

CONSOLIDATED FOR CONVENIENCE ONLY

CITY OF PORT MOODY

BYLAW NO. 1528

A BYLAW TO REGULATE TRAFFIC AND THE USE OF HIGHWAYS AND PUBLIC PLACES
IN THE CITY OF PORT MOODY

THEREFORE, the Municipal Council of the City of Port Moody, in open session assembled, enacts as follows:

1.0 TITLE

This Bylaw may be cited for all purposes as "City of Port Moody Street, Traffic and Public Places Bylaw, 1981".

2.0 REPEAL

- 2.1 Bylaw No. 885 - "City of Port Moody Street and Traffic Bylaw, 1965" is hereby repealed.
- 2.2 Bylaw No. 1181 - "City of Port Moody Street, Traffic and Public Places Bylaw, 1965, Amendment No. 1, 1974" is hereby repealed.
- 2.3 Bylaw No. 1358 - "City of Port Moody Street and Traffic Bylaw, 1965, Amendment No. 1, 1977" is hereby repealed.
- 2.4 Bylaw No. 1406 - "City of Port Moody Street and Traffic Bylaw, 1965 Amendment Bylaw No. 1, 1978" is hereby repealed.

3.0 GENERAL CONDITIONS

- 3.1 Unless otherwise contained in this Bylaw, all provisions of the Province of British Columbia Motor Vehicle Act and regulations pursuant to the Motor Vehicle Act applicable to Provincial Arterial Highways shall also pertain to the use and operation of vehicles on Municipal highways.
- 3.2 Metric units are used for all measurements in this Bylaw. The approximate equivalent of those units in currently used units of Canada measure (feet, etc.) are shown in brackets following each metric measurement and such bracketed figures are included for convenience only and do not form part of this Bylaw.

4.0 DEFINITIONS

4.1 Words or expressions defined in the Province of British Columbia Motor Vehicle Act and regulations pursuant to the Motor Vehicle Act shall have the same meaning when used in this Bylaw unless otherwise defined in this Bylaw or unless the context otherwise requires.

**Added by
Bylaw
#2903 →**

- 4.1.1 "Adjacent" means, with respect to parking in single family and duplex residential areas, any highway or boulevard that abuts a residential property line.
- 4.1.2 "Boulevard" means that portion of a highway between the curb lines or the lateral lines of a roadway or edge of shoulder, and the adjoining property line exclusive of the sidewalk.
- 4.1.3 "Bus" means any vehicle for hire used for the transportation of passengers and operated in conjunction with any form of transportation system in the City.
- 4.1.4 "Bylaw Enforcement Officer" means that person appointed as such by City Council and includes that person's authorized representative.
- 4.1.5 "Chief of Police" means the Chief of Police of the City for the time being.
- 4.1.6 "City" means the City of Port Moody.
- 4.1.7 "City Clerk" means the City Clerk of the City for the time being.

**Replaced
by Bylaw
#2903 →**

4.1.8 "Commercial Vehicle" means any vehicle defined as a commercial vehicle under the Commercial Transport Act, any vehicle registered or licensed as a commercial vehicle, and shall also include any vehicle that requires a class 1, 2, 3, or 4 British Columbia Drivers License to operate.

4.1.9 "Council" means the Mayor and Aldermen of the City for the time being.

**Replaced
by Bylaw
#1811 →**

4.1.10 "Director of Engineering Services" means the Director of Engineering Services as appointed by Council AND the term "City Engineer" is deleted wherever it appears in the bylaw and replaced by "Director of Engineering Services".

***Replaced
by Bylaw
#2271 →**

4.1.11 "Disabled Zone" means a parking zone, space or stall identified by a disabled parking sign as set out in Schedule 2 of Division (23) of the Motor Vehicle Act Regulations (B.C. Regulation 26/58) and includes an off-highway parking space for physically disabled persons which is designated on private property pursuant to "City of Port Moody Zoning Bylaw 1988", No. 1890 or this bylaw."

4.0 DEFINITIONS (CONTINUED)

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| <p>Added by
Bylaw
#2945</p> | <p>4.1.12 “Highway” includes every highway within the meaning of the Transportation Act, R.S.B.C. 1996 c. 188 and amendments thereto; every road, highway, lane or right-of-way designated or intended for or used by the general public for the passage of vehicles and the roadway, shoulder, ditch and sidewalk and whatever lands lie between the property lines of the highway.</p> |
| <p>Added by
Bylaw
#2945</p> | <p>4.1.13 “Lane” means any highway not exceeding 8 metres in width, and which is not named or numbered as a Highway, Avenue or Road.</p> |
| | <p>4.1.14 "Loading Zone" means the area or space of a roadway established by authority of this Bylaw for the loading or unloading of materials or passengers.</p> |
| <p>Added by
Bylaw
#1811 →</p> | <p>4.1.15 "Motor Vehicle" means a vehicle, not run on rails, that is designed to be self propelled or propelled by electric power obtained from overhead trolley-wires</p> |
| <p>Added by
Bylaw
#1811 →</p> | <p>4.1.16 "Motor Vehicle Act" means the <u>Motor Vehicle Act</u> R.S.B.C. 1979, c. 288, as amended, and includes regulations made by the Lieutenant Governor in Council pursuant thereto.</p> |
| <p>Added by
Bylaw
#2807</p> | <p>4.1.17 “Neighbourhood Zero Emission Vehicle” means a vehicle that travels on 4 wheels and is powered by an electric motor that is designed to allow the vehicle to attain a speed of 32 kilometres per hour but not more than 40 kilometres per hour in a distance of 1.6 kilometres on a paved level surface, and which:</p> |
| | <p>4.1.17.1 meets or exceeds standards of the <i>Motor Vehicle Safety Act</i> (Canada) for a low-speed vehicle and bears a compliance label for a low-speed vehicle in accordance with that Act; or</p> |
| | <p>4.1.17.2 if imported to Canada, has been imported as an admissible low-speed vehicle in accordance with the <i>Motor Vehicle Safety Act</i> (Canada) requirements; and</p> <p style="padding-left: 20px;">(a) bears a compliance label for a low-speed vehicle in accordance with that Act; or</p> <p style="padding-left: 20px;">(b) meets applicable federal United States laws in accordance with the <i>Motor Vehicle Safety Act</i> (Canada).</p> |
| <p>Added by
Bylaw
#2829 →</p> | <p>4.1.18 “Nuisance” which means but is not limited to an audible vehicle alarm system which sounds for an intermittent or continuous period of more than fifteen minutes. This does not include a vehicle alarm that is sounding due to an accident involving that vehicle, or a break-in of the vehicle.</p> |

