

This is a consolidated copy of the following bylaws:

1. Village of Anmore Highway Regulation Bylaw No. 64-1991
2. Anmore Highway Regulation Amendment Bylaw No. 423-2007
3. Anmore Highway Regulation Amendment Bylaw No. 489-2009

This consolidation is prepared for convenience only. Individual copies of the bylaws may be obtained by contacting the Village Office at 604-469-9877.

VILLAGE OF ANMORE

BYLAW NO. 64-1991

Highway Regulation Bylaw

WHEREAS the Council of the Village of Anmore may, by bylaw, regulate the control of traffic and the use of highways within the Village of Anmore;

NOW THEREFORE the Council of the Village of Anmore, in open meeting assembled, enacts as follows:

1. TITLE

1.01 This bylaw may be cited as "Village of Anmore Highway Regulation Bylaw No. 64-1991".

2. DEFINITIONS

2.01 Words or phrases used herein shall have the meaning as the definition for same found in the Motor Vehicle Act, R.S.B.C.1979, c.288, as amended unless specifically indicated otherwise.

2.02 In this bylaw, unless the context otherwise requires:

"Angle Parking" shall mean the parking of a vehicle other than parallel to a curb or lateral lines of the roadway.

"Bus Stop" means a location designated with a traffic control device for the stopping, standing, or parking of a bus for the purpose of loading or unloading passengers.

"Commercial Loading Zone" shall be an area or areas designated with a traffic control device for the loading or unloading of a passenger to and from a commercial vehicle or taxi and for the loading or unloading of freight by a commercial vehicle.

AMENDED BY BYLAW NO. 423-2007

AMENDED BY BYLAW NO. 489-2009

"heavy vehicle" – Deleted in its entirety.

"Intersection" means the area embraced within the prolongation or connection of the lateral curb lines, or if none, then the lateral boundary lines of the roadways of the two highways which join one another at or approximately at right angles, or the area within which vehicles traveling on different highways joining at any other angle may come in conflict; and, for the purpose of this definition, "highway" does not include a lane or way less than 10 metres in width separating the rear property lines of parcels of land fronting on highways running more or less parallel to and on each side of the lane or way.

"Motor Vehicle Act" means the Motor Vehicle Act, R.S.B.C. 1979 c.288, as amended or superceded from time to time.

"Municipal Engineer" means the Engineer of the Village and includes any person duly authorized to act as his Deputy.

"Notice" shall mean any handwritten warning, traffic ticket of any sort, bylaw violation notice of any sort, summons of any kind, parking ticket, or chalk mark placed on tires.

"Parade" means any procession or body of pedestrians, except members of the armed forces, numbering more than fifteen (15), standing, marching, or walking upon any street or sidewalk or any group of vehicles numbering ten (10) or more, except a funeral procession, standing or moving on any street.

"Passenger Loading Zone" means an area designated by a traffic control device for the letting into or the discharge out of a passenger from a motor vehicle.

"Permit" means permission issued pursuant to this bylaw, not necessarily in writing.

"Public Utility Vehicle" means a vehicle of the British Columbia Hydro and Power Authority, British Columbia Telephone Company, a vehicle operated by a licensed cable television company, a municipal vehicle of the Village or a vehicle of the Province of British Columbia (contractor thereof) while being operated for the installation, inspection, operation, or repair of its respective utility or highway. Such vehicle shall be marked or signed in such a way as to be identifiable with a public utility.

"Traffic Control Device" means a sign signal, line, meter, marking, space, barrier or device, placed or erected by authority of the Council of the Municipality or a person authorized by them to exercise that authority.

"Traffic Control Signal" means a traffic control device, whether manually, electrically, or mechanically operated, by which traffic is directed to stop and to proceed.

"Village" means the Village of Anmore.

"Wrecking Vehicle" means a vehicle lawfully equipped and licensed to remove an unlawfully parked vehicle or a disabled vehicle involved in an accident or otherwise unable to proceed under its own power.

