

AGENDA INFORMATION	
<input checked="" type="checkbox"/> Regular Meeting	Date: September 14, 2020
<input type="checkbox"/> Other:	Date: _____

Dept Manager	GM/ Director	CAO
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The District of North Vancouver REPORT TO COUNCIL

July 20, 2020

File:

AUTHOR: Councillor Jordan Back

SUBJECT: Snow and Ice Removal

RECOMMENDATION:

THAT the District require that homeowners with sidewalks in front of their homes clear those sidewalks during significant snowfall events;

AND THAT staff are directed to report back on possible updates to "Street and Traffic Bylaw No. 7125, 2004", which would require that businesses with sidewalks in front of their businesses be cleared in a more timely manner during significant snowfall events;

AND THAT staff report back on snow clearing priorities with respect to bike lanes and possible improvements;

AND THAT staff report back on the possibility of creating a Snow Angels Program, similar to the City of Vancouver.

REASON FOR REPORT:

The reason for this report is to provide Council with an opportunity to discuss the effectiveness of our current snow removal practices and policies and provide direction to staff for possible improvements.

BACKGROUND:

Significant snowfall events, such as the ones we experienced in January of this year make getting around the community more challenging for everyone. It is particularly difficult for residents who have limited mobility or whose primary mode of transportation is by walking or cycling.

Recognizing we have declared a Climate Emergency in the District, and that we have a goal of achieving a 35% non-driving mode share by 2030, it is imperative that the District strive to provide year-round mobility access for all District residents. It can also be very challenging for homeowners with mobility challenges to clear any adjacent sidewalks in a timely manner.

EXISTING POLICY:

"Street and Traffic Bylaw No. 7125, 2004", a bylaw to regulate traffic and boulevards within the municipal boundaries of the District of North Vancouver.

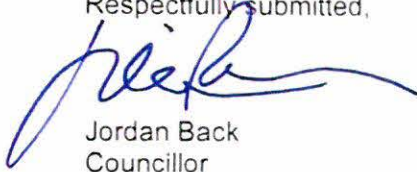
Options:

1. That the recommendations outlined in this report are supported by Council;
2. That the report is discussed further at a Council Workshop; or
3. That the recommendations outlined in this report are not supported by Council.

Conclusion:

This proposal will demonstrate a commitment by this Council to ensure that all users of our streets and sidewalks are prioritized, when it comes to significant snowfall events in our community.

Respectfully submitted,



Jordan Back
Councillor

Attachment 1: Street and Traffic Bylaw No. 7125, 2004

REVIEWED WITH:					
<input type="checkbox"/> Community Planning	_____	<input type="checkbox"/> Clerk's Office	_____	External Agencies	
<input type="checkbox"/> Development Planning	_____	<input type="checkbox"/> Communications	_____	<input type="checkbox"/> Library Board	_____
<input type="checkbox"/> Development Engineering	_____	<input type="checkbox"/> Finance	_____	<input type="checkbox"/> NS Health	_____
<input type="checkbox"/> Utilities	_____	<input type="checkbox"/> Fire Services	_____	<input type="checkbox"/> RCMP	_____
<input type="checkbox"/> Engineering Operations	_____	<input type="checkbox"/> ITS	_____	<input type="checkbox"/> NVRC	_____
<input type="checkbox"/> Parks	_____	<input type="checkbox"/> Solicitor	_____	<input type="checkbox"/> Museum & Arch	_____
<input type="checkbox"/> Environment	_____	<input type="checkbox"/> GIS	_____	<input type="checkbox"/> Other:	_____
<input type="checkbox"/> Facilities	_____	<input type="checkbox"/> Real Estate	_____		
<input type="checkbox"/> Human Resources	_____	<input type="checkbox"/> Bylaw Services	_____		



THE DISTRICT OF NORTH VANCOUVER

STREET AND TRAFFIC BYLAW

BYLAW 7125

Effective Date – January 1, 2005

CONSOLIDATED FOR CONVENIENCE ONLY

This is a consolidation of the bylaws below. The amending 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 bylaw on this subject.

Original Bylaw	Date of Adoption
Bylaw 7125	November 15, 2004
Amending Bylaw	Date of Adoption
Bylaw 7643	February 19, 2007
Bylaw 7591	June 11, 2007
Bylaw 7687	November 5, 2007
Bylaw 7701	December 17, 2007
Bylaw 7756	December 15, 2008
Bylaw 7798	September 28, 2009
Bylaw 7915	March 26, 2012
Bylaw 7960	December 12, 2012
Bylaw 8060	June 9, 2014
Bylaw 8100	April 27, 2015
Bylaw 8133	July 6, 2015
Bylaw 8322	April 30, 2018
Bylaw 8382	May 13, 2019
Bylaw 8431	April 20, 2020

The bylaw numbers in the margin of this consolidation refer to the bylaws that amended the principal bylaw (Street and Traffic Bylaw – Bylaw 7125). The number of any amending bylaw that has been repealed is not referred to in this consolidation.

THE CORPORATION OF THE DISTRICT OF NORTH VANCOUVER

BYLAW 7125

A bylaw to regulate traffic and boulevards within the municipal boundaries of the District of North Vancouver

The Council of The Corporation of the District of North Vancouver enacts the following:

PART 1 – TABLE OF CONTENTS

101. This bylaw is divided into the following divisions:

<u>Part</u>	<u>Title</u>	<u>Sections</u>
1	Table of Contents	101
2	Title	201
3	Interpretation	301 – 304
4	Traffic Control	401 – 412
5	Standing, Stopping and Parking Vehicles	501 – 537
6	General Regulations	601 – 631
7	Highway Use Regulations	701 – 742
8	Vehicle Weight, Loads, Dimensions	801 – 830
9	Transportation of Dangerous Goods	901 – 904
10	Pedestrian Regulations	1001 – 1007
11	Cycle Traffic	1101 – 1102
12	Impoundment	1201 – 1211
13	Stop Work Order	1301 – 1304
14	Offences, Penalties and Enforcement	1401 – 1404
15	General	1501 – 1503

Schedules:

A – Boulevard Parking Permits

B – Map of Dangerous Goods Routes

(7798, 7915)

Part 2 – Title

201. This bylaw may be cited as the "**STREET AND TRAFFIC BYLAW No. 7125, 2004**".

Part 3 – Interpretation

301. Words or phrases defined in the Motor Vehicle Act, R.S.B.C. 1996, c. 318, Transport of Dangerous Goods Act, R.S.B.C. 1996, c. 458 and the Commercial Transport Act, R.S.B.C. 1996, c. 58 and the regulations thereto have the same meaning in this bylaw, unless otherwise defined in this bylaw or in the Local Government Act, R.S.B.C. 1996, c. 323.

302. In this bylaw:

Access Improvement means a Driveway, walkway, steps and other improvements necessary to give access to real property adjacent to a Highway, but not including carports or buildings;

Accessible Passenger Directed Vehicle has the meaning set out in the *Passenger Transportation Act*.

8431

Axle means a structure that is wholly in the same or approximately the same transverse plane and that is supported by wheels on which or with which it revolves, and any two axles of a vehicle, the centres of which are less than 110 centimetres apart, shall be considered to be one axle;

Block Face means a length of Roadway frontage delimited by intersecting streets;

7591

Boulevard Crossing means that portion of a Boulevard which is permanently improved or designed for the passage of vehicular traffic;

7591

Building Permit has the meaning prescribed in the *Building Regulation Bylaw, 2003 No. 7353*, as amended or replaced;

8100

Bus Stop or Bus Zone means a portion of a Roadway adjacent to the curb reserved for loading and unloading buses;

7591

Boulevard means that portion of the Highway between the curb lines, the lateral lines or the shoulder of a Roadway and the adjacent property line;

Caliper means the diameter of a tree measured 15 centimetres above ground level;

Commercial Loading Zone means an area or space on a Highway to be used exclusively by Commercial Vehicles.

8431

Commercial Vehicle means a vehicle defined as such in, and licensed under, the *Commercial Transport Act* (British Columbia), as amended from time to time, or a vehicle not so licensed but being used in the ordinary course of a business for the regular collection or delivery of materials or goods.

8431

Congestion and Curbside Management Permit means a permit issued by the Municipal Engineer under section 541 of this Bylaw.

8431

Corporate Officer means the person appointed to that position and includes his or her delegate;

Council means the municipal council of the District;

Cycle Path means a path or way designated by the Municipal Engineer for use by cycles, other than a path or way on a Highway or located on private property;

District means The Corporation of the District of North Vancouver;

Disability Parking Permit means a parking permit issued to a Person with a Disability pursuant to the Regulations;

Disabled Parking Zone means a part of a Highway or public place identified by a disabled parking sign as specified in the Regulations;

Driveway means every driveway not owned or possessed by the Crown or the District;

Election campaign sign means a temporary sign promoting a candidate or political party for election to public office;

7643

Enforcement Officer means an official or employee of the District whose designated duties include the control of traffic or parking within the District, and includes Royal Canadian Mounted Police officers and bylaw enforcement officers, and every officer and member of the Fire Department of the District while attending upon any fire or emergency in the course of their duty;

Geo-fence means a virtual boundary between two geographic areas or a virtual perimeter around a geographic area, the location and delineation of which shall be determined by the Municipal Engineer.

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Geo-fenced Area means the area within a Geo-fence, or on one side of a Geo-fence, as determined by the Municipal Engineer.

8431

Helmet means a protective device intended to be worn on the head that must:

- have a smooth, rigid and durable outer surface,
- be constructed so that the helmet is capable of absorbing energy on impact,
- be strongly attached to a strap designed to be fastened under the chin of the person wearing it, and
- be undamaged from use or misuse.

Highway means the area of every public right of way lying between two property lines title to which area is vested in the District and which is designated or intended for or used by the general public for the passage of vehicles or persons and means the area of every public right of way lying within any District Park title to which area is vested in the District and which is designated or intended for or used by the general public for the passage of vehicles;

Highway Construction and Planting Permit means a permit issued under Part 7 to allow for construction and planting in, on or under a Highway;

Highway Encroachment Agreement means an agreement entered into under Part 7 to allow certain Structures on a Highway;

Highway Use Permit means a permit issued under Part 7 to allow for the temporary use of the Highway;

Lane means a Highway not more than 7 metres wide, which provides a secondary means of vehicle access to one or more parcels of land;

Loading Zone means the area or space on a Highway established for the exclusive use of vehicles during the loading or unloading of goods, materials or passengers.

8431

Manager of Purchasing means the person appointed to that position and includes his or her delegate;

Median means an area that is painted, curbed or raised and is located between traffic lanes to separate vehicles travelling in opposite directions;

7643, 7591

Municipal Engineer means the person appointed to that position and includes his or her delegate;

Newspaper Box means any box displaying, distributing or selling newspapers, newsletters, commercial or non-commercial publications, or any other reading material;

7591

Noxious Weed means any weed designated by a provincial legislation to be a noxious weed, and includes seeds of a noxious weed;

8100

Outdoor Customer Service Area means an area located on the Boulevard adjacent to a restaurant or retail food service premises or liquor license establishment for the placing of tables and chairs for use by customers of that business;

Outdoor Customer Service Area Permit means a permit issued under Part 7 to allow an Outdoor Customer Service Area;

Oversize/Overweight Permit means a permit under Part 8 of this bylaw;

Owner, with respect to a vehicle, has the meaning given to it in the Motor Vehicle Act and with respect to real property, has the meaning given to it in the Local Government Act;

Park, means public parks, playgrounds, beaches, swimming pools, and other public recreational areas under the care, custody and jurisdiction of the District;

7591

Parking, when prohibited, means the standing of a vehicle, whether occupied or not, other than up to 5 minutes while actively and visibly engaged in loading or unloading of property, merchandise, goods or the discharging or taking on of passengers;

Passenger Directed Vehicle has the meaning set out in the *Passenger Transportation Act*.