4.0 DEFINITIONS (CONTINUED)

4.1.19 "One-way Highway" means a highway designated by resolution of the Council as one upon which vehicular traffic shall move only in the direction indicated in such resolution.

**Added by
Bylaw
#1811 →**

4.1.20 "Owner" as applied to a motor vehicle means

4.1.20.1 the person who holds legal title to the vehicle;

4.1.20.2 a person who is a conditional vendee, a lessee, or a mortgagor and is entitled to be and is in possession of the vehicle; or

4.1.20.3 the person in whose name the vehicle is registered.

**Added by
Bylaw
#2903 →**

4.1.21 "Oversized Vehicle" means any vehicle longer than 6 meters in length or 2.3 meters in height.

**Added by
Bylaw
#1811 →**

4.1.22 "Park", when prohibited, means the standing of a vehicle, whether occupied or not, except when standing temporarily for the purposes of and while actually engaged in loading or unloading."

4.1.23 "Parking Stall" means a portion of the highway indicated by markings as a parking place for one vehicle.

4.1.24 "Passenger Zone" means the area or space on a highway established by authority of this Bylaw for the loading or unloading of passengers only.

4.1.25 "Parade" means any procession of more than ten (10) pedestrians or of more than six (6) vehicles moving upon any highway.

4.1.26 "Police Officer" means any member of the Port Moody Police Force, a Constable, or any person having the powers of a Constable.

**Added by
Bylaw
#2903 →**

4.1.27 "Recreational Vehicle" means any motor-home, travel trailer, tent trailer, fifth wheel trailer, or any other vehicle designed to provide overnight accommodation.

**Added by
Bylaw
#2945**

4.1.28 "Roadway" means the portion of the highway that is improved, designated or ordinarily used for vehicular traffic but does not include the shoulder.

4.1.29 "Sidewalk Crossing" means that portion of a sidewalk permanently improved or designed for the passage of vehicular traffic.

4.1.30 "Superintendent of Public Works" means the Superintendent of Public Works of the City for the time being.

**Added by
Bylaw
#2625 →**

4.1.31 "Trailer/Semi-trailer" means a vehicle without motive power designed for carrying persons or property and for being drawn by a vehicle

4.0 DEFINITIONS (CONTINUED)

4.1.32 "Unopened or Unimproved Road Allowance" means a legal dedicated road allowance which has not been opened or improved in any way to accommodate use by motor vehicles of any kind.

5.0 TRAFFIC CONTROL

- 5.1 No person other than the owner or driver of a vehicle shall remove any notice placed thereon or affixed thereto by a police officer in the course of his duties.
- 5.2 The Council may cause traffic control devices to be placed or erected at such places as it shall designate for the purpose of giving effect to the provisions of the **Motor Vehicle Act** and the provisions of this Bylaw and for the purpose of regulating, controlling, warning or guiding traffic, and every person shall obey the instructions, regulations or prohibitions contained in or upon any such traffic control device.
- 5.3 Such portions of any highway or highways as Council from time to time deems requisite and advisable shall be established as school crossings and playground crossings by designating same as such by signs or by lines or other markings on the surface or by any other appropriate traffic control devices.
- 5.4 The Council may prohibit the making of turns from any highway or any portion of a highway within the City during the whole of a day or any part thereof and for such purpose may cause appropriate traffic control devices to be placed, erected or marked upon such highways or the affected portions thereof and no driver of a vehicle shall make a left-hand turn in contravention of or when prohibited by such traffic control device.
- 5.5 No driver of any vehicle shall turn such vehicle so as to proceed in the opposite direction:
- 5.5.1 on any through highway;
 - 5.5.2 on any highway between intersecting highways;
 - 5.5.3 at any lane intersection;
 - 5.5.4 within an intersection at any corner of which a stop sign has been placed.
- 5.6 No person shall drive or operate a motor vehicle anywhere in the City except:
- 5.6.1 upon a public highway or
 - 5.6.2 upon other land with the consent of the owner thereof.

