

THE CITY OF TRAIL  
TRAIL, BC

**BYLAW NO. 2151**

**A BY-LAW TO REGULATE THE USE AND DEVELOPMENT OF BOULEVARDS IN THE CITY OF TRAIL.**

Council of the City of Trail, in open meeting assembled, **ENACTS AS FOLLOWS:**

1.0 This By-law may be cited for all purposes as the “**Boulevard Regulation Bylaw No. 2151, 1990**”,

2.0 **INTERPRETATION**

“Hedge” means a row of closely planted shrubs or low growing trees forming a fence or boundary.

“Boulevard” means that portion of a highway or street between the curb line or the lateral line of a roadway and the adjoining property line or roadway, and includes curbs, sidewalks and ditches,

3.0 **BOULEVARD IMPROVEMENT**

3.1 The owner or occupier of property contiguous to any boulevard shall improve said boulevard to a standard consistent with the improvements made on the owner’s or occupier’s property.

3.2 The boulevard shall be improved by the planting of trees, shrubs or grass, or the placement of decorative rock, concrete or concrete block, and the construction of paved or concrete driveways or sidewalks.

3.3 The owner or occupier of property contiguous to any improved boulevard is required to water the trees or shrubs, and water, cut and maintain the grass in a manner consistent with Section 3.1 herein.

3.4 Every owner or occupier of property contiguous to a boulevard shall maintain and keep said boulevard in a tidy and sightly condition.

4.0 **TREE PLANTING**

4.1 No trees other than the following species may be planted on any boulevard:

Hawthorne	Pine Chestnut
Flowering Plum	Flowering Crab
Flowering Cherry	Everygreen Varieties
Lindon	Mountain Ash

Other species may be permitted with the approval of the City of Trail.

4.2 The City retains the right to remove or prune any tree that is deemed to be a nuisance to public property or utility installation or interferes with the safe movement of vehicular traffic,

4.3 The owner or occupier of property contiguous to a boulevard which has trees planted therein, shall not remove or prune or apply pesticides to said trees without the permission of the City of Trail.

4.4 No trees are to be located within ten (10) feet in either direction from the sanitary sewer service connection to the property.

4.5 No trees or shrubs are to be located within fifteen (15) feet of an intersection of any street or streets,

5.0 **UTILITY SERVICES**

- 5.1 Where water service boxes are located in the front Street, and any boulevard improvement takes place, these water service boxes are to be located by the City of Trail and adjusted to grade where necessary, at the expense of the owner or occupier of the property being served. Any disturbance or damage to water service boxes will be the responsibility of the owner or occupier involved in the improvement of the boulevard.
- 5.2 The City of Trail and any utility company serving the City reserves the right to enter upon and disturb any boulevard for the reasons of maintenance or construction of their respective utility service,

6.0 **GENERAL REGULATIONS**

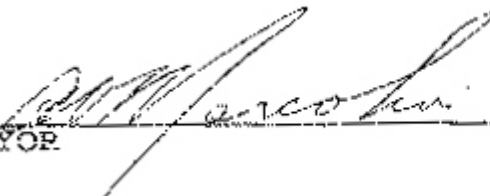
- 6.1 No hedges may be planted on any boulevard.
- 6.2 The placing of fences, walls, or projections of any type on a boulevard is prohibited. All sidewalks, driveways and curbs placed on any boulevard shall not project above grade established by the City of Trail.
- 6.3 The storage or parking of vehicles on any boulevard is prohibited.
- 6.4 The storage of dirt, debris, household or garden rubbish on any boulevard is prohibited, except on the designated weeks of the City Spring and Fall cleanups, and the designated days for refuse collection in the City.
- 6.5 The storage of any chattel property on any boulevard is prohibited.
- 6.6 No person shall damage any grass, shrub, tree, asphalt, concrete, gravel or curb, in or upon any boulevard.

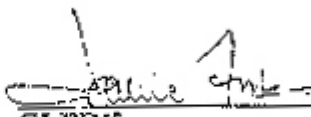
7.0 **PENALTIES**

- 7.1 Whenever any person is in default of doing any matter or thing required to be done under the provisions of this By-law, the City of Trail, through its officers, employees, or agents may do that which is required to be done, at the expense of the person in default and may recover the expense of the work done, with interest at the rate applicable thereto, including all costs, in the same manner as it may recover municipal taxes.
- 7.2 Any person who violates any of the provisions of this By-law shall be deemed to have committed an offence against this By-law and shall be liable to a fine of not less than Twenty—five (\$25.00) Dollars nor more than Five Hundred (\$500.00) Dollars for each offence.

READ the FIRST, SECOND and THIRD time the 14th day of May, 1990.

RECONSIDERED, FINALLY PASSED and ADOPTED this 22nd day of May 1990.

  
MAYOR

  
CLERK

Certified a true copy of  
By-law No. 2151 as adopted.