



**TRAFFIC REGULATION BYLAW**

**1698-1987**

**THIS DOCUMENT HAS BEEN REPRODUCED FOR CONVENIENCE ONLY** and is a consolidation of District of Mission Traffic Regulation Bylaw 1698-1987 with the following amending bylaws.

<b>Bylaw Number</b>	<b>Date Adopted</b>	<b>Section Amended</b>
2189-1990	July 16, 1990	Sections 2, 4, 7, 8
2367-1991	November 4, 1991	Sections 2, 4, 7
2502-1992	March 1, 1993	Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and Schedule A
2611-1993	January 4, 1994	Section 13
2812-1994	January 3, 1995	Section 8, 11 and Schedule A
3035-1997-1698(6)	June 2, 1997	Section 6
3101-1997-1698(7)	March 2, 1998	Section 2 and 8
3162-1998-1698(8)	August 4, 1998	Section 13
3257-1999-1698(9)	January 17, 2000	Sections 2, 8
3280-1999-1698(10)	December 20, 1999	Section 8
5106-2009-1698(11)	January 18, 2010	Section 8.04(b)
5150-2010-1698(12)	June 21, 2010	Section 8.09(a)
5188-2010 (general fees & charges amending)	December 20, 2010	Sections 5 and 6

Individual copies of any of the above bylaws are available from the Administration Department of the District of Mission. For legal purposes, copies of the original bylaws should be obtained.

**DISTRICT OF MISSION  
TRAFFIC REGULATION BYLAW  
1698-1987**

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**DISTRICT OF MISSION**  
**BYLAW 1698-1987**

A Bylaw for the Regulation of the use  
of Highways within the District of Mission

WHEREAS the Council of the District of Mission may, by bylaw, regulate the control of traffic and the use of highways within the District of Mission, subject to the provisions of the Municipal Act, the Highways Act, the Motor Carrier Act and the Motor Vehicle Act;

NOW THEREFORE the Council of the District of Mission, in open meeting assembled, ENACTS AS FOLLOWS:

- (a) This Bylaw may be cited for all purposes as "District of Mission Traffic Regulation Bylaw No. 1698-1987".
- (b) "District of Mission Traffic Regulation Bylaw No. 620-1977" and amendments thereto, is hereby rescinded.

**PART ONE - PREAMBLE**

1.01 Short Title

This bylaw may be referred to in short form as the "Traffic Bylaw" of the District of Mission.

1.02 Purpose

To provide for regulating and controlling the use of highways and the orderly and efficient movement of traffic within the District of Mission.

**PART TWO - DEFINITIONS**

2.01 General

Words or expressions defined in the Motor Vehicle Act or in the regulations made pursuant thereto shall have the same meaning when used in this Bylaw unless otherwise defined in this Bylaw.

Any street named within this bylaw shall refer to the street so named within the boundaries of the District of Mission.

2.02 Definitions

In this Bylaw, unless the context otherwise requires:

"Abandoned motor vehicle sticker" means a sticker which may be affixed to an abandoned motor vehicle to advise the motorist of when that vehicle will become subject to towing if the vehicle has not been removed by that time.

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

"Arterial Highway" means a highway of importance that, on the recommendation of the Minister of Transportation and Highways, is classified as an arterial highway.

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

"Business District" means the territory contiguous to a portion of a highway having a length of not less than 200 m along which there are buildings used for business, industrial or public purposes occupying.

- (a) at least 100 m of frontage on one side of that portion; or
- (b) at least 100 m collectively on both sides of that portion; and includes that portion of the highway. (Sec. 115, M.V.A.)

"Bylaw Enforcement Officer" means a person designated by the District of Mission to enforce municipal bylaws.

"Clerk" shall mean the Municipal Clerk of the Municipality or any other official for the time being authorized to carry out the duties ascribed to the said Municipal Clerk under the provisions of this or any other bylaw of the District of Mission.

"Combination of Vehicles" means a combination of motor vehicle and trailer, or motor vehicle and trailers, or motor vehicle and motor vehicle in tow.