5.0 TRAFFIC CONTROL

5.7 In this section, notwithstanding anything in this Bylaw otherwise provided, public highways shall not include:

5.7.1 an unopened or unimproved road allowance or

5.7.2 any trail situated upon any public or private land which is open for use by the public.

5.8 No person shall drive or operate any vehicle upon or across any curb unless such curb has been lowered or otherwise constructed or reconstructed to form a suitable crossing.

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

5.10 The Council may by appropriate traffic control devices designate any portion of a highway as a Quiet Zone and no person operating a vehicle within such zone shall sound the horn or other warning device of the said vehicle except in an emergency.

5.11 No driver of a vehicle shall drive between the vehicles comprising a funeral or other authorized procession while it is in motion. This provision shall not apply at intersections where traffic is being controlled by traffic control signals or police officers.

5.11.1 Funeral processions shall be identified as such by each vehicle therein having its headlights illuminated;

5.11.2 The route taken by any funeral procession consisting of vehicles or persons on foot or both shall be subject to the written approval of the Engineer and Chief of Police;

5.11.3 No person shall drive or operate a motor vehicle upon a highway within the Belcarra Regional Park, in the City of Port Moody, at a greater rate of speed than thirty (30) Kilometer per hour.

Added by
Bylaw
#2062 →

Added by
Bylaw
#2271 →

5.12 The Council may require the owners of private property to which the public has access or is invited for the purpose of parking of vehicles to establish one or more disabled zones within the property.

5.0 TRAFFIC CONTROL (CONTINUED)

Added by
Bylaw
#2807

- 5.13 A person may drive or operate a Neighbourhood Zero Emission Vehicle only:
- (a) on a highway that has a speed limit of 50 km/hr or less;
 - (b) closest to the right hand edge or curb of the highway that is available for:
 - (i) general traffic; or
 - (ii) high occupancy vehicles, in circumstances where the Neighbourhood Zero Emission Vehicle is being used as a high occupancy vehicle;
- except where necessary to make a left hand turn or to pass another vehicle.
- (2) Except to the extent that they conflict with subsection (1), all of the provisions of this Bylaw applicable to vehicles and motor vehicles and the use and operation thereof shall apply to Neighbourhood Zero Emission Vehicles.”

6.0 PARKING, STOPPING AND LEAVING VEHICLES

- 6.1 The Council may by appropriate traffic control devices regulate, control or prohibit the stopping, standing or parking of vehicles upon any highway or part thereof within the City.
- 6.2 Except where necessary or pursuant to the order of a police officer, no person shall stop, stand or park a vehicle:
- 6.2.1 within 1.5 metres (5 feet) of the highway line of any intersecting lane;
 - 6.2.2 within 6 metres (20 feet) of the highway line of any intersecting highway excepting lanes;
 - 6.2.3 on any highway so as to obstruct traffic;
 - 6.2.4 on any lane;
 - 6.2.5 in front of private road or sidewalk crossing or in front of any lane;
 - 6.2.6 upon the paved or improved or main travelled portion of a highway when it is practicable to park or leave the vehicle standing off the paved or improved or main travelled portion of the highway;
 - 6.2.7 at a place in contravention of a traffic control device restricting or prohibiting stopping, standing or parking;
 - 6.2.8 within 5 meters of a fire hydrant measured from a point in the curb or edge of the roadway that is closest to the fire hydrant;

Replaced
by Bylaw
#2903 →

6.0 PARKING, STOPPING AND LEAVING VEHICLES (CONTINUED) 6.2

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|---|---|
| <p>Amended
by Bylaw
#2550 →</p> | <p>6.2.9 in a disabled zone unless the vehicle displays a permit issued in accordance with Division (38) of the Motor Vehicle Act Regulations (B.C. Regulation 26/58);</p> |
| <p>Sections
6.2.10 to
6.2.14
added by
Bylaw No.
2550</p> | <p>6.2.10 on a sidewalk;</p> |
| | <p>6.2.11 on a boulevard;</p> |
| | <p>6.2.12 as to obstruct or block the free movement of vehicular traffic into or out of any driveway;</p> |
| | <p>6.2.13 on any highway for the principal purpose of displaying a vehicle for sale;</p> |
| | <p>6.2.14 on the left side of a highway.</p> |
| <p>6.3 The provisions of this section shall not apply to:</p> | |
| <p>6.3.1 City or Provincial utility service vehicles;</p> | |
| <p>6.3.2 service vehicles of a Public Utilities Corporation;</p> | |
| <p>6.3.3 wrecking vehicles;</p> | |
| <p>while such vehicles are actually engaged in works of necessity requiring them to be stopped or parked in contravention of any such provisions. This exemption shall not relieve the drivers of such vehicles from taking due precautions to indicate the presence of such vehicles on the highway while so parked or stopped.</p> | |
| <p>6.3.4 No person shall park a commercial vehicle, gross weight of 5443.2 kg (12,000 lbs.) or more, or a passenger type vehicle with a seating capacity in excess of 12 persons upon any highway within the City unless actually engaged in loading or unloading, or unless the vehicle is so mechanically *disabled as to prevent it from being moved for more than three hours.</p> | |
| <p>*Amended
by Bylaw
#2040 →</p> | |
| <p>Added by
Bylaw
#1811 →</p> | <p>6.3.5 No person shall park a motor vehicle adjacent to the residential property of another person, upon any highway within the City for a period of more than three hours.</p> |

