

DISTRICT OF LOGAN LAKE

BYLAW 720, 2012

A bylaw for the regulation of traffic and street use on highways in the District of Logan Lake.

WHEREAS Council may, by bylaw, regulate and prohibit all uses of or involving a highway or part of a highway;

AND WHEREAS Council may temporarily restrict or prohibit all or some types of traffic on a highway;

AND WHEREAS Council deems it necessary and in the public interest to regulate highway uses within the District of Logan Lake;

NOW, THEREFORE the Council of the District of Logan Lake, duly assembled enacts as follows:

1. This bylaw may be cited "District of Logan Lake Traffic and Street Use Regulations Bylaw 720, 2012."

2. DEFINITIONS

In this bylaw the following definitions apply:

"Angle parking" means the parking of a vehicle other than parallel to a curb or lateral line of the roadway;

"Air horn" means a device or contrivance used or intended to be used for the emission of sound by means of the forced passage of air or gas through such device or contrivance;

"Arterial highway" means any portion of a provincial highway within the District of Logan Lake as set forth in and designated by the Transportation Act of the Province of British Columbia;

"Bicycle" means every device propelled by human power upon which any person may ride, having two tandem wheels any of which is more than 25 centimeters in diameter;

"Block" means a connecting group of registered lots fronting onto a highway;

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

"Bus" means a rail-less vehicle used as a public utility for the carriage of passengers;

"Bylaw Enforcement Officer" means the person or persons appointed by Council resolution from time to time as a Bylaw Enforcement Officer and includes the person or persons from time to time holding the position of Building Inspector, License Inspector and Animal Control Officer of the District of Logan Lake.

"Cab" means and includes taxi cabs, and every other vehicle for hire used for the transportation or conveyance of persons or persons and property, but without limiting the generality of the foregoing, does not include a;

"Chief Administrative Officer" means the person appointed by Council as the Chief Administrative Officer for the District of Logan Lake or their authorized delegate.

"Chief of Police" means the member of the Royal Canadian Mounted Police Detachment responsible for the policing of the District or their authorized representative;

"Commercial vehicle" means a vehicle upon which there is displayed a valid and subsisting license plate issued in accordance with the Local Government Act;

"Council" means the Council of the District of Logan Lake;

"Crosswalk" means any portion of the roadway at an intersection or elsewhere designated for pedestrian crossing by signs or by lines or by other markings on the surface; or the portion of a highway at an intersection that is included within the connection of the lateral lines of the sidewalks on the opposite side 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;

"Department" means the Department of Transportation and Highways of the Province of British Columbia;

"Disabled person" means a person whose mobility is limited as a result of a permanent or temporary disability that makes it impossible or difficult to walk;

"Disabled person parking permit" means a parking permit for people with disabilities, issued by SPARC BC;

"Disabled parking zone" means parking spaces designated for use by disabled persons only, as identified by disabled parking signage;

"Director" means the individual responsible for supervising the public works department of the District of Logan Lake or their authorized delegate;

"Driver" means a person who drives, or is in actual physical control of a vehicle;

"Emergency vehicle" means a vehicle used for emergency purposes while its siren and amber or red flashing lights are activated by the driver, and without restricting the generality of the foregoing, includes Provincial and other duly registered ambulances, and vehicles used by the Royal Canadian Mounted Police and/or the District's Fire Department;

"Freight vehicle" means and includes a public freight vehicle, a limited freight vehicle and a private freight vehicle within the meaning of the Motor Carrier Act;

"Highway" means and includes every highway within the meaning of the Transportation Act and every street, sidewalk, boulevard, road, lane, bridge, viaduct, public place, alley, avenue, thoroughfare, drive, crescent, square, court, triangle, courtyard, right-of-way, and all other places open to the use of the public for the purpose of traffic in the District, but does not include a private right-of-way on private property;

"Intersection" means the area at the intersection of two or more highways that is or would be enclosed by cross lines connecting the middle points of the curb corners of intersecting highways or, in the absence of curbs, connecting the points of intersection of the lateral boundary lines of intersecting highways;

"Lane" means any highway less than six (6) meters in width;

"Loading zone" means the area or space on a street established by authority of this bylaw for the actual loading or unloading of freight or materials;

"Motor vehicle" means a vehicle, not run upon rails, that is designed to be self-propelled or propelled by electric power obtained from overhead trolley wires, but does not include mobile equipment or a motor assisted cycle;

"Municipality" means the District of Logan Lake.

"Owner" in respect of any real property means the registered owner of an estate in fee simple, and in the event of there being registered a life estate includes the tenant for life.

"Parade" means a procession or a body of pedestrians (except members of the armed forces) numbering more than thirty (30), standing, marching or walking upon any highway, or

any group of vehicles numbering ten (10) or more (except funeral processions) standing or moving on any highway, or a combination of both.

"Park", "parking" or "parked" when prohibited, means the standing of a vehicle, whether occupied or not, upon the highway, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading, or in obedience to traffic regulations, traffic control devices or signals, or the lawful directions or controls of a Police Officer or other authorized person, and a vehicle shall be deemed to be continuously parked until it has been moved out of the District block in which the same was originally parked;

"Parking space" means a portion of the surface of a street designated by suitable markings to accommodate one vehicle therein;

"Pedestrian" means a person afoot, an invalid or child in a wheelchair or carriage or a person in or upon a device propelled by human power other than a bicycle;

"Permit" means a document in writing issued pursuant to this bylaw;

"Person" means and includes natural persons of either sex, associates, corporations, bodies' politics, co-partnerships, whether acting by themselves or by a servant, agent or employee. The singular shall when necessary be held to mean and include the plural, the masculine, the feminine and the converse thereof;

"Police Officer" means and includes any constable or person having the powers of a constable, and without limiting the generality of the foregoing, a member of the Royal Canadian Mounted Police;