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Passenger Transportation Act means the *Passenger Transportation Act*, SBC 2004, c.39, as the same may be amended from time to time.

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Passenger Zone means the area or space on a Highway established for the exclusive use of vehicles during the loading or unloading of passengers.

8431

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, or a person who is blind or has a visual impairment, or a person with hearing loss or impairment or a person with a cognitive or other impairment that could affect their ability to understand traffic control devices and signage;

Procession means any procession or group exceeding or expected to exceed 30 or more persons or 10 or more vehicles standing or moving together on any Highway, including special events such as parades, street festivals and movie filming, but excludes a funeral procession and a Canadian Armed Forces Parade;

Recreation Vehicle means a motor vehicle or a vehicle towed by a motor vehicle, that provides living accommodation, and includes a travel trailer, tent trailer, camper, camperized van, and motor home;

Regulations means the regulations to the Motor Vehicle Act;

Resident Guest Pass means a parking permit issued in conjunction with a Resident Parking Permit that allows a guest to park in a Resident Parking Zone;

Resident Parking Permit means a parking permit issued in accordance with this bylaw which authorizes parking in a Resident Parking Zone;

Resident Parking Zone means a part of a Highway set apart for the standing, stopping and parking of vehicles that display a Resident Parking Permit;

Roller Skates means any footwear or device which may be attached to the foot or footwear, to which wheels are attached and such wheels may be used by the wearer for moving or propulsion, including but not limited to in-line skates.

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Roadway means that portion of a Highway that is improved for passage of vehicular traffic;

Rubbish means accumulations of soil, leaves, grass clippings, branches, twigs and other vegetation or landscape materials; litter of any kind or discarded materials; liquid or solid waste or garbage, other than that which is properly placed on the sidewalk or Highway pursuant to the garbage collection requirements of the District; compost materials; and any other objects that would reasonably pose a hazard;

Sidewalk means that portion of the street other than a Roadway that is improved for the use of pedestrians;

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Skateboard means all wheeled objects, coasters, toys, conveyances, or similar devices used for transportation or sport which are propelled by human power, including longboards, but not including bicycles or roller skates;

7915

Special Highway Use Permit Fee is the fee payable pursuant to section 706A of this bylaw;

8100

Stacked Rock Wall means any wall consisting of rock or boulder units greater than 250mm in the least dimension or .027 m³ in volume where each rock or boulder unit is not:

- a) buried in native, solid bearing ground to a depth not less than one third its diameter and volume; or
- b) located on land generally sloping less than 4 horizontal to 1 vertical;

Stop Work Order means a stop work order issued pursuant to section 1301 of this bylaw;

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Stopping, when prohibited, means the coming to rest or the state of being at rest of a vehicle;

Structure means buildings, decks, garages, carports, swimming pools and any other improvement affixed on or under a Highway, but does not include Driveways, steps, walks and other improvements that give access to real property adjacent to a Highway or to retaining walls having a height of less than 1.22 metres;

Traffic Control Device means a sign, signal, line, metre, marking, space, barrier or device, consistent with the Motor Vehicle Act, placed or erected by authority of the Minister of Transportation or the District or a person authorized by either of them to exercise that authority;
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Traffic Management Plan means a detailed plan acceptable to the Municipal Engineer addressing all activities, needs and impacts associated with work contemplated in a Highway Use Permit, including, but not limited to, scheduling, timing of truck traffic, fencing, barricading, signage and other devices, traffic control, loading, parking, material delivery and storage, dust and sediment control, and any other conditions and restrictions required by the Municipal Engineer;
8100

Trailer means a vehicle without motive power designed for carrying persons or property and for being drawn on a Highway by a motor vehicle, and includes a semi-trailer as defined in the Commercial Transport Act;

Transportation Network Services has the meaning set out in the *Passenger Transportation Act*.
8431

Unopened Road Allowance means any dedicated Highway that has not been opened and improved by the District or that has been closed by the District; and

Waste Disposal Bin means a large rectangular metal container, open at the top or with a lid, used for the temporary storage of Rubbish.

Weekdays means Monday through Friday.
8431

Zero-emission Vehicle means a motor vehicle that is exclusively propelled by electricity or hydrogen from an external source, or a motor vehicle that has been approved by the Municipal Engineer as a Zero-emission Vehicle.

Application

303. This bylaw does not apply to the regulation, control or prohibition of traffic on a Provincially-designated arterial Highway, as defined in the Highway Act.
304. This bylaw does not apply to members of the Royal Canadian Mounted Police or emergency services personnel or vehicles when performing official duties or acting in the interest of public safety.

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Part 4 – Traffic Control

Existing Traffic Control Devices

401. All Traffic Control Devices placed by the District prior to adoption of this bylaw are deemed to be authorized and placed in accordance with this bylaw.

Compliance With Traffic Control Devices

402. Every person shall comply with the directions of every Traffic Control Device, except as otherwise directed by an Enforcement Officer or as authorized or required pursuant to this bylaw.

Delegation to Municipal Engineer

403. The Municipal Engineer is authorized to order the placing of Traffic Control Devices as he or she deems appropriate for the regulation of the following traffic matters and by those orders to give effect to the provisions of this bylaw or the Motor Vehicle Act, or to exercise the following powers of the District under this bylaw, subject to the terms and conditions prescribed in this bylaw:

- 403.1 regulation, control or prohibition of pedestrian traffic, vehicle traffic and traffic by other conveyances on a Highway;
 - 403.2 regulation, control or prohibition of the stopping, standing or parking of vehicles;
 - 403.3 regulation or prohibition of pedestrian traffic on Highways other than at crosswalks;
 - 403.4 removal, detention or impounding of vehicles unlawfully occupying a Highway or a public place and a scale of fees, costs and expenses for that purpose, and the recovery of such fees, costs and expenses from the Owner or by sale of the vehicle at public auction or by court action;
 - 403.5 regulation, control or prohibition of persons using cycles, Roller Skates, sleighs, in-line skates, Skateboards, skis, scooters or other similar means of conveyance on a Highway;
 - 403.6 establishment, designation and use of Loading Zones, Commercial Loading Zones, and Passenger Zones in the District;
- 8431**
- 403.7 regulation of the width, length and height of vehicles and the width, length, height, fastenings and distribution of loads on vehicles driven or operated on a Highway;
 - 403.8 on Highways where construction, reconstruction, widening, repair, marking or other work is being carried out, the erection or placement of Traffic Control Devices indicating that persons or equipment are working on the Highway;
 - 403.9 establishment of school crossings in the District and the regulation and control of pedestrian and vehicular traffic with respect to them;
 - 403.10 regulation of traffic passing by or in the vicinity of schools through the use of traffic patrols, and for that purpose vesting in school children or other persons employed in traffic patrol the power to require vehicles to stop at school crossings or other designated places on a Highway;
 - 403.11 regulation and control of Processions on a Highway;
 - 403.12 the places, conditions and circumstances for the use of sidewalks and crosswalks by persons riding cycles; and
 - 403.13 designation of Cycle Paths; and
- 8431**
- 403.14 establishment, designation and delineation of Geo-fenced Areas and the regulation, prohibition or control of traffic within such Geo-fenced Areas in accordance with sections 403.1 through 403.13.
- 8431**

Variation of Orders

- 404. The Municipal Engineer may rescind, revoke, amend or vary an order made by the Municipal Engineer under this Part.
- 405. Orders made by the Municipal Engineer under this Part shall be in writing and a copy of each order shall be filed with the Municipal Clerk.

Temporary Traffic Control Devices

- 406. Temporary Traffic Control Devices may from time to time be placed, and traffic may be diverted or restricted, by an Enforcement Officer, or by another person under the authority of the Municipal Engineer:

- 406.1 in the interest of public safety;
- 406.2 to permit proper action in an emergency; or
- 406.3 to enable work to be done on a Highway,

but no temporary Traffic Control Devices shall be placed, nor any traffic diverted or restricted, for any period longer than reasonably necessary.

Permits

- 407. In all cases in this bylaw where the Municipal Engineer is given the power to make orders for the application for and issuance of permits, the Municipal Engineer may make orders respecting the circumstances under which permits will be issued, the form of application, the fees payable unless otherwise prescribed by Council, the form of permits, and the terms and conditions of permits. The Municipal Engineer may issue permits in accordance with this bylaw and may at any time revoke or amend a permit where considered necessary or desirable by the Municipal Engineer.
- 408. Persons who have been issued permits under this bylaw shall at all times comply with this bylaw, as well as all terms and conditions of the permit.
- 409. No person shall undertake any work or activity that requires a permit under this bylaw without first having obtained a valid and subsisting permit of the kind required by this bylaw.

Interference With Traffic

- 410. No person shall establish, place, maintain, or display upon or in view of any Highway, any Traffic Control Device or other device which purports to be or resembles any Traffic Control Device, or which attempts to direct the movement of traffic or the parking of vehicles, or which obstructs, hides from view, or interferes with the effectiveness of any Traffic Control Device or which interferes with traffic safety.
- 411. No person shall obliterate, deface, damage, injure, move, obstruct or otherwise interfere with any Traffic Control Device placed or maintained within the District pursuant to this bylaw, nor interfere with any newly painted line on any Highway.
- 412. The Owner or occupier of real property adjacent to a Highway must not allow any tree, shrub or other planting on the real property to grow over or under the Highway so as to obstruct, interfere with or hide from view any Traffic Control Device or interfere with traffic safety.

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Part 5 – Standing, Stopping and Parking Vehicles

Standing, Stopping and Parking Prohibitions

- 501. Except when necessary to comply with the law or the directions of an Enforcement Officer, or where permitted by this bylaw or a Traffic Control Device, no person shall stop, stand or park a vehicle or Trailer on a Highway:
 - 501.1 so as to contravene the Motor Vehicle Act, a Traffic Control Device or this bylaw;
 - 501.2 so as to obstruct or interfere with the free passage of traffic;
 - 501.3 on a Sidewalk or Boulevard Crossing;
 - 501.4 on a Boulevard, except on those portions of those Highways set out in Schedule “A”;
 - 501.5 on any Unopened Road Allowance;

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- 501.6 in an intersection;
 - 501.7 within 11 metres of the prolongation of the curb lines at an intersection or, if none, within 11 metres of the prolongation of the edges of pavement of the two Highways which join one another;
 - 501.8 within 6 metres of a flashing beacon, stop sign, yield sign or traffic control signal;
 - 501.9 on a Lane within 3 metres of any Roadway intersection;
 - 501.10 on a Roadway within 3 metres of a Lane;
 - 501.11 in a position that leaves less than 3.5 metres of the Roadway available for the flow of traffic;
 - 501.12 in a position that causes it to interfere with fire fighting;
 - 501.13 on a marked crosswalk;
 - 501.14 within 6 metres of a marked crosswalk;
 - 501.15 within 6 metres of an entrance to or exit from any school property on any day when school is in session;
 - 501.16 within 6 metres of any entrance to or exit from any playground or Park;
 - 501.17 within 6 metres of either side of the Highway from or on either side of the entrance to or exit from a fire hall;
 - 501.18 in a position that impedes or restricts the passage of vehicles beyond a road end or through any gate or barrier erected at a road end or other location;
 - 501.19 in a position that causes it to interfere with the construction, improvement, maintenance, snow removal, alteration, extension, widening, marking or repair of a Highway;
 - 501.20 on a Cycle Path, or on a cycle lane on a Highway;
 - 501.21 within 5 metres of any fire hydrant, measured from a point on the curb which is closest to the fire hydrant, and where there is no curb, measured from the edge of Roadway;
 - 501.22 on or over any fire hose, traffic counting hose or other fire or public works equipment;
 - 501.23 in front of or within 2 metres of a private road, driveway, sidewalk crossing or boulevard crossing;
- 7591**
- 501.24 on a roadway except with the wheels parallel to the side of the Roadway and not further than 30 centimetres from the curb, if any, unless the Highway is designated for angle parking or the vehicle is less than 2.5 metres in length;
- 7591**
- 501.25 alongside or opposite any Highway excavation or obstruction when stopping, standing or parking in that location obstructs traffic;
 - 501.26 on the Roadway side of any vehicle stopped or parked at the curb;
 - 501.27 for a period exceeding 72 hours;