6.0 PARKING, STOPPING AND LEAVING VEHICLES (CONTINUED)

- 6.4 Upon those highways which have been marked or signed for angle parking by appropriate traffic control devices, the driver of a vehicle shall park such vehicle at an angle of forty-five (45) degrees to the curb or roadway or at such angle indicated by such marks or signs and if marked by lines shall park such vehicle parallel to and between such lines and in all events as close to the curb or pavement edge as practicable, and in such a manner that it is headed substantially in the general direction of the movement of traffic on the side of the highway on which such vehicle is parked, and, where there is a curb, with the nearest front wheel within 30 cm (12 in.) of the curb. But in no event shall such driver park any vehicle so that any part of the vehicle extends into the travelled portion of the highway.
- 6.5 Where parking stalls have been marked on any highway no driver shall park any vehicle otherwise than between the lines or markings indicating the limits of a single stall, except in the case of a vehicle being of greater length than that of a parking stall, in which case such vehicle shall not occupy nor encroach upon more than two parking stalls.
- 6.6 Except as provided in Section 6.1, 6.2 or 6.3 no person shall stop or park a vehicle on a highway other than parallel with the curb or edge of the highway, headed in the direction of traffic, and the curbside wheels of the vehicle within 30 cm. (12 in.) of the curb or edge of the roadway.
- 6.7 The Council may by appropriate traffic control devices establish any portion of a highway, boulevard, sidewalk or other public way or place as a loading zone, commercial zone, passenger zone, bus zone, or taxi zone, and designate the area thereof and define the rights, duties and obligations of traffic with respect thereto and every person shall obey the regulations or prohibitions contained in or upon such traffic control devices.
- 6.8 No driver of any vehicle shall stop or park such vehicle:
- 6.8.1 in any loading zone except for the purpose of loading or unloading of passengers or materials;
- 6.8.2 in any passenger zone for the purpose of loading or unloading of passengers;
- 6.8.3 No driver of any vehicle stop or park such vehicle:
- 6.8.3.1 in any loading zone for a period exceeding three minutes for the loading or unloading of passengers or for a period exceeding thirty minutes for the loading or unloading of materials;
- 6.8.3.2 in any passenger zone for a period exceeding three minutes.
- 6.8.4 Notwithstanding anything contained in this section, no driver of any vehicle other than a commercial vehicle shall stop in any commercial zone and then only while actually engaged in loading or unloading materials, and in any event for a period not exceeding thirty minutes.

6.0 PARKING, STOPPING AND LEAVING VEHICLES (CONTINUED)

6.8.5 No driver of any vehicle other than a taxi shall stop such vehicle in any taxi zone.

6.8.6 No driver of any vehicle other than a bus shall stop such vehicle in any bus zone.

6.9 The City Engineer is hereby authorized and empowered to grant to any person the right to occupy a specified portion of a highway for any purpose or project for the period necessary to complete such purpose or project and he may require the placing of approved signs to indicate the area where such right or privilege is in effect and all expenses in connection therewith shall be borne by the person receiving such privilege and the Engineer may require a deposit to cover such expenses.

6.9.1 No driver of any vehicle shall stop or park such vehicle in contravention of any approved signs placed as aforesaid.

Section added by Bylaw #2903

6.10 No person shall:

Section replaced by bylaw #2945

6.10.1 park a Commercial Vehicle or Oversized Vehicle on any highway or boulevard within the City for a total period in excess of forty eight (48) hours in any ten (10) consecutive day period.

6.10.2 use a recreational vehicle for living accommodations while parked on a highway.

Section added by Bylaw #2903

6.11 If a Motor Vehicle or chattel has been left unattended on a Highway for a period of at least seventy-two (72) hours;

6.11.1 a Police Officer, a Bylaw Enforcement Officer, or the City Engineer may direct, move or cause to be moved, the Motor Vehicle or Chattel to a location or position that the Police Officer, Bylaw Enforcement Officer, or City Engineer considers to be necessary or appropriate in the circumstances;

6.11.2 require the driver, owner or other person who is apparently responsible for the Motor Vehicle or Chattel to move it, or cause it to be moved, to a location or position that the Police Officer, Bylaw Enforcement Officer, or City Engineer considers to be appropriate in the circumstances; or

6.11.3 where neither of the actions in subparagraph 6.11.1 or 6.11.2 is practicable, seize, detain, or impound the Motor Vehicle or Chattel, or cause the Motor Vehicle or Chattel to be seized, detained or impounded.

7.0 PEDESTRIAN RIGHTS AND DUTIES

- 7.1 Within one block from an intersection at which traffic control signs are in operation no pedestrian shall cross the highway at any place except within the crosswalk.
- 7.2 No person shall start to cross any highway in front of a bus which has stopped to load or unload passengers unless such crossing is made in compliance with traffic control signals or the direction of a police officer. This provision shall not apply where such bus has stopped at its regular terminus.
- 7.3 A person shall not be on a highway to solicit a ride from the occupant of a motor vehicle.

Added by
Bylaw
#1811
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8.0 SECUREMENT OF VEHICLE LOADS

8.1 Application

This Division does not operate to prohibit dropping sand from a vehicle to secure traction, or water or another substance to clean or maintain a roadway.

