



CITY OF TRAIL

TRAFFIC BYLAW NO. 2133, 1990

Comprising a consolidation of the Traffic Bylaw No. 2133, 1990 and the following amendments thereto:

	<u>Effective Date</u>
Bylaw No. 2187	October 28, 1991
Bylaw No. 2235	August 9, 1993
Bylaw No. 2268	July 25, 1994
Bylaw No. 2361	April 7, 1997
Bylaw No. 2362	April 7, 1997
Bylaw No. 2409	September 28, 1998
Bylaw No. 2477	March 12, 2001
Bylaw No. 2543	August 18, 2003
Bylaw No. 2555	December 8, 2003
Bylaw No. 2619	January 9, 2006
Bylaw No. 2645	April 10, 2007
Bylaw No. 2748	February 12, 2013
Bylaw No. 2758	May 27, 2013
Bylaw No. 2774	March 24, 2014
Bylaw No. 2839	December 18, 2017
Bylaw No. 2877	December 9, 2019

Certified a true copy
of Bylaw No. 2133 as
amended.

Clerk

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PART 1 - DEFINITIONS

In this Bylaw, unless the context otherwise requires, the expressions and definitions contained within the "Motor Vehicle Act", the "Motor Carrier Act", the "Highway Act", the "Municipal Act", the "Interpretation Act", and the "Commercial Transport Act" and regulations thereto, shall be applicable, and the following additional interpretations shall prevail throughout:

"**ACCESS**" means a driveway intended for ingress and/or egress to abutting property from a highway.

"**ANGLE PARKING**" means the parking of a vehicle other than parallel to a curb.

"**BOULEVARD**" means the area other than a sidewalk between the curb lines of a roadway or the lateral lines of a roadway or the shoulder thereof and the adjacent property line.

"**BUS**" means a motor vehicle which is designed, constructed and used for the transportation of more than ten passengers.

"**BUS STOP SIGN**" means a sign indicating a place at which public transit buses may stop and allow the ingress and/or egress of passengers.

"**BUS STOP ZONE**" means the entire length of the curb lane within an area extending 20 meters on the near side indicating a bus stop; or means any length of curb painted yellow.

"**CITY**" means the City of Trail.

"**COIN**" means the lawful coin of Canada.

"**COLLECTOR**" means the person appointed by Council to the position of Collector as defined in the Municipal Act.

"**COMMERCIAL VEHICLE**" means a vehicle upon which is displayed a valid and current licence plate decal issued in accordance with Division (2) of Part 11 of the Municipal Act and the Commercial Vehicle Licensing Bylaw No. 1962, 1984..

"**COUNCIL**" means the Council of the City of Trail.

"**CROSSWALK**" means

- (a) any portion of the roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or other markings on the surface; or
- (b) the portion of a highway at an intersection that is included within the connection of the lateral lines of the sidewalks on the opposite sides of the highway, or within the extension of the lateral lines of the sidewalk on one side of the highway, measured from the curbs or, in the absence of curbs, from the edges of the roadway.

"**CURB**" means the raised structural element which may be installed at the outside edge of a highway or median parking area, primarily for a gutter.

"**CYCLE**" means a device having any number of wheels that is propelled by human power and on which a person may ride.

"**DOUBLE PARK**" means to stand a vehicle on the travelled portion of the highway, adjacent to a parked vehicle or a parking space, so that the parked vehicle or parking space is wholly or partially between the standing vehicle and the curb or lateral boundary of the highway.

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"EMERGENCY VEHICLE" means a vehicle used for emergency purposes while its siren and/or flashing lights are activated, and without restricting the generality of the foregoing, includes Provincial and other duly registered ambulances, and vehicles used by the R.C.M.P., Regional Fire Services and Cominco Ltd.

"HANDICAPPED SPACE" means that portion of a highway designated by a traffic control device for the exclusive use of vehicles displaying an authorized handicapped identification label.

"HAZARDOUS MATERIALS" means any explosive, flammable, toxic, noxious or other harmful or hazardous materials, including dynamite, concentrated chemicals in either solid, liquid or gaseous form, pressurized gases, gasoline and diesel fuel.

"HIGHWAY" includes all public streets, roads, ways, trails, lanes, bridges, and any other public way or right of way designed or intended for or used by the general public for the passage of vehicles.

"HOLIDAY" has the same meaning as in S. 29 of the Interpretation Act.

"LANE" means a service road along the back of residential or commercial property.

"LIMITED TIME PARKING ZONE" means an area set aside for the parking of vehicles on a highway and posted with a traffic control device indicating the extent of the area and the period of time during which the parking of a vehicle is permitted on a continuous basis.

"LOADING ZONE" means an area designated by a traffic control device as a loading zone.

"METERED SPACE" means that portion of a highway or land designated for the parking or standing of one vehicle and at which a parking meter has been installed.

"METERED ZONE" means any street or portion of a street designated as a metered zone on which parking meters are established and maintained to collect a fee for the parking of vehicles.

"MUNICIPAL LICENCE PLATE DECAL" means a decal issued by the City in accordance with Division 2 of Part 11 of the Municipal Act and the Commercial Vehicle Licensing Bylaw No. 1962, 1984.

"ONE WAY STREET" means a highway designated as one way, by traffic control devices, upon which vehicles shall move only in the direction indicated.

"OPERATOR" means any person who drives, operates, propels, or is in physical control of a vehicle.

"OVERPARKED" means:

- (i) at a metered space the standing of a vehicle, whether occupied or not, when the signal on such meter shows the words 'violation' or 'expired', or the red indicator light is flashing;
- (ii) at an unmetered space the standing of a vehicle, whether occupied or not, contrary to a traffic control device.

"PARKING COUPON DISPENSER" means a device for the purpose of permitting, allotting and controlling parking, upon deposit of a coin or coins.

"PARKING METER" means a mechanical device designed for the purpose of gauging and indicating a time within which a vehicle is or may be parked.