- 501.28 on any bridge or other elevated Structure on a Highway;
- 501.29 on any portion of a Highway indicated by Traffic Control Device as reserved for any class of vehicle, other than a vehicle coming within such class;
- 501.30 within 15 metres of the nearest rail of a railroad crossing;
- 501.31 on any Highway for the purpose of storing, advertising, washing, maintaining, repairing or wrecking any vehicle, unless repairs are necessitated by an emergency;
- 501.32 for the principal purpose of displaying a vehicle or Trailer for sale;
- 501.33 for the purpose of selling any commodities or articles, except as authorized by permit under this bylaw;
- 501.34 on the paved portion of any Highway where the pavement is 6 metres or less in width;
- 501.35 on the side of a Roadway which abuts a Median; **7591**
- 501.36 on any portion of a Highway for a longer period of time than that indicated on any Traffic Control Device applicable to that portion of the Highway where such vehicle is stopped or parked;
- 501.37 on any portion of a Highway at which there is an automatic or other mechanical meter for the purpose of allotting and controlling parking spaces for vehicles, except if that person has deposited in the appropriate meter the fee for parking in the manner and at the rate prescribed by that meter;
- 501.38 on any portion of a Highway where the curb or edge of the Roadway is painted yellow; **8431**
- 501.39 that is unlicensed or uninsured or that does not display a valid license plate or valid license decal in the manner required by the Motor Vehicle Act;
- 501.40 where parking spaces for vehicles are designated by lines on a Highway, except wholly within the lines designating the parking space;
- 501.41 except as otherwise required by a Traffic Control Device, within 20 metres on the approach to and 7.5 metres beyond any bus stop sign pole, except when actively and visibly engaged in loading or unloading passengers, where such stopping does not interfere with any bus in, or about to enter, such bus stop; **7591**
- 501.42 in a cul-de-sac other than parallel with the outside curb of the cul-de-sac;
- 501.43 at any place within a two-way Roadway other than directly adjacent to the right edge of the Roadway;
- 501.44 at any place within a one-way Roadway other than directly adjacent to either edge of the Roadway; **7591**
- 501.45 to discharge or pick up passengers at any place within a two-way Roadway except where such vehicle is stopped directly adjacent to the right edge of the Roadway; or
- 501.46 to discharge or pick up passengers at any place within a one-way Roadway except

where such vehicle is stopped directly adjacent to either edge of the Roadway.

7591

Parking Large Vehicles and Recreation Vehicles

502. Except as provided for in section 503, no person shall park any vehicle having a gross vehicle weight of 4,500 kilograms or more, or a vehicle having an overall length including any attached Trailer exceeding 6.4 metres, between 6:00 p.m. of any day and 6:00 a.m. of the next day on any Highway, except when actively and visibly engaged in loading or unloading the vehicle or Trailer.

503. A Recreation Vehicle may be parked on any Highway for a period not to exceed 24 hours.

504. No person shall use a vehicle for living accommodation while parked on a Highway.

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505. No person shall park a Trailer on a Highway without it being attached to a motor vehicle.

Commercial Vehicle License

506. No person shall operate a commercial vehicle in the District unless that vehicle is licensed under the District Commercial Vehicle Licensing Bylaw and a valid and subsisting license plate affixed with a decal is displayed on that vehicle in the manner required.

Idling Engines

507. No person shall permit a motor vehicle engine, other than the engine of an emergency vehicle, to be left in operation more than 3 minutes in a 60-minute period while the vehicle is stationary, except where the motor vehicle is in traffic, undergoing repairs at a motor vehicle service garage, undergoing emergency repairs along a roadside, is an armoured vehicle, is participating in a parade authorized by the District, or used to power equipment ancillary to the motor vehicle.

Time Limitations

508. When a Traffic Control Device is displayed on any Highway or District parking lot indicating that the length of time permitted for parking a vehicle thereon is limited, no person who has parked a vehicle on such Highway or lot shall again park a vehicle on such Highway (unless there is a road intersection between the two parking spaces) or lot during the next 60 minutes following the expiry of such limited time.

Exemption to Persons with a Disability

509. The provisions of this bylaw regulating time restricted parking do not apply to a Person with a Disability whose vehicle, other than a recreational vehicle, prominently displays in a window a valid permit issued to the Person with a Disability by the Social Planning and Research Council of British Columbia.

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Angle Parking

510. Upon a Highway which has been marked or signed for angle parking, the driver of a vehicle must park such vehicle at the angle to the curb indicated by such marks or signs and parallel to and between such marks, with the front wheels not less than 30 centimetres from the curb, or any part of the vehicle at a greater distance than 5 metres from the curb.

7591

511. No person shall park a vehicle in a parking space marked for angle parking where the length of such vehicle and any Trailer attached thereto exceeds 5 metres.

512. No person shall back a vehicle into a parking space marked for angle parking.

Leaving Parked Vehicle

513. Every vehicle shall be equipped with a lock or other device to prevent unauthorized use of the vehicle.

514. No person having control or charge of a vehicle shall permit it to stand unattended without:
- 514.1 stopping the engine and locking the vehicle in a secure manner to prevent its unauthorized use; and
- 514.2 when standing upon any perceptible grade, without turning the front wheels to the curb or side of the Roadway.

Passenger Zones, Commercial Loading Zones and Loading Zones

8431

515. Every Passenger Zone, Commercial Loading Zone and Loading Zone authorized by a bylaw or an order under a bylaw and established for the purpose of loading and unloading persons, materials or goods, and existing prior to adoption of this Bylaw, is authorized.
- 8431**
516. The Municipal Engineer may, by causing Traffic Control Devices to be placed or erected on any portion of a Highway, establish the designated portion of that Highway as a Loading Zone, Passenger Zone, or Commercial Loading Zone, and designate the area and define the rights, duties and obligations of traffic with respect to that Loading Zone, Passenger Zone, or Commercial Loading Zone.
- 8431**
517. No person may stop, stand or park a vehicle in a Passenger Zone, except for a passenger vehicle for a maximum of five minutes while loading or unloading persons.
- 8431**
518. No person shall stop, stand or park a vehicle in a Loading Zone except for the purpose of loading or unloading passengers, goods or materials, and no person shall stop, stand or park a vehicle in a Loading Zone for longer than the maximum period indicated on any Traffic Control Device, or in the absence of such posted time limit, for longer than five minutes for the loading or unloading of passengers or 30 minutes for the loading or unloading of goods or materials.
- 8431**
519. No person shall stop, stand or park a vehicle other than a Commercial Vehicle in a Commercial Loading Zone.
- 8431**
520. No person shall stop, stand or park a vehicle in a Commercial Loading Zone except for the purpose of loading or unloading goods or materials, and no person shall stop, stand or park a vehicle in a Loading Zone for longer than the maximum period indicated on any Traffic Control Device, or in the absence of such posted time limit, for longer than 30 minutes.
- 8431**

Person with a Disability Parking

521. The Municipal Engineer may make orders for the designation of Disabled Zones and may rescind, revoke, amend and vary such orders.
522. Council designates the Social Planning and Research Council of British Columbia as the organization responsible for issuing and cancelling Disability Parking Permits pursuant to the Regulations.
523. An application for a Disability Parking Permit may be made by or on behalf of a Person with a Disability to the Social Planning and Research Council of British Columbia.
- 7591**
524. All Disabled Parking Zones existing on the date of adoption of this bylaw are deemed to be authorized Disabled Zones established under this bylaw.

525. No person shall stop, stand or park a vehicle in a Disabled Parking Zone that does not display a valid Disability Parking Permit or a permit of a similar nature issued by another jurisdiction.

526. No person shall stop, stand or park a vehicle in a Disabled Zone that displays a valid Disability Parking Permit unless the vehicle is stopped, left standing or parked for the purpose of transporting a Person with a Disability.

Resident Parking Permits

527. All Resident Parking Zones existing on the date of adoption of this bylaw are deemed to be authorized Resident Parking Zones established under this bylaw.

528. The Municipal Engineer may: a) subject to Council approval, make orders for the designation of Resident Parking Zones; b) make orders for the form of application for Resident Parking Permits, fees payable for Resident Parking Permits and Resident Guest Passes, the form of Resident Parking Permits and Resident Guest Passes and the terms and conditions of Resident Parking Permits and Resident Guest Passes, and may rescind, revoke, amend and vary such orders.

529. Applications for Resident Parking Permits may be made only by individuals who permanently reside in the dwelling units immediately adjacent to a Resident Parking Zone.

530. Upon receipt of a completed application form and payment of the applicable fees, the Municipal Engineer may issue to the applicant a Resident Parking Permit, provided the applicant meets all of the requirements for a Resident Parking Permit.

531. A person holding a Resident Parking Permit shall affix the Resident Parking Permit to the lower front driver's side windshield of that person's vehicle.

532. No person, being the holder of a Resident Parking Permit, shall transfer or allow the use of the Resident Parking Permit by any other person.

533. Where a Resident Parking Zone allows for the issuance of a Resident Guest Pass, an applicant for a Resident Parking Permit may apply for a Resident Guest Pass for use by that person's guests.

534. A person using a Resident Guest Pass shall place the Resident Guest Pass on the driver's side of the front dashboard of that person's vehicle at all times while parked in a Resident Parking Zone.

535. No person shall park in a Resident Parking Zone:

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535.1 a vehicle that does not display in the manner required a valid Resident Parking Permit or Resident Guest Pass for that Resident Parking Zone; or

535.2 a vehicle displaying a valid Resident Parking Permit which is not a vehicle owned or possessed by the applicant for that Resident Parking Permit.

Exemptions

536. This Part shall not apply to any emergency vehicle while attending at an emergency call, but this exemption shall not excuse the driver of any such vehicle from exercising due and proper care for the safety of other traffic.

537. This Part shall not apply to:

537.1 vehicles of the Province or the District or their contractors;

537.2 vehicles of public transit supervisors, a public utility corporation or their contractors; and

537.3 tow trucks,

while the operators of such vehicles are actively and visibly engaged in work requiring the vehicles to be stopped or parked in contravention of any of such provisions, or are parked on a stand-by basis for the purpose of being available for emergency use; and

537.4 residential moving trucks or delivery vehicles actively and visibly engaged in loading or unloading.

Transportation Network Services

538. The Municipal Engineer may establish and designate Geo-fenced Areas and regulate and control the operation of Transportation Network Services within any Geo-fenced Area, including the regulation or prohibition of stopping and loading by any Transportation Network Services provider within a Geo-fenced Area.

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539. Except for Accessible Passenger Directed Vehicles, a Transportation Network Services provider must not cause, allow, or permit any Passenger Directed Vehicles being operated under the licence issued to them under the *Passenger Transportation Act* to stop to pick up or drop off any passengers on any Highway within the District of North Vancouver on Weekdays between the hours of 7:00 a.m. and 9:00 a.m. or the hours of 2:00 p.m. and 6:00 p.m. unless they hold a valid Congestion and Curbside Management Permit, in which case the Passenger Directed Vehicles may stop at any place where stopping is permitted at such times for the purposes of picking up or dropping off passengers.

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540. The Municipal Engineer may issue a Congestion and Curbside Management Permit to a Transportation Network Services provider for the fee set out in the Fees and Charges Bylaw 6481, 1992, as amended from time to time, which fee may vary among vehicle types, and which fee shall be payable monthly at the end of each month in a manner satisfactory to the Municipal Engineer. No permit shall be required for Accessible Passenger Directed Vehicles used by a Transportation Network Services provider.

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Part 6 – General Regulations

Enforcement Officers

601. All Enforcement Officers are authorized to do all things necessary to control traffic in pursuance of this bylaw at all times and to ensure that the requirements of this bylaw are being carried out.