8.2 Load Secured on Vehicles

No person shall drive or 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:

- 8.2.1 escape from the vehicle, or
- 8.2.2 affect the operation of the vehicle by shifting or swaying.

8.3 Method of Load Securement

8.3.1 Subject to subsection 8.2, no person shall drive or operate a commercial vehicle on a highway while the vehicle is carrying a load unless the load is secured:

- 8.3.1.1 by sides, sideboards or side stakes and a rear endgate, endboard or end stakes that
 - (i) are securely attached to the vehicle,
 - (ii) are strong enough and high enough to ensure that the load will not shift upon or fall from the vehicle, and
 - (iii) have no aperture large enough to permit any load to pass through.

8.0 SECUREMENT OF VEHICLE LOADS (CONTINUED)

8.3.1.2 where the load length falls within a load length category set out in Column 1 of the Table, 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

- (i) direct contact, or
- (ii) 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, or

8.3.1.3 by the methods described in paragraph (a) and the methods described in paragraph (b), in combination, and the driver or the operator shall ensure that tie downs when in use, are distributed evenly along the load.

TABLE

LENGTH OF LOAD ALONG LONGITUDINAL AXIS OF VEHICLE	MINIMUM NUMBER OF THE DOWNS REQUIRED
not over 2.5 m	2
over 2.5 m but not over 7.5 m	3
over 7.5 m but not over 10 m	4
over 10 m but not over 12.5 m	5
over 12.5 m but not over 15 m	6

8.3.2 An article in a load that is less than 2.5 m long and less than 1 m high may be secured by one tie down if it is butted against another article or a bulkhead, but, if it is not butted against another article or a bulkhead it must be secured by two (2) tie downs and the second one shall be conclusively deemed to be a necessary additional tie down under the requirements of Subsection 8.3.1.2.

8.3.3 In this section "tie downs" means tie downs that meet the requirements of Section 8.11.

8.0 SECUREMENT OF VEHICLE LOADS (Continued)**8.4 Exception for Size, Shape and Weight**

Notwithstanding Section 8.3, a person may drive or operate on a highway a commercial vehicle carrying a load that, because of its size, shape and weight or any one or more of those factors, can safely be carried when fastened by methods different from those described in Section 8.3, but he shall not so drive or operate the vehicle unless he ensures that the load is

8.4.1 secured adequately to prevent it or any part of it from bouncing or falling from the vehicle, and

8.4.2 blocked and braced to prevent it from shifting.

8.5 Transporting Logs or Poles

8.5.1 Notwithstanding Section 8.3, a person may drive or operate a commercial vehicle on a highway while the vehicle is transporting a load of logs or poles or both if,

8.5.1.1 the vehicle is equipped with:

- (i) bunks of adequate design and construction, and
- (ii) stakes that meet the requirements of Subsection 8.5.2 and are of adequate design and construction to contain the load, and

8.5.1.2 the load is restrained by at least two (2) load encircling binders at least 3 m. apart, each binder having a breaking strength in its weakest component of not less than 5,443 kg.

8.5.2 For the purpose of Subsection 8.5.1:

8.5.2.1 stake extensions shall be securely attached to the stakes,

8.5.2.2 stakes, together with their stake extensions, shall form an angle of 90 degrees or less with the bunk cross member, and

8.5.2.3 stake lines shall be attached to the stake by a closed loop and consist of wire rope of at least 22 mm in diameter.

8.0 SECUREMENT OF VEHICLE LOADS (CONTINUED)**8.6 Tiered Articles**

No person shall drive or operate a commercial vehicle on a highway while the vehicle is carrying its load in more than one tier of separate components unless:

8.6.1 the topmost tier is secured in the manner described in Section 8.3.1.2, and

8.6.2 each other tier is secured in a safe and stable manner.

8.7 Drums

No person shall drive or operate a commercial vehicle on a highway while the vehicle is carrying drums or barrels on end unless:

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

8.7.2 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.

8.8 Covering of Aggregate Loads

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

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

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

8.9 No person shall drive or 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.

8.0 SECUREMENT OF VEHICLE LOADS (CONTINUED)**8.10 Intermodel Cargo Containers**

No person shall, after April 1, 1982, drive or operate on a highway a commercial vehicle transporting intermodel cargo containers 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 the vehicle

8.10.1 of 16.5 m per second per second downward,

8.10.2 of 4.9 m per second per second upward,

8.10.3 of 2.9 m per second per second laterally, and

8.10.4 of 17.6 m per second per second longitudinally.

8.11 Tie Downs

8.11.1 Tie Downs must:

8.11.1.1 In the aggregate, have a safe working load or more than the weight of the load secured by the tie downs,

8.11.1.2 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.

8.11.1.3 not be used if worn:
(i) beyond a wear limitation specified by the manufacturer, or
(ii) to the extent that they have become unsafe,

8.11.1.4 when in use be protected as necessary against abrasion,

8.11.1.5 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

8.11.1.6 be designed, constructed and maintained so that the driver of a vehicle can tighten them.

8.0 SECUREMENT OF VEHICLE LOADS (CONTINUED)

- 8.11.2 Where a tie down is not identified in the manner set out in Subsection 8.11.1.2 it shall be conclusively deemed to be of the lowest grade or classification for its type and size.
- 8.11.3 Subsection 8.11.1.6 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.
- 8.11.4 For the purposes 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.