"Private road" or "private lane" or "private driveway" means every road, lane, or driveway, the title to or possession of which is not vested in the Crown or the District and used for any kind of traffic by the owner or owners thereof and those having the permission of the owners, expressed or implied;

"Roadway" means the portion of the highway that is improved, designed, or ordinarily used for vehicle traffic, but does not include the shoulder, and where a highway includes two or more separate roadways, the term "roadway" refers to each roadway separately and not to all of the roadways collectively;

"Sidewalk" means the area between the curb lines or lateral lines of a roadway and the adjacent property lines improved, used, designated or intended for use of pedestrians or any other improved area set aside for pedestrian use only;

"Sidewalk crossing" means that portion of a street between the roadway and the property line adjoining the street that is improved or designed for the crossing over or passage of vehicular traffic;

"Stop" or "stand" means (a) when required, a complete cessation from movement, and (b) when prohibited, the stopping or standing of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a Police Officer or Traffic Control device;

"Street" (a) means a highway as defined in this section; and (b) **"street"** when used in contradistinction to avenue shall mean only streets named as such; and (c) **"street line"** means the line of demarcation between any private property or any property not a street and the adjoining street;

"Traffic" means and includes pedestrians, ridden or herded animals, vehicles, bicycles, and other conveyances, either singly or together, while using a highway for purposes of travel;

"Traffic control device" means a sign, signal, light, line, meter, marking space, barrier or device placed or erected, warning or guiding traffic;

"Traffic control signal" means a traffic control device, whether operated manually, electrically or mechanically, by which traffic is alternately directed to stop and to proceed;

"vehicle" means a device in, upon, or by which a person or thing is or may be transported or drawn upon by human power or used exclusively upon station any rails or tracks and includes, without limiting the generality of the foregoing, motor vehicles, bicycles, buses, cabs, commercial vehicles and freight vehicles.

3. TRAFFIC REGULATIONS

- 3.1 The Director may provide for the control of traffic and for such purposes may direct that traffic control devices be installed and maintained.
- 3.2 The Director may designate the location of traffic lanes for traffic on any paved street, and such lanes shall be painted yellow or otherwise marked on the surface of such pavement, at such places and locations and in such manner as the Director may deem advisable.
- 3.3 The Director may designate hospital, school and playground zones and have the power to determine the boundaries of such hospital, school and playground zones and provide for the erection of traffic control devices in and about the vicinity of such hospital, school and playground zones.
- 3.4 The Director may close to traffic any street, or portion of any street, at such time, and for such periods and in respect of any class or classes of traffic or use, as may be deemed necessary and in the event that any street, or portion of any street is so closed to traffic, the Director shall place and maintain a good and sufficient barrier or barriers, or other traffic control devices or warning to indicate such closing; and until such barrier or barriers or other device or warning shall have been removed by the authority of the Director, it shall be unlawful for any person to remove, interfere with, or pass beyond such barrier, device or warning or to enter such closed area.
- 3.5 The Director may designate any street or portion of any street, on or along which buses for the conveyance of passengers, may be operated.
- 3.6
 - a) No person operating a vehicle shall make a reverse turn, a turn in excess of 90 degrees or any other turn commonly known as a U turn except at an intersection unless such intersection is posted to the contrary as provided in this section.
 - b) The Director may designate intersections at which U turns are prohibited and provide for traffic control devices bearing words or symbols indicated that "U turns" are prohibited.
- 3.7
 - a) Subject to this section and subject to the "Motor Vehicle Act", no person shall drive or operate a vehicle upon a highway within the District, at a greater rate of speed than fifty (50) km an hour.
 - b) Subject to this section no person shall drive or operate an unauthorized motor vehicle upon or in a lane within the District or the Lake road between the junction of Chartrand and Hwy 97d to the District camp ground;
 - c) The Director may, by causing a traffic control device to be erected or placed, on or near any portion of a highway or lane limiting the rate of speed of vehicles driven or operated on that portion of the highway or lane, and may increase or decrease the rate of speed at which a person may drive or operate a vehicle on that portion of the highway or lane.
 - d) Where a traffic control device has been erected or placed pursuant to this section on or near any portion of a highway or lane limiting the rate of speed of vehicles driven or operated on that portion of the highway or lane, no person shall, when the

device is in place on or near the highway or lane, drive or operate a vehicle on that portion of the highway or lane at a greater rate of speed than that indicated on the device.

4. PEDESTRIANS

- 4.1 a) The Director may designate the location of crosswalks for pedestrian traffic on any paved streets and such crosswalks shall be painted white or otherwise marked on the surface of such pavement or designated by traffic control devices at such places and locations as deemed necessary.
- b) Where traffic control signals are not in place or not in operation and a pedestrian is crossing a highway within a crosswalk and is upon the half of the highway upon which the vehicle is traveling or is approaching so closely from the other half of the highway that he is or may be in danger, the driver of the vehicle shall yield the right-of-way to the pedestrian.
- c) No pedestrian shall leave a curb or other place of safety and enter into the path of a vehicle that is so close that it is impracticable for the driver to yield the right-of-way.
- d) Where a vehicle is slowing down or stopped at a crosswalk or at an intersection to permit a pedestrian to cross the highway, no driver of another vehicle approaching it from the rear shall overtake or pass the vehicle which is slowing down or stopped.
- 4.2 No person who has alighted from a bus which has stopped shall start to cross to the opposite side of the street upon which such bus is moving until the bus has moved away from its stopping place, unless such crossing is made in compliance with traffic control signals or at the direction of a Police Officer.
- 4.3 On the approach of an emergency vehicle, a pedestrian shall proceed or return to the nearest sidewalk, boulevard or place of safety until such vehicle has passed, or shall otherwise leave the apparent path of the said vehicle if no sidewalk, boulevard, or place of safety exists, or otherwise move or act so as not to obstruct the passage thereof.
- 4.4 The provisions governing the conduct of persons driving vehicles and of pedestrians in relationship to crosswalks shall be applicable whether or not such crosswalks are visible or have been worn away by weather or are covered by snow, ice or other obstruction.
- 4.5 Every pedestrian crossing a roadway at any point other than within a marked crosswalk or within an unmarked crosswalk at an intersection shall give the right-of-way to all vehicles upon the roadway.
- 4.6 No person shall stop a vehicle on a crosswalk.
- 4.7 Notwithstanding the provisions of this bylaw, every driver of a vehicle shall exercise due care for the safety of pedestrians and shall give warning by sounding the horn when necessary and shall exercise reasonable precautions upon observing any child or any confused or incapacitated person upon a roadway.