"PARKING METER EXEMPTION PERMIT" means a permit issued by the City which exempts the holder from the provisions of section 6.03 of this Bylaw and includes Complimentary Guest Parking Permits, Special Use Parking Permits and Complimentary Residential Parking Permits.

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"PARKING SPACE" means a portion of a highway designated by a traffic control device for the parking of a vehicle.

"PERMIT" means a document in writing issued pursuant to this Bylaw.

"PUBLIC TRANSIT BUS" means any vehicle operated under the auspices of B.C. Transit for use by the general public.

"PUBLIC UTILITY COMPANY VEHICLE" means a vehicle of West Kootenay Power, B.C. Telephone Co., Shaw Cable, B.C. Gas Co., and utility vehicles of the Provincial Government while being operated for the installation, inspection, operation or repair of its respective utility. Such vehicles shall be marked or signed in such a way as to be identifiable with a utility company.

"RECREATION VEHICLE" means a chassis mounted camper, a motor home, a holiday trailer, or a boat trailer intended exclusively for recreational use.

"REGIONAL FIRE CHIEF" means the person appointed as such by the Regional District of Kootenay Boundary and any person delegated to assist him in carrying out his duties under this Bylaw.

"RESERVED PARKING" means a parking space reserved for a special or exclusive use as indicated by a traffic control device.

"RESIDENTIAL AREA" means any area zoned for residential land use in the City Zoning's Bylaw.

"ROAD CLOSURE PERMIT" means a permit which authorizes the closure of a highway or portion of a highway.

"SHOULDER" means the portion of the highway between the travelled portion of an uncurbed highway and the ditch; or if there is no ditch, the area between the travelled portion of the highway and the boulevard.

"SIDEWALK" means the portion of a highway intended exclusively for use by pedestrians and includes walkways on bridges.

"SIDEWALK CROSSING" means the portion of a sidewalk or curb for passage of vehicular traffic.

"SUPERINTENDENT OF OPERATIONAL SERVICES" means the person appointed as such by Council, and any person delegated to assist him in carrying out his duties under this Bylaw.

"TAXI" means a motor vehicle designed to carry not more than 10 persons that, with its driver, is operated for hire.

"TIME" means either Pacific Standard Time, or Pacific Daylight Saving Time, whichever is proclaimed to be in effect by the Province of British Columbia.

"TRAFFIC CONTROL DEVICE" means a sign, signal, line, meter, marking, space, barrier, or device, not inconsistent with this Bylaw, placed or erected by authority of the Minister of Transportation and Highways or of the Council or a person duly authorized by either of them to exercise that authority.

"TRAILER" means a vehicle, excluding a recreation vehicle, that is at any time drawn upon a highway by a motor vehicle.

"U-TURN" means the turning of a vehicle so as to change its direction opposite to that in which it was proceeding.

"VEHICLE" includes any means of conveyance in, upon, or by which any person or property is or may be transported or drawn upon a street irrespective of the mode of power.

"VEHICLE IMMOBILIZATION DEVICE" means a wheel clamp device that is designed to prevent vehicles from being moved.

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PART 2 - AUTHORITIES

2.01 The **CITY CLERK** may:

- (1) authorize and issue Parking Meter Exemption Permits;
- (2) grant the exclusive use of meter spaces on payment of the required fee;
- (3) issue or cause to be issued offence notices for violation of this Bylaw;
- (4) impound or cause to be impounded, any vehicle, trailer or cycle in violation of this Bylaw;
- (5) seize or cause to be seized by applying a vehicle immobilization device to any vehicle, trailer or cycle that is in violation of this Bylaw.
- (6) hood or cause to be hooded or otherwise temporarily remove from service a parking meter;
- (7) on any highway place, erect or cause to be placed or erected traffic control devices to regulate or prohibit traffic where deemed necessary to ensure the orderly movement of traffic, or to prevent injury or damage to persons or property or the highway and where such traffic control devices are so placed or erected, they shall have the same force and effect as if placed or erected by resolution of Council.

**Bylaw No.
2748, 2013**

2.02 The **SUPERINTENDENT OF OPERATIONAL SERVICES** may:

- (1) on any highway, place, erect or cause to be placed or erected traffic control devices to regulate or prohibit traffic where deemed necessary to ensure the orderly movement of traffic, or to prevent injury or damage to persons or property or the highway and where such traffic control devices are so placed or erected, they shall have the same force and effect as if placed or erected by resolution of Council;
- (2) by himself or by anyone authorized under his direction, place, replace or alter traffic control devices at any location he may determine to give effect to the provisions of the Motor Vehicle Act and this Bylaw;
- (3) hood or otherwise temporarily remove from service a parking meter;
- (4) impound or cause to be impounded, any vehicle, trailer or cycle that is interfering with the operations of the Public Works Department.
- (5) seize or cause to be seized by applying a vehicle immobilization device to any vehicle, trailer or cycle that is in violation of this Bylaw.

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2748, 2013**

2.03 **PEACE OFFICERS**, or any person duly authorized by Council to enforce this Bylaw, may:

- (1) issue offence notices for violations of this Bylaw;
- (2) direct and regulate traffic in any manner he deems necessary and in so doing, may disregard any traffic control devices;
- (3) impound any vehicle, trailer or cycle that is in violation of this Bylaw.
- (4) seize by applying a vehicle immobilization device to any vehicle, trailer or cycle that is in violation of this Bylaw.

**Bylaw No.
2748, 2013**

2.04 The **REGIONAL FIRE CHIEF**, or any person duly authorized by him, may:

- (1) direct and regulate traffic in any manner he deems necessary and in doing so, may disregard any traffic control device;

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- (2) impound if necessary for the purpose of carrying out his required duties, any vehicle or trailer;
- (3) designate in any manner, a line or lines near the location of a fire or other emergency, beyond which the public shall not pass.