"Yellow Curb/Yellow Line" means a traffic-control device consisting of a curb painted yellow or yellow lines painted on the pavement surface which instructs every operator of a vehicle that no person shall stop, park or leave standing any vehicle, adjacent to or upon, attended or unattended, except where necessary to avoid conflict with other traffic, or in compliance with the direction of a peace officer, traffic control signal or device.

3. TRAFFIC REGULATION

3.01 Traffic Control Devices

- (a) The Municipal Engineer is hereby authorized to locate, establish, and maintain upon any highway such traffic control devices as may be deemed necessary for the regulation, direction and control of traffic on any highway.
- (b) The Municipal Engineer is hereby authorized to designate highways or portions of highways upon which no vehicle shall be stopped or parked, or only such vehicles or classes thereof at such times and upon such conditions as may be prescribed.
- (c) The Municipal Engineer is hereby authorized subject to Section 3.07 to set a speed limit on any highway or portion of a highway; and where a speed limit differs from Section 3.03, the highways or portions of highways shall be posted accordingly.

3.02 Obedience of Traffic Signs and Signals

Every pedestrian and the driver of every vehicle shall obey the direction, instruction, limitation, restriction or prohibition of any applicable traffic control device or traffic control signal unless otherwise directed by a peace officer, subject to the exceptions contained in this bylaw respecting emergency and public utility vehicles.

3.03 Speed Limits

No person shall drive any vehicle in any highway at a speed greater than 50 km per hour, or in any lane at a speed greater than 20 km per hour in the Village unless posted otherwise.

3.04 Groups Obstructing Traffic

No person shall form part of a group of persons congregated or do anything which will direct the attention of persons and cause them to congregate in a group on a street in such a manner as to obstruct the free passage of pedestrians or vehicles, except with the written permission of the Council. Application for permission and approval shall be made to the Municipal Clerk.

3.05 Emergency Traffic Control

Any member of the Royal Canadian Mounted Police, any officer or member of the Village Volunteer Fire Department while in the course of duty, or any other authorized person in or about any fire, at the scene of any accident, or in any other emergency, in order to expedite the flow of traffic or safeguard pedestrians, may direct traffic on any highway in the vicinity of such situation, and every pedestrian or every driver of any vehicle shall comply with such directions.

- 3.06 No person shall operate or use any vehicle having wheels, tires or treads 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 tread upon any highway in the Village. This section shall not apply to winter tires with studs or snow chains when lawfully used.

3.07 Closing of Highways

The Municipal Engineer is hereby authorized to close to traffic any highway or any portion of any highway, at such time and for such periods, and in respect of the class or classes of traffic or use as he may deem necessary in the interest of public safety, for the protection of a highway or for the expedient regulation of traffic, and place and maintain, or cause to be placed or maintained, a good and sufficient barrier or barriers or other devices or warnings or signs to indicate such closure, the manner in which vehicles may proceed, the speed limits which shall apply, or any other warnings or devices. It shall be unlawful for any person to remove, interfere with or pass beyond such barrier, device, or warning, or to enter through such closed area, or to proceed in contravention of such devices or signs.

3.08 Placing Temporary Signs

The Municipal Engineer, Fire Chief, or any peace officer is hereby authorized by order made by them or any one of them, to erect, place, or cause to be erected or placed, at any time and at any location within the Village on a temporary basis, such traffic control devices and signals, or otherwise, as they may deem necessary or advisable in the interest of public safety.

AMENDED BY BYLAW NO. 423-2007

AMENDED BY BYLAW NO. 489-2009

- 3.09 Heavy Vehicles – Deleted in its entirety.

4. PARKING REGULATIONS

4.01 Authorization

The Municipal Engineer is hereby authorized to designate any highway or portion of a highway on which no person shall stop, stand or park any vehicle, or leave standing any vehicle at or during any time or period of time so designated or directed, except when necessary to avoid conflict with traffic; or to comply with the directions of a peace officer or traffic control device.