5. BICYCLES

- 5.1 The Director may designate parts of streets for the parking of bicycles and may cause to be placed in such areas racks or stands for convenient parking, adjoining the sidewalk or curb, at a distance of not less than six (6) meters from the corner, intersection or fire hydrant. In areas where such racks or stands are available all bicycles shall be parked in such rack or stand. No person shall park a bicycle on a street in such a manner as to interfere with the operation or parking of other vehicular traffic.

- 5.2 No person shall ride a bicycle upon a highway in the District unless it is equipped with a brake adequate to control the movement of and to stop such bicycle whenever necessary. Such brake shall be maintained in good working order at all times.
- 5.3 No person shall ride a bicycle upon a highway, other than during daylight, unless it is equipped with a proper front and back light and such lights shall be used at all times, other than during daylight, and such lights shall be maintained in good working order at all times.
- 5.4 Every person riding or operating a bicycle on any highway shall ride and operate in a careful and prudent manner, having regard to all the circumstances, including the rate of speed, the nature, condition and use of the highway, and the traffic that actually is at the time or might reasonably be expected to be on the highway.
- 5.5 Every person riding a bicycle upon a highway shall be granted all of the rights and shall be subject to all of the duties applicable to the driver of a vehicle, except those provisions which, by their nature, can have no application.

6. PARKING AND STOPPING

- 6.1 No person shall move any vehicle from a stationary position at the curb or edge of the roadway into the roadway without first having signaled their intention to do so by means of an appropriate hand and arm or mechanical signal as prescribed for left turns by the "Motor Vehicle Act" and unless he has ascertained that the movement can be made in safety, having regard to the nature, condition and use of the highway and the traffic which is actually at the time or might reasonably be expected to be on the highway.
- 6.2
 - a) The Director may impose vehicle parking restrictions on any highway in the District and provide for the erection or placing or parking signs or other traffic control devices and their location, type and character.
 - b) The Director shall place and maintain all such parking signs or other traffic control devices.
 - c) No driver of a vehicle shall park or cause to be parked a vehicle on any highway in the District for longer than the time limited for parking on any such highway.
- 6.3 Without restricting the generality of Section (b) above, the Director may:
 - a) Designate certain streets or portions of streets as "No Stopping" zones and designate the hours and days during which stopping is prohibited within such zones.
 - b) Designate certain streets or portions of streets as "No Parking" zones and designate the hours and days during which parking is prohibited within such zones.
 - c) Designate certain streets or portions of streets as "Limited Time Parking" zones and designate the length of time during which vehicles may be continuously parked within such zones and designate the hours and days during which the parking time limitations in respect of any such zone or zones are to apply.
 - d) Designate certain streets or portions of streets as "Commercial Loading" zones and designate the hours and days during which such zones are to be in effect as commercial loading zones.
 - e) Designate certain streets or portions of streets as "General Loading" zones and designate the hours and days during which said zones are to be in effect as general loading zones.
 - f) Designate certain streets or portions of streets as "taxi stand" zones for the exclusive use of cabs or any class of cabs.

- g) Designate certain streets or portions of streets as "bus" zones for the exclusive use of transportation buses or any class or classes thereof and designate the hours and days during which the stopping, standing or parking therein of vehicles other than such buses or class or classes thereof is prohibited.
 - h) Designate certain streets or portions of streets as "safety" zones for the exclusive use of pedestrians and providing for the erection upon such safety zones of such platforms, curbing or structures as may be advisable for the greater convenience or safety of pedestrians.
 - i) Designate certain streets or portions of streets as "angle parking" zones within which vehicles shall be parked only at an angle with the curb or edge of the roadway and generally designating certain streets or portions of streets and the hours and days during which stopping, standing, or parking of the vehicles otherwise than in the manner prescribed by section 191 of the "Motor Vehicle Act" is permitted or required and the conditions and restrictions applicable thereto.
 - j) Designate certain portions of streets adjacent to any federal, provincial or municipal public building for the exclusive use of officials and officers engaged therein for the parking of vehicles, and provide that certain portions may be used exclusively by certain officials and officers and designate the hours and days during which said portions of streets shall be so designated.
 - k) Designate streets or portions of streets which shall be "passenger" zones for the exclusive use of vehicles while actually engaged in the loading or unloading of passengers.
- 6.4
- a) The hours during the day and the days of the week when the zone established by this part, shall be in effect for the full twenty-four (24) hours of each day.
 - b) If the Director limits the hours, such limitations of hours shall be indicated on the signs or other devices so erected or placed.
- 6.5 The Director or the Chief of Police may place or cause to be placed, temporary "No Parking" signs and/or other applicable traffic control devices on a highway along the route of any parade or in the vicinity of a large gathering or during any special circumstances.
- 6.6 No driver of a vehicle shall cause or permit such vehicle to stop or remain standing in any "No Stopping" zone, during the hours which stopping is prohibited.
- 6.7 No driver of a vehicle shall cause or permit the same to remain parked in any "No Parking" zone during the hours which parking is prohibited.
- 6.8 Except when necessary to avoid conflict with traffic, or to comply with the law, or the directions of a Police Officer or traffic control device or traffic patrol and except while operating a municipal or provincial utility vehicle or vehicles of a public utility corporation while actually engaged in their duties no person shall stop, stand, or park a vehicle:
- a) On any highway for a continuous period exceeding twenty-four (24) hours.
 - b) Within six (6) meters of any fire hydrant.
 - c) Within six (6) meters of the extension of the lateral boundary line of property adjoining any street intersection.
 - d) A greater distance than 30 centimeters from the curb.