PART 3 - GENERAL TRAFFIC REGULATIONS

3.01 APPLICATION

Unless the content otherwise requires;

- (1) The provisions of this Bylaw do not apply to persons, vehicles, and to other equipment while actually engaged in highway construction or maintenance work upon, under or over the surface of a highway while at the site of the work, but do apply to them when travelling to or from the site of the work.

3.02 TRAFFIC CONTROL DEVICES

- (1) No person shall park, drive or operate a vehicle or cycle in contravention of a traffic control device;
- (2) No person shall drive or walk on or over a newly painted line or marking, nor remove or alter any traffic control device;
- (3) No pedestrian shall disobey any traffic control device.

3.03 OBEY COMMANDS

Every person shall at all times comply with any lawful order, direction, signal or command made or given by a police officer, fireman, ambulance attendant, flag person or school patrol.

3.04 SPEED LIMITS

- (1) No person shall operate a motor vehicle
 - (a) on a highway at a greater rate of speed than 40 km/h;
 - (b) in School and Playground zones at a greater rate of speed than 30 km/h; and
 - (c) on Provincial Highway No. 3B or 22 at a greater rate of speed than 50 km/h; or
 - (d) as otherwise posted.
- (2) No person shall operate a vehicle on a lane at a greater rate of speed than twenty (20) km/h.
- (3) No person shall operate a vehicle within a construction zone at a greater rate of speed than twenty (20) km/h unless otherwise posted.

3.05 DAMAGE TO SIDEWALKS

- (1) No operator of a vehicle shall park, or drive on, over or upon any sidewalk, curb or boulevard so as to encumber, obstruct, or damage same;
- (2) When a sidewalk crossing is not available, crossing by a vehicle will be permitted upon adequate provision being made to protect the sidewalk or boulevard from damage by use of suitable planking or other material, having due consideration for the size and weight of the vehicle and load.

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3.06 BLOCKING INTERSECTIONS

No operator of a vehicle shall block an intersection or a marked crosswalk, notwithstanding any traffic control device.

3.07 VEHICLE WHEELS

No person shall drive any vehicle of any kind having wheels, tires or tracks constructed or equipped with projecting spikes, cleats, ribs, clamps, flanges, lugs or other attachments or projections engaging the roadway along, on or across any bridge or hard surface highway within the City, without first obtaining the written permission of the Superintendent of Operational Services who shall determine which bridges and highways may be used and the conditions of such use. Nothing herein contained shall be construed as prohibiting the use of tire chains or studded winter tires.

3.08 LOAD LIMITS

No person shall, without a permit issued under authority of this Bylaw and subject to the provisions of this Bylaw, operate on a highway a vehicle or combination of vehicles and trailers having a weight not conforming to the requirements of the Commercial Transport Act and Regulations thereto.

3.09 VEHICLE SIZE

No person shall, without a permit, and subject to the provisions of this Bylaw, operate on a highway a vehicle or combination of vehicles and trailers having a size not conforming to the requirements of the Motor Vehicle Act and Commercial Transport Act and Regulations thereto.

3.10 CYCLES AND SKATEBOARDS

- (1) No person shall ride a cycle or skateboard on a sidewalk or the walkways on the Victoria Street and Old Trail bridges;
- (2) No person shall leave a cycle or skateboard on a sidewalk, highway or public place in a position which obstructs the free movement of pedestrian or vehicle traffic, and where a cycle or skateboard is found as stated herein, the said cycle or skateboard may be impounded forthwith.

3.11 IMPOUNDMENT OF VEHICLES

- (1) Where a vehicle is standing or parked:
 - (a) in violation of any of the provisions of this Bylaw;
 - (b) in a position that causes it to interfere with removal of snow, ice or sand from a highway, boulevard or sidewalk;
 - (c) in a position that causes it to interfere with fire fighting;
 - (d) in a position that causes it to interfere with the normal flow of traffic on a highway;
 - (e) in a position that causes it to interfere with the construction, improvement, alteration, extension, widening, marking, repair or maintenance of a highway;
 - (f) apparently abandoned on a highway;
 - (g) on a highway without proper or valid licence plates displayed as required by the British Columbia Motor Vehicle Act;

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The Superintendent of Operational Services, or Peace Officer may:

- (a) move the vehicle, or require the driver or person in charge of such vehicle to move it to a position determined by him;
 - (b) move the vehicle or take the vehicle into his custody and cause it to be taken to and stored in a safe and otherwise suitable location.
- (2) All costs and charges for the removal, care and storage of a vehicle removed under this section shall be paid by the owner of the vehicle, and shall be a lien thereon in favour of the keeper of any repair shop, garage or storage place in which such vehicle is stored and the same may be enforced upon him in the manner provided by the Builders' Lien Act, Warehousemen's Lien Act, Highways Scenic Improvement Act or Municipal Act.

3.12 SEIZURE OF VEHICLES

**Bylaw No.
2748, 2013**

- (1) Where a vehicle is standing or parked in violation of any of the provisions of this Bylaw, the City Clerk, the Superintendent of Operational Services or a Peace Officer may seize the vehicle in place by applying a vehicle immobilization device to the wheel of the vehicle.
- (2) The fee for seizure of a vehicle pursuant to subsection (1) is \$75, which fee must be paid by the owner of the vehicle prior to removal of the vehicle immobilization device.

3.13 REMOVAL OF OFFENCE NOTICE

- (1) No person, other than the owner or operator of a vehicle, shall remove from a vehicle and no one should be permitted to alter in any way whatsoever any offence notice issued under the authority of this Bylaw;
- (2) No person shall remove or otherwise attempt to alter in any way whatsoever, any chalk mark or other identification applied to a vehicle to enforce any provision of this Bylaw.

3.14 U-TURNS

No person shall make a U-turn with a vehicle when unsafe to do so or when prohibited by a traffic control device.