The Municipal Engineer may specify the days and times during which such prohibition shall apply, and in the event that no such days or times are specified, the prohibition shall be deemed to be in effect twenty-four (24) hours in each day. The Municipal Engineer is also authorized to place and maintain, or cause to be placed or maintained, the appropriate traffic control device or devices prohibiting or limiting the stopping, standing or parking of any vehicle pursuant to the terms of such device.

4.02 Prohibitions - General

A driver of a vehicle shall obey the instructions of an applicable parking control device, except where necessary to avoid conflict with traffic or to comply with the directions of a peace officer or member of the Village Fire Department, or where special written permission from the Municipal Engineer is given.

A person shall not stop, stand or park any part of a vehicle:

- (a) on a sidewalk or boulevard;
- (b) in front of, or within 1.5 metres of the nearest side of a private driveway or sidewalk crossing;
- (c) in an intersection, except as permitted by a sign.
- (d) within 5 meters of a fire hydrant measured from a point in the curb or edge of the roadway which is closest to the fire hydrant.
- (e) on a crosswalk;
- (f) within 6 meters of the approach side of a crosswalk;
- (g) within 6 meters of the approach to a flashing beacon, stop sign or traffic control signal located at the side of a roadway;
- (h) within 15 meters of the nearest railway crossing;
- (i) on a highway for the principal purpose of
 - (i) displaying a vehicle for sale;
 - (ii) advertising, greasing, painting, wrecking, storing, or repairing a vehicle except where repairs are necessitated by an emergency.
 - (iii) displaying signs; or
 - (iv) selling flowers, fruits, vegetables, seafoods or other commodities or articles.
- (j) alongside or opposite an excavation or obstruction when stopping, standing or parking obstructs traffic or is in contravention of a traffic control device posted for the excavation or obstruction.

- (k) on a bridge or other elevated structure on a highway or in a highway tunnel, except as permitted by traffic control device;
- (l) in any lane except an attended commercial vehicle actually loading or unloading, and provided the vehicle is so placed as to leave three (3) meters of clear roadway for passage.
- (m) on any portion of a highway on that side of the highway abutting the frontage of a firehall.
- (n) on a roadway no being a lane;
 - (i) within 1.5 meters of the property line of an intersecting lane;
 - (ii) within 6 meters of the property line of an intersecting street.
- (o) on a lane, within 1.5 meters of an intersecting street or lane.
- (p) on any portion of a highway indicated by traffic signs as reserved for any class of vehicles, other than a vehicle coming within such class.
- (q) adjacent to, or upon a yellow curb or yellow line.
- (r) in a manner that obstructs the visibility of a traffic control device or sign erected by or with the authority of the Minister of Transportation and Highways of this bylaw.

4.03 Trailers

No person shall park a trailer or semi-trailer on any highway without the motive power unit attached.

4.04 Special Parking Zones

- (a) The Municipal Engineer is authorized to locate and establish, under conditions satisfactory to him for time limits, duration, location or any other conditions he may consider applicable, special parking zones for taxis, loading, buses, passenger loading and unloading, handicapped, delivers and other special parking. Such zones shall be suitably marked and posted at his direction.
- (b) A special parking zone shall be used expeditiously and only for the purpose authorized.

4.05 Angle Parking

The Municipal Engineer may from time to time designate streets or portions thereof whereon angle parking zones may be located and set out conditions and marking for their use.

Upon those streets which have been marked or signed for angle parking, the driver of a vehicle shall park such vehicle at the angle to the curb indicated by such marks or signs and as close to the curb as practicable, and in such manner that it headed substantially in the general direction of the movement of traffic on the side of the street on which such vehicle is parked but in no event shall such driver park any vehicle so as to leave any portion thereof at a greater distance than 5 metres from the curb at which it is parked.