- e) Within six (6) meters of any sidewalk crossing, gate, stairway, garage entrance, private driveway or any other access for vehicles into private and public property or premises.
 - f) That obstructs access by fire department vehicles and signs shall be posted prohibiting such parking.
- 6.9 Parking restrictions on any street in the District under this part, apply to zones established under this part.
- 6.10 a) No driver of a vehicle shall park such vehicle or permit the same to remain parked in any "Limited Time Parking" zone for a period in excess of the time during which the vehicles may be continuously parked within such zone as indicated by signs or other devices placed in or near such zone pursuant to this bylaw.
- b) Subsection (a) above, shall not apply to the driver of any vehicle belonging to or in use by the District, its agents, servants and employees in the course of their employment as evidenced by appropriate signs or markings or by a notice signed by the Chief Administrative Officer and displayed on such vehicle.
- 6.11 a) No driver of a vehicle shall cause or permit such vehicle to stop or remain standing in any "commercial loading" zone during the hours of the day when such commercial loading zone is in effect unless the vehicle is a commercial vehicle as defined by this bylaw and goods, ware or merchandise are actually being loaded or unloaded.
- b) No driver of a commercial vehicle shall cause or permit such vehicle to stop or remain standing in any commercial loading zone during the hours set forth in subsection (a) above, for a period exceeding one (1) hour.
- c) Notwithstanding any other provisions of this bylaw no person shall park any vehicle having a gross vehicle weight exceeding 5,500 kg, or a length in excess of 7.5 m on a local street within a residential area for a consecutive period longer than two (2) hours;
- d) No person shall park any vehicle having a gross vehicle weight exceeding 5,500 kg, or a length in excess of 7.5 m in the Recreation Centre parking lot;
- e) No person shall park any trailer upon any highway unless in an emergency situation or the trailer is attached to a vehicle by which it may be propelled or drawn;
- 6.12 No driver of a vehicle shall cause or permit such vehicle to stop or remain standing in any "Passenger" zone except for the purpose of loading or unloading passengers and while actually engaged in so doing.
- 6.13 a) No driver of a vehicle shall cause or permit such vehicle to stop or remain standing in a "General Loading" zone during the hours of the day when such general loading zone is in effect except for the purpose of loading or unloading goods, wares or merchandise or passengers.
- b) No driver of a vehicle shall cause or permit such vehicle to stop or remain standing in any general loading zone for a period exceeding ten (10) minutes during the hours of the day when such general loading zone is in effect for the purpose of loading or unloading passengers, nor for a period exceeding one (1) hour during the same hours for the purpose of loading or unloading goods, wares or merchandise and then only while such goods, wares or merchandise are actually being loaded or unloaded on or from such vehicle.
- 6.14 a) No driver of a vehicle other than a cab shall cause or permit such vehicle to stop or remain standing within any area designated as a "taxi-stand".

- b) Where any taxi stand has been designated for the exclusive use of a particular class of cab, no driver of a vehicle not belonging to such class of cabs shall cause or permit such vehicle to stop or remain standing within such taxi stand.
 - c) No driver of a cab as aforesaid shall permit the said cab to stand or remain standing upon any street except within the taxi stand designated for the use of the particular class of cab to which such cab belongs.
- 6.15 No driver of a vehicle not being a bus of the class or classes for the exclusive use of which an area is designated as a "Bus Zone" shall cause or permit such vehicle to stop or remains standing within any such area during the time or times when the same is designated as such.
- 6.16 No driver of a vehicle shall cause or permit such vehicle to proceed into or be within any "Safety" zone.
- 6.17 Where any portion of a street has been designated for the exclusive use of any of the officials or offices, outlined in 6. (3)9j) above, no driver of a vehicle who is not such an official or officer shall park such vehicle or permit the same to remain parked upon the said portion of the street during the hours of the day during which such portion of the street is so designated.
- 6.18 No driver of a vehicle shall park such vehicle within an "Angle Parking" zone except so that it shall stand with the forward end of the vehicle within thirty (30) centimeters of and at an angle with the curb as indicated by the lines, markings or other signs placed for that purpose and at a distance of not less than sixty (60) centimeters from any other vehicle.
- 6.19 Where vehicles are parked parallel to the edge of the roadway, no driver of a vehicle shall cause or permit the vehicle to be parked closer than sixty (60) centimeters from any other parked vehicle.
- 6.20 Except where otherwise prohibited, it shall be lawful for the driver of a vehicle to stop, stand or park the same on the left side of any roadway on or with respect to which there have been placed signs or symbols indicating that the street in which the roadway lies is a one way street, provided that the vehicle is parallel to that side and, where there is a curb, within thirty (30) centimeters of the curb.
- 6.21 Where lines, markings or other signs are placed upon any portion of a street indicating the manner in which vehicles shall be parked thereon, no driver of a vehicle shall park such vehicle upon the said portion of a street except in accordance with such lines, markings, or other signs.
- 6.22 a) The provisions of this bylaw regulating the parking of vehicles shall not apply to any emergency vehicle while attending at any emergency call nor to doctors while attending necessary calls on patients, but this exemption shall not excuse the driver of any such vehicle from exercising due the proper care for the safety of other traffic.
- b) The provisions of this bylaw prohibiting stopping or parking shall not apply to municipal or provincial utility vehicles, vehicles of a public utility corporation, wreckers or towing vehicles, nor police vehicles, while such vehicles are actually engaged in works of necessity requiring them to be stopped or parked in contravention of any such provisions.
- 6.23 a) A no parking zone shall be established along both sides of Chartrand Drive from the Highway 97D intersection to the south of Opal Drive. Signs to this effect will be posted as well as the concrete cubing shall be painted yellow indicating a no parking zone.
- b) A no parking zone shall be established along the north side of Jasper Drive from the Highway 97D intersection to the Magg's Park parking lot entrance.

