12.2 Stop or Park a Heavy Truck on any Street except when actively and visibly engaged in loading or unloading the Vehicle or Trailer of commercial goods; or
- 4.12.3 Stop or Park a Heavy Truck on any Street which forms part of a Truck Route, as described in Schedule C attached to and forming part of this Bylaw, for more than two consecutive hours, except when actively and visibly engaged in loading or unloading the Vehicle or Trailer.

Taxi Zones

- 4.13 No person shall Park a Vehicle, which is not a taxi, in a Taxi Zone.
- 4.14 No person, being the owner or operator of a taxi, shall leave a taxi unattended in a Taxi Zone for longer than ten minutes.

Accessible Parking Zone

- 4.15 No person shall Stop or Park a Vehicle in an Accessible Parking Zone or Accessible Parking Meter space unless:
 - 4.15.1 the Vehicle displays a valid Disability Permit;
 - 4.15.2 Accessible Parking Permit; or
 - 4.15.3 a Vehicle with an out of Province license is bearing a valid identification issued by the authority having jurisdiction in that Province to authorize access to accessible parking.

Pay Parking Zones

4.16 No person shall Park a Vehicle in a Pay Parking Zone:

- 4.16.1** when the meter indicates that the time has expired;
- 4.16.2** if the meter does not function;
- 4.16.3** for a period in excess of the maximum time permitted for the Pay Parking Zone;
- 4.16.4** unless the Parking fee applicable for the Pay Parking Zone has been paid; or
- 4.16.5** unless a valid Permit for that Pay Parking Zone that is registered to that Vehicle is prominently displayed and clearly visible through the front windshield.

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4.17 Section 4.16 does not apply to:

- 4.17.1** A Vehicle that is Parked in a Pay Parking Zone outside of the posted hours of operation; or
- 4.17.2** A Vehicle displaying a valid Veteran Plate, except that such Vehicle may not Park in a Pay Parking Zone for a period in excess of the maximum time permitted for that Pay Parking Zone.

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4.18 Unless a Vehicle is exempted under section 4.17, every Pay Parking Station record which indicates that the period for which the prescribed fee has been paid for the Parking of a Vehicle in a Pay Parking Zone has expired shall be taken as conclusive evidence that the Vehicle found Parked in the Pay Parking Zone is illegally Parked and in breach of the provisions of this Bylaw.

Pay-by-Phone

4.19 A person who chooses to use the Pay-by-Phone system must enter the license plate number of the vehicle being Parked and comply in every other way of the City's requirements regarding the Pay-by-Phone system.

Vehicles for Habitation

4.20 No person shall use a Vehicle for habitation while it is Parked on or in any Public Place.

Idling

4.21 No person shall cause or permit a Vehicle to Idle for more than 3 minutes in a 60 minute period.

Idling Exemptions

4.22 Section 4.21 does not apply to:

- 4.22.1** a Mobile Workshop while such a Vehicle is being used as a Mobile Workshop;
- 4.22.2** Emergency Vehicles while engaged in an emergency and training activities;
- 4.22.3** Vehicles for which idling is required as part of a repair or regular pre-check maintenance process;
- 4.22.4** armoured Vehicles in which a person remains inside the Vehicle while guarding the contents of the Vehicle or while the Vehicle is being loaded or unloaded;
- 4.22.5** Vehicles required to remain motionless because of an emergency, Traffic or mechanical difficulties over which the Driver has no control;
- 4.22.6** Vehicles engaged in a Parade, race or other event authorized by the City;
- 4.22.7** Vehicles required to use heating or refrigeration systems powered by the motor or engine for the preservation of perishable cargo; or
- 4.22.8** Vehicles for which weather conditions:
 - 4.22.8.1** make driving hazardous; or
 - 4.22.8.2** are such that the ambient outside temperature is more than 30°C or less than 0°C.

SECTION 5 – PERMITS

Resident Parking Permit Zone Regulations

- 5.1** No person may Park in a Resident Parking Permit zone unless the Vehicle has a valid Parking Permit.
- 5.2** Vehicles displaying a Disability Permit are permitted to Park up to a maximum of two hours within all Resident Parking Permit Zones throughout the City.
- 5.3** Vehicles registered with the City and displaying an authorized car share decal are permitted to Park in Resident Permit Parking Zones within the block of their designated spot.
- 5.4** No holder of a Parking Permit authorizing Parking in an area specified in the Parking Permit shall sell, assign or otherwise transfer that person's interest in the Parking Permit.
- 5.5** All Parking Permits are void if misused, illegible or displayed improperly and are not re-useable.
- 5.6** A person Stopping or Parking in a Resident Parking Permit zone shall comply with this Bylaw and all Traffic Control Devices.

Street Occupancy Permits

Activities Requiring a Street Occupancy Permit

- 5.7** Except as authorized by a Street Occupancy Permit no person shall:
 - 5.7.1** throw, leave, place, or otherwise cause, permit or allow the deposit of any earth, refuse, debris, gravel, rocks, stones, fuel, logs, stumps, lumber, blocks, merchandise, Chattel or other debris to cave, fall, crumble, slide, or accumulate onto a Public Place;
 - 5.7.2** throw, leave, place, or otherwise cause, permit or allow any excavation or other obstruction on a Public Place;
 - 5.7.3** dig up, break up or remove any part of a Public Place;
 - 5.7.4** excavate in or under a Public Place;
 - 5.7.5** make any alteration to a street that will result in the interruption of the flow of water through any drain, sewer or culvert on or through a Public Place;
 - 5.7.6** mark, imprint or deface in any manner whatsoever a Public Place or structure thereon;
 - 5.7.7** ride, drive, move or propel any Vehicle over or across a Boulevard, including any Curb, Sidewalk or ditch therein, unless such

Boulevard has been constructed or improved to form a suitable crossing;