4.06 Removal of Vehicles

- (a) Any vehicle occupying a parking space in contravention of any of the provisions of this bylaw, and which has received a bylaw violation notice may be removed, detained, or impounded.
- (b) In the event that a vehicle is removed, detained, impounded, or stored, written notice from the Village shall be given to the registered owner at his address as shown on the records of the Registrar of Motor Vehicles advising of the seizure, the sum payable to release the vehicle and the amount accumulating daily.
- (c) Any vehicle removed, detained or impounded may be recovered by the owner or his agent upon satisfactory proof of ownership or interest and by paying, at the Village Hall or at the place of business of the towing company, the fees, costs and expenses which have been incurred in removing, detaining, impounding and storing said vehicle.
- (d)
 - (i) Any vehicle not claimed by its owner within thirty (30) days of its impounding or detention may be sold by the Village at public auction, which auction shall be advertised at least once in a newspaper circulating in the Village.
 - (ii) The proceeds of such auction sale shall be applied firstly to the cost of the sale; secondly, to the fees, costs, and expenses of the Village and the towing company as set out above and including advertising and incidental expenses; and thirdly, the balance, if any shall be paid to the owner or , if unclaimed for one (1) year from the date of sale, shall be paid into the general revenue fund of the Village.

5. Pedestrian Regulations

5.01 General

- (a) Pedestrians shall walk on a sidewalk where one is provided or clear of the travelled portion of a roadway except where it is impractical to do so.
- (b) Pedestrians shall be subject to a traffic control signal at an intersection where such signal is provided; and, where a pedestrian signal is present, a pedestrian shall comply with such signal.

- (c) Every pedestrian who is alleged to have committed an offence under this bylaw shall stop and state correctly his name and address when requested to do so by a peace officer.

5.02 Crosswalks - General

- (a) Every pedestrian crossing a highway at any point other than within a crosswalk shall yield the right-of-way to all vehicles on the highway.
- (b) The driver of a vehicle shall yield the right-of-way, slowing down or stopping if need be to so yield, to a pedestrian crossing a highway within a crosswalk when the pedestrian;
 - (i) is upon the half of the highway upon which the vehicle is travelling; or
 - (ii) is approaching so closely from the opposite half of the highway as to be in danger;

provided that no pedestrian shall leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible for the driver to yield. Whenever any vehicle has stopped or slowed down at a marked crosswalk or at any unmarked crosswalk at an intersection, to permit a pedestrian to cross the roadway, the driver of any other vehicle approaching from the rear shall not overtake and pass such vehicle.

6. EMERGENCY AND PUBLIC UTILITY VEHICLES

6.01 Exemption to Emergency Vehicles

The provisions of this bylaw regulating the operation, movement, stopping and parking of vehicles shall not apply to any emergency vehicle while it is responding to an emergency call and sounding its siren, exhaust whistle, or bell, and while moving, showing a flashing red or blue auxiliary light, or while attending any emergency call.

6.02 Exemptions to Public Utility Vehicles

The provisions of this bylaw prohibiting stopping or parking shall not apply to:

- (a) a public utility vehicle;
- (b) a wrecking vehicle;
- (c) a vehicle carrying written permission of the Municipal Engineer;

while such vehicle is actually engaged in works of necessity requiring them to be stopped or parked in contravention of any of such provisions.

6.03 Other Vehicles in Vicinity of 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 metres of such emergency vehicle.

6.04 Passing Speeds

The driver of a vehicle shall not cause or permit the vehicle to pass:

- (a) public utility vehicle;
- (b) a wrecking vehicle; or
- (c) an emergency vehicle;

at a speed exceeding 30 km per hour where the stopped vehicle has stopped partly or wholly on the shoulder of a highway and is displaying a flashing amber, red, or blue light or lights.