8.12 Bulkheads and Cab Protectors

- 8.12.1 No person shall, after April 1, 1982, drive or 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 Subsection 8.11.2, or both in combination, of sufficient strength to prevent penetration or crushing of the driver's compartment in the event of the load shifting.
- 8.12.2 A bulkhead or cab protector shall extend:
- 8.12.2.1 to 120 cm above the floor of the cab of the vehicle, or
 - 8.12.2.2 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 wide enough to block forward movement of any part of the load the vehicle is carrying.
- 8.12.3 This Section does not apply where a person drives or operates a commercial vehicle that is
- 8.12.3.1 carrying a load in a container where the container is so constructed that it meets the requirements of a bulkhead, or
 - 8.12.3.2 designed and used exclusively to transport other vehicles, if each vehicle it transports is secured by tie down assemblies as required by Section 8.3 or fastened by a method permitted by Section 8.4.

9.0 GENERAL

- 9.1 On any highway where construction, reconstruction, widening, repair, marking or other work is being carried out, traffic control devices shall be erected or placed indicating that men or equipment are working upon the highway.
- 9.2 On any highway where construction, reconstruction, widening, repair, marking or other work is being carried out the Council may cause such traffic control devices as it shall deem necessary or appropriate to be erected or placed to regulate or prohibit traffic in the vicinity of such work and every person shall obey the instructions, regulations or prohibitions indicated on such traffic control devices.
- 9.3 No person shall coast, slide or use roller-skates, sleighs, skates, skis or other similar means of conveyance on any highway in the City; provided, however, that Council may close any highway or highways or any part of parts thereof for the purpose of permitting the use of roller-skates, sleighs, skates, skis or other similar means of conveyance thereon and for such purpose and for the purpose of protecting persons using such closed portion of highway may cause such traffic control devices as it deems necessary or advisable to designate the closed highway to be erected, placed or marked thereon and every person shall obey the instructions, regulations or prohibitions contained in any such traffic control devices.
- 9.4 No person shall leave any horse or other animal upon any highway without being tethered in such manner as to prevent such horse or other animal from running away or from moving on the highway in any way so as to obstruct or impede other traffic thereon.
- 9.5 No person shall be a member of, or take part in, any parade and no parade shall be held unless:
- 9.5.1 such parade be under the direction or control and in charge of some one person as marshal or organizer, and
- 9.5.2 application therefor has been made in writing to the City Engineer and Chief of Police by the marshal or organizer or other person in charge thereof at least 96 hours before the parade commences and such application receives the approval of the City Engineer and Chief of Police. Such application shall specify the nature of the parade, the day and hour on or at which such parade is to be held, the place or places of formation or commencement thereof, the route intended to be taken, the point of disbandment or dispersal of same, and the approximate length thereof;
- 9.5.3 City Engineer and Chief of Police in granting their approval may impose directions or conditions as to time, route or otherwise.

9.0 GENERAL (CONTINUED)

9.6 No person shall drive a vehicle upon or along any highway carrying in or upon such vehicle any container which contains or which has contained any inflammable liquid as defined in Part 11 of the regulations governing the manufacture, sale, storage, carriage and disposal of inflammable liquids and oils made pursuant to the Fire Marshal Act, unless such container is hermetically sealed, and no person shall leave any such vehicle or any vehicle carrying in or upon such vehicle any inflammable liquid in a container not hermetically sealed unattended at any time upon any highway.

9.7 The Council may require the removal, cutting down, or trimming of trees, shrubs, hedges or bushes growing or standing on lands adjacent to a highway and which in the opinion of the Council are dangerous, or where in the opinion of the Council the safety or convenience of the public so requires, or where any such trees, shrubs, hedges, or bushes become injurious to the road-bed, sidewalk or works at the expense of the owners or occupiers of lands on which they grow or stand.

9.7.1 The Council shall exercise the powers conferred by Subsection 9.7 in accordance with the provisions of Section 936 of the Municipal Act, Subsections (2) to (4) inclusive.

9.8 No person shall cause a nuisance upon, encumber, obstruct, injure, foul, or damage any portion of a highway or other public place without written permission so to do from the Council and except under such terms and conditions as may be imposed by the Council in such permission.

9.8.1 Notwithstanding anything herein contained, any person causing a nuisance upon, encumbering, obstructing, injuring, fouling or damaging any portion of a highway or other public place by excavating shall do so to the entire satisfaction and specifications of the City Engineer in all respects and subject to his direction and supervision.

9.8.2 Any person who encumbers, fouls or obstructs a highway by allowing materials or things to come thereon from any vehicle or property shall, unless permission to the contrary is given by Council, remove same forthwith.

9.8.3 Except as herein provided, no person shall use any highway for any purpose other than the passage thereon of ordinary and normal vehicular and pedestrian traffic.

**Amended
by Bylaw
No. 2829
➔**

9.8.4 When any vehicle or other chattel or obstruction is unlawfully occupying any portion of City property, highway or public place within the boundaries of the City, a Police Officer or the Bylaw Enforcement Officer may take such vehicle, chattel or obstruction into custody and cause it to be removed, detained, or impounded and stored by the City in a place as directed by the Police Officer or the Bylaw Enforcement Officer.