602. All Enforcement Officers are authorized to direct traffic as the Enforcement Officer reasonably considers necessary:

602.1 to ensure the orderly movement of traffic;

602.2 prevent injury or damage to persons or property; and

602.3 permit proper action in any emergency.

603. No person shall refuse to comply with any lawful direction of any Enforcement Officer.

604. No person shall hinder, delay or obstruct in any manner, directly or indirectly, an Enforcement Officer carrying out duties in accordance with this bylaw.

Emergency Vehicles and Fire Hoses

605. A driver, other than that of an emergency vehicle, must not follow fire apparatus closer than 150 metres or drive or park within 150 metres of the place on the same Highway on which fire apparatus has stopped in answer to a fire alarm, and, unless he or she has received consent of the fire department official in command or an Enforcement Officer, a person must not drive a vehicle over an unprotected

hose of a fire department when laid down on a Highway Boulevard Crossing or Driveway at a fire or an alarm of fire.

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Speed Limits

- 606. No person shall operate a vehicle upon a Lane within the District at a greater rate of speed than 20 kilometres per hour.
- 607. No person shall operate a vehicle upon a Highway within the District at a greater rate of speed than 50 kilometres per hour, except where otherwise indicated by a Traffic Control Device.
- 608. The Municipal Engineer may by order establish school, playground and Park zones and order the placing of Traffic Control Devices to indicate such zones, and:
 - 608.1 Every person driving between the hours of 8.00 a.m. and 5.00 p.m. on a day school is regularly held, a vehicle on a Highway where signs are displayed stating a speed limit of 30 kilometres per hour or on which the numerals "30" are prominently shown, must drive at a rate of speed not exceeding 30 kilometres per hour while approaching, passing or in the vicinity, as indicated by the signs, of the school to which the signs relate.
 - 608.2 Every person driving a vehicle on a Highway must drive the vehicle at a rate of speed not exceeding 30 kilometres per hour when approaching or passing, between dawn and dusk, a public playground for children or a public Park where signs are displayed stating a speed limit of 30 kilometres per hour, or on which the numerals "30" are prominently shown.
- 609. Where a sign has been erected or placed on a Highway limiting the rate of speed of vehicles driven or operated on that Highway or portion of Highway, a person shall not drive or operate a vehicle on that portion of the Highway at a greater rate of speed than that indicated on the sign.

Animals

- 610. No person shall drive or herd any animal on any Highway in the District, unless such animal is at all times under the control of that person and does not interfere with vehicular traffic, except an Enforcement Officer in the discharge of their duty.
- 611. All persons with an animal in their care, custody or control on a Highway shall immediately pick-up and remove from the Highway all faeces of such animal deposited on a Highway.
- 612. No person shall ride, drive or lead a horse on any Highway between dusk and dawn.

Driving on Sidewalk

- 613. The driver of any vehicle shall not drive such vehicle upon any sidewalk or boulevard except on a boulevard crossing provided for such purposes.

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Stop When Traffic Obstructed

- 614. No driver of a vehicle shall enter an intersection or crosswalk unless there is sufficient space on the other side of the intersection or crosswalk to accommodate the vehicle without obstructing the passage of other vehicles or pedestrians, notwithstanding any traffic control signal indication to proceed.

Clinging to Moving Vehicle

- 615. No person riding any cycle, coaster, skis, roller skates, roller blades, in-line skates, skateboard, scooters, toy motor vehicle or sleigh, shall cling to any vehicle in motion.

Horn for Warning Only

- 616. No person shall sound the horn of a vehicle except when necessary to warn a person or animal of danger.

Roller Skating and Skateboarding

617. No person shall propel, coast, ride or in any other way use Roller Skates or a Skateboard:
- 617.1 on a sidewalk;
 - 617.2 on any Roadway or Lane unless that person is properly wearing a helmet on his or her head, except if that person is a person for whom the wearing of a helmet would interfere with an essential religious practice;
 - 617.3 on any Roadway or Lane except as near to the right side of the Roadway or Lane as is practicable;
 - 617.4 on any Roadway or Lane that is posted with a speed limit exceeding 50 kilometres per hour;
 - 617.5 on a Roadway or Lane between sunset and sunrise;
 - 617.6 on any Roadway or Lane while being towed by a vehicle, bicycle or animal;
 - 617.7 on any Roadway or Lane in such a manner as to pose a hazard to traffic; 7915
 - 617.8 on any Roadway or Lane in any position other than standing or 7915
 - 617.9 on any Roadway or Lane:
 - a) without due care and attention; or
 - b) without reasonable consideration for other persons or vehicles using the Roadway or Lane. 7915

Refuse on Highways

618. No person shall throw, drop, deposit, leave, or allow to fall from or out of any vehicle or conveyance, any bottle, glass, crockery, nails, wood, sawdust, cigarettes, or refuse, or any other object or material, on or upon any Highway, and any person who has thrown, dropped, deposited or left any such object or material shall forthwith remove the same from such Highway.

Chattels on Highway

619. No person shall place or store any material, object, container or Structure on any Highway, except as permitted by bylaw of the District.

Shopping Cart on Highway

620. No person shall allow a shopping cart owned by that person or provided for use by that person in the operation of a retail business to be or remain on a Highway or in a public place, other than within a parking lot used or designated for use by the retail business to which that shopping cart relates.

Accumulations on Highway

621. No person shall allow any earth, rock, stones, trees, logs, stumps or other substances or materials to cave, fall, crumble, slide, accumulate or to be otherwise deposited on any Highway, except as permitted by bylaw of the District.

Defacing Highway

622. No person shall mark, imprint or otherwise deface any Highway.

Selling on a Highway

623. No person shall use or occupy any Highway for the purpose of selling or displaying any goods or wares, including without limitation any flowers, fruit, vegetables, seafood, commodity, article or other thing.

Funeral or Authorized Procession

624. No driver of a vehicle shall drive between the vehicles comprising a funeral or authorized Procession while it is in motion, except at intersections where traffic is being controlled by an Enforcement Officer.
625. Funeral processions shall be identified as such by each vehicle therein having its headlights and rear lights illuminated or by the display of a pennant or other identifying insignia.

Action at Scene of Accident

626. Any person in charge of a vehicle involved in an accident on any Highway shall take immediate and reasonable precautions to safeguard traffic, which precautions shall include the removal of any damaged vehicles from the line of traffic.

Processions

627. No person shall take part in any Procession unless a Highway Use Permit for that Procession has been issued by the Municipal Engineer.
628. No pedestrians or driver of a vehicle shall interfere with a Procession lawfully in progress, except to comply with a Traffic Control Device or the directions of an Enforcement Officer.

Removal of Snow and Ice From Sidewalk

629. The Owner or occupier of an industrial, commercial or multifamily property shall remove any accumulation of snow or ice from the sidewalks and footpaths bordering the real property within 24 hours after the cessation of any snowfall that caused any accumulation of snow or ice on any sidewalk, or prior to the depth of snow accumulation exceeding 10 centimetres.

Boulevard Maintenance

630. Every owner of property must keep the Boulevard adjacent to such property, including any Sidewalk, in a tidy condition, including by removing Rubbish, debris, materials, or Noxious Weeds, keeping grass or weeds on the Boulevard trimmed to a height of not more than 30cm, and keeping landscaping trimmed so that it does not interfere with pedestrian safety or District signage or encroach into or over Sidewalks, Cycle Paths, or Roadways; **8100**
- 630A. A property Owner must remove or mitigate any landscaping or conditions on the Boulevard adjacent to such person's property which, in the opinion of the Municipal Engineer, pose a hazard to public safety or obstruct or interfere with public use of the Boulevard or which are a violation of this or any other District bylaw. **8100**
- 630B. Whenever a person is in default of doing any matter or thing required to be done under this bylaw, the District, through its employees or agents, may do what is required to be done, at the expense of the person in default. The District may recover all costs of completing such work, with interest at the rate applicable thereto, in the same manner as it may recover municipal taxes. **8100**

Spills

631. No person shall cause or permit any substance or material to blow, drop, spill, fall, flow or drift from adjacent land, or from a vehicle, onto any Highway. In the event any substance or material is deposited onto a Highway contrary to this section, the Owner or occupier of the adjacent land or the vehicle, as the case may be, shall take such immediate steps as may be necessary to remove the material from the Highway, and to clean the Highway and repair any damage caused to the Highway, at that person's sole cost and expense.

Part 7 – Highway Use Regulations

701. Intentionally deleted. **8100**

702. No person shall:

- (a) undertake or permit to be undertaken any work in, on, over or under a Highway, or leave any obstruction or works in, on, over or under a Highway;
- (b) use or permit to be used a Highway in a manner, or otherwise engage in any conduct which the Municipal Engineer in his or her discretion determines does or may impede or interfere with pedestrian, bicycle or vehicular traffic on a Highway or parking on Highway;

without a valid and subsisting Highway Use Permit issued by the District pursuant to this Bylaw. **8100**

703. The holder of a Highway Use Permit must comply with each and every term and condition contained therein and with the terms, conditions and restrictions in any Traffic Management Plan(s) attached thereto or incorporated therein. **8060, 8100**

704. The Municipal Engineer is authorized to issue Highway Use Permits to permit temporary use and occupation of a Highway including: **8100**

704.1 the placement and maintenance of fixtures and chattels on the Highway required in conjunction with works taking place on the Boulevard or property adjacent to the Boulevard; **8100**

704.2 the closure or obstruction of all or a portion of a Highway, including but not limited to occupation of a portion of a Highway by vehicles, equipment, or other items, including Waste Disposal Bins, to facilitate works on property adjacent to the Highway; **8100**

704.3 construction of works relating to public or private utilities; and **8133**

704.4 special events, including block parties, parades, Processions, movie filming and related signage.

For greater certainty, this section 704 does not authorize the Municipal Engineer to issue a Highway Use Permit in relation to works described in section 725, unless the District has issued a Highway Encroachment Agreement for such works. **8100**

Application for Highway Use Permit

705. The Municipal Engineer may make orders respecting the application for and issuance of Highway Use Permits, including the circumstances under which such permits will be issued, the form of application, the form of permits and the terms and conditions of such permits, all in accordance with this bylaw. Without limitation, the Municipal Engineer may require, as part of any application for a Highway Use Permit:

705.1 provision of satisfactory plans and specifications of any work to be undertaken on, over or under a Highway;

- 705.2 provision of a Traffic Management Plan satisfactory to the Municipal Engineer, including position and type of Traffic Control Devices; **7591, 8100**
- 705.3 provision of a site safety plan satisfactory to the Municipal Engineer; **8100**
- 705.4 a deposit with the District of a sum of money as security in an amount and in a form determined by the Municipal Engineer:
- 705.4.1 to ensure that any obligations imposed by a Highway Use Permit are fulfilled and completed within the time specified in the Highway Use Permit;
- 705.4.2 to cover the cost of repairing any potential damage to the Highway, or any installations therein or thereon, by reason of the things to be done pursuant to the Highway Use Permit;
- 705.4.3 to pay any fees payable under sections 706A and 706B of this bylaw. **8100**
- 705.5 payment of an inspection fee, or the actual cost incurred by the District for administration and inspection in connection with the Highway Use Permit, whichever is greater. **8100**
706. The Municipal Engineer is authorized to revoke or amend a Highway Use Permit at any time where considered necessary or desirable by the Municipal Engineer. **7798, 7960, 8100**
- 706A. For use or occupation of a portion of a Highway which has been designated as a no stopping zone or which is, in the opinion of the Municipal Engineer, necessary for the movement of vehicle or pedestrian traffic, the applicant for a Highway Use Permit must pay the Special Highway Use Permit Fee for each 12 hours or part thereof of occupancy, except that where the Municipal Engineer is satisfied that a portion of such Highway has, for any 12-hour period, a sufficiently low volume of traffic to warrant relaxation of the stopping prohibition, the Municipal Engineer may permit temporary occupancy of a portion of such Highway during that 12-hour period and in accordance with the terms and conditions of a Highway Use Permit and the fee set out in this clause shall not apply. **8100**
- 706B. The Highway Use Permit fee and Special Highway Use Permit fee are prescribed in Schedule "F" of the Fees and Charges Bylaw 6481. The Special Highway Use Permit fees are in addition to any fees payable for a Highway Use Permit pursuant to any other section of this bylaw. **8100**
- 706C. Any fees payable in respect of a Highway Use Permit may be deducted from the security deposit collected pursuant to section 705.4 or from any other deposit that the holder of the Highway Use Permit may have provided to the District to secure payment of said fees. **8100**
- Mail and Newspaper Boxes**
707. The Municipal Engineer may authorize by permit the placement of mail boxes and newspaper boxes, which may only be placed on a Highway with the approval of the Municipal Engineer and only as follows:
- 707.1 no less than 9 metres from the lateral lines of an intersecting Roadway;
- 707.2 at the back edge of a sidewalk leaving at least 1.5 metres of sidewalk clearance, or, where no sidewalk, at the back edge of the Boulevard;