6.05 Speed Limits in Vicinity

The maximum speed allowed within 100 metres of a wrecking vehicle, or public utility vehicle showing a flashing amber light shall be 30 km per hour.

6.06 Removal of Glass and Debris

Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other debris dropped upon the highway from such vehicle.

7. WORKS IN OR NEAR HIGHWAY

7.01 Within any highway, unless permitted by the Municipal Engineer, it shall be unlawful for any person to:

- (a) Break, tear up, or remove any pavement, sidewalk, curbing, crossing, planking, soil, surface, or any other works or materials.
- (b) Dig or make any excavation in, on or under any highway.
- (c) Paint or otherwise mark any surface or works.
- (d) Allow any part of a building, structure, fence, railing, or foundation to project into, on, over, or under the vertical projection upwards and downwards of the boundaries of such highway, except as provided for in a bylaw of the Village or any other lawful authorization.
- (e) Place or store refuse or refuse containers except for the time required to collect refuse and only under conditions acceptable to the Municipal Engineer.

- (f) Store building supplies, soil, vegetation, or any other materials.
- (g) Place, build, construct, fasten, or allow to occupy any material, object, structure, shelter, access, container, merchandise, vegetation, landscaping or debris. Lawns as required for boulevard improvement shall be excluded from this section.
- (h) Carry out any activity which will obstruct or impede traffic thereon or deface or damage such highway or permitted works in it. Such activities shall include, but not be limited to cutting wood, construction of any kind, mixing of concrete, or operating of machinery.

7.03 Works Adjacent to Highways - Restrictions

It shall be unlawful for any person to carry out any works, or excavation, or fill adjacent to a highway which, in the opinion of the Municipal Engineer, may endanger the highway or the works within or on it, or the traffic using such highway.

7.04 Works or Chattels Within Highway - Village's Right to Intervene

The Municipal Engineer is hereby authorized to remove or cause to be removed any object or thing which is an obstruction to the free use thereof, or which encroaches thereon, or which may endanger the traffic thereon.

7.05 Security

Where permission for construction in, storage on, or use of a highway requires permission of the Municipal Engineer, he may require a deposit as security in the amount and form he deems fit to cover the supervision, use, maintenance, restoration, or any other obligations associated with the use.

7.06 Restoration

Any person requiring permission to use a highway shall indemnify the Village against all loss, costs, charges, expenses, and damages to which the said Municipality may be put by reason of such use, including, but not limited to, breaking, tearing-up, removing, digging, or excavation as aforesaid, or by reason of the permission granted him to do so; and shall restore the highway to a condition for the free use and safety of traffic to the satisfaction of the Municipal Engineer.

7.07 Foreign Materials

No person shall throw, drop, deposit, leave, or let fall from or out of any vehicle any object, article, refuse, debris, liquid, or any other material whatsoever, not required for the maintenance or construction of the highway or works within it, on or upon any highway within the Village.

7.08 Vehicles Prohibited

It shall be unlawful for any person to drag or haul any timber or other articles along or over any highway in such manner that any portion of the same shall rest upon or come in contact with the surface of such highway, or to lock the wheel of any vehicle by the method commonly known as "rough-locking" or by any method whereby such wheel is prevented from revolving, while such vehicle continues in motion, or to use any drag, stone-boat, or other sliding device, upon the highways in the Village, at any time.

8. VEHICLES LOADS ON HIGHWAY

8.01 (a) It shall be the duty of the driver of any vehicle and also the duty of the owner of any commercial vehicle to ensure that any load or covering thereon is securely fastened so as to prevent such covering or load from becoming loose, detached, or in any manner a hazard to other users of the highway.

(b) In the event that any article, substance or material shall, due to any cause whatsoever, become loose or detached or blow, drop, spill or fall from any vehicle on to any street, it shall be the duty of the driver of such vehicle forthwith to take all reasonable precautions to safeguard traffic and also to remove such material from such street.