9.0 GENERAL (CONTINUED)

9.8.5 Recovering Expenses:

The City may recover its fees, costs and expenses for such removal, detention or impounding and storage, either from the owner, or by the sale of the vehicle, or chattel by public auction, or by action in any court of competent jurisdiction. Any monies received on its sale shall be applied firstly to the cost of the sale; secondly, to the fees, costs and expenses for the removal; and, thirdly, the surplus, if any, shall be sent by registered mail to the last known address of the owner as shown on the records of the Superintendent of Motor Vehicles or the City Property Tax Roll.

Added by
Bylaw No.
2625
→

In the event that the terms of Subsection 9.8.2 are not complied with forthwith, the Manager of Building, Bylaws, and Licensing, or the City Engineer, may direct that such substance or material be removed and cleaned up and repairs be made at the expense of the person who has defaulted in complying with said terms, and the charges for so doing, if unpaid on the thirty-first day of December in any year, shall be added to and form part of the taxes payable in respect of that real property as taxes in arrears.

9.8.6 Demand for Payment:

Before offering any vehicle or chattel for sale at public auction, a demand for payment within thirty (30) days of any fees, costs or expenses for removal, detention or impounding or storage incurred by the City, shall be sent by registered mail to the last known address of the owner, as shown on the records of the Superintendent of Motor Vehicles, or the City Property Tax Roll.

Added by
Bylaw
#2396 →

9.8.7 Cost for Recovery of Unauthorized Signs:

Where a sign is unlawfully occupying any portion of city property, highway or public place within the boundaries of the City, and such sign is impounded by the City, the cost of recovery of such sign, by the owner, is as set out in Section 7 of Schedule "A" of Fees and Charges Bylaw No. 2340.

Added by
Bylaw
#2748

9.8.8 When a vehicle or other chattel or obstruction is unlawfully occupying any portion of City property, highway, or public place within the boundaries of the City, a Bylaw Enforcement Officer or any persons designated by the City of Port Moody may detain such vehicle, chattel or obstruction.

9.0 GENERAL (CONTINUED)

- 9.9 Without limiting the generality of Section 9.8, in the event that any substance or material shall, due to any cause whatsoever, blow, drop, spill, fall or flow on to any highway or public place, it shall be the duty of the person in charge of, and of the owner of, such substance or material to remove such substance or material from such highway or public place, to clean up such highway or public place and to repair any damage caused by such substance or material, as soon as possible, and, such removal, clean-up and repair shall be done at the expense of the owner of such substance of material, or of the person responsible for the presence of such substance or material on such highway or public place.
- 9.9.1 In the event that the terms of Subsection 9.9 of this Section are not complied with forthwith, the City Engineer or the Chief of Police or, if the material or substance is a petroleum product, the Fire Chief, may direct that such substance or material be removed and cleaned up and repairs be made at the expense of the person who has defaulted in complying with the said terms, and, the Council may recover the expenses thereof, with interest at such rate as may be prescribed from time to time under Section 311 of the **Municipal Act**, with costs in like manner as City taxes, as provided in the **Municipal Act**, R.S.B.C. 1979, Chapter. 290, and, without limiting the generality of the foregoing, in the event that any person from whom such expense may be recovered is not an owner of real property within the municipality, such expenses shall be a debt recoverable by action brought by the City in any court of competent jurisdiction.
- 9.10 No person shall leave or cause or suffer to be left any fuel, merchandise or other substance or thing upon any highway except while such fuel, merchandise or other substance or thing is actually being transferred to or from an adjoining premises, provided that in no case shall such fuel, merchandise or other substance or thing be permitted to remain on any highway for a longer period than forty-eight (48) hours.
- 9.11 Any animal, driven through or along any highway shall be ridden or led in such a manner that such animal is under the control of some person at all times.
- 9.12 No person shall discharge any firearms or explode any firecrackers or other fireworks upon any highway within the City.
- 9.13 The City Engineer and the Chief of Police, as the case may be, are hereby authorized and empowered to make orders in respect of any of the matters comprised in Sections 5.2, 5.3, 5.5, 5.6, 5.11 and 6.6 hereof and thereby to cause traffic control devices to be placed, erected or marked at such places as he shall designate for the purpose of giving effect to the provisions of the **Motor Vehicle Act** and to the provisions of this Bylaw and also for the purpose of regulating, controlling, guiding or warning traffic and the City Engineer may rescind, revoke, amend or vary any such order made by him from time to time, provided that any such order of the City Engineer shall be at all times subject to review and to rescission by the Council.

9.0 GENERAL (CONTINUED)

Replaced by Bylaw #1811 and Amended by Bylaw #2359 →

9.14 Any person who contravenes any provision of this Bylaw or who suffers or permits any act or thing to be done in contravention of any provision of this Bylaw or who refuses or neglects to perform any obligation, imposed by this Bylaw commits an offence and is liable upon summary conviction to a fine not exceeding ****Five Thousand Dollars (\$5,000.00)** or to a term of imprisonment not exceeding three (3) months, or both; and each day during which any contravention continues shall be deemed a separate offence.

Replaced by Bylaw #2000 →

9.15 A Peace Officer or Bylaw Enforcement Officer may issue a Bylaw Violation Notice in the form of Schedule "A" to this Bylaw in relation to an alleged offence under this Bylaw, and the voluntary payments in respect of the alleged offence shall be as set out in the Bylaw Violation Notice.