PART 4 - PEDESTRIAN REGULATIONS

4.01 CROSSWALKS

- (1) No pedestrian, crossing a highway where a marked crosswalk exists, shall cross outside the limits of the markings;
- (2) No pedestrian shall cross a highway in a crosswalk in contravention of a traffic control device.

4.02 HITCHHIKING

No pedestrian shall stand upon or walk along a travelled portion of the highway for the purpose of soliciting a ride from an occupant of a vehicle.

PART 5 - PARKING REGULATIONS

5.01 TIME LIMITS

Notwithstanding any other provisions of this part, no person shall park a vehicle on any highway for more than twenty-four (24) hours continuously.

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5.02 CITY PARKING LOTS

Bylaw No.
2758, 2013

- (1) No operator shall park a vehicle in a ticket dispenser controlled parking facility at any time during the hours when, according to the traffic control devices displayed in the vicinity of a ticket dispenser such dispenser is in operation unless:
 - (a) He shall first have deposited in the ticket dispenser, a coin or coins in the amount necessary for the desired length of time and in the manner prescribed;
 - (b) He shall have obtained from the ticket dispenser, a coupon issued on the then current date as evidenced by the date appearing thereon; and
 - (c) Such coupon is conspicuously displayed in or upon such vehicle at all times while it is so parked;
- (2) No person shall insert or deposit any object in a ticket dispenser other than coin;
- (3) No operator shall park a vehicle in any City owned parking lot or facility designated as reserved parking unless they have obtained a parking permit for said parking lot or facility. Such permit shall be conspicuously displayed in said vehicle at all times while it is so parked.

5.03 PARKING GAP

No person, where vehicles are parked parallel to the edge of the roadway, shall park a vehicle closer than one half ($\frac{1}{2}$) meter from any other parked vehicle.

5.04 LANE PARKING

- (1) Whenever access can be had to any lane, all deliveries or collections of goods to or from any commercial building shall be made from the lane;
- (2) No person shall park a vehicle in a lane unless there is displayed upon the vehicle a valid and subsisting municipal licence plate decal issued for the vehicle in accordance with Division (2) of Part 11 of the Municipal Act and with the Commercial Vehicle Licensing Bylaw No. 1962, 1984;
- (3) No person shall park a vehicle in a lane unless he is actively engaged in the loading or unloading of goods from a vehicle in which case parking will be permitted for a period of not more than thirty (30) minutes;
- (4) No person shall park a vehicle in a lane for the purpose of loading and unloading where a loading zone is provided on site.

5.05 PROHIBITED PARKING

- (1) Except when necessary to avoid conflict with traffic or to comply with the law or the directions of a peace officer or traffic control device, no person shall stop, stand, or park a vehicle:
 - (a) on a sidewalk or boulevard;
 - (b)
 - (i) in front of nor within one (1) meter of a public or private driveway, sidewalk crossing, gate or stairs, in a residential area;
 - (ii) in front of nor within one (1) meter of a public or private driveway, sidewalk crossing, gate or stairs, in a commercial or industrial zone as designated in the City of Trail Zoning Bylaw No. 1918, 1982;

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- (c) within an intersection;
 - (d) within five (5) meters of a fire hydrant measured from a point in the curb or edge of the highway which is closest to the fire hydrant;
 - (e) on a crosswalk;
 - (f) within six (6) meters of a crosswalk or an intersection or any flashing beacon, stop sign, or traffic control signal located at the side of a highway;
 - (g) within fifteen (15) meters of the nearest rail of a railway crossing;
 - (h) upon any highway for the purpose of
 - (i) displaying a vehicle for sale;
 - (ii) advertising, greasing, painting, wrecking, storing, or repairing any vehicle, except where repairs are necessitated by an emergency;
 - (iii) displaying signs;
 - (iv) selling any product.
 - (i) alongside or opposite a highway excavation or obstruction when stopping, standing, or parking obstructs traffic;
 - (j) upon a bridge or other elevated structure on a highway except as permitted by a traffic control device;
 - (k)
 - (i) on a highway in such a manner as to obstruct or impede the normal flow or traffic; or
 - (ii) on a marked lane of a laned highway except where permitted by a traffic control device.
 - (l) in a place in contravention of a traffic control device that gives notice that stopping, standing or parking is there prohibited or restricted;
 - (m) in such manner as to obstruct the visibility of any traffic control device;
 - (n) on any portion of a street where lines, markings or other signs are placed indicating the manner in which vehicles shall be parked, except in accordance with such lines, markings or other signs;
 - (o) alongside a curb painted white or yellow which designates restricted or prohibited parking;
 - (p) within 6 meters of the lateral boundary line of an intersecting street;
 - (q) in a manner that the rear of the vehicle is facing the curb.
- (2) No person shall move a vehicle that is not lawfully under his control into any of the places mentioned in Subsection (1).

5.06 PARKING DISTANCE FROM CURB

- (1) No person shall park a vehicle on a highway except on the right hand side thereof in the same direction as the normal flow of traffic, and the right hand wheels shall be no further than thirty (30) centimeters from the face of the curb;

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- (2) On any one-way highway, a person may park on the left-hand side of the highway, in the same direction as the normal flow of traffic, however, the left wheels shall be no further than thirty (30) centimeters from the face of the curb.

5.07 DOUBLE PARKING

No person shall double park a vehicle on a highway.

5.08 TRAILER PARKING

- (1) No person shall park any trailer upon any highway unless in emergency situations or the trailer is attached to a vehicle by which it may be propelled or drawn;
- (2) No person shall park any recreation vehicle upon any highway in a residential area whether attached or detached from a vehicle by which it may be propelled or drawn, for more than twenty-four (24) hours continuously.