- c) No driver of a vehicle shall cause or permit such vehicle to remain standing or parked in a fire lane.
- d) The District of Logan Lake Bylaw Enforcement Officer, may if a violation of the above sections has been determined, have the offending vehicles towed at the owners expense with offences and penalties as outlined in Schedule "A" which is attached to and forms a part of this bylaw.
- e) A maximum of four licensed vehicles (including motor vehicles, recreation vehicles, boats, snowmobiles, and other vehicles) are permitted within the front yard.

7. DISABLED PERSONS PARKING

- 7.1
 - a) The designation of disabled person parking spaces is determined by the BC Building Code.
 - b) An owner or occupier of a parcel of land, with a required designated disabled person parking space, must maintain the disabled person parking space(s).
 - c) Disabled person parking spaces must be located as near as practicable, to the building entrance designed to service disabled persons.
 - d) Disabled person parking spaces must be identified with the proper signage and such space shall be deemed to be a "disabled parking zone".
- 7.2 An application for a permit shall be made by or on behalf of a disabled person to the Social Planning and Research Council of British Columbia.
- 7.3 No operator of a motor vehicle shall park in a "disabled parking zone", without the display of a valid permit from the Social Planning and Research Council of BC.
- 7.4
 - a) The municipality, its servants, employees or agents may remove, detain or impound a motor vehicle unlawfully occupying a disabled parking zone on a highway or public place.
 - b) All fees, costs and expenses incurred by the Municipality for the removal, detention or impounding of a motor vehicle, shall be paid by the owner of the motor vehicle to the Municipality.
 - c) Where the owner of a motor vehicle removed, detained or impounded, has defaulted in paying the fees, costs and expenses incurred by the Municipality, the Municipality may sell the motor vehicle at a public auction or initiate an action in a court of competent jurisdiction to recover the fees, costs and expenses provided that
 - i) the Municipality has delivered to the owner a notice that the fees, costs and expenses will be recovered by way of public auction or court action.
 - ii) the owner of the motor vehicle has not paid such sums to the Municipality within thirty (30) days of the delivery of the notice. and
 - iii) the thirty (30) days have expired.

8. ARTERIAL HIGHWAYS

- 8.1 For the purpose of this part only, unless the context otherwise requires "highway" means any part of a Provincial arterial highway located within the District.
- 8.2 The Chief Administrative Officer or any other person is empowered or authorized to do any act in respect of any highway, the same is subject to the proviso that, where required, a permit from the Ministry for such act shall first be obtained.

- 8.3 The Director may apply any or all of section 6. Parking and Stopping, to any highway in the District.
- 8.4 Where not prohibited by Provincial Statute or Regulation or by the Ministry, all other Parts and Sections of this bylaw shall apply to every highway in the District insofar as the same are not inconsistent with the nature and use of an arterial highway.

9. STREET USE REGULATIONS

- 9.1 A person riding an animal or driving an animal-drawn vehicle upon a highway has all the rights and is subject to all the duties that a driver of a vehicle has under the "Motor Vehicle Act" and this bylaw insofar as the same are not inconsistent with the nature and use of such animal or vehicle.
- 9.2 Any officer or member of the District Fire Department while in the course of duty in or about any fire or at the scene of any accident or emergency, may direct traffic on any street in the vicinity of such fire, accident or emergency, for the purposes of assisting in the exercise of such duty, to expedite traffic or to safeguard persons or property, and it shall be unlawful for any pedestrian or a driver of any vehicle to fail to comply with the directions of any such officer or member of the Fire Department.
- 9.3 No driver of a vehicle, except such vehicles as are conveying authorized persons who may have duties to perform in connection with a fire, accident or emergency, shall follow closer than within one hundred and fifty (150) meters of any vehicle of the District Fire Department traveling in response to any fire or other alarm, or shall drive or stop such vehicle within a radius of one hundred and fifty (150) meters of any fire, accident or emergency, or shall drive such vehicle over or upon any fire hose laid on any street, unless directed to do so by a Police Officer or a member of the District Fire Department.
- 9.4 No person, other than the owner or driver of a vehicle shall remove any notice placed on or affixed to such vehicle by a Police Officer in the course of their duties in checking violations of this bylaw, and no person shall remove any mark reasonably placed upon a vehicle by a Police Officer in the course of their duties of checking parking time or otherwise.
- 9.5 No person shall drive, ride, propel or allow to be driven, ridden or propelled any vehicle upon the sidewalk of any street, except light carriages or chairs for the conveyance of children and invalids, and tricycles for children.
- 9.6
 - a) Every person in the care or control of a vehicle upon any street that is in an accident upon any such street, shall forthwith remove the vehicle to the side of such street free from the line of traffic as soon as permitted by the Police, and shall, throughout the hours between sunset and sunrise, mark both ends of such vehicle with red lights sufficient for the safety of other users of the highway; provided that the said vehicle may then be allowed to remain on the street, pending removal for repairs, for a total period after such accident not exceeding sixteen (16) hours.
 - b) No person shall make repairs to a vehicle upon any street in the District, save and except for small temporary repairs necessary for the removal of the said vehicle from the street.
 - c) Every person who removes a wrecked or damaged vehicle from the scene of an accident, in which the said vehicle received damage or was wrecked, shall also remove all glass and other debris resulting there from.
- 9.7 The following vehicles in the order named, shall have the right-of-way in the use of all highways and public places, namely: fire department vehicles and apparatus, police vehicles, and ambulances responding to or returning from emergency calls, and vehicles in any funeral procession, and vehicles in a parade; and no person shall fail,

neglect or refuse to give such vehicles the right-of-way, or shall block, impede or in any way interfere with their progress.