- 707.3 no less than 1 metre from wheelchair access pads and bus stop pad areas;
 - 707.4 not adjacent to Roadways designated as no stopping zones;
 - 707.5 the Municipal Engineer may at any time require the relocation of a box for safety or highway use reasons; and
 - 707.6 the Municipal Engineer may, after informing the owner, relocate a Newspaper Box to another location if the space is required for any other purpose. **7591**
708. The placement of Newspaper Boxes on a Highway in accordance with section 707 is limited as follows:
- 708.1 Newspaper Boxes must not exceed the following dimensions:
 - (a) width: 610 mm
 - (b) depth: 280 mm
 - (c) height: 1088 mm
 - 708.2 a maximum of two Newspaper Boxes per Block Face may be approved;
 - 708.3 Newspaper Boxes must only be used for distribution of a publication and past editions must be removed from the box upon the release of each new edition;
 - 708.4 a publication may not have more than one newspaper box per Block Face; and
 - 708.5 Newspaper Boxes must not bear any third party advertising, except with the written consent of the Municipal Engineer. **7591**
709. Where more than one applicant seeks approval to place a Newspaper Box at a particular location, preference will be given to the applicant that does not already have a box in that block and if none of the applicants has a box in that block, the matter will be determined by lottery. **7591**
710. A permit authorizing the placement of a Newspaper Box on a Highway is valid for one year and may be renewed on or before January 1 each year. **7591**
711. Upon applying for a Newspaper Box permit and or any renewal of such a permit, the owner must provide the District with an inventory of Newspaper Box locations and any boxes not reported on the inventory may be removed and a fine imposed in accordance with Part 12 of this bylaw and Schedule "F" of the District of North Vancouver Fees and Charges Bylaw 6481. **7591, 7798, 7960**
712. Where a Newspaper Box has not had publications deposited or removed or is in a state of mechanical disrepair for more than 30 days, the District may revoke the permit and remove the box at the owner's expense in accordance with Part 12 of this bylaw and Schedule "F" of the District of North Vancouver Fees and Charges Bylaw 6481. **7591, 7798, 7960**
713. If the holder of a permit is in breach of any provisions of sections 707 through 712 of this bylaw, the Municipal Engineer may suspend, revoke or refuse to renew the permit and remove the box

at the owner's expense in accordance with Part 12 of this bylaw and Schedule "F" of the District of North Vancouver Fees and Charges Bylaw 6481.

7591, 7798, 7960

Permitted Installations

714. An Owner or occupier of real property may on the Boulevard immediately adjacent to that real property:

714.1.1 Repair and replace an existing Access Improvement, provided that:

714.1.2 the Access Improvement is the subject of a previous permit or other valid and subsisting approval issued by the District

714.1.3 the repair or replacement does not increase the width or height of the Access Improvement;

714.1.4 the proposed repair or replacement complies with all requirements for that Access Improvement set out in the Development Servicing Bylaw No. 7388; and

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714.1.5 the proposed repair or replacement meets all of the conditions in sections 718.1 and 718.4.

714.1.6 Repair and replace an existing retaining wall, provided that:

714.1.7 the retaining wall is the subject of a previous permit or other valid and subsisting approval issued by the District;

714.1.8 the proposed repair or replacement does not increase the width or height of the retaining wall;

714.1.9 the proposed repair or replacement is not constructed within 1.5 metres of an above ground or below ground utility or other Structure;

714.1.10 the proposed repair or replacement complies with all District requirements for that retaining wall as set out in the Development Servicing Bylaw No. 7388; and

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714.1.11 the proposed repair or replacement meets all of the conditions in sections 718.2 and 718.4.

714.2 Place bark mulch, gravel rock or similar natural and pervious material provided that the material is placed to a total thickness of no more than 10 centimetres, does not change the existing grade and the material must be placed in such a manner so as to prevent it from migrating to the Roadway.

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Permitted Planting

715. An Owner or occupier of real property may, on the Boulevard or on the Unopened Road Allowance immediately adjacent to that real property, plant a bush or shrub, ornamental planting or grass or groundcover or any combination thereof, that when fully grown in its natural state:

715.1 is not likely to have a height in excess of 0.9 metres;

715.2 will comply with all District bylaws;

- 715.3 except in the case of grass or groundcover, is located at least 1.5 metres from any edge of travel lane, curb face, or back of sidewalk; whichever is farthest away from the road travel lane edge;
- 715.4 is not likely to partially or wholly obstruct access to pedestrians;
- 715.5 will not prevent or inhibit the safe use of the Highway by vehicular or cycle traffic;
- 715.6 will not obstruct sightlines required for clear visibility of traffic approaching any intersection, Driveway or walkway, as determined by the Municipal Engineer, such that an eye 0.9 metres above the surface elevation of one Highway cannot see an object 0.9 metres above the surface elevation of the adjoining Highway;
- 715.7 will not bury, damage, obstruct access to, unduly expose, or interfere with any public utility or service in, on or over the Highway;
- 715.8 is a plant species indigenous to the BC Southern Coastal area where the proposed planting is on a slope greater than 3:1 or is within 30 metres of the high water mark of a creek or any other body of water; and

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- 715.9 will meet all of the conditions in sections 718.3 and 718.4.

Prohibitions

- 716. Except as set out in sections 406, 707-715, and 742 no person shall undertake any construction or planting on a Highway without a Highway Construction and Planting Permit or other District approval. Without limiting the generality of the foregoing, no person shall:

- 716.1 construct any Structure on a Highway, including without limitation, any fence, planter box or Stacked Rock Wall, or install any Highway furnishings including ornamental lighting and benches;
- 716.2 install any impervious hard surface on a Highway;
- 716.3 place a berm or fill on a Highway which alters natural grade;
- 716.4 erect any signage on a Highway;
- 716.5 plant a bush, shrub, ornamental planting or ground cover likely to have a height in excess of 0.9 metre in a Highway;
- 716.6 plant a tree or a hedge in a Highway; or
- 716.7 construct an Access Improvement on a Highway.

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Application for Highway Construction and Planting Permit

- 717. An Owner who wishes to obtain a Highway Construction and Planting Permit shall apply in writing to the Municipal Engineer. The application shall include:

- 717.1 a description of the nature, extent and purpose of the proposed construction or planting, as the case may be;
- 717.2 a plan satisfactory to the Municipal Engineer showing the details of the proposed construction or planting;

- 717.3 details respecting the manner in which the proposed construction or planting will be undertaken, including the details of construction and maintenance, as applicable, to ensure the preservation and continued safe use of the Highway for municipal purposes;
- 717.4 the application and applicable permit fee as prescribed in Schedule "F" of the District of North Vancouver Fees and Charges Bylaw 6481. **7798, 7960**
- 717.5 such further information and material as may be required by the Municipal Engineer to ensure compliance with the terms and conditions of this bylaw.
718. The Municipal Engineer shall consider all applications for Highway Construction and Planting Permits and, subject to compliance with the terms and conditions of this Part, and subject to the conditions set out in this Section, may, in his or her discretion, issue a Highway Construction and Planting Permit, impose conditions and restrictions on the issuance of a Highway Construction and Planting Permit and make orders respecting the application for and issuance of Highway Construction and Planting Permits, including the circumstances under which such permits will be issued, the form of application, the form of permits and the terms and conditions of such permits, all in accordance with this bylaw. The issuance of a Highway Construction and Planting Permit, in addition to any terms and condition imposed by the Municipal Engineer, will be subject to the following:
- 718.1 in the case of proposed Access Improvements: **7591**
- 718.1.1 the proposed Boulevard Crossing is not constructed within 1.5 metres of an above ground utility or other Structure;
- 718.1.2 the placement of the proposed Boulevard Crossing will not obstruct clear visibility, as determined by the Municipal Engineer, such that an eye 0.9 metres above the surface elevation of the Driveway can see an object 0.9 metres above the surface elevation of the adjoining Highway; and
- 718.1.3 the proposed Access Improvement complies with all requirements for that Access Improvement set out in the Development Servicing Bylaw No. 7388.
- 718.2 in the case of a proposed retaining wall:
- 718.2.1 the retaining wall is necessary to provide stability to existing or altered slopes, to control potential erosion, to protect works or services, to provide access to works or services, to retain other land or Structures or to control surface drainage;
- 718.2.2 the retaining wall cannot be placed on the adjacent real property due to topographical constraints;
- 718.2.3 the retaining wall complies with all applicable requirements set out in the Development Servicing Bylaw No. 7388; and
- 718.2.4 where the retaining wall extends into private property, the retaining wall complies with all requirements set out in the Zoning Bylaw No. 3210.
- 718.3 in the case of a proposed tree or planting likely to exceed 0.9 metre in height:
- 718.3.1 any tree or planting is located at least 1.5 metres from any edge of travel lane, curb face, or back of sidewalk, whichever is farthest away from the road travel lane edge;

- 718.3.2 the tree or planting is located at least 0.75 metre from all underground utilities;
- 718.3.3 a deciduous tree has a minimum Calliper of 5 centimetres and a coniferous tree has a minimum height of 1 metre at the time of planting;
- 718.3.4 the tree is of a species appropriate for a Highway as determined by the District;
- 718.3.5 the tree is planted in accordance with British Columbia Society of Landscape Architects and British Columbia Landscape and Nursery Association Standards; and
- 718.3.6 the tree is planted in accordance with the Development Servicing Bylaw No. 7388.

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718.4 in all cases the proposed construction or planting:

- 718.4.1 is not hazardous and does not impede pedestrian or vehicle traffic;
- 718.4.2 does not obstruct sight lines necessary for traffic safety;
- 718.4.3 does not bury, damage, obstruct access to or unduly expose any public utility or service in, over or under the Highway;
- 718.4.4 does not impair or divert drainage patterns; and
- 718.4.5 meets all other requirements as set out in this bylaw.

- 719. The Municipal Engineer may at any time revoke or amend a Highway Construction and Planting Permit where considered necessary or desirable by the Municipal Engineer.
- 720. A Highway Construction and Planting Permit will not be issued for any work that the Municipal Engineer considers would cause a nuisance on, obstruct, foul or damage any part of Highway.
- 721. A Highway Construction and Planting Permit will not be issued for any work resulting in or associated with a Structure on a Highway to which section 725 applies unless the applicant has a valid and subsisting Highway Encroachment Agreement for the Structure.
- 722. All Highway Construction and Planting Permits are subject to the conditions set out in this bylaw and all holders of Highway Construction and Planting Permits shall conform strictly to the conditions in this bylaw and to all conditions set out in the Highway Construction and Planting Permit. No Highway and Construction Planting Permit shall be issued to a person other than the registered Owner of the real property adjacent to the Highway or the Owner's authorized agent.
- 723. An Owner shall, before undertaking any work pursuant to a Highway Construction and Planting Permit, obtain all required permits and approvals under this and all other applicable bylaws of the District.
- 724. An Owner shall keep all works undertaken pursuant to a Highway Construction and Planting Permit in good and sufficient repair to the satisfaction of the District. In the event that an Owner fails or neglects to keep such works in good and sufficient repair, the District may make such repairs or effect a removal of the works and restoration of the Highway and the Owner shall pay all costs incurred by the District in undertaking such work.