- 5.7.8** cause damage to, cut down or remove trees, shrubs, plants, bushes and hedges, fences, irrigation, bollards or other things erected by the City on a Public Place;
- 5.7.9** operate a Vehicle while sounding a loudspeaker or other noise making device, unless the Vehicle is being operated as an ice cream vendor Vehicle for which there has been issued a valid Business license and in accordance with that license;
- 5.7.10** conduct construction on a Public Place or provide Traffic control relating to such construction;
- 5.7.11** conduct construction on land adjacent to a Street where access from the Street to the land is required for that purpose;
- 5.7.12** block or redirect Traffic on a Public Place using barricades, Traffic cones, or other means;
- 5.7.13** occupy any portion of a Public Place to maintain, clean, construct, alter, repair, demolish, or move a building, structure, sign, awning, or part thereof, or any other structure or thing on a Public Place;
- 5.7.14** occupy any portion of a Public Place or the airspace above a Public Place to maintain, clean, construct, alter, repair, demolish, or move a building, structure, sign, awning, or part thereof, or any other structure or thing on a Public Place;
- 5.7.15** install, erect, or cause to be installed or erected a Traffic Control Device, or the likeness thereof, on a Public Place;
- 5.7.16** damage, obstruct, deface, remove, replace or in any way interfere with a Traffic Control Device on a Public Place;
- 5.7.17** construct an access over a Curb, ditch, Boulevard or Sidewalk crossing;
- 5.7.18** use a crane or forklift to pick up or carry a load on or over a Public Place;
- 5.7.19** blast or use explosives on or over a Public Place;
- 5.7.20** hold a festival, block party or similar event in a public place;
- 5.7.21** hold any activity connected with the production of a film in a public place;
- 5.7.22** hold a Parade;

- 5.7.23** Park a Commercial Vehicle on a Public Place;
- 5.7.24** Park a Construction Vehicle on a Public Place;
- 5.7.25** Park an unattached Trailer on a Public Place;
 - 5.7.25.1** A Trailer is considered to be attached if connected to a motor Vehicle as per the Motor Vehicle Act Regulations, Division 7, Paragraph 7.07 as amended from time to time.
- 5.7.26** Park a Recreational Vehicle on a Public Place for a period longer than 48 consecutive hours;
- 5.7.27** install, maintain or remove public or private utilities;
- 5.7.28** obstruct or interfere with the free flow of Traffic or attempt to control or detour Traffic on any Public Place, whether by use of signs or Traffic control personnel or by barricades or other physical obstruction on the road, unless the person:
 - 5.7.28.1** is a Bylaw Officer or firefighter acting in the normal course of his or her duties;
 - 5.7.28.2** is a student or adult school patrol acting under the authority of the Public Schools Act or as approved by the Chief Constable;
 - 5.7.28.3** is operating an Emergency Vehicle during an emergency;
 - 5.7.28.4** is carrying out a lawful purpose of a public utility;
 - 5.7.28.5** is an officer, employee, servant, contractor or agent of the City acting in the course of their duty; or
 - 5.7.28.6** has Parked their Vehicle lawfully on a Street in accordance with a Traffic Control Device or the direction of a Bylaw Officer;
- 5.8** The provisions relating to specific Stopping and Parking regulations of Vehicles in this bylaw shall not apply where a Street Occupancy Permit has been granted and given an exemption from those provisions.
- 5.9** The City Engineer may not approve an application for a Street Occupancy Permit for a matter referred to section 5.7.14 unless the council of the City has granted a written license authorizing the occupation or encroachment pursuant to section 35(11) of the *Community Charter*.
- 5.10** A Street Occupancy Permit must:

- 5.10.1 be kept at the site, or in the Vehicle, for which the Permit was issued; and
- 5.10.2 must be produced at the request of the City Engineer, Building Official or a Bylaw Officer.
- 5.11 The effective period of a Permit shall be as stipulated on the Permit and shall not exceed 12 months.
- 5.12 A person to whom a Street Occupancy Permit is issued shall comply with the terms and conditions of the Permit.
- 5.13 A contravention of a term or condition of a Street Occupancy Permit renders the Permit void.
- 5.14 The City Engineer may:
 - 5.14.1 amend or vary a Street Occupancy Permit at any time; and
 - 5.14.2 suspend or revoke a Street Occupancy Permit:
 - 5.14.2.1 for reasons of public safety; or
 - 5.14.2.2 where a person to whom a Street Occupancy Permit is issued fails to comply with the terms and conditions of the Permit.

Oversize and Overweight Permits

- 5.15 No person shall drive or operate a Vehicle on any Street, either unladen or with load, exceeding any of the limitations contained in Section 10 of this Bylaw, without an Oversize and Overweight Permit in writing issued with respect to the Vehicle by the City Engineer.
- 5.16 No person shall operate or drive a Vehicle with respect to which an Oversize and Overweight Permit has been issued, except in conformity with the conditions stated therein.

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Shared Vehicle Parking Permits

- 5.17 Shared Vehicles that have received a Shared Vehicle Parking Permit are permitted to Park within all Residential Parking Permit Zones throughout the City.

SECTION 6 – USE OF STREETS

No Stunting

- 6.1** A person must not perform or engage in an activity in a Public Place that is likely to distract, startle or interfere with other users of the Public Place.

Repairing Vehicles

- 6.2** No person shall Stop or Park any Vehicle on any Public Place for the purpose of greasing or repairing such Vehicle except repairs necessitated by an emergency such as changing a flat tire, or requiring a battery boost or change.

