

THE CORPORATION OF THE CITY OF ENDERBY
BYLAW NO. 1639

A BYLAW TO AMEND THE CITY OF ENDERBY STREETS AND TRAFFIC BYLAW NO. 1471,
2010

WHEREAS the Council of the City of Enderby may by bylaw, pursuant to Section 8 and Division 5 of Part 3 of the *Community Charter*, regulate, prohibit and impose requirements in relation to public places, including highways.

AND WHEREAS Council has adopted the "City of Enderby Streets and Traffic Bylaw No. 1471, 2010" in order to regulate traffic, parking and the use of streets within the City of Enderby;

AND WHEREAS Council of the City of Enderby has determined to make an amendment to "The City of Enderby Streets and Traffic Bylaw No. 1471, 2010";

NOW THEREFORE Council of the City of Enderby, in open meeting assembled, enacts as follows:

CITATION

1. This bylaw may be cited as the "City of Enderby Streets and Traffic Bylaw No. 1471, 2010 Amendment Bylaw No. 1639, 2017".

AMENDMENTS

2. The initial WHEREAS clause of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by including the words " and Division 5 of Part 3" following the words "Section 8", and replacing the word "place" with "places, including highways".
3. PART 1 - TITLE of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by adding quotation marks around the citation of the bylaw.
4. PART 2 - DEFINITIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the word "an" with "and" in item b) of the definition of "BUS STOP".
5. PART 2 - DEFINITIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the word "on" with "one" in the definition of "ONE WAY STREET".
6. PART 2 - DEFINITIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by including the definition of "DERELICT VEHICLE" as follows:

"DERELICT VEHICLE" means any vehicle or part thereof which:

- a) is physically wrecked or disabled;
- b) is not capable of operating under its own power;
- c) does not have attached number plates for the current year pursuant to the *Motor Vehicle Act* and regulations of the Province of British Columbia; or
- d) appears to have been abandoned by its owner.

7. PART 2 - DEFINITIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by including the definition of "TOW CAR" as follows:

"TOW CAR" means a motor vehicle used exclusively for towing or rendering assistance to other motor vehicles or to vehicles suffering from a defect or disability in their means of locomotion.

8. PART 2 - DEFINITIONS of Streets and Traffic Bylaw No.1471, 2010 is hereby amended by including the definition of "VEHICLE" as follows:

"VEHICLE" has the same meaning as in the *Motor Vehicle Act*.

9. PART 3 - AUTHORITIES of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing Section 303 as follows:

303. FIRE CHIEF AND CITY EMPLOYEES

A City employee, the Fire Chief, or any officer or incident commander of the Fire Department, may in the course of duty:

- a) Direct and regulate traffic in any manner deemed necessary and in doing so, may disregard any traffic control device;
- b) Disregard any traffic control device while responding to an emergency situation, while giving due regard to the safety of other persons and vehicles;
- c) Impound or move, if necessary, for the purpose of carrying out required duties, any vehicle;
- d) Designate in any manner, a line or lines near the location of a fire or other incident or potential incident, beyond which the public shall not pass.

10. PART 4 - TRAFFIC REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the word "LIMITES" with "LIMITS" in the title of Section 406 (SPEED LIMITES - LANEWAY).
11. PART 4 - TRAFFIC REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing "km/re" with "km/hr" in Section 407 (SPEED LIMITS - CONSTRUCTION).
12. PART 4 - TRAFFIC REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the reference to "Sections 501" with "Sections 409, 417, and 601" under Section 419 (EXEMPTIONS).
13. PART 4 - TRAFFIC REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the words "Wrecking vehicles" with "Tow cars" under Section 419.1.c (EXEMPTIONS).
14. PART 6 - PARKING REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the word "or" with "of" under Section 601.11.b (OBSTRUCTION).
15. PART 6 - PARKING REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing Section 601.11.c (OBSTRUCTION) as follows:

- c) Upon a roadway in such a manner as to obstruct the free passage of traffic on the roadway, the free passage of pedestrians on a sidewalk or walkway, or access to a designated parking area.
16. PART 6 - PARKING REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by adding the word "and" following the words "such vehicle" under Section 601.17 (ANGLE PARKING).
17. PART 6 - PARKING REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing Section 601.24.a and 601.24.b (PARKING LOTS) as follows:
- a) On any public parking lot operated by the City where traffic control devices indicate the length of time allowed for parking, in contravention of the length of time indicated on the applicable traffic control device.
 - b) On any parking lot operated under a public/private agreement pursuant to Section 263 of the *Local Government Act*, R.S.B.C. 2015 where traffic control devices indicate the length of time allowed for parking, in contravention of the length of time indicated on the applicable traffic control device.
18. PART 6 - PARKING REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by adding item d) to Section 601.27 (TRAILER/RECREATIONAL VEHICLES) as follows:
- d) Any trailer upon a highway in such a manner as to obstruct the free passage of traffic on the roadway, the free passage of pedestrians on a sidewalk or walkway, or access to a designated parking area.
19. SECTION 7 - USE OF HIGHWAY REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by renaming it to "PART 7 - USE OF HIGHWAY REGULATIONS".
20. PART 7 - USE OF HIGHWAY REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by renaming Section 703 to "IMPEDING TRAFFIC / DAMAGE TO HIGHWAYS".
21. PART 7 - USE OF HIGHWAY REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by adding a comma following the word "notice", and replacing the words "bylaw or by Provincial or Federal legislation" with "the Director of Engineering", under Section 706 (DEFACING POLES).
22. PART 7 - USE OF HIGHWAY REGULATIONS of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by adding Section 710 (TRUCK ROUTE) as follows:
710. TRUCK ROUTE
- 1. No person shall drive or park a heavy truck on any highway in the City other than on a truck route, on and during the times as set

out through signage and subject to the other provisions of this Bylaw, except:

- a) any heavy truck operating for or on behalf of the City;
 - b) as authorized by a permit issued by the Director of Engineering;
 - c) where it is necessary to deviate from a designated truck route for the purpose of delivering or receiving goods or another common commercial purpose by the shortest route from the nearest truck route with the least impact on residential areas; or
 - d) via a properly authorized temporary detour truck route.
2. The Director of Engineering may cause signs or other traffic control devices to be erected along a truck route to identify the beginning and end of a truck route.
3. a) The Director of Engineering may restrict the use of a truck route for purposes of safety, damages, or other matters:
- i) as to size, weight, type, height or other specification of a heavy truck which may be driven on a truck route; and
 - ii) as to the hours when a heavy truck may be driven on the truck route.
- b) Where the Director of Engineering places a restriction on a truck route, the Director of Engineering shall cause signs or other traffic control devices to be erected along the truck route to inform persons of the restriction placed on its use.
23. PART 8 - PENALTIES of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by adding item 3 under Section 801 (GENERAL PENALTY) as follows:
3. The Director of Engineering is authorized to recover any cost associated with the administration of this Bylaw, or for any damage to City property, from the owner of the vehicle or other person(s) responsible for the damage.
24. PART 8 - PENALTIES of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the word "Par" with "Part" under Section 802 (DEFAULT).
25. PART 9 - GENERAL of Streets and Traffic Bylaw No. 1471, 2010 is hereby amended by replacing the words "Highway Act" with "*Transportation Act*" under Section 902 (ARTERIAL HIGHWAY).

READ a FIRST time this 5th day of September, 2017.

READ a SECOND time this 5th day of September, 2017.

READ a THIRD time this 5th day of September, 2017.

ADOPTED this 18th day of September, 2017.

Mayor

Chief Administrative Officer