"Commercial Loading Zone" shall be an area or areas designated with traffic control devices for the expeditious loading or unloading of passengers to and from motor vehicles and for the expeditious loading or unloading of freight by commercial vehicles.

"Council" means the Municipal Council of the District of Mission.

"Curb" means a raised margin or barrier up to 30 cm high which marks the edge of a roadway, median island, or similar traffic delineator.

"Cycle" means a device having any number of wheels that is propelled by human power or gravity and on which a person may ride. Without restricting the foregoing, includes skateboards, roller skates and roller blade skates.

"Disabled Person's Parking Permit" means a disabled person's parking permit issued under Division 38 of the Regulations.

"District" means the municipal area comprised within the boundaries of the District of Mission.

"Emergency Vehicle" means:

- (a) a motor vehicle carrying rescue or first aid equipment where there is an urgent emergency justifying a rate of speed in excess of any maximum rate of speed provided for in the Motor Vehicle Act or this Bylaw;
- (b) a motor vehicle driven by a member of a fire department in the discharge of his duties;
- (c) a motor vehicle driven by a peace officer, constable or member of the police branch of Her Majesty's Armed Forces in the discharge of his duty. (Sec. 1., M.V.A.)

"Farm Machinery" or "Farm Implements" means a vehicle owned or operated by a farmer, rancher, or market gardener, the use of which is confined to purposes connected with a farm, ranch, or market garden.

"Highway" includes all public streets, roads, ways, trails, lanes, bridges, trestles, ferry landings, approaches, and any other public way for the use of vehicles or pedestrians but does not include an easement on private property.

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

"Lane" means a highway having less than 10 metres of width and providing a secondary access to the abutting properties.

"Municipal Engineer" means the Engineer of the Municipality under whatever title currently applies and includes any person duly authorized to act as his Deputy.

"Municipality" means the District of Mission.

"Notice" shall mean any handwritten warning, traffic ticket of any sort, bylaw violation notice of any sort, summons of any kind, parking ticket, abandoned motor vehicle sticker, or chalk mark placed on tires, issued under this bylaw.

"Parade" means any procession, group, or body of persons, except members of the armed forces, numbering more than fifteen (15), standing, marching, cycling, walking, running, or moving in any way upon any street, sidewalk, shoulder or walking strip in such a way as to obstruct traffic or draw the attention of motorists, OR any group of vehicles numbering ten (10) or more, except funeral processions, standing or moving on any street.

"Park", when prohibited, means the standing of a vehicle or cycle, whether occupied or not, except when standing temporarily for the purpose of and while actually engaged in loading or unloading; (Sec. 115, M.V.A.)

"Parking Attendant" means an employee of the District of Mission who assists in the enforcement of this bylaw.

"Passenger Loading Zone" means an area designated by traffic control devices for the letting into or the discharge out of passengers in motor vehicles.

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

"Recreation Vehicle" means a trailer, motor home, camper, boat, or boat on a trailer for the private use of individuals or families.

"Regulations" means the Motor Vehicle Act Regulations, B.C. Reg. 26/58.

"Residential Area" means any part of the Municipality which is zoned for residential uses and includes any highway abutting such zoned property and where the zone is different on the two sides of the highway the dividing line shall be taken to be the centre line of the highway.

"School Traffic Patrol" means an adult school crossing guard or a school pupil acting as a member of a school patrol where such guards or pupils are provided at a school crossing.

"Secondary Highway" means a highway of less general importance that, on the recommendation of the Minister of Transportation and Highways, is classified as a secondary highway.

"Shoulder" means the area between the travelled surface of an un-curbed roadway and the boulevard, being 3.0 metres in width measured from the edge of pavement.

"Sleigh" means a sliding device propelled by human power or gravity and on which a person may ride.

"Taxi Zone" shall be an area designated by a traffic control device for exclusive use of licensed taxis while waiting for fares or the expeditions loading or unloading of passengers.

"Through Highway" means a highway or part of a highway, at the entrances to which traffic control devices are erected to restrict or temporarily stop traffic from intersecting streets.