Added by Bylaw #1811 →

9.16 The operator of a truck shall not permit more than three persons, including the operator, to occupy the front seat of the vehicle.

Added by Bylaw #2625 →

10.0 PROOF OF VALID INSURANCE

10.1 Every vehicle moving, parked or stopped on a highway shall have proof of valid insurance clearly displayed.

Added by Bylaw #2625 →

11.0 PARKING/STORING OF TRAILERS/SEMI-TRAILERS

11.1 No person shall park a trailer or semi-trailer on any highway or highway within the City of Port Moody for more than 3 (three) hours without the trailer or semi trailer being attached to a vehicle capable of towing the same.

Amended by Bylaw #2625 →

12.0 EFFECTIVE DATE

This Bylaw shall come into force and take effect upon Final Adoption thereof.

Added by Bylaw #2625 →

13. OFFENCES AND FINES

Offences for which tickets can be issued and fines imposed are prescribed in the Municipal Ticket Information Utilization Bylaw.

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READ A FIRST TIME THE 19TH DAY OF JULY, 1982.

READ A SECOND TIME THE 19TH DAY OF JULY, 1982.

READ A THIRD TIME THE 19TH DAY OF JULY, 1982.

RECONSIDERED AND FINALLY ADOPTED THE 9TH DAY OF AUGUST, 1982.

"H.A. PETRIE", MAYOR

"J.I. BROVOLD", CITY CLERK

**** SCHEDULE "A" DELETED BY BYLAW NO. 2000 AND
REPLACED BY THE FOLLOWING SCHEDULE "A"**

CITY OF PORT MOODY NO. _____
BYLAW VIOLATION NOTICE

YOU ARE HEREBY NOTIFIED THAT YOU ARE ALLEGED TO HAVE COMMITTED A VIOLATION OF THE APPLICABLE BYLAW OF THE CITY OF PORT MOODY.

NAME: _____

ADDRESS: _____

DATE OF BIRTH _____ DRIVERS LICENCE NO. _____
DAY MONTH YEAR

VEHICLE LICENCE NO. _____ YR. _____ PROV./STATE _____

MAKE: _____ MODEL: _____

COLOUR: _____ ZONE: _____

LOCATION: _____

DATE OF ISSUE: _____ TIME: _____
DAY MONTH YEAR

ISSUING OFFICER _____
SIGNATURE

<u>NO PERSON SHALL STOP OR PARK A VEHICLE</u>	<u>MINIMUM PENALTY</u>
_____ ON A SIDEWALK	\$50.00
_____ WITHIN 6 METERS OF AN INTERSECTION	\$50.00
_____ WITHIN 6 METERS OF A STOP SIGN	\$50.00
_____ WITHIN 5 METERS OF A FIRE HYDRANT	\$50.00
_____ IN A LANE	\$50.00
_____ AT A PLACE PROHIBITING STOPPING	\$50.00
_____ IN A COMMERCIAL LOADING ZONE	\$50.00
_____ AT A PLACE PROHIBITING PARKING	\$50.00
_____ VEHICLE OVER 5443.2 KG.	\$200.00
_____ OVER THE SIGNED LIMIT	\$50.00
_____ IN EXCESS OF THREE HOURS	\$50.00
_____ THE FOLLOWING ADDED BY BYLAW NO. 2271	
_____ PARKING CONTRARY TO A DISABLED ZONE	\$100.00
_____ ROCKY POINT BYLAW 1284	\$50.00
_____ OTHER VIOLATION	\$50.00
	PENALTY AMOUNT \$ _____

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PAYMENTS WILL ONLY BE ACCEPTED WHEN MADE WITHIN FOURTEEN (14) DAYS OF THE DATE OF ISSUE. LATE PAYMENT WILL RESULT IN AN ADDITIONAL PENALTY OF \$5.00.

ENQUIRIES IN REGARD TO THIS OFFENSE SHOULD BE MADE AT THE PORT MOODY POLICE OFFICE, 3051 ST. JOHN'S HIGHWAY, PORT MOODY, B.C.

VEHICLES FOUND IN VIOLATION OF ANY OF THE PROVISIONS OF THE CITY OF PORT MOODY TRAFFIC BYLAW AS AMENDED MAY BE REMOVED AND STORED AT OWNERS EXPENSE.

**** SCHEDULE "A" DELETED BY BYLAW NO. 2000 AND
REPLACED BY THE FOLLOWING SCHEDULE "A" (CONTINUED)**

PAYMENT INSTRUCTIONS

THIS NOTICE MUST ACCOMPANY PAYMENT WHEN SETTLING BY MAIL OR ATTENDING IN PERSON. A DISHONoured CHEQUE INVALIDATES RECEIPT. A SERVICE CHARGE OF \$15.00 WILL BE LEVIED ON ALL RETURNED CHEQUES.

MAKE CHEQUES PAYABLE TO:
CITY OF PORT MOODY

PAYMENT MAY BE MADE IN PERSON AT CITY HALL:

240 IOCO ROAD
PORT MOODY, B.C.

ADDRESS ALL MAIL TO:

CITY OF PORT MOODY
C/O CITY TREASURER
P.O. BOX 36
PORT MOODY, B.C.
V3H 3E1

RECEIPTS MAILED ONLY ON REQUEST

FOR OFFICE USE ONLY:

DATE PAID: _____

RECEIPT NO.: _____

RECEIVED BY: _____