5.09 LOADING ZONES

No person shall stop a vehicle:

- (1) in any loading zone for a period exceeding three (3) minutes for the loading or unloading of passengers or for a period exceeding ten (10) minutes for the loading or unloading of goods or materials;
- (2) notwithstanding anything contained in this section, no driver of any vehicle other than a commercial vehicle shall stop in any loading zone, and then only while actually engaged in loading or unloading goods and in any event for a period not exceeding ten (10) minutes.

5.10 BUS STOP ZONES

No person shall stop or park a vehicle in a bus stop zone.

5.11 HANDICAPPED PARKING

- (1) No person shall stop or park a vehicle in a handicapped space unless such vehicle displays a valid decal or placard issued by the Social Planning and Research Council of British Columbia;
- (2) No person shall park a vehicle displaying the SPARC decal or placard in a handicapped space unless the driver or any passenger in the vehicle is the disabled person to whom the decal or placard has been issued.

5.12 COMPLIMENTARY RESIDENTIAL PARKING PERMIT

No person shall park a vehicle on a highway in a residential area contrary to a traffic control device unless such person has acquired an authorized Residential Parking Permit, and such permit is displayed on the vehicle, and the vehicle is parked in accordance with the conditions of the permit.

5.13 WEIGHT AND LENGTH RESTRICTIONS RESIDENTIAL

Notwithstanding any other provisions of this Bylaw, no person shall park any vehicle having a gross vehicle weight exceeding 5,500 kilograms, or a length in excess of 7.5 meters on a local street within a residential area for a consecutive period longer than four (4) hours.

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5.14 LIMITED TIME PARKING ZONE

No person shall park a vehicle in any limited time parking zone for a period in excess of the time during which vehicles may be continuously parked within such zones as indicated by traffic control devices displayed in the vicinity of the zone.

5.15 TAXI ZONES

No person shall stop or park a vehicle except those operated by a licensed taxi company and the vehicle is so identified, in any parking space designated for the use of taxis.

5.16 TRAIL REGIONAL AIRPORT PARKING LOT – SHORT TERM

**Bylaw No.
2839, 2017**

- (1) No person shall park a vehicle in a limited time parking zone for a period in excess of the time during which vehicles may be continuously parked within such zone as indicated by traffic control devices displayed in the vicinity of the zone.

5.17 TRAIL REGIONAL AIRPORT PARKING LOT – LONG TERM

**Bylaw No.
2839, 2017**

- (1) No operator shall park a vehicle in the ticket dispenser controlled parking facility at the Trail Regional Airport at any time during the hours when, according to the traffic control devices displayed in the vicinity of the ticket dispenser, such dispenser is in operation unless:
 - (a) He shall first have deposited in the ticket dispenser, monies in the amount necessary for the desired length of time and in the manner prescribed;
 - (b) He shall have obtained from the ticket dispenser, a coupon issued on the then current date as evidenced by the date appearing thereon; and
 - (c) Such coupon is conspicuously displayed in or upon such vehicle at all times while it is so parked.

PART 6 - PARKING METER REGULATIONS

6.01 METER FEES

The fee for parking in any metered space shall be the amount shown upon the parking meter. Where on the parking meter the words "nickel", "dime", and "quarter" appear, they shall be construed as meaning five (5) cents, ten (10) cents and twenty-five (25) cents respectively.

6.02 LAWFUL COIN

No person shall insert any object in a parking meter other than a coin.

6.03 METER OPERATION

Every person parking a vehicle in a metered parking space shall immediately after parking the vehicle, deposit a coin in the appropriate meter as required, turn the handle provided on the meter head fully in a clockwise direction or slide the lever to the right and thereupon the parking stall may be lawfully occupied by such vehicle during the period indicated by the time indicated in the meter head.

6.04 EXEMPTIONS

- (1) The operator of any of the following classes of vehicles shall be exempt from the provisions of section 6.03 of this Bylaw;
 - (a) Vehicles identified by their sign or insignia as belonging to the City of Trail or other local municipalities;
 - (b) Emergency vehicles;

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- (c) Vehicles bearing the valid and official permit issued by the Social Planning and Research Council of British Columbia, and operated by a handicapped or disabled person;
 - (d) Vehicles used solely for the purpose of transporting handicapped persons and marked as such;
 - (e) Vehicles operated by a public utility company while such vehicles are actually engaged in works of necessity requiring them to be parked in a metered space.
- (2) It shall be unlawful for any person to display on any vehicle any permit, card, sticker, or certificate purporting to provide for any exemption from the provisions of this Bylaw that is not authorized by this Bylaw;
 - (3) Vehicles bearing a valid and unexpired City of Trail Complimentary Guest Parking Permit, or Special Use Parking Permit obtained from the Clerk and affixed to the vehicle in the manner prescribed by the Clerk may use a metered space without charge during the time or for the area specified on the permit;
 - (4) The operators of taxis may use a metered space without charge for a maximum of two (2) minutes when actually taking on or discharging passengers;
 - (5) Every metered space may be used without charge except during a metered period as defined in this Bylaw.

6.05 REPEAT METERING PROHIBITED

Notwithstanding that the driver may have deposited a coin after the original deposit of the appropriate fee as required by section 6.03, no driver shall cause or permit any vehicle to remain parked in a metered space for a period of time in excess of the time during which a vehicle may be continuously parked within the space as indicated on the parking meter or other applicable sign.

6.06 PARKING SPACE OCCUPANCY

- (1) No person shall cause, suffer, or permit any vehicle to stop, park or remain standing in a metered zone except totally within a metered space;
- (2) No person shall park a vehicle so as to occupy more than one metered space.
- (3) No person shall park any vehicle having a length in excess of six (6) meters in any metered space;
- (4) No more than two (2) motorcycles may occupy a metered space at one time.

6.07 HOODED METERS

- (1) No unauthorized person, when a meter has been hooded, shall park a vehicle in the parking stall controlled by the hooded meter;
- (2) Every person, where a metered space is hooded for the benefit of that person, shall pay a fee of four (\$4) dollars per day or part of a day for each day, Sundays or holidays or twenty (\$20) dollars per week or sixty (\$60) dollars per month that the meter is required to be hooded.