Highway Encroachment Agreements

725. A Highway Construction and Planting Permit shall not be issued for or in relation to a building, deck, garage, carport, swimming pool, awning, canopy or any other fixture on land unless the applicant has a valid Highway Encroachment Agreement issued by the District for it. Without limiting the generality of the foregoing, a Highway Encroachment Agreement is not required for a retaining wall that does not exceed 1.2 meters in height, an Access Improvement, a mail or newspaper box, a fence or a hedge provided that the fence or the hedge does not have the effect of substantially enclosing all or part of a Highway.

7591

726. The Municipal Engineer is authorized to make and execute Highway Encroachment Agreements on behalf of the District in the form approved by the Municipal Engineer.
727. Highway Encroachment Agreements will not be considered for any Structure that the Municipal Engineer considers would cause a nuisance on, obstruct, foul or damage any part of a Highway.

Injury to Boulevards and Unopened Road Allowances

728. No person shall willfully damage, harm or cause injury to any tree, shrub, plant, bush, hedge, ornamental planting, fence or Highway lighting in a Boulevard or an Unopened Road Allowance.
729. No person shall cut down or prune any tree on any Boulevard or Unopened Road Allowance, except as authorized by the District Environmental Protection and Preservation Bylaw and the Corporate Policy for Tree Work in the District.

730. Intentionally deleted.

8100

Removal of Private Works on a Highway

731. All plantings and improvements undertaken by a person in a Highway shall be undertaken at that person's sole risk and expense.
732. No person shall permit or undertake any planting or improvements in a Highway so as to interfere with any works of the District or third parties and all such works shall remain unaltered and accessible at all times.
733. A person undertaking plantings or improvements on a Highway is responsible for any damage done to municipal or other works on the Highway.

7591

734. Any planting or improvements made to a Highway by any person may be interfered with or removed by the District at any time, at the District's sole discretion, whether authorized by a Highway Construction and Planting Permit or otherwise.
735. The District is not liable to any person for any alteration, removal or restoration of the Highway to its condition prior to any interference or removal by the District.
736. The District may at any time:
- 736.1 require by notice in writing that the Owner of real property adjacent to a Highway remove all planting and improvements installed by that Owner within two weeks of such notice; and
 - 736.2 remove any planting and improvements to the Highway undertaken by an Owner and restore the Highway as the District determines appropriate in the circumstances.
737. Upon completion of any work by the District in a Highway, an Owner may replace any removed plant and landscaping material in compliance with this bylaw.

738. No person shall interfere with, or attempt to interfere with, any action taken by the District under this Part.

Outdoor Customer Service Areas

739. An Owner or occupier of a restaurant or retail food service premises or liquor licensed establishment may apply in writing to the Municipal Engineer for an Outdoor Customer Service Area Permit to allow the use of a portion of the Boulevard adjacent to that premises as an Outdoor Customer Service Area. The application shall include:

739.1 a description of the nature, extent and purpose of the proposed Outdoor Customer Service Area;

739.2 plans respecting the proposed use and placement of tables and chairs on the Boulevard;

739.3 the application and applicable permit fee as prescribed in Schedule "F" of the District of North Vancouver Fees and Charges Bylaw 6481;

7798, 7960

739.4 proof satisfactory to the Municipal Engineer of insurance in respect of the Outdoor Customer Service Area on the following terms:

739.4.1 an all-risk comprehensive general liability policy in an amount stipulated by the Municipal Engineer, and in no event less than \$2,000,000 per occurrence;

739.4.2 the policy shall name the District as an additional named insured; and

739.4.3 the policy shall provide for 30 days' notice to the District by the insurer in case of material change or termination; and

739.5 such further information and material as may be required by the Municipal Engineer to ensure compliance with the terms and conditions of this bylaw.

740. The Municipal Engineer shall consider all applications for Outdoor Customer Service Area Permits and, subject to compliance with the terms and conditions of this Part, may issue an Outdoor Customer Service Area Permit where:

740.1 the applicant meets all requirements for the Outdoor Customer Service Area as set out in the District Zoning Bylaw;

740.2 the proposed Outdoor Customer Service Area Permit does not interfere with vehicular traffic or access to and from any premises;

740.3 the proposed Outdoor Customer Service Area permits at least 2.0 metres of sidewalk for pedestrian traffic;

740.4 all furniture and other improvements used by the applicant in the Outdoor Customer Service Area is capable of being removed on 24 hours' notice; and

740.5 no improvements are being affixed to the Highway.

741. All Outdoor Customer Service Area Permits are subject to the conditions set out in this bylaw and all holders of an Outdoor Customer Service Area Permit shall conform strictly to the conditions in this bylaw and to all terms and conditions set out in the Outdoor Customer Service Area Permit.

Election campaign signs

742. Any person may place an election campaign sign on a Highway for the purpose of promoting a candidate or political party for election to public office.

Election campaign signs:

- 742.1 are prohibited on Highway Medians;
- 742.2 are prohibited on or in front of District flower or shrub beds;
- 742.3 are prohibited on a Highway within 100 metres of the District Municipal Hall;
- 742.4 for Local Government and School District Elections must not be posted more than 21 days prior to Voting Day;
- 742.5 must be removed within 8 days following Voting Day; and
- 742.6 that are placed in a prohibited area may be removed by an Enforcement Officer.

7643

Part 8 – Vehicle Weight, Loads, Dimensions

Tires and Types of Vehicles

801. No person shall operate any vehicle on any Highway in the District having solid rubber tires with a tire thickness of less than 3 centimetres between the rim of the wheel and the outer surface of the tire.

802. Except for commercial vehicles engaged in the construction of a Highway construction project, no person shall operate any vehicle upon any Highway in the District having wheels, tires, or tracks constructed or equipped with projecting spikes, cleats, ribs, clamps, flanges, lugs or other attachments or projections which extend beyond the tread or traction surface of the wheel, tire or track, except:

- 802.1 tire chains of reasonable proportions, where required for safety from October 1 through April 30; or

- 802.2 tire studs that do not protrude more than 3 mm from the tread or traction surface of a tire may be used between October 1 and April 30, provided:

7591

- 802.2.1 there are not more than a total of 130 studs where a vehicle has a gross weight of not more than 5 tonnes, or 175 studs where the vehicle has a gross weight of more than 5 tonnes; and

- 802.2.2 no studs may be used on the front tires of a vehicle unless each rear wheel has at least one studded tire.

7591

803. No person shall, except as authorized by an Oversize/Overweight Permit issued in accordance with this Part, drive or operate on any Highway:

- 803.1 a combination of vehicles consisting of more than two vehicles;

- 803.2 a vehicle or combination of vehicles loaded such that the load extends more than one metre beyond the front wheels of the vehicle, or, if equipped with a front bumper, more than one metre beyond the front bumper;

- 803.3 a vehicle or combination of vehicles the load of which extends more than 2 metres beyond the back of the vehicle or combination of vehicles; or

803.4 a vehicle loaded such that any part of the load extends beyond the sides of the vehicle.

804. The gross weight of any tandem Axles and the gross weight of any group of Axles shall be the sum of the gross Axle weights of all the Axles comprising the tandem Axles or the group of Axles, as the case may be.

805. The gross weight of any vehicle or combination of vehicles shall be the sum of the individual gross Axle weights of all Axles of the vehicle or combination of vehicles.

Weighing and Inspection of Vehicles

806. Any person driving or operating a vehicle on any Highway, when so directed by an Enforcement Officer, shall:

806.1 stop the vehicle at the time and place specified by such Enforcement Officer for the purpose of weighing the whole or part thereof by means of stationary or portable scales, measuring the dimensions of the vehicle and load, measuring and inspecting the tires thereon, inspecting the load carried, or for any purpose under this bylaw, the Regulations, or the Commercial Transport Act;

806.2 drive the vehicle to the nearest public scales for the purpose of weighing such vehicle; and

806.3 rearrange the load upon the vehicle or remove the whole or any part of the load from the vehicle as may be necessary to comply with the provisions of this bylaw before continuing to drive or operate such vehicle.

Securement of Vehicle Loads

807. Sections 808 to 818 of this bylaw shall:

807.1 apply to all commercial vehicles except a commercial vehicle engaged in Highway construction, other than a paving project, and operating within the limits of a Highway construction project as established by the Municipal Engineer;

807.2 not apply to an implement of husbandry as defined in the Motor Vehicle Act; and

807.3 not prohibit dropping sand from a vehicle to secure traction, or water or another substance to maintain or clean a Roadway.

Load Secured on Vehicles

808. No person shall operate a vehicle on a Highway while the vehicle is carrying a load unless the vehicle is constructed and loaded in a way that ensures that none of its load will:

808.1 escape from the vehicle; or

808.2 affect the operation of the vehicle by shifting or swaying.

Methods of Load Securement

809. Subject to section 808, no person shall drive or operate a commercial vehicle on a Highway while the vehicle is carrying a load unless the load is secured:

809.1 by sides, sideboards or side stakes and a rear end gate, end board or end stakes that:

809.1.1 are securely attached to the vehicle;

809.1.2 are sufficiently strong and high to ensure that the load will not shift upon or fall from the vehicle; and

809.1.3 have no aperture large enough to permit any load to pass through; or

809.2 where the load length falls within a load length category set out in Column 1 of the table as set out below, by the number of tie downs set opposite the category in Column 2, and as many additional tie downs as are necessary to secure the load by:

809.2.1 direct contact; or

809.2.2 dunnage that is secured by the tie downs and is in contact with the exterior including topmost load, in a manner that safely holds interior pieces of the load without causing exterior pieces to crush or break up.

Column 1	Column 2
Length of load along longitudinal vehicle	Minimum number of tie downs required
Not over 2.5m	2
Over 2.5m but not over 7.5m	3
Over 7.5m but not over 10m	4
Over 10m but not over 12.5m	5
Over 12.5m but not over 15m	6

810. An article in a load that is less than 2.5 metres long and less than 1.5 metres high may be secured by one tie down if it is butted against a substantial article or a bulkhead, but if it is not so butted, it must be secured by 2 tie downs and the second one shall be conclusively deemed to be a necessary additional tie down under the requirements of section 809.

Drums

811. No person shall operate a commercial vehicle on a Highway while the vehicle is carrying drums or barrels on end, unless:

811.1 where metal drums or barrels are stacked on end and on other metal drums or barrels, the stacks are separated by dunnage; and

811.2 the vehicle has sides, sideboards, or side stakes, and the drums or barrels are blocked or tied down with hardware adequate to prevent the load from shifting on the vehicle.

Coverage of All Types of Loads

812. No person shall operate a commercial vehicle on a Highway while the vehicle is carrying any type of material if any of the load is likely, if not covered, to bounce, blow or drop from the vehicle in transit, unless:

812.1 the load is covered in a way that prevents any of it from blowing, bouncing or dropping from the vehicle; and

812.2 the cover is securely and tightly fastened so that it is not, and cannot become a hazard.

Load Supported on Rollers

813. No person shall operate a commercial vehicle on a Highway when the load of the vehicle is supported on rollers unless at least one roller is equipped with locks that are fastened in a manner that prevents the load from shifting in transit.

Inter-modal Cargo Containers

814. No person shall operate a commercial vehicle transporting inter-modal cargo containers on a Highway unless the container is secured between the container securement holes and the load-bearing vehicle structure with securement devices fastened tightly and locked so that the container is prevented from moving relative to the vehicle more than 25 mm under an acceleration relative to vehicle of:

- 814.1 16.5 metre per second per second downward;
- 814.2 4.9 metre per second per second upward;
- 814.3 2.9 metre per second per second laterally; and
- 814.4 17.6 metre per second per second longitudinally.