- 9.8 a) The principal of any public or private school may appoint any persons to constitute a traffic patrol and there upon such person shall be vested with power to require the stopping of vehicles at crosswalks by displaying flags or other devices bearing the word "Stop".
- b) No driver of a vehicle which is approaching a crosswalk where a member of a traffic patrol is in attendance shall cause or permit the vehicle to proceed through or into the crosswalk when a flag or other device with the word "Stop" thereon is being displayed with the intent to control traffic approaching from either direction.
- 9.9 The Director shall ensure that on any highway where construction, reconstruction, widening, repair, marking or other work is being carried out, traffic control devices will be erected or placed to regulate or prohibit traffic in the vicinity of such work, and to indicate that persons or equipment are working upon the street.
- 9.10 Any Police Officer is hereby authorized to place or to employ such temporary traffic control devices as deemed necessary to assist him in controlling traffic.
- 9.11 No person shall be a member of, or take part in, any parade unless:
- a) such parade be under the direction or control or in the charge of some one person as Marshall or organizer, and
- b) application has been made in writing to the Chief Administrative Officer by or on behalf of the Marshal or Organizer to hold a parade at least forty-eight (48) hours before such parade commences, and
- c) a written permit for such parade has been issued to such Marshal or Organizer by the Chief Administrative Officer.
- 9.12 No driver of a vehicle shall drive between the vehicles comprising a funeral procession or parade or other authorized procession while it is in motion, except in obedience to the directions of a traffic control device or of a Police Officer; provided that during the hours of daylight a vehicle in a funeral or other procession or parade shall have the head lights thereof lighted or shall display a pennant or other identifying insignia.
- 9.13 a) No person shall operate upon a vehicle any calliope, loud speaker or other broadcasting or noise making device upon the streets of the District for advertising or any other purposes, unless a written permit has been granted by the District for such purpose.
- b) No person being the driver, operator or any other person in charge of a vehicle equipped with a horn shall sound such horn or suffer or permit same to be sounded in or on any highway or elsewhere in the District except as required by or under the "Motor Vehicle Act" or for the purpose of giving reasonable warning to persons on or about a highway of a hazard or danger.
- c) Whenever authorized signs are erected indicating a hospital or other quiet zone, no person being the driver, operator or in charge of a vehicle within such a zone shall sound or suffer or permit to be sounded the horn or other warning device of the said vehicle.
- d) Subsection (c) above shall not apply to the driver, operator or other person in charge of an emergency vehicle.
- 9.14 No person shall post any bill or placard upon any tree or post in any street, or to keep any box or receptacle upon any street for the deposit of storage of wood, coal, chattels or merchandise.

- 9.15 No person owning or occupying any property abutting on or contiguous to any street shall allow or permit any earth, rock, stones, trees, logs, stumps, or any other substances to fall, crumble, slide, accumulate, or to be otherwise deposited from any such premises upon any street, or, having been so deposited, to remain thereon.
- 9.16 No person shall place, or cause or suffer to be placed by any person in their employment or under their control, any merchandise, vehicles, ware, or any other thing on any street or sidewalk for the purpose of sale or display, or for any other purpose whatsoever, except in the actual course of receipt, delivery or shipment, or use any portion of any sidewalk for the purpose of selling, measuring, packing or unpacking any goods, wares or merchandise, except with written permission granted by the District.
- 9.17 No person shall place, or cause or permit to be placed, any firewood, coal, chattels, merchandise or any other thing in or on any street except while moving the same in or out of the premises adjoining such street.
- 9.18 No person shall throw or deposit, or cause or permit to be thrown or deposited, in or on any street, any coal, hair, shreds, rags, shells, ashes, floor or store sweepings, garbage, building materials, paper, refuse, waste matter, solids, or liquids, animal or vegetable matter, or any substance or thing whatsoever.
- 9.19 No person shall throw or deposit or cause to be thrown or deposited on any sidewalk any vegetables, fruit, peelings or other substances liable to cause any person accident or injury, or in any gutter any refuse, paper sweepings, waste, or other substances liable to close or choke such gutter.
- 9.20 When anything has been kept, thrown, deposited, drained, poured or otherwise placed, or has fallen, crumbled, slid or accumulated on any street contrary to the provisions of this bylaw, the Director is hereby authorized, in addition to all other remedies allowed and all penalties imposed hereunder, to remove the same at the expense of the person who placed, left or caused or permitted to be placed or left such thing on such street.
- 9.21 Except as provided by the Fire Marshal Act or the National Building Code, no person shall construct, install, have or maintain any gate or door so constructed or installed so as to swing or project across, over or out upon any street or lane within the District.
- 9.22 No person other than a duly authorized officer or employee of the District acting in pursuance of their duties shall dig up or in any manner remove, injure or destroy any trees, flower, foliage, flowering plant, foliage plant, or shrubbery in any street.
- 9.23 No person shall break, tear up, or remove any flanking, pavement, sidewalk, crossing, curbing macadam, or other surface of or on any street, or dig or make any excavation in, on, or under any street within the District for any purpose whatsoever, without having first obtained the written permission of the Director, and it shall be the duty of any person having obtained such permission to break, tear up, or remove any such flanking, sidewalk, pavement, crossing, curbing macadam, or other surface of any street, or having obtained permission to dig or make any excavation on, in or under any street, to refrain, replace, relay and fill up the same and put the same in as good order and repair as before such breaking, tearing up, removing, digging and excavation; and all such breaking, tearing up, moving, digging and excavation shall be done under the direction and supervision of the Director; and every person to whom permission as aforesaid shall be granted shall erect and maintain a good and sufficient fence, railing, or barrier a suitable and sufficient red light during the night and shall take such further care and precaution as the Director may deem necessary, and may direct for the protection and safety of the public, and shall indemnify the District against all loss, costs, charges, expenses and damages to or for which the said District may be put or become liable by reason of such breaking, tearing up, removing, digging, or excavating as aforesaid or by reason of the permission granted him to do so; and it shall be the duty of the Director before giving any such permission to take

from every such person security that he will perform all the obligations imposed upon him by this bylaw or any other bylaw of the District relating thereto.