"Time", where indicated in this bylaw or on a traffic control device shall mean "Pacific Standard Time" or "Pacific Daylight Saving Time", as may be in current use in the District.

"Traffic" includes pedestrians, ridden or herded animals, vehicles, cycles, bicycles, motor vehicles, and other conveyances, either singly or together, while using a highway to travel.

"Trailer" means a vehicle without motive power designed to be drawn by or used in conjunction with a motor vehicle, but does not include a trailer having a gross vehicle weight of less than 680 kg, which is licensed pursuant to the Motor Vehicle Act.

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

"Utility Vehicle" means a vehicle operated by an employee of, or a contractor under hire to, a public or private company or agency responsible for construction, operation, and maintenance of electrical, telephone, cable television, communications, natural gas, water, sewerage, drainage or roadworks, traffic control devices, street lighting, or other related utility works and

services, while being operated for the installation, inspection, operation or repair of such utilities. Such vehicle shall be marked or signed in such a way as to be identifiable with a utility company.

"Walkway" means a highway having 3 metres of width or less and providing pedestrian access.

"Walking Strip" shall mean that portion of a paved roadway located on the right hand side thereof which is 1.8 metres wide delineated by a solid white line and signed for the purpose of pedestrian travel. It shall have the same restrictions as sidewalks under this Bylaw. The area of the walking strip shall include the delineation line or lines.

"White Line" as the context applies is a traffic control device which indicates a specially controlled parking zone which will be accompanied by a sign(s) specifying the intended use of the zone. It shall also mean a white line painted on the travelled surface of a highway to mark the boundaries beyond which a vehicle may not normally be operated.

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

### **PART THREE - GENERAL REGULATIONS**

#### **3.01 Emergency Traffic Control**

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

#### **3.02 General Prohibitions**

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

- (a) Break, tear up, or remove any pavement, sidewalk, curbing, crossing, planking, soil, surface, or any other works.
- (b) Dig or make any excavation in, on, or under any highway.
- (c) Paint or otherwise mark any surface or works.
- (d) Allow any part of a building, structure, fence, railing, or foundation to project into, on, over, or under the vertical projection upwards and downwards of the boundaries of such highway, except as provided for in the Sign Bylaw of the District of Mission or any other lawful authorization.
- (e) Place or store refuse or refuse containers except for the time required to collect refuse and only under conditions acceptable to the Municipal Engineer.
- (f) Store building supplies, soil, vegetation, or any other materials.
- (g) Place, build, construct, fasten, or allow to occupy any material, object, structure, shelter, access, container, merchandise, vegetation, landscaping or debris. Lawns as required for boulevard improvement shall be excluded from this section.
- (h) Carry out any activity which will obstruct or impede traffic thereon or deface or damage such highway or permitted works in it. Such activities shall include, but not be limited to, cutting wood, construction of any kind, mixing of concrete, or operating of machinery.

3.03 Works Adjacent to Highways - Restrictions

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

The Municipal Engineer is authorized to set conditions for barricades, warning devices, hoardings, shoring, or any other conditions required to maintain the safety of the highway and traffic, or works within it.

3.04 Works Within Highways - District's Right to Intervene

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

3.05 Security

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

3.06 Restoration

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

3.07 Foreign Materials

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

3.08 Trees, Shrubs, Fences

(a) It shall be unlawful, unless with permission of the Municipal Engineer, for any person to plant, dig up, or in any manner injure or destroy any tree, flower, flowering plant or shrubbery in or upon any highway.

(b) It shall be unlawful for any person to tie or fasten, or cause to be tied or fastened, any animal or thing to any vegetation, hydrant, pole, box, fence, support sign, structure, vehicle, appurtenance, device or other thing within a highway not intended for such use by tying or fastening.

3.09 Advertising

(a) It shall be unlawful for any person, unless with permission of the Municipal Engineer, to post any bill or placard on any tree, electric light pole, telephone pole, hydrant or street sign in or upon any highway, or otherwise mark or deface any such tree, electric light pole, telephone pole, hydrant or street sign.