Pedestrians

- 6.3** No person shall stand or assemble on any Street or Sidewalk so as to obstruct or prevent other persons from using the Street or Sidewalk for the passage of Vehicles or Pedestrians.
- 6.4** When crossing a Street at other than a Crosswalk, a Pedestrian must yield the right of way to a Vehicle.
- 6.5** The Driver of a Vehicle must yield the right of way to a Pedestrian where Traffic control signals are not in place or not in operation when the Pedestrian is crossing the Street in a Crosswalk and the Pedestrian is on the half of the Street on which the Vehicle is travelling, or is approaching so closely from the other half of the Street that he or she is in danger.
- 6.6** A Pedestrian must not cross a Street in contravention of a Traffic Control Device.
- 6.7** A Pedestrian must not cross a Street, other than a lane, at any place that is not within a Crosswalk.
- 6.8** If there is a Sidewalk that is reasonably passable on either or both sides of the Street, a Pedestrian must not walk on the Street.
- 6.9** If there is no Sidewalk, a Pedestrian walking along or on a Street must walk only on the extreme side of the Street or on the shoulder of the Street.
- 6.10** No person shall:
- 6.10.1** stand in the portion of a Street travelled by vehicles; or
 - 6.10.2** solicit a ride, employment or business with an occupant of a Vehicle on a Street.

Regulation of Cycles

- 6.11** Unless the context otherwise requires, a person operating a Cycle on a Street has all the rights and is subject to all the duties of a Driver.

- 6.12** A person must not operate a Cycle:
- 6.12.1** while on a Street without due care and attention or without reasonable consideration for other persons using the Street, or;
 - 6.12.2** while on a Sidewalk, footpath, walkway or Multi-Use Pathway without due care and attention or without reasonable consideration for other persons using the Sidewalk, footpath, walkway or Multi-Use Pathway.
- 6.13** No person on a Cycle shall operate the Cycle on any Sidewalk, footpath or walkway set out in Schedule B attached to and forming part of this Bylaw.
- 6.14** A person operating a Cycle:
- 6.14.1** shall, when crossing a Street, not ride on a Crosswalk unless otherwise directed by a Traffic Control Device;
 - 6.14.2** must not ride abreast of another person operating a Cycle on the Street;
 - 6.14.3** must ride as near as practicable to the right side of the Street;
 - 6.14.4** must keep at least one hand on the handlebars;
 - 6.14.5** must not ride other than on or astride a regular seat of the Cycle;
 - 6.14.6** must not use the Cycle to carry more persons at one time than the number for which it is designed and equipped;
 - 6.14.7** must not ride a Cycle on a Public Place where signs prohibit their use;
 - 6.14.8** must use from 1/2 hour after sunset and 1/2 hour before sunrise; and must have the following equipment:
 - 6.14.8.1** a lighted lamp mounted on the front;
 - 6.14.8.2** a red reflector; and
 - 6.14.8.3** a lighted lamp, mounted and visible to the rear, displaying a red light.
- 6.15** A parent or guardian of a person under the age of 16 years must not authorize or knowingly permit that person to operate or ride as a passenger on a Cycle on a Public Place if that person is not properly wearing a Bicycle Safety Helmet.
- 6.16** A person must not ride a Cycle, coaster, inline roller blades, roller skates, sled, play Vehicle or other similar means of conveyance while the person is being drawn, pulled or propelled by a Vehicle on a Street.

6.17 A person must not place a Cycle upon any Public Place for any continuous period exceeding 72 hours without movement.

Regulation of Roller Skates, Inline Roller Blades, Skateboards and Longboards

6.18 No person shall slide, inline roller blade, roller skate, sleigh, ice skate, skate board, longboard, ski or use any other similar means of conveyance on a Street, or use such conveyances in a Public Place contrary to a Traffic Control Device.

6.19 A person on inline roller blades, roller skates, skateboards, longboards or other similar means of transportation must not operate such conveyance:

6.19.1 while on a Street without due care and attention or without reasonable consideration for other persons using the Street, or;

6.19.2 while on a Sidewalk, footpath, walkway or Multi-Use Pathway without due care and attention or without reasonable consideration for other persons using the Sidewalk, footpath, walkway or Multi-Use Pathway.

6.20 No person on inline roller blades, roller skates, skateboards, longboards or other similar means of transportation must not operate such conveyance on any Sidewalk, footpath or walkway set out in Schedule B attached to and forming part of this Bylaw.

6.21 A person on inline roller blades, roller skates, skateboards, longboards or other similar means of transportation, shall ride in such a way that it will not interfere with a Pedestrian lawfully on or using a Sidewalk, footpath or walkway.

Parades and Processions

6.22 An application for a Street Occupancy Permit for a Parade must be submitted to the City Engineer at least 180 days prior to the proposed date of the Parade.

6.23 The City Engineer shall not approve an application for a Street Occupancy Permit for a Parade unless it is accompanied by:

6.23.1 A letter of consent from the Chief Constable;

6.23.2 A map of the Parade route; and

6.23.3 An explanation of the nature of the Parade, the day and hour on which such Parade is to be held, the place or places of formation and disbandment of the Parade.

6.24 In giving consent to a Parade, the Chief Constable may determine such conditions as deemed appropriate for the orderly regulation of the Parade and may require the applicant to publish whatever notices of the Parade as in the opinion of the Chief Constable are necessary for the purpose of the diversion of Traffic from the parade route.

- 6.25** A letter of consent for a Parade must be issued to the organizer by the Chief Constable as hereinafter provided and is accompanied by a Street Occupancy Permit issued by the City Engineer.
- 6.26** No person shall:
- 6.26.1** drive a vehicle through or across any Parade at rest; or
 - 6.26.2** in any way obstruct, impede or interfere;
 - 6.26.2.1** with a Parade; or
 - 6.26.2.2** any person n lawfully taking part in such a parade.

Displaying Advertising Matter

- 6.27** No person shall:
- 6.27.1** paint, paste, stick or affix any sign, bill, notice, substance or thing on any Street furniture, light standard, electric light, telephone or other pole located on or about any Public Place;
 - 6.27.2** deface or disfigure Street furniture, light standard, electric light, telephone or other pole located on or about any Public Place, or permit, suffer or allow any person to commit the acts on their behalf; or
 - 6.27.3** Park a Vehicle or Cycle upon any public space for the purpose of displaying signs.