- 9.24 Every person who shall make any excavation, demolition or construction for any purpose adjoining or adjacent to any street within the District, shall build and maintain a good and sufficient fence or other barrier along the line of such street so as to effectively guard persons, horses, and vehicles traveling along such street against damages, risk, or accident by reason of such excavation, demolition or construction.
- 9.25 No person shall, without having first received the written permission of the Director, construct, open, maintain, or use any area, cellar, trap-door, coal hole, grating, or other opening in or under any sidewalk or street within the District in that behalf, and it shall be the duty of the Director before giving such permission to take from every such person security that he will perform all the obligations imposed upon him by this section.
- 9.26 No person shall construct, install, erect or maintain any doorstep, porch, railing, or any other protection or obstruction, into, on or over any street of the District unless such person has first received the written permission of the Director.
- 9.27 a) The Director, Chief of Police and/or Bylaw Enforcement Officer finding a vehicle, trailer, cycle, object or thing occupying any portion of a highway or public place, may detain, remove or impound such vehicle, trailer, cycle, object or thing and there upon shall cause it to be taken to a place of storage.
- b) All costs and charges for the removal, care or storage of a vehicle, trailer, cycle, object or thing removed under this bylaw shall be paid by the owner of the vehicle, trailer, cycle, object or thing and shall be a lien thereon in favour of the keeper of any repair shop, garage or storage place in which the vehicle, trailer, cycle, object or thing is stored; and the same may be enforced by the keeper in the manner provided by the Repairers Lien Act or Warehouse Lien Act.
- 9.28 No person shall place, maintain or display upon or in view of any street any unauthorized sign, signal, marking or device which purports to be or is an imitation of or resembles any traffic control signal or device, or which attempts to direct the movement of traffic or the parking of vehicles, or which hides from view or interferes with the effectiveness of any authorized traffic control signal or device.
- 9.29 No person shall throw, drop, deposit, or leave, or let fall from or out of any vehicle or conveyance, any bottle or bottles, glass, crockery, nails, tacks, wood, sawdust, or refuse or any object or material whatsoever in or upon any street in the District and any person having so thrown, dropped, deposited, left or let fall from or out of any vehicle or conveyance, any such object or material in or upon any street shall forthwith remove, or cause to be removed the same and every part of the same from such street.
- 9.30 No person shall cut, saw, break, split, place or pile firewood, lumber, blocks, rocks, stones, debris, or other material or mixed mortar, or do any act upon any street, which will obstruct or impede traffic thereon or deface or damage any street within the District.
- 9.31 a) No person shall construct, install, erect or maintain any awning, the crossbars of which shall in any way extend over any street or sidewalk in the District at a lesser height than two hundred and fourteen (214) cm clear above the same; provided that a loose canvas fringe may extend to a maximum of twenty (20) cm below the said crossbars.
- b) No person shall construct, install, place, hang or suspend a sign at any lesser height than two hundred and seventy-five cm (275) above a sidewalk, or projecting more than sixty-one (61) cm over any street or continue or maintain any such sign not in conformity with the provisions of this section or any other bylaw of the District.

- c) Notwithstanding the provisions of subsection (b) hereof, it shall be lawful for the Director from time to time to grant a permit to any person, company or corporation, for the erection of flash or other electric signs on any portion of a street provided that in the opinion of the Director, such signs shall be an ornament to the District streets, and shall in no way impede the traffic thereon or endanger public safety.
- 9.32 The Director is hereby authorized to remove any vehicle from any highway where such vehicle in total or in part impedes snow removal or any other public works at the expense of the owner, and he is further authorized to post such signs and traffic control devices as may be necessary to expedite these works.
- 9.33
 - a) No person shall operate or use any vehicle having wheels, tires, or tracks constructed or equipped with projecting spikes, cleats, grips, clamps, flanges, lugs, or other attachments or projections which extend beyond the tread or traction surface of the wheel, tire or track or with metal wheels, tracks, runners, or skis upon any street in the District other than arterial highways, except approved chains or metal studded winter tires as and when required in subsection (b) hereof, except with the prior written consent of the Director.
 - b) No person shall operate a motor vehicle on any street in the District, except arterial highways, when the motor vehicle is not equipped with chains or winter tires in good condition during the period October 1 to April 30 each year.
- 9.34 No person shall paint, draw, or write upon, affix any notice or advertisement to mark, deface or disfigure any sidewalk or street within the District, or any traffic control light or device or any structure or fixture in or on any such sidewalk or street, unless authorized by the Director.
- 9.35
 - a) No person shall cause or permit a vehicle to stop, stand or park on any sidewalk, curb or boulevard or sidewalk crossing.
 - b) No person, when entering or leaving a driveway or lane or when entering upon or leaving land adjacent to a street shall drive a vehicle upon a sidewalk, curb or boulevard except that portion thereof that lies within a sidewalk crossing.
 - c) A "sidewalk crossing" for the purposes of this section shall mean a sidewalk crossing designated and constructed of such materials and in such manner, and maintained thereafter by the owner of the property served thereby in such manner, as the Director shall, by permit, direct and approve.
- 9.36
 - a) No person shall plant any shrub, bush or hedge closer than forty-six (46) cm, nor any tree closer than two hundred and fourteen (214) cm from the street line.
 - b) The occupier or owner of any land adjacent to a street shall cause all trees, shrubs, hedges and bushes growing or standing upon such land to be trimmed and cut back so as to prevent any obstruction to or interference with the free use of the street by persons or vehicles.
 - c) Where, in the opinion of the Director, any trees, shrubs, hedges, or bushes obstruct or interfere, or threaten to obstruct or interfere with the use of a street contrary to subsection (b) above, or with the safety or convenience of the public, or have damaged, endanger, or threaten to damage or endanger the road bed, sidewalk, or works or threaten to damage or endanger the road bed, sidewalk, or works lawfully upon or within the street, the Director may direct that a notice be given to the owner or occupier of the lands upon which the trees, shrubs, hedges or bushes are growing or standing requiring the owner or occupier, within five (5) days from the date thereof to remove, cut down or trim the same.
- 9.37.
 - a) Every owner of a private street or lane shall at all times exhibit thereon at its junction with any public street a sign bearing the words "Private Lane" or "Private Street" in letters of not less than seven (7) cm in height.