Tie Downs

- 815. Tie downs must:
 - 815.1 in the aggregate, have a safe working load of more than the weight of the load secured by the tie down;
 - 815.2 be marked directly, or on a tag permanently attached, with the safe working load as warranted by the manufacturer or by a registered professional engineer;
 - 815.3 not be used if worn beyond a wear limitation specified by the manufacturer, or to the extent that they have become unsafe;
 - 815.4 when in use be protected as necessary against abrasion;
 - 815.5 when in use have any load binder handle that forms part of the tie down assembly locked in place and secured by rope, wire or chain; and
 - 815.6 be designed, constructed and maintained so that the driver of a vehicle can tighten them.
- 816. Where a tie down is not identified in the manner set out section 815, it shall be deemed to be of the lowest grade or classification for its type and size.
- 817. Section 815.6 does not apply in the case of a tie down that consists of steel, fibre or synthetic strapping, if the strapping is taut when in use.
- 818. For the purpose of this section, the safe working load of a tie down means the maximum load, repeatedly applied, that the tie down is capable of withstanding with complete safety throughout its normal service life.

Bulkheads and Cab Protectors

- 819. No person shall operate a commercial vehicle on a Highway while the vehicle is carrying a load unless the vehicle is equipped with a bulkhead or cab protector that each meet the requirements of this section, or both in combination, of sufficient strength to prevent penetration or crushing of the driver's compartment in the event of the load shifting.
 - 820. A bulkhead or cab protector shall extend:
 - 820.1 to 120 centimetres above the floor of the cab of the vehicle; or
 - 820.2 to the height at which the bulkhead or cab protector, or both in combination, blocks forward movement of any part of the load the vehicle is carrying;
- and shall be the width of the vehicle or vehicle cab.
- 821. Sections 819 and 820 do not apply where a person operates a commercial vehicle that is:
 - 821.1 carrying a load in a container where the container is so constructed that it meets the requirements of a bulkhead;

821.2 designed and used exclusively to transport other vehicles, if each vehicle it transports is secured by tie down assemblies as required by section 808 or fastened by a method permitted by section 809; and

821.3 licensed for a gross vehicle weight of 5,500 kilograms or less.

Heavy Traffic

822. No person shall operate or allow the presence of a vehicle having a gross vehicle weight of more than 5,000 kilograms on Garden Avenue, West Keith Road and West 17th Street.

823. No person shall operate or allow the presence of a vehicle having a gross vehicle weight of more than 30,000 kilograms on Capilano Road, or on that portion of Lillooet Road north of Mount Seymour Parkway.

824. No person shall operate or allow the presence of a vehicle having a gross vehicle weight of more than 10,000 kilograms southbound on that portion of Mountain Highway from Kirkstone Road to Keith Road and eastbound on Mount Seymour Parkway from Mount Seymour Road to Deep Cove Road.

7591

824A No person shall operate or allow the presence of a passenger vehicle having a gross vehicle weight of more than 8,850 kilograms.

824A.1 on that portion of Deep Cove Road located north of Mount Seymour Parkway; or

824A.2 within the area outlined and cross-hatched in red on the map attached to this bylaw as Schedule D,

except with a permit issued by the Municipal Engineer or a duly authorized designate.

8322, 8382

825. Notwithstanding sections 822, 823, 824 and 824A, a vehicle with a gross vehicle weight greater than the gross vehicle weights proscribed in those sections:

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825.1 that is a public transit vehicle, an emergency vehicle, or is operated by a municipal, regional, provincial or federal government agency may be used or be present on any Highway in the District; and

825.2 may be present on a Highway listed in section 822 where necessary to access a:

825.2.1 loading or unloading destination on a Highway in the District for the purpose of delivering materials to premises and collecting materials from premises;

825.2.2 lawful overnight or longer term parking or vehicle storage space in the District;

825.2.3 repair or maintenance garage in the District; or

825.2.4 Highway construction or maintenance site in the District where that vehicle is engaged.

No Engine Brakes

826. Except where a person is unable to safely slow down or stop by other means, no person shall cause any noise or sound by using engine brakes while operating a commercial vehicle on any Highway.

Oversize/Overweight Vehicle Permit

827. The Municipal Engineer may make orders for the application for and issuance of Oversize/Overweight Permits, including the circumstances under which such permits will be issued, the form of application, the fees payable, the form of permit and the terms and conditions of the permits, to allow oversize vehicles or loads or overweight vehicles or loads otherwise prohibited by this Part.
828. Oversize/Overweight Permits shall be carried in the vehicle whenever it is being driven on a Highway and shall be produced to any Enforcement Officer for inspection upon request.
829. An Oversize/Overweight Permit may, in addition to any other limitations imposed by the Municipal Engineer as a condition of the Oversize/Overweight Permit:
- 829.1 prohibit the driving or operating of any commercial vehicle on any Highway during certain hours;
 - 829.2 specify the maximum rate of speed at which any commercial vehicle may travel;
 - 829.3 require that any commercial vehicle be preceded or followed, or both, by a pilot car in accordance with the regulations of the Commercial Transport Act; and
 - 829.4 require that the commercial vehicle be driven or operated only on specified Highways.
830. No person may, without an Oversize/Overweight Permit, drive or operate on a Highway a vehicle or combination of vehicles exceeding the limits of the dimensions, weights and loads, drive axles, horsepower, or other limits prescribed in the Commercial Transport Act, and any regulations pursuant to the Act.

Part 9 – Transportation of Dangerous Goods

901. No dangerous goods shall be transported within the District except in accordance with this Part.
902. No carrier of dangerous goods shall enter, leave or travel within the District on any Highway within the District other than on those Highways designated as a dangerous goods route on the map attached to this bylaw as Schedule "B", except that a carrier may for the purposes of obtaining dangerous goods from or delivering dangerous goods to a location off a dangerous goods route or going to or from a permitted vehicle storage location, drive a vehicle by the most direct route to or from the location.
903. No carrier of dangerous goods shall stop within the District except:
- 903.1 at a permitted vehicle storage location;
 - 903.2 to load or unload dangerous goods;
 - 903.3 in compliance with the directions of an Enforcement Officer;
 - 903.4 due to mechanical failure of the carrier or a vehicle accident involving the carrier; or
 - 903.5 to stop for meals or rest stops, of less than half an hour in duration.
904. This Part does not apply to the transportation of dangerous goods in individual containers of less than 250 kilograms or consumer packaged merchandise transported by a vehicle with a gross vehicle weight of up to 13,600 kilograms.

Part 10 – Pedestrian Regulations

1001. At any intersection where crosswalks are marked, pedestrians shall use such crosswalks in crossing a Highway.
1002. No person shall be on a Highway to solicit a ride, employment, or business from an occupant of a vehicle.
1003. On the approach of an emergency vehicle when a pedestrian is on a Roadway, the pedestrian shall immediately proceed or return to the nearest sidewalk or Boulevard and remain there until that vehicle has passed or stopped.
1004. No person shall form a part of a group of persons congregated on a Highway in such manner as to obstruct the free passage of pedestrians or vehicles, except as authorized by a Highway Use Permit for Processions.
1005. No person shall do anything which causes persons to congregate in a group upon any Highway in such a manner as to unreasonably obstruct the free passage of pedestrians or vehicles, or in such a manner that the persons so congregated might be in danger of injury from traffic.
1006. No person shall engage in any sport, amusement, exercise or occupation on any Highway in a manner that is likely to interfere with or obstruct traffic.
1007. No person shall stand or loiter on any Highway in such a manner as to obstruct or impede or interfere with pedestrian or vehicle traffic.

Part 11 – Cycle Traffic

Duties of Operator of Cycle

1101. A person operating a cycle:
 - 1101.1 shall not ride upon the sidewalk of any Highway or bridge or upon any pedestrian path in any public Park, unless otherwise directed by a Traffic Control Device;
 - 1101.2 shall not, for the purpose of crossing a Highway, ride on a marked crosswalk unless otherwise directed by a Traffic Control Device;
 - 1101.3 shall not leave a cycle on a sidewalk so as to interfere with or obstruct the flow of pedestrian traffic;
 - 1101.4 shall park such cycles on racks or stands placed on the Highway for that purpose, and shall not park a cycle other than on such rack or stand in areas where such rack or stand is located; and
 - 1101.5 shall not ride a cycle on a Highway where a Traffic Control Device prohibits such use.
1102. In addition to the duties imposed by this Part, a person operating a cycle on a Highway has the same rights and duties as the driver of a vehicle.

Part 12 – Impoundment

Impoundment of Vehicles or Chattels

1201. Any chattel, obstruction or vehicle which is standing or parked contrary to any provision of this bylaw or which is otherwise unlawfully occupying a portion of a Highway or public place may be removed, detained and impounded by an Enforcement Officer or the Manager of Purchasing, or by a person acting in accordance with the directions of the District.

1202. With the exception of skateboards which are specifically dealt with in section 1210, Any chattel, obstruction, or vehicle removed, detained or impounded under this bylaw may be recovered by the Owner between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, except holidays, by paying the fees, costs and expenses levied in accordance with this Part to the District's towing contractor or authorized agent at the time of impoundment at its place of business, or to the District, as the case may be.
- 7915**
1203. If a motor vehicle is removed, detained or impounded and not claimed by its Owner within 48 hours, written notice shall be given by registered mail to the registered Owner at his or her address as shown on the records of the Registrar of Motor Vehicles, advising the Owner of the seizure and impoundment, the sum payable to release the motor vehicle and the date of advertising for sale by public auction if unclaimed.
1204. The Owner of a chattel or obstruction removed, detained or impounded pursuant to this Part shall pay those fees, costs and expenses set out in Schedule "F" of the District of North Vancouver Fees and Charges Bylaw 6481.
- 7798, 7960**
1205. The Owner of a vehicle removed, detained or impounded pursuant to this Part shall pay those fees, costs and expenses set by the Municipal Engineer from time to time by order, pursuant to section 403.4.
1206. If a chattel, obstruction or vehicle is removed, detained or impounded, and not claimed by its Owner within 1 month from date of seizure, the chattel, obstruction or vehicle may be sold at public auction at the direction of the Manager of Purchasing.
1207. Notwithstanding any other provision of this bylaw, where in the opinion of the Manager of Purchasing a chattel, obstruction or vehicle removed, detained, or impounded is a perishable article, has an apparent market value of less than \$2,000.00 or if its custody involves unreasonable expense or inconvenience, the Manager of Purchasing may decide not to proceed to public auction, and may dispose of the chattel, obstruction or vehicle in any manner in which he or she deems expedient.
1208. Before selling a chattel, obstruction or vehicle at public auction under this Part, the District shall advertise the time and place of the proposed public auction in a newspaper circulating in the District, giving at least 7 days' notice of such proposed sale, and shall, in cases where a vehicle is intended to be sold and such vehicle is registered with the Registrar of Motor Vehicles, send written notice to the registered Owner of the vehicle at the address shown on the records of the Registrar of Motor Vehicles, advising of the seizure, the sum payable to release the vehicle, and the date of proposed sale by public auction, if unclaimed.
1209. The proceeds of sale by public auction shall be applied first to the cost of the sale, second to the fees, cost and expenses of the District or its towing contractor, and the balance shall be held for the Owner. If the balance remains unclaimed at the end of 1 year from the date of sale, such balance shall be paid into the general revenue of the District.
- Impoundment of Skateboards**
1210. In addition to any other penalty or method of enforcement prescribed by this bylaw, an Enforcement Officer may detain and impound any Skateboard being used by any person in contravention of this bylaw, for a period of 24 hours and such Skateboard may be recovered at the North Vancouver RCMP detachment office located at 147 East 14th Street, North Vancouver between the hours of 8:00 a.m. and 3:00 p.m. Where the owner of an impounded Skateboard is 16 years old or under, he or she must be accompanied by a parent or legal guardian at the time of collecting the Skateboard.
- 7915**
1211. No person shall prevent or attempt to prevent or interfere with the removal, detaining or impounding of any chattel, obstruction or vehicle by the District under this Part.