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Removal of Snow, Ice and Rubbish From Sidewalk

- 6.28** A person being the owner or occupier of real property shall:
- 6.28.1** remove rubbish from the full width of any Sidewalk, transit landing, and foot path bordering that person's real property, for a distance that coincides with the property line of that real property;
 - 6.28.2** remove snow and ice from the full width of any Sidewalk, transit landing, curb letdown, and foot path bordering that person's real property, for a distance that coincides with the property line of that real property and down to the bare concrete, not later than 10:00 a.m. of the day after the snow or ice was deposited thereon; and
 - 6.28.3** remove snow and ice from the roof and other part of a structure on that real property that is adjacent to or abutting on any portion of the Street, not later than 10:00 a.m. of the day after the snow or ice was deposited thereon.

- 6.29** If an owner or occupier of any parcel of real property fails to remove rubbish, snow, and ice as required by section 6.28 of this bylaw, the City Engineer may authorize the removal by another person and the costs of such removal shall be at the expense of the owner or occupier, as the case may be, and the City may recover the costs of such work as a debt.

Boulevards

- 6.30** An owner of land shall:

- 6.30.1** cut grass and weeds on the Boulevard abutting that owner's property;
- 6.30.2** remove trash and litter from Boulevards, including ditches, abutting that owner's property; and
- 6.30.3** keep in good repair and up to City standards, driveways and walkways crossing the Boulevard abutting that owner's property.

Condition of Driveway Crossings and Walkways

- 6.31** The City Engineer may order an owner of property to:

- 6.31.1** pave an unpaved Driveway Crossing; or
- 6.31.2** repair a deteriorated Driveway Crossing.

- 6.32** Where an owner of property fails to comply with an order made pursuant to section 6.31, within 30 days, the City Engineer may fulfill the requirement at the expense of the property owner and the cost of the work is recoverable as a debt.

Vegetation Adjacent to Streets and Boulevards

- 6.33** No person being the owner or occupier of real property adjacent to a Street or Boulevard shall permit a tree, shrub, hedge or bush growing or standing on that land to:

- 6.33.1** Damage the Street or Boulevard or any works owned or controlled by the City located in the Street or Boulevard;
- 6.33.2** Encroach on or over any portion of the Street or Boulevard to the extent that it impedes the passage of the public over the Street or Boulevard or impedes site lines for vehicular or pedestrian traffic;
- 6.33.3** Encroach on or over a Street at a height less than 3 meters above the surface of the Street; or
- 6.33.4** Encroach on or over any portion of a City sign.

- 6.34** If an owner or occupier of any parcel of real property fails to comply with any requirement of section 6.33 of this bylaw within 10 days of receiving a notice of non-compliance from the City, the City Engineer may fulfill the requirement and the costs of such work shall be at the expense of the owner or occupier, as the case may be, and the City may recover the costs of such work as a debt.

SECTION 7 – VEHICLE REGULATIONS

Obeying Traffic Control Devices

- 7.1** No person shall drive or operate any motor Vehicle in contravention of a Traffic Control Device.

Driving on a Sidewalk

- 7.2** No person shall drive on a Sidewalk, walkway or Boulevard, except:
- 7.2.1** when entering or leaving a driveway or lane or when entering or leaving land adjacent to a Street; or
 - 7.2.2** under the authority of a Street Occupancy Permit.

Driving Over Curbs

- 7.3** No person shall move, drive, run, or propel any Vehicle over or across any Curb or Boulevard unless:
- 7.3.1** such Curb or Boulevard has been lowered or otherwise constructed or reconstructed to form a suitable crossing; and
 - 7.3.2** under the authority of a Street Occupancy Permit.

Gas Powered Devices

- 7.4** No person shall drive or operate a gas powered device, other than a Vehicle, on a Public Place.

Neighbourhood Zero Emission Vehicles

- 7.5** A person may drive or operate a Neighbourhood Zero Emission Vehicle only:
- 7.5.1** On a Street that has a speed limit of 50 km/hr or less;
 - 7.5.2** In the lane of the Street closest to the right hand edge or Curb of the Street that is available for:
 - i. general Traffic; or

- ii. high occupancy Vehicles in circumstance where the Neighbourhood Zero Emission Vehicle is being used as a high occupancy Vehicle;

Except where necessary to make a left hand turn or to pass another Vehicle.

- 7.6** Except to the extent that they conflict with section 7.5, all of the provisions of this Bylaw applicable to Vehicles and motor Vehicles and the use and operation thereof shall apply to Neighbourhood Zero Emission Vehicles.

Engine Brakes

- 7.7** No person shall, except in the case of an emergency, use an engine brake of any kind to slow or Stop a Vehicle in the City.

Construction Vehicles

- 7.8** Notwithstanding section 5.7, no person shall operate a Construction Vehicle on a Street without a Street Occupancy Permit, unless that Construction Vehicle is delivering or picking up goods, merchandise, equipment or other things to or from a residence or business premise located within that block.

Inclement Weather Driving

- 7.9** No person shall drive any motor Vehicle on a Public Place having any device designed to increase traction, such as studs, cleats or spikes, which extend beyond the tread or traction surface of the wheel or track except tire chains or winter studded tires and then only:

7.9.1 between October 1 and April 30 of the calendar year; and

7.9.2 when required for safety.

SECTION 8 – IMPOUNDMENT AND DISPOSAL OF CHATTELS

8.1 A Bylaw Officer may seize, remove and impound any Chattel Parked, stored or placed on a Public Place in contravention of this bylaw.

Chattels of a value under \$100.00

8.2 Where a Chattel is impounded that has, in the opinion of the Bylaw Officer, a value of less than \$100.00, the Bylaw Officer may dispose of the Chattel in a manner deemed fit by the Bylaw Officer.

Notice and Disposal of Chattels

8.3 Where a Chattel is impounded which has, in the opinion of the Bylaw Officer, a value over \$100.00 the Bylaw Officer shall make reasonable attempts to notify the owner of the Chattel.

8.4 Where a Chattel is claimed by the owner, the Chattel shall be released to the owner upon:

8.4.1 the provision of proof of ownership satisfactory to the City Engineer;
and

8.4.2 the payment of the costs of fees, costs, and expenses for seizure, removal, impounding and storage of the Chattel, as per the Engineering Fees and Rates Bylaw No. 7553, 2013.