**Bylaw No.
2839, 2017**

6.08 TEMPORARILY OUT OF USE

No person shall park a vehicle in a metered space that has been temporarily taken out of use as a parking space by the placement of an appropriate traffic control device.

6.09 METERED PERIOD

The metered period for all metered spaces shall be 9:00 am to 6:00 pm, Monday to Friday, both inclusive, except Holidays other than Easter Monday.

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6.10 EXPIRED METER

- (1) No person shall park a vehicle or allow a vehicle to remain parked in a metered space when
 - (a) the disc or signal in the head of the meter shows the words "violation" or "expired"; or
 - (b) the red indicator light is flashing; or
 - (c) the display area of the meter head shows three or four zeros or the words "OUT OF ORDER" and "FAIL".
- (2) A separate offence under this subsection 6.10 shall be deemed to occur during each successive maximum period of time or part thereof during which parking is permitted at a metered space as indicated by the meter or an applicable traffic control device commencing from the time that the vehicle commenced to be overparked.

6.11 PARKING METER PLAN

Council hereby designates the streets or portions thereof listed in Schedule "A" of this Bylaw as metered zones and for the placement of parking meters. The placement of parking meters shall be shown on the City of Trail Engineering Plan No. B-R-185. This Plan as amended from time to time by Council resolution.

6.12 LIMITED TIME PARKING ZONE

No person shall park a vehicle in a limited time parking zone for a period in excess of the time during which vehicles may be continuously parked within such zones as indicated by traffic control devices displayed in the vicinity of the zone.

6.13 APPLICATION OF PENALTIES

Notwithstanding section 6.09, penalties pursuant to Part 6 of this Bylaw shall not be applied prior to 9:30 am.

PART 7 - GENERAL HIGHWAY USE REGULATIONS

7.01 SNOW REMOVAL

- (1) Every owner or occupier of real property within the City shall remove any accumulation of snow or ice upon any sidewalk abutting the real property or premises owned or occupied by the person not later than 12:00 o'clock noon of any day except Sunday or a Statutory Holiday;
- (2) Every owner or occupier of real property within the City shall remove any accumulation of snow or ice from any roof, gutter, cornice or other attachment on or of any building which is likely to discharge or fall onto a street or sidewalk to the danger of the public's safety;
- (3) Every owner or occupier shall remove any accumulation of rubbish, dirt, debris, or other material from any sidewalk abutting the land or the premises owned or occupied by the person in such a manner that the sidewalk is clean at all times;
- (4) Notwithstanding subsections (1), (2), and (3), in default of such removal of accumulation of snow, ice, dirt, debris or other material, the Superintendent of Operational Services may carry out such removal at the expense of the person in default and the charges for doing so, including all expenses incidental thereto, if unpaid on the 31st of December in any year, shall be added to and form part of the taxes payable in respect of that land or real property as taxes in arrears;

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- (5) (a) No person shall deposit, pile or spread snow or ice cleaned from sidewalks, driveways, roofs, parking lots, car lots, automobile service stations or garages or any other surface or property, on any highway, sidewalk, boulevard, or other public place, except the place designated therefore by the Superintendent of Operational Services;
 - (b) Nothing herein contained shall be construed as prohibiting the City from plowing snow to the property line of any highway or from removing such plowed snow.
 - (c) Notwithstanding subsection (a), snow or ice placed on any highway, sidewalk, boulevard or other public place from any real property may be removed by the City at the expense of the owner or tenant of said property.
- (6) No person shall operate a vehicle for the purpose of plowing snow on any highway, depositing or spreading snow from real property onto any highway, or to remove any accumulation of snow or ice on any highway.

7.02 DRAINAGE

- (1) No person shall alter or stop the flow of water through any drain, sewer ditch or culvert on any highway;
- (2) Owners or occupiers of real property shall not permit their rainwater down spouts and eaves troughs to discharge directly onto any highway or sidewalk.
- (3) Owners or occupiers of real property shall not permit water from any source to discharge directly onto any highway, sidewalk or other City property.

7.03 LITTERING AND STORAGE OF WASTE OIL OR GREASE

- (1) (a) No person shall operate on a highway, a vehicle or combination of vehicle and trailer unless it is so constructed, loaded, or covered as to prevent any of its load from dropping, shifting, leaking, or otherwise escaping therefrom;
 - (b) Should any material, due to any cause whatsoever, fall from the vehicle, the operator shall forthwith take all reasonable precautions to safeguard traffic from the consequences thereof and shall remove such material from the spillage area;
 - (c) No person shall place, throw, deposit or discard on any highway any rubbish, litter or waste material of any description;
 - (d) Notwithstanding subsections (a), (b), and (c), in default of such removal of any load, rubbish, litter or waste material, the Public Works Manager is hereby authorized to carry out such removal at the expense of the person in default.
- (2) (a) No container of waste oil or grease shall be stored on any highway without the approval of the Corporate Administrator;
- (b) Where permitted, containers of waste oil or grease stored on a highway must either be secured to a building or placed in an enclosure suitable to prevent the spillage of the waste to the satisfaction of the Public Works Manager, and must have a lid that cannot be removed by unauthorized persons;
 - (c) Containers of waste oil or grease stored on a highway must not be placed in the travelled portion of the highway;
 - (d) No more than two (2) containers of waste oil or grease shall be stored on a highway at any one time;

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- (e) The capacity of any container used to store waste oil or grease shall not exceed 45 gallons;
- (f) Containers of waste oil or grease must be emptied when $\frac{3}{4}$ full;
- (g) Notwithstanding subsections (a) to (f), any waste oil or grease that leaks or spills onto any highway must be removed by the person responsible for the waste immediately, and in default of such removal, the Public Works Manager is hereby authorized to carry out such removal at the expense of the person in default.”