Part 13 – Stop Work Order

Stop Work Order

1301. Where a person carries out work on or uses a Highway in a manner which fails to comply with the provisions of this bylaw or any permit issued pursuant to this bylaw, an Enforcement Officer may issue a Stop Work Order requiring the person cease the work or use and to remedy the violation within 7 days or such other time period the Enforcement Officer considers reasonable in the circumstances.
1302. Subject to section 1303, a person who has been issued a Stop Work Order pursuant to section 1301 must comply with all of the terms of such Order within the time period specified.

Appeal

1303. A person to whom a Stop Work Order has been issued may, by giving notice in writing to the District Clerk at least 72 hours prior to the expiry of the time given in the Stop Work Order to remedy the violation, appeal to the District Council who will hear and determine the appeal by confirming, amending or rescinding the Stop Work Order.

Default

1304. If the obligations stipulated in a Stop Work Order are not performed by the date specified therein, the District may remove the Structure or thing which is in violation of the Bylaw or perform remedial work as deemed necessary by the Municipal Engineer at the expense of the person defaulting and such costs will constitute a debt due and owing in accordance with section 17 of the *Community Charter*.

Part 14 – Offences, Penalties and Enforcement

1401. Every person who violates a provision of this Bylaw, or who consents, allows or permits an act or thing to be done in violation of a provision of this Bylaw, or who neglects to or refrains from doing anything required to be done by a provision of this Bylaw, is guilty of an offence and is liable to the penalties imposed under this Bylaw or any other applicable Bylaw of the District, and is guilty of a separate offence each day that a violation continues to exist.
1402. Any person who contravenes any of the provisions of this bylaw commits an offence punishable upon summary conviction and is liable to a fine of not less than \$20.00 and not more than \$10,000.00, or to imprisonment for not more than six months, or to both. Each day that an offence continues shall constitute a separate offence.
1403. Every person who drives or operates an overloaded vehicle in violation of section 830 is liable to a fine of not less than \$100.00 and, in addition, to a penalty of \$15.00 per 100kg. or part thereof, of overload.

Multiple Ticketing for Overtime Parking

1404. Where a driver has parked a vehicle in a parking space in violation of the provisions of this bylaw, a separate offence shall be deemed to be committed upon the expiry of each period of time during which the vehicle could have been lawfully parked as indicated by a Traffic Control Device.

Part 15 – General

Severability

1501. If any section or portion of this bylaw is held to be invalid by a decision of a court of competent jurisdiction, such invalid section or provision shall be severed from the remainder of the bylaw and shall not affect the validity of the remaining portions of this bylaw.

Repeal

1502. Street and Traffic Bylaw, No. 5707, and any amendments thereto, are hereby repealed.

Comes into Force

1503. This bylaw comes into force and effect on January 1, 2005 following adoption of this bylaw by the Council of the District.

SCHEDULE "A"

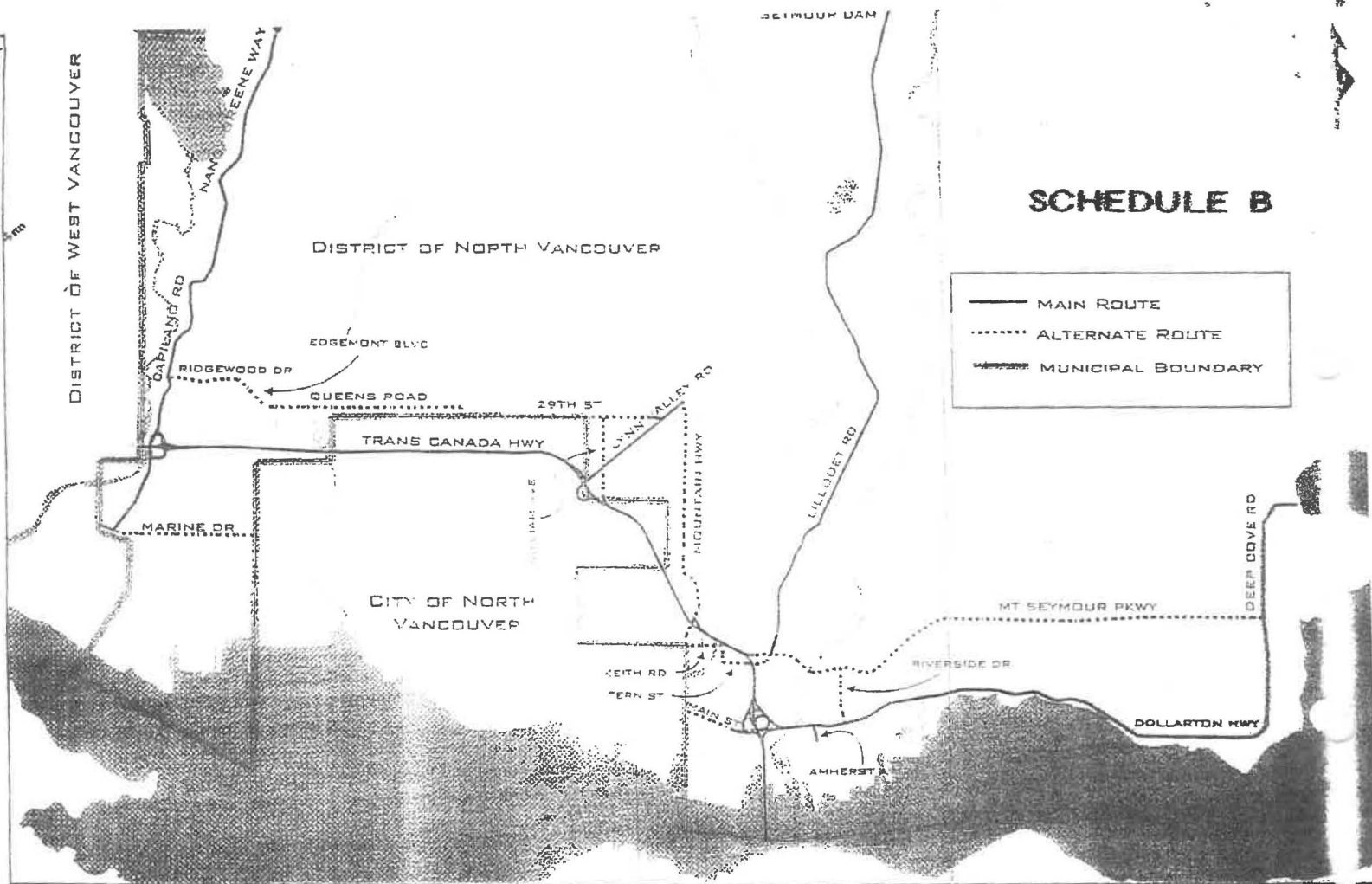
BOULEVARD PARKING PERMITS

Address	Reason
1226 Silverwood Crescent	DVP for parking approved by Council 2000 08 29

SCHEDULE "B"

MAP OF DANGEROUS GOODS ROUTES

(See next page)



SCHEDULE B

——— MAIN ROUTE
 ALTERNATE ROUTE
 - - - - - MUNICIPAL BOUNDARY

District of
NORTH VANCOUVER
naturally beautiful
GIS DEPARTMENT
 GEOGRAPHIC INFORMATION SYSTEMS
 604-990-2450 www.geoweb.dev.vg ph@dm.vg

DANGEROUS GOODS ROUTES

PUBLISHED: MAY 25, 2004

The District of North Vancouver makes no representation or
 warranty with respect to the accuracy, completeness, timeliness,
 or suitability of the information provided on this product. The user assumes all
 responsibility for the accuracy, correctness and quality of this product.



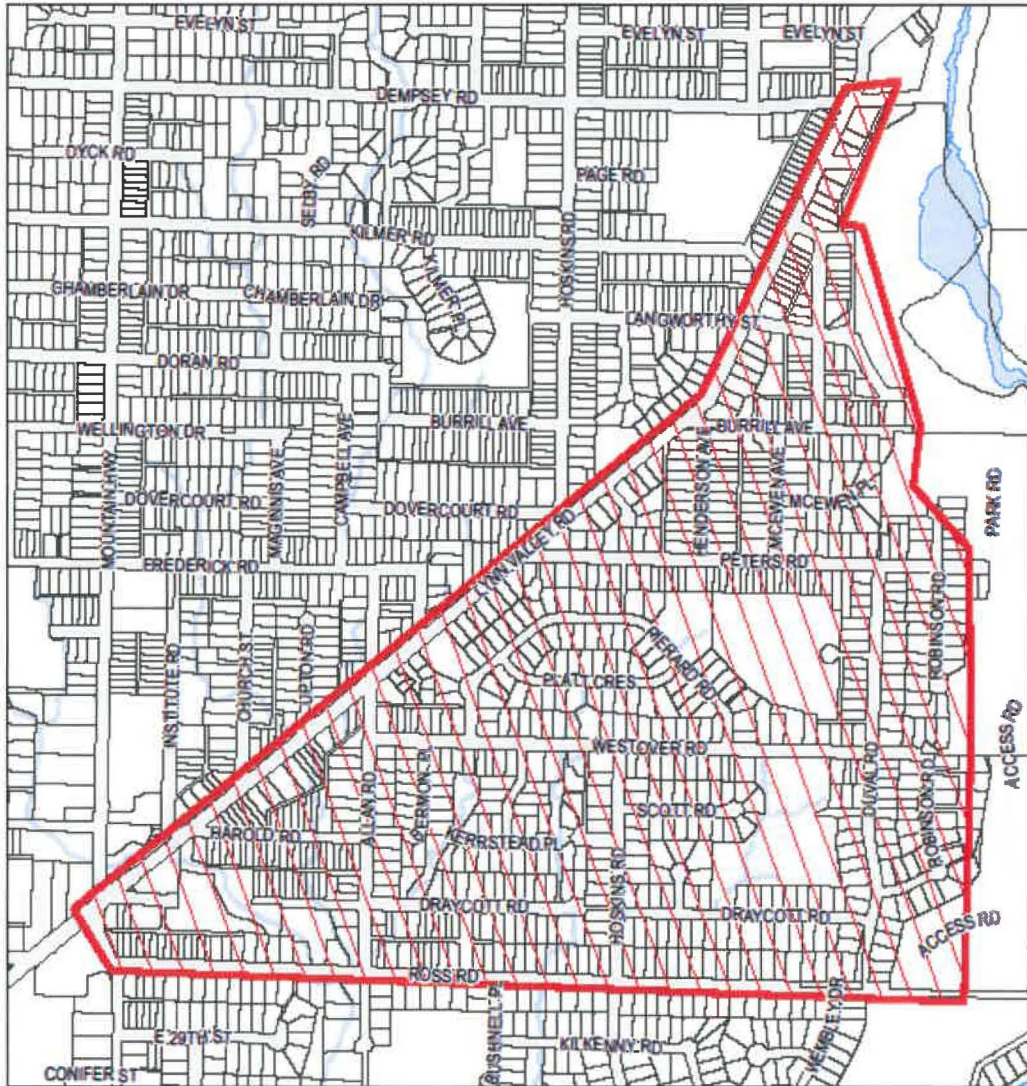
Document: 4357028

SCHEDULE "C" to Bylaw 7125 (as enacted by Bylaw 7756)

**Please see Schedule "F" of the District of North
Vancouver Fees and Charges Bylaw 6481**

7591, 7701, 7756, 7798, 7960

**SCHEDULE D to DISTRICT OF NORTH VANCOUVER
STREET AND TRAFFIC BYLAW 7125, 2004**



8382