8.5 After the expiration of 30 days from the date of seizure of a Chattel to which Section 8.3 applies and where no person has claimed the Chattel, or where the owner fails to comply with the provisions of section 8.4, the City Engineer is authorized to sell the object by auction and the proceeds of the sale shall be the property of the City.

8.6 Where, in the opinion of the City Engineer, it is impractical to dispose of a Chattel by public auction, the City Engineer may dispose of the Chattel in a manner deemed fit by the City Engineer.

8.7 Where a Chattel has been disposed of pursuant to Section 8.6 or where the sale of the Chattel under Section 8.5 does not cover the fees, costs, and expenses for seizure, removal, impounding, storage and sale of the Chattel the City may recover those amounts from the owner of the Chattel in a court of competent jurisdiction.

Depositing Materials on Streets or Boulevards

8.8 Where material has been deposited in a Public Place without a Street Occupancy Permit or in contravention of the terms of conditions of a Street Occupancy Permit, the City Engineer may order the person responsible to remove the material.

Notice and Disposal of Chattels

8.9 Where the person responsible for removing material deposited in a Public Place in contravention of this bylaw fails to comply within the time set out in the order made pursuant to section 8.8, the City Engineer may remove and dispose of the material at the expense of the person responsible and the cost of the work is recoverable as a debt from the person to whom the order was given.

Damage to a Public Place

8.10 No person shall:

8.10.1 significantly alter a Boulevard without the consent of the City Engineer; or

8.10.2 damage a Public Place in any way.

8.11 Where a person contravenes section 8.10, the City Engineer may repair the Boulevard or the Public Place at the expense of the person responsible for the alteration or damage and the cost of the work is recoverable as a debt.

SECTION 9 – COMMERCIAL VEHICLES

- 9.1** A Bylaw Officer may, without a warrant, search a Commercial Vehicle on a Public Place to determine whether this Bylaw is being complied with in the operation of the Commercial Vehicle, and for that purpose may require the Driver of the Commercial Vehicle to Stop the Commercial Vehicle and permit the search to be made.
- 9.2** The Driver or other person in charge of a Commercial Vehicle on a Public Place who is required by a Bylaw Officer, by signals or otherwise, to Stop the Commercial Vehicle or to Permit it to be searched for the purposes of this Bylaw, and who refuses or fails to Stop the Commercial Vehicle or to permit it to be searched, commits an offence against this Bylaw.

SECTION 10 – VEHICLE STANDARDS

BYLAW 8160, 2019

- 10.1** Section 1, Divisions 4, 5, 6 and 7, section 19.01 except 19.01(2), sections 19.02, 19.03, 19.05 and 19.06 and Division 35 of *Motor Vehicle Act Regulation*, B.C. Reg. 26/58 and sections 1, sections 7.05 through 7.31, Appendices A through K and Division 8 of the *Commercial Transport Regulations*, B.C. Reg 30/78 are hereby incorporated into this bylaw by reference, all as amended from time to time.
- 10.2** No person shall operate or permit the operation of a vehicle in a Public Place in contravention of:
- 10.2.1** section 4.01 (Hours prescribed for lighted lamps);
 - 10.2.2** section 4.02 (General lighting requirements);
 - 10.2.3** section 4.03 (Mounting of lamps and reflectors);
 - 10.2.4** section 4.04 (General maintenance);
 - 10.2.5** section 4.05 (Headlamps);
 - 10.2.6** section 4.06 (Multiple beam headlamps);
 - 10.2.7** section 4.07 (Single beam headlamps);
 - 10.2.8** section 4.08 (Daytime running lamps);
 - 10.2.9** section 4.09 (Auxiliary driving lamps);
 - 10.2.10** section 4.10 (Parking lamps);
 - 10.2.11** section 4.11 (Fog lamps);
 - 10.2.12** section 4.12 (Side-marker lamps);
 - 10.2.13** section 4.13 (Turn signal devices);
 - 10.2.14** section 4.14 (Cowl and fender lamps);
 - 10.2.15** section 4.15 (Tail lamps);
 - 10.2.16** section 4.16 (Licence plate lamp);
 - 10.2.17** section 4.17 (Stop lamps);
 - 10.2.18** section 4.18 (Backup lamps);
 - 10.2.19** section 4.19 (Docking lamps);

- 10.2.20** section 4.20 (Lamps or flags on front and rear projections);
- 10.2.21** section 4.21 (Reflective devices);
- 10.2.22** section 4.22 (Clearance lamps);
- 10.2.23** section 4.23 (Identification lamps);
- 10.2.24** section 4.24 (Spotlamps);
- 10.2.25** section 4.25 (Off-road lamps);
- 10.2.26** section 4.26 (Sequential lamps);
- 10.2.27** section 4.27 (Lighted signs and air deflectors);
- 10.2.28** section 4.28 (Flashing lamps);
- 10.2.29** section 4.29 (Implements of husbandry);
- 10.2.30** section 4.30 (Slow-moving vehicles);
- 10.2.31** section 5.01 (Brakes required);
- 10.2.32** section 5.02(1) (Stopping distances);
- 10.2.33** section 5.02(3 - 7) (Trailer Brakes);
- 10.2.34** section 5.03(1) (Emergency or parking brakes);
- 10.2.35** section 5.03(2) (Braking parked trailer);
- 10.2.36** section 5.04(2) (Stopping distance, exempted vehicles);
- 10.2.37** section 5.05 (Driver or operator to permit vehicle brake inspection on request);
- 10.2.38** section 5.06 (Brake tubing and hose adequacy);
- 10.2.39** section 5.07 (Brake connection adequacy);
- 10.2.40** section 5.08 (Brake lining);
- 10.2.41** section 5.09 (Brake fluid);
- 10.2.42** section 6.02 (Braking requirement);
- 10.2.43** section 6.03 (Two means of brake application required);
- 10.2.44** section 6.04 (Independent means of applying brakes);