7.04 CONSTRUCTION

- (1) No person shall excavate, construct any works or occupy the highway for the purposes of construction adjacent to the highway unless authorized by permit to do so;
- (2) Where authorized works are carried out on, over, or under any highway, appropriate signs, flashers, barricades or other warning devices shall be provided around the construction zone to the satisfaction of the City.

7.05 IMPEDING TRAFFIC, DAMAGE TO HIGHWAYS

- (1) No person shall cut, saw, break, split, place, or pile firewood, lumber, blocks, stone, debris or other material or mix mortar upon any highway;
- (2) (a) No person shall coast or slide on any highway, sidewalk, or boulevard with sleds, toboggans, skis, skates, skateboards, roller skates or other like apparatus except on highways, sidewalks or boulevards expressly closed to vehicular traffic by Council for such purposes;
- (b) A sled, toboggan, skateboard, or other like apparatus operated in contravention of this Bylaw by coasting, may be confiscated and held as evidence pending possible prosecution by the City under this Bylaw;
- (3) No operator of a vehicle shall drive through any military or funeral procession nor through the ranks of any other authorized parade or procession or in any way obstruct, impede or interfere with the same;
- (4) (a) No parade shall be held on a highway unless application therefore has been made in writing to, and receives the approval of the City Clerk, by the marshal, organizer or other person in charge thereof, at least two weeks before the parade commences, and that application shall specify the nature of the parade, the day and hour on which such parade is to be held, the place or places of formation or commencement thereof, the route intended to be taken and the point of disbandment thereof;
- (b) Council may set such conditions for a parade as may be recommended by the Superintendent of Operational Services, the Royal Canadian Mounted Police, the Ministry of Transportation and Highways, or such other authorities as they deem applicable;
- (5) Unless with the permission of the City Clerk, no person shall place, or cause to be placed by any person in his employment or under his control, any merchandise, vehicles, wares or any other thing on any street or sidewalk for the purpose of sale or display, or for any other purpose whatsoever, except during the actual course of receipt, delivery of shipment of such merchandise;
- (6) No person shall form part of a group or persons assembled or congregated on a sidewalk or highway in such a manner as to obstruct the free passage of pedestrians or vehicles;
- (7) No person may use any sidewalk or highway for the purpose of soliciting aid or the purchase of any merchandise, goods, wares or services in any manner whatsoever.

**Bylaw No.
2409, 1998**

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7.06 NOISE AND ADVERTISING

- (1) No person shall operate upon a vehicle any calliope, loudspeaker or other noise-making device upon the streets of the City for advertising or other purposes unless a permit has been applied for and granted by Council;
- (2) No person shall post any bill, notice, placard or any other advertising on any electric light standard, telephone pole, hydrant, street sign, or traffic signal standard in or upon any highway;
- (3) No person shall place, set up or maintain any stand, advertising board or banner on any sidewalk for the purpose of advertising any article, thing or service whatsoever without the permission of the City Clerk.

7.07 STRUCTURES OVER THE HIGHWAY

- (1) No person shall, except as provided herein or by any other bylaw, or unless otherwise authorized by Council, erect or maintain any structure which encroaches on or over any highway or public land;
- (2) Authorized structures encroaching on the highway shall have a minimum clearance of 2.5 meters above any sidewalk or walkway and five (5) meters above any roadway;
- (3) No person shall place, erect, remove or alter any sign, structure or other device on or over a street without a permit;
- (4) Every owner or occupier of real property, or their agents or any other person who shall in any way require to drive, pull, or propel any vehicle, equipment or trailer across any pavement, sidewalk, boulevard or curbing and gutter for the purpose of entering his property or when leaving the traveled portion of the street, or for any other reason, shall first construct across the pavement, sidewalk, boulevard, curbing and gutter, a protection sufficient to prevent the same from being damaged and shall not obstruct the drainage of surface water on or in any ditch or street or storm drain within the City;
- (5) Every person who in any way damages any pavement, paved or unpaved sidewalk or curbing or gutter while leaving the traveled portion of the street, shall be liable to the City and shall pay for the cost of repairing such damage to the satisfaction of the City.

7.08 PROPERTY ACCESS

- (1) No person shall alter an existing access to a property or construct a new access to a property without obtaining permission from the Superintendent of Operational Services;
- (2) Every means of access to and from a street for any parcel of land or real property abutting thereon, shall require the approval of the City. The location and extent of such access shall be within the discretion of the City. The cost of constructing any such approved access shall be borne by the owner of the property abutting on the street from where the access is taken;
- (3) Where the approval of any access under this section involves the construction of any public property, the owner of the property requiring the access shall be responsible for the construction and ongoing maintenance and repair of such access, and shall indemnify and save harmless the City against all liability, suits, actions, claims, accidents, injuries or damages which may occur to persons or property as a result of the access being constructed and maintained on public property, and the City may require that such approval of access over public property be in the form of an easement or right-of-way agreement between the City and the abutting owner.

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7.09 PUBLIC UTILITIES

- (1) No person or gas, telephone, telegraph, pipeline company, radio or television broadcasting company or closed circuit television company shall use the streets in the City of Trail for the construction and installation of the aforementioned utilities until they have first supplied the City with complete plans and specifications of the proposed work to be constructed or installed, and have in turn received written permission from the City to use the streets;
- (2) All construction undertaken by any utility company under the provisions of this section shall be in accordance with applicable City of Trail bylaws and all applicable Provincial and Federal Statutes;
- (3) Where a utility is granted a permit under this section, the utility shall erect and maintain a good and sufficient fence, railing or barricade around every excavation, construction or installation, in such manner as to prevent accidents, and shall place and keep upon such fence, railing or barricade, suitable and sufficient lights during the night and shall take such further care and precaution as the City may deem necessary for the safety of the public.