- b) Every owner of a private lane or street shall maintain the same in a clean and fit state at all times.
- 9.38 a) No person shall form part of a group of persons assembled or congregated on a sidewalk or street in such a manner as to obstruct the free passage of pedestrians or vehicles, except with the written permission of the District.
- b) Every person offering an inducement to the public by way of entertainment, sale or otherwise shall control those persons awaiting admission to the premises in which such entertainment, sale or otherwise is being held in such manner that a queue or line up of such person shall be formed parallel and adjacent to the street line where no sidewalk exists, or upon and restricted to one-half of the sidewalk adjacent to the street so as to allow unobstructed pedestrian passage on the one-half of the sidewalk adjacent to the street line.
- c) No person may use any highway for the purpose of soliciting aid in any manner whatsoever except with the written permission of the District.

10. OFFENSES AND FINES

- 10.1 Every person who does any act prohibited by this bylaw or who omits to do any act required by this bylaw shall be guilty of a violation of this bylaw and liable to the fines as outlined in Schedule "A".
- 10.2 a) The Chief Administrative Officer, the Director, Police Officers and Bylaw Enforcement Officers of the District of Logan Lake are hereby authorized to issue bylaw infraction notices (herein after called "tickets") for violations or alleged violations of this bylaw and serve the said tickets by leaving the same on the vehicles which are the subject of such violations, or by personal service on the owner, possessor, or driver of such vehicles, or upon the persons committing or having committed the violation or alleged violation; provided that in the event of service of a ticket; the same shall preclude or stop the District from causing or permitting an information to be sworn under this bylaw and the Summary Convictions Act, or an information laid and summons issued by means of a traffic ticket under Section 121(1) of the Motor Vehicle Act, until the time limited for payment of the voluntary bylaw violation penalty herein after provided has elapsed.
- b) Any person having been served with a ticket or being the owner, possessor or driver of a vehicle ticketed, may, as an admission of the said violation as alleged, pay to the District during normal office hours, within the time limited for such payment, a voluntary bylaw infraction penalty in the amount established for such violation.
- 10.3 The Director, or any other person who is authorized to do anything at the expense of another person in the District shall have, in addition to any other remedy herein prescribed, a right of action for recovery of the cost and charges of so doing against such person.

11. GENERAL

- 11.1 The District of Logan Lake Disabled Persons Parking Bylaw 355, 1991 and all amendments thereto, are hereby repealed in their entirety.
- 11.2 The District of Logan Lake Traffic and Street Use Regulation Bylaw 243, 1985 and all amendments thereto, are hereby repealed in their entirety.

READ A FIRST AND SECOND TIME this 14th day of August, 2012.

READ A THIRD TIME this 5th day of February, 2013.

RECONSIDERED AND ADOPTED this 19th day of February, 2013.

Mayor (M. Dosch)

Corporate Officer (G. Mason)

Schedule "A"
Traffic and Street Use Regulations Bylaw 720, 2012

Bylaw Offence, Section and Fine

Bylaw Offence	Section	Fine
Unlawfully removing, interfering, or passing beyond barrier or warning of a road closed area	3.4	\$ 50.00
Making a u turn	3.6 (a)	\$ 50.00
Operating an unauthorized vehicle on a lane or the lake road	3.7 (b)	\$ 50.00
Stopping a vehicle on a crosswalk	4.6	\$ 50.00
Stop or park in "No Stopping Zone"	6.6	\$ 50.00
Park in a "No Parking Zone"	6.7	\$ 50.00
Park Vehicle on Highway for more than 24 hrs	6.8 (a)	\$ 50.00
Park Within 6m of Fire Hydrant	6.8 (b)	\$ 50.00
Park Within 6m of street intersection	6.8 (c)	\$ 50.00
Park a greater distance than 30 cm from Curb	6.8 (d)	\$ 25.00
Park within 6m of Sidewalk Crossing/Gate/Stairway/Garage/Private entrance	6.8 (e)	\$ 50.00
Park in a Fire Lane	6.8 (f)	\$ 50.00
Park in Time Limited Zone	6.10 (a)	\$ 50.00
Parking in a Commercial Loading Zone	6.11 (a)	\$ 50.00
Parking a Commercial Vehicle Loading Zone more than 1 Hr	6.11 (b)	\$ 50.00
Parking a vehicle in access of 5,500 KG in a Residential Area	6.11 (c)	\$ 50.00
Parking a vehicle in access of 5,500 KG in Recreation Centre Parking Lot	6.11 (d)	\$ 50.00
Parking a Trailer of any size on a residential road	6.11 (e)	\$ 50.00
Parking more than the allowable number of vehicles	6.23 (e)	\$ 50.00
Parking in a "Disabled Parking Zone"	7.3	\$ 50.00
Failing to comply with directions given by a Police Officer, Bylaw Officer, Fire Department Member	9.2	\$ 50.00
Making repairs to a vehicle on any street	9.6 (b)	\$ 50.00
Failing to obey a Traffic Patrol Person (crossing attendant)	9.8 (b)	\$ 50.00
Posting a sign on any tree or post or selling merchandise on District streets	9.14	\$ 25.00
Allowing materials to fall/ deposit/slide/remain on District street	9.15 or 9.18	\$ 50.00
Damage to District Property	9.23	\$100.00
Defacing District property	9.34	\$100.00
Stop/Park Vehicle on Sidewalk/Curb/Boulevard/Sidewalk Crossing	9.35	\$ 50.00