- 10.2.45** section 6.05 (Parking brakes);
- 10.2.46** section 6.06 (Brakes required on all wheels);
- 10.2.47** section 6.07 (Breakaway and emergency braking);
- 10.2.48** section 6.08 (Bus brakes);
- 10.2.49** section 6.09 (Reduction of brake effort on front wheel permitted);
- 10.2.50** section 6.10 (Single valve to operate all brakes);
- 10.2.51** section 6.11 (Reservoirs required);
- 10.2.52** section 6.12 (Warning devices);
- 10.2.53** section 6.13 (Air brake system performance);
- 10.2.54** section 6.14 (Air brakes);
- 10.2.55** section 7.02(1) (Horn);
- 10.2.56** section 7.02(2) (Sirens and theft alarms);
- 10.2.57** section 7.03 (Muffler);
- 10.2.58** section 7.04 (Mirrors);
- 10.2.59** section 7.05 (Windshields and windows);
- 10.2.60** section 7.06 (Mudguards);
- 10.2.61** section 7.07 (Trailer connections and towed vehicles);
- 10.2.62** section 7.08 (Inspection of motor vehicles);
- 10.2.63** section 7.091 (Clearance height);
- 10.2.64** section 7.13 (Safety belts);
- 10.2.65** section 7.14 (Motorcycle handlebars);
- 10.2.66** section 7.16 (Sale of pneumatic tires);
- 10.2.67** section 7.161 (Defects in pneumatic tires);
- 10.2.68** section 7.162 (Winter tires);
- 10.2.69** section 19.02 (Provisions of Commercial Transport Regulations adopted);

- 10.2.70** section 19.03 (Prohibition);
- 10.2.71** section 19.05 (Weight Scales);
- 10.2.72** section 19.06 (Permits);
- 10.2.73** section 35.04 (Cargo securement);
- 10.2.74** section 35.05 (Transporting logs or poles);
- 10.2.75** section 35.06 (Covering of aggregate loads);
- 10.2.76** section 35.07 (Front end structures);
- 10.2.77** section 35.08 (Operating vehicles with insecure cargo prohibited);
and
- 10.2.78** section 35.09 (Carrying luggage in bus passenger compartments)

of the *Motor Vehicle Act Regulation*, B.C. Reg. 26/58, incorporated by reference into this bylaw by section 10.1 of this bylaw.

10.3 No person shall operate, or permit the operation of, a vehicle in a Public Place contravention of subsection 19.02(3) of *Motor Vehicle Act Regulation*, B.C. Reg. 26/58 unless:

- 10.3.1** a permit in writing has been issued with respect to the Vehicle by the City Engineer pursuant to section 3.1 of this bylaw; and
- 10.3.2** all required provincial approvals have been obtained and are available for inspection by a Bylaw Officer.

10.4 For the purposes of this bylaw, whenever in the sections of the *Motor Vehicle Act Regulation* incorporated by reference into this Bylaw the term “Minister” or “Minister of Transportation and Highways”) appears, the term “City Engineer” shall be substituted and where the term “Act” appears, the term “bylaw” shall be substituted except in section 19.03, 19.06 and wherever the context indicates otherwise.

10.5 No person shall operate or permit the operation of, a vehicle in a Public Place in contravention of:

- 10.5.1** section 7.05 (Vehicle height)
- 10.5.2** section 7.06 (Vehicle width)
- 10.5.3** section 7.07 (Vehicle axle width)
- 10.5.4** section 7.08 (Vehicle length)

- 10.5.5** section 7.09 (Load Sharing)
- 10.5.6** section 7.10 (Axle Units)
- 10.5.7** section 7.11 (Lift Axles)
- 10.5.8** section 7.12 (Self steering axles)
- 10.5.9** section 7.13 (Licensed GVW)
- 10.5.10** section 7.14 (Overload)
- 10.5.11** section 7.15 (Maximum gross weight for tires)
- 10.5.12** section 7.16 (Maximum gross weight for axles)
- 10.5.13** section 7.17 (Maximum gross weight for axle groups)
- 10.5.14** section 7.18 (Three-vehicle combination)
- 10.5.15** section 7.19 (Towing dollies)
- 10.5.16** section 7.20 (Drive axle)
- 10.5.17** section 7.21 (Weight to horsepower)
- 10.5.18** section 7.22 (Single axle jeep with lowbed semi-trailer)
- 10.5.19** section 7.23 (Truck prohibitions)
- 10.5.20** section 7.24 (Spread tandem axles)
- 10.5.21** section 7.25 (Super single tires)
- 10.5.22** section 7.26 (Vehicle, axle and tire loads for logging trucks)
- 10.5.23** section 7.27 (Logging truck length)
- 10.5.24** section 7.28 (Logging truck kingpin setback and front and rear projections)
- 10.5.25** section 7.29 (Axle groups)
- 10.5.26** section 7.30 (Logging truck tire loads)
- 10.5.27** section 7.31 (Maximum axle load and spacing)
- 10.5.28** section 8.01 (Compliance with permit)
- 10.5.29** section 8.03 (Oversize/load vehicle sign)

- 10.5.30** section 8.04 (Pilot Car)
- 10.5.31** section 8.05 (Flags – oversize vehicle or load)
- 10.5.32** section 8.06 (Lighting – oversize vehicle/load)
- 10.5.33** section 8.07 (Oversize sign use prohibition)
- 10.5.34** section 8.08 (Pilot car escort – proximity)
- 10.5.35** section 8.09 (Proximity exception)

of the *Commercial Transport Regulations*, B.C. Reg 30/78 incorporated by reference into this bylaw by section 10.1 of this bylaw.

Truck Routes

10.6 No person shall operate, or permit the operation of:

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- 10.6.1** a Heavy Truck, having a licensed Gross Vehicle Weight of over 11,800 kilograms; or
- 10.6.2** a Vehicle having an overall length inclusive of load in excess of 12.5 meters, or combination of Vehicles having an overall length inclusive of load in excess of 14.65 meters

on a Street not forming part of a Truck Route as described in Schedule C of this bylaw.