8.02 Extraordinary Traffic Permits - General

(a) No person, unless authorized by permit as hereinafter provided, shall operate or permit the operation of a vehicle on any highway in the Village if said vehicle contravenes the provision of the Commercial Transport Act R.S.C.B., 1979, Chapter 55 and all amendments thereto; and regulations made there under in respect of overloading and over sizing.

(b) Any person desiring a permit required by subsection (a) shall make application in writing to the Municipal Engineer giving such particulars as the Municipal Engineer may require. The Municipal Engineer may, in writing, but subject to the conditions or limitations as may be stated, authorize the operation and driving of vehicles and loads which are otherwise prohibited from being operated or driving pursuant to subsection (a).

(c) Any person desiring a permit may apply for either a One-Time Permit or an Annual Permit, both subject to fees, deposits, and conditions hereinafter described.

(d) Permits must be carried in the vehicle or associated pilot car during use.

8.03 One-Time Permit

A One-Time Permit is valid for a single trip and subject to an application fee of twenty-five dollars (\$25.00).

8.04 Annual Permit

An Annual Permit is valid for one year commencing at the date of issue and is subject to a single initial application fee of twenty-five (\$25.00) and a security deposit in the form of cash or irrevocable letter of credit in the amount of Five Hundred (\$500.00).

An Annual Permit shall allow for an unlimited number of trips per year subject to the terms and conditions authorized individually for each trip.

Individual trip authorization may be arranged verbally and information pertaining to each trip, including a Trip Permit Number issued by the Municipal Engineer indicating approval must be recorded by the permit holder on the reverse of the Annual Permit carried with the vehicle.

8.05 Limitations

The Municipal Engineer may cancel, suspend, or modify permit conditions, where in his opinion there is non-compliance with the permit or for the protection of a highway or safety of its users.

8.06 Load Restrictions

Where load restrictions on a highway are set by the Municipal Engineer, they shall suspend any authority granted by permit herein, and such authority shall not be reinstated until load restrictions are removed.

8.07 Mandatory Weighing

A driver of a vehicle suspected of being overloaded or oversized shall obey the directions of a peace officer to attend at a weigh station for the purpose of weighing and measuring said vehicle.

8.08 Permit Conditions

No person shall drive or operate a vehicle in contravention of a permit issued under this part.

9. PENALTIES

9.01 Motor Vehicle Operation and Parking

Any person who operates a motor vehicle, or who, being the owner or operator of a motor vehicle permits it to stand or be parked in contravention of a traffic control device or traffic control signal is liable on summary conviction to a fine of not more than Five Hundred Dollars (\$500.00).

9.02 General Bylaw Violations

Except as otherwise provided in this bylaw, every person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention of this bylaw, or who refuses, omits or neglects to fulfill, observe, carry out, or perform any duty or obligations imposed by this bylaw is liable on summary conviction to a fine not exceeding Five Hundred Dollars (\$500.00); or in the case of contravention of Section 8, to a fine as authorized by the Commercial Transport Act R.S.B.C., 1979 c.55 and regulations made thereunder.

READ A FIRST TIME the 14th day of January, 1991.

READ A SECOND TIME the 14th day of January, 1991.

READ A THIRD TIME the 14th day of January, 1991.

RECEIVED THE APPROVAL OF THE MINISTER OF TRANSPORTATION AND HIGHWAYS the 30th day of May, 1991.

RECONSIDERED AND ADOPTED the 10th day of June, 1991.

“P. Blackman”

MAYOR

“D. Brown”

CLERK

AMENDED BY BYLAW NO. 423-2007
AMENDED BY BYLAW NO. 489-2009

VILLAGE OF ANMORE

SCHEDULE "A"

ANMORE HIGHWAY REGULATION BYLAW NO. 64-1991

SCHEDULE OF HEAVY VEHICLE PROHIBITED HIGHWAYS

Deleted in its entirety.