7.10 EMERGENCY VEHICLES

No person driving or operating any vehicle, except such vehicles as are conveying authorized persons who may have duties to perform in connection with the emergency, shall follow closer than within 150 meters of an emergency vehicle.

7.11 TREES OVER HIGHWAYS

- (1) Every person being the owner or occupier of real property shall cause all trees, shrubs or other vegetation to be properly trimmed and cut back, so as to prevent physical obstruction and visibility impairment to pedestrian and vehicle traffic on a sidewalk or highway;
- (2) No person shall dig up, or in any manner remove, injure, destroy or trim any trees, flowers, foliage, flowering plant, or shrubbery on any highway.

7.12 HIGHWAY USE

- (1) Council may by resolution close in whole or in part a highway to traffic at any time, for a class of traffic or use, or may impose weight or load restrictions on all or part of any highway, as may be deemed necessary.
- (2) The City Manager, or City Clerk, may temporarily close in whole or in part a highway to traffic, or impose weight or load restrictions on all or part of any highway, as he may deem necessary.

PART 8 - PENALTIES

8.01 GENERAL PENALTY

- (1) Every person who violates any of the provisions of this Bylaw for which a specific penalty has not otherwise been designated, shall be deemed to have committed an offence against this Bylaw and shall be liable to a fine of not less than Twenty-five (\$25.00) Dollars nor more than Two Thousand (\$2,000.00) Dollars for each offence;
- (2) Notwithstanding anything hereinbefore contained, where a notice of an offence is issued pursuant to the provisions of section 5.11 of this Bylaw, the person to whom it is issued may:
 - (a) if paid within five (5) days of the issuance of the notice of an offence, pay to the City the sum of Thirty Five (\$35.00) Dollars as full satisfaction for each offence;

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- (b) after five (5) days and within nine (9) days of the issuance of the notice of an offence, pay to the City the sum of Forty Five (\$45.00) Dollars as full satisfaction for each offence;
 - (c) after nine (9) days of the issuance of the notice of an offence, pay to the City the sum of Fifty Five (\$55.00) Dollars as full satisfaction for each offence.
- (3) Each day that a violation continues shall constitute a separate offence.

8.02 VOLUNTARY PAYMENT

**Bylaw No.
2877, 2019**

- (1) Notwithstanding anything hereinbefore contained, where a notice of an offence is issued pursuant to the provisions of section 5.02 of this Bylaw and to Part 6 of this Bylaw, with the exception of sections 6.05 and 6.12, the person to whom it is issued may:
- (a) within five (5) days of the issuance of the notice of an offence, pay to the City the sum of Ten (\$10.00) Dollars as full satisfaction for each offence;
 - (b) after five (5) days and within nine (9) days of the issuance of the notice of an offence, pay to the City the sum of Twenty (\$20.00) Dollars as full satisfaction for each offence;
 - (c) after nine (9) days of the issuance of the notice of an offence, pay to the City the sum of Thirty (\$30.00) Dollars as full satisfaction for each offence.

**Bylaw No.
2877, 2019**

- (2) Notwithstanding anything hereinbefore contained, where a notice of an offence is issued pursuant to the provisions of Parts 3, 4, 5 and 7 of this Bylaw and to sections 6.05 and 6.12 of this Bylaw, with the exception of sections 5.02, 5.11, 5.17 and 7.05 (2), the person to whom it is issued may:
- (a) if paid within five (5) days of the issuance of the notice of an offence, pay to the City the sum of Fifteen (\$15.00) Dollars as full satisfaction for each offence;
 - (b) after five (5) days and within nine (9) days of the issuance of the notice of an offence, pay to the City the sum of Twenty Five (\$25.00) Dollars as full satisfaction for each offence;
 - (c) After nine (9) days of the issuance of the notice of an offence, pay to the City the sum of Thirty Five (\$35.00) Dollars as full satisfaction for each offence.

**Bylaw No.
2774, 2014**

- (4) Notwithstanding anything hereinbefore contained, where a notice of an offence is issued pursuant to the provisions of section 5.17 of this Bylaw, the person to whom it is issued may pay to the City the sum of Twenty-five (\$25.00) Dollars as full satisfaction for each offence.

8.03 PROOF OF PAYMENT

Proof of payment for any bylaw offence shall be an official receipt obtained at City Hall.

8.04 DEFAULT

In addition to any other penalty which may be incurred, anyone failing to comply with the provisions of Part 7 of this Bylaw within the time limited therefor, or within a reasonable time upon notice to that effect by the City, shall be subject to the City carrying out any such work at the expense of the offender, and any charges or costs incurred by the City in this regard, shall be recoverable by it in any Court of competent jurisdiction.

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READ the **FIRST, SECOND** and **THIRD** time the 13th day of November, 1990.

AMENDED at **THIRD READING** the 26th day of November, 1990.

RECONSIDERED, FINALLY PASSED and **ADOPTED** the 17th day of December, 1990.

MAYOR

CLERK

Certified a true copy of
Bylaw No. 2133, 1990.

CITY CLERK

BYLAW NO. 2133

SCHEDULE "A"

The following streets or part thereof are hereby designated 'metered zones' pursuant to this Bylaw:

- | | |
|-----------------|---|
| Esplanade | - 1300 and 1400 Blocks |
| Bay Avenue | - 1100, 1200, 1300, 1400, 1500, & 1600 Blocks |
| Cedar Avenue | - 1100, 1200, 1300, 1400, & 1500 Blocks |
| Pine Avenue | - 1000, 1100, 1200, & 1300 Blocks |
| Tamarac Avenue | - 100 and 1100 Blocks |
| Victoria Street | - 1000 Block |
| Farwell Street | - 700, 800, 900, & 1000 Blocks |
| Eldorado Street | - 700, 800, 900, & 1000 Blocks |
| Spokane Street | - 800, 900, & 1000 Blocks |
| Helena Street | - 800, 900, & 1000 Blocks |
| Portland Street | - 900 Block |