10.7 Section 10.6 does not apply where the Vehicle is:

- 10.7.1** delivering or picking up goods, merchandise or other things to or from a residence or Business premise in the City and is traveling by the nearest and most direct Truck Route; or
- 10.7.2** Permit has been issued pursuant to section 3.1 of this bylaw.

10.8 The maximum height, length or width of a Vehicle or load allowable on a Street or portion of a Street that is expressly limited as to maximum height, length or width of a Vehicle or load by a sign erected by the Minister of Transportation and Infrastructure or the City Engineer shall be that set out on the sign.

10.9 No person being the Driver or operator of a Vehicle, shall in the event that any article, substance or material, due to any cause whatsoever, becomes loose or detached or blow, drop, spill or fall from the Vehicle onto any Street, fail to take all reasonable precautions to safeguard Traffic from the consequences thereof or fail to remove such material from such Street.

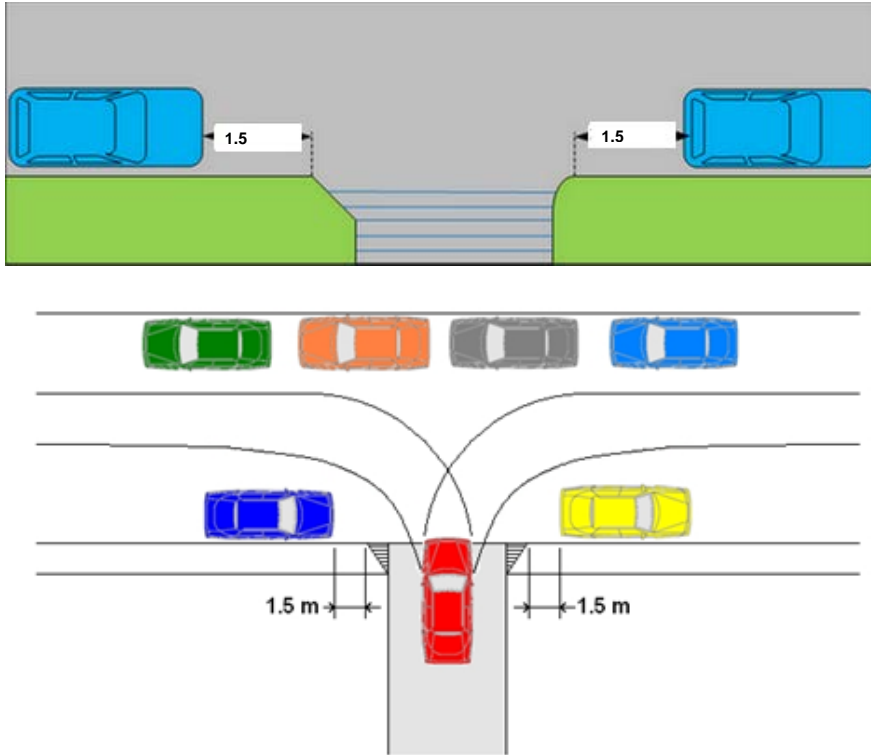
10.10 No person being the Driver or operator of any Vehicle carrying loads shall fail to transport any loads unless such loads are stripped in conformity with the stripping regulations contained in the General Accident Prevention Regulations of WorkSafe BC.

Adopted November 21, 2016

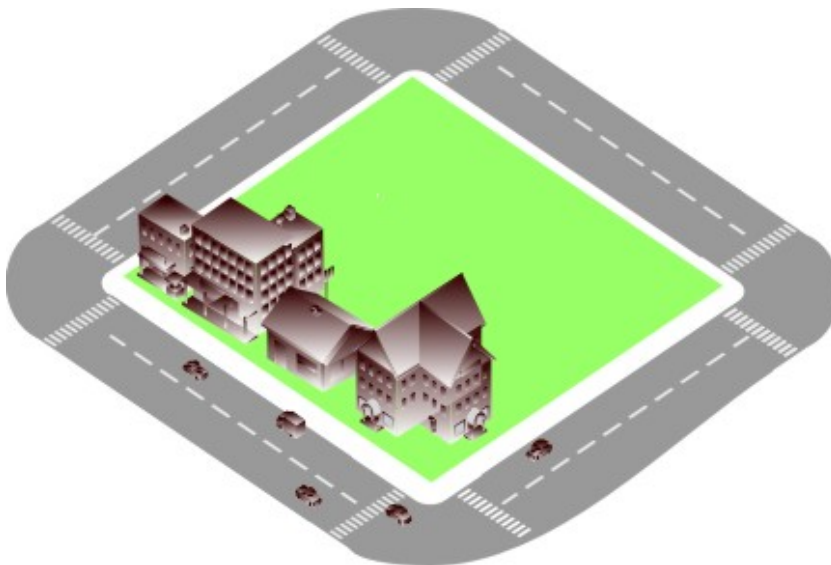
SCHEDULE "A"

DEFINITION DIAGRAMS

Driveway Crossing:



Block Face:



SCHEDULE "B"

SIDEWALKS, FOOTPATHS AND WALKWAYS WHERE CYCLING, INLINE ROLLER BLADING, ROLLER SKATING, LONGBOARDING, AND SKATEBOARDING IS PROHIBITED

1. Sixth Street from Tenth Avenue to Front Street
2. Seventh Street from Fifth Avenue to Sixth Avenue
3. Twelfth Street from Tenth Avenue to Fifth Avenue
4. Twentieth Street from Dublin Street to Hamilton Street on the west side only.
5. Sixth Avenue from Fifth Street to Eighth Street
6. Belmont Street from Sixth Street to Seventh Street
7. Columbia Street from Tenth Street to Elliott Street
8. Columbia Street East from Brunette Avenue to Braid Street

SCHEDULE "C"

DESIGNATED TRUCK ROUTES

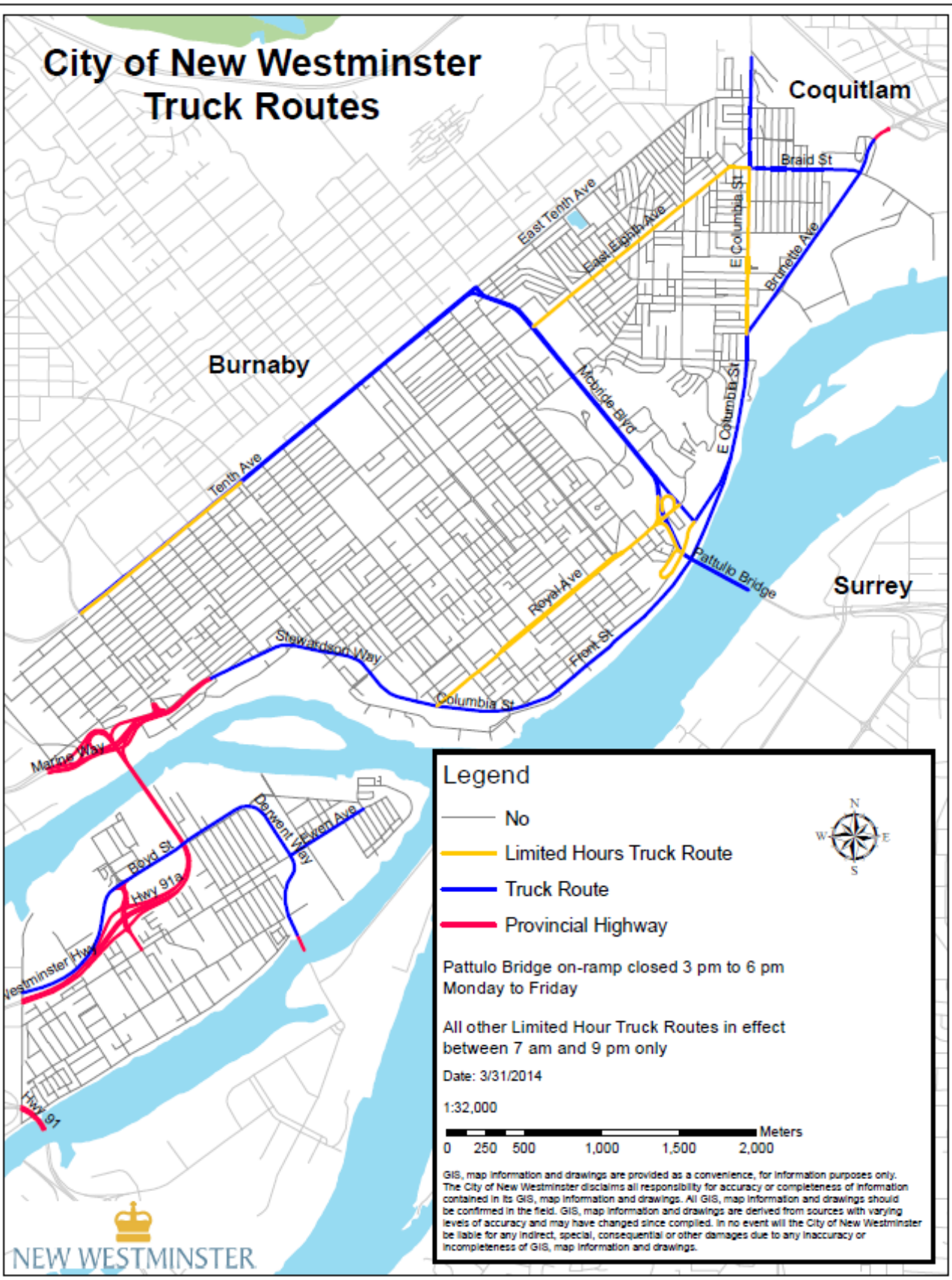
The following Truck Routes are in effect 24 hours per day, seven days per week:

1. McBride Boulevard from Columbia Street to Tenth Avenue
2. Tenth Avenue from McBride Boulevard to Twelfth Street
3. Marine Way from Twentieth Street to west City Limits
4. Stewardson Way from Twentieth Street to Royal Avenue
5. Brunette Avenue from Highway No. 1 to Columbia Street East
6. Braid Street from Brunette Avenue to Columbia Street East
7. Columbia Street from Elliott Street to McBride Boulevard
8. Columbia Street East from McBride Boulevard to Brunette Avenue
9. Columbia Street from Front Street/McNeely to Royal Avenue
10. Fourteenth Street from Stewardson Way to Third Avenue
11. Front Street from McNeely Street to Columbia Street East
12. Ewen Avenue from Derwent Way to Furness Street
13. Queensborough Bridge and Highway 91
14. Third Avenue from Stewardson Way to Fourteenth Street
15. Boyd Street from Howes Street to Derwent Way
16. Columbia Street East from Braid Street to north City Limits
17. Westminster Highway from Howes Street to west City Limits
18. Howes Street from Highway 91 to Boyd Street/Westminster Highway
19. Tenth Avenue from Twelfth Street to Twentieth Street - Westbound direction

The following Truck Routes are in effect from 7:00 a.m. - 9:00 p.m. seven days a week only:

1. Royal Avenue from Stewardson Way to McBride Boulevard
2. Eighth Avenue from McBride Boulevard to Columbia Street East excluding the 400 block of East Eighth Ave
3. Tenth Avenue from Twelfth Street to Twentieth Street - Eastbound direction
4. Columbia Street East from Brunette Avenue to Braid Street

City of New Westminster Truck Routes



Legend

- No
- Limited Hours Truck Route
- Truck Route
- Provincial Highway

Pattullo Bridge on-ramp closed 3 pm to 6 pm
Monday to Friday

All other Limited Hour Truck Routes in effect
between 7 am and 9 pm only

Date: 3/31/2014

1:32,000

Meters

0 250 500 1,000 1,500 2,000

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