(b) It shall be unlawful for any person, unless by permission of Council, through the City Clerk, to place, set-up, keep or maintain any booth, stand, table, box, board, shelf, vehicle, banner, streamer, or other object in, upon, or over any highway for the purpose of selling or distributing therefrom any article or thing, or exhibiting any animal, bird or curiosity, or advertising anything whatsoever.

3.10 Snow, Ice, Rubbish

- (a) It shall be unlawful for any person to permit any accumulation of snow or ice to remain upon any sidewalk after ten o'clock in the morning of any day, except Christmas Day, and New Year's Day, in front of or abutting any premises owned or occupied by him located on First Avenue from the west side of Horne Street to the east side of Grand Street.
- (b) It shall be unlawful for any person to allow the accumulation of any rubbish upon any sidewalk in front of or abutting any premises owned or occupied by him located within the area bounded by First Avenue, Murray Street, North Railway Avenue, and Birch Street, or in front of or abutting any premises located on the parts of the aforementioned streets forming such area boundary.

**PART FOUR - OPERATION OF VEHICLES**

4.01 Vehicles Prohibited

- (a) It shall be unlawful for any person to drag or haul any timber or other articles along or over any highway in such manner that any portion of the same shall rest upon or come in contact with the surface of such highway, or to lock the wheel of any vehicle by the method commonly known as "rough-locking" or by any method whereby such wheel is prevented from revolving, while such vehicle continues in motion, or to use any drag, stone-boat, or other sliding device, upon the highways in the District, at any time.
- (b) No person shall operate or use any vehicle having wheels, tires or treads constructed or equipped with projecting spikes, cleats, ribs, clamps, flanges, lugs, or other attachments or projections which extend beyond the tread or traction surface of the wheel, tire or tread upon any highway in the District. This section shall not apply to winter tires with studs or snow chains when lawfully used.

4.02 Control of Loads

It shall be unlawful for any person hauling or conveying any load or material on or through any highway in the District, in any vehicle, to permit or allow any portion of such load to overhang the rear or side of said vehicle in such a manner as shall cause the said load to drag upon the surface of the highway, or to project and interfere with other traffic, unless such hauling or conveying is otherwise permitted under this bylaw.

4.03 Animals

It shall be unlawful for any person to ride, lead, walk, or otherwise travel with any horse, mule, donkey, cow, oxen, or other large animal on a sidewalk except for those sidewalks formed by the lateral widening of a roadway surface and delineated by a white line as improved for a pedestrian sidewalk which are commonly known as walking strips.

4.04 Removal of Glass and Debris

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

4.05 Driving Over Sidewalks

No person shall drive any vehicle in, over or upon any sidewalk so as to encumber, obstruct, injure, foul or otherwise damage the same, except that where it is necessary to cross a sidewalk for loading or unloading when no other reasonable access is available, and in such case, adequate provision shall be made to protect the sidewalk from damage by the use of suitable planking or other material, having due consideration for the size and weight of the vehicle and load, to the satisfaction of the Municipal Engineer.

Nothing in this Section shall relieve a person from costs of repair for damages incurred, in the opinion of the Municipal Engineer, of such crossing.

4.06 Vehicle Warning Devices

No person operating a motor vehicle within the District of Mission shall sound or cause to be sounded a horn or other warning device except when necessary to warn a person or animal of probable danger. No person being the owner of a motor vehicle equipped with an intruder alarm shall permit the alarm to operate in a manner so that noise or sound which emanates therefrom disturbs or tends to disturb the quiet, peace, rest, enjoyment, comfort or convenience of the neighbourhood, or of persons in the vicinity.

4.07 Broadcasting or Noise Making Devices

No person shall operate upon a vehicle any loudspeaker or other noise-making device upon the streets of the District for advertising or other purposes, unless permission has been applied for and granted, through the Municipal Clerk, on authority of the Council. This provision shall not apply in the case of a parade unless stipulated on the parade permit.

4.08 Entering Roadways

The driver of any vehicle emerging from any lane, driveway, or building shall stop such vehicle immediately prior to driving on or across any sidewalk or boulevard extending to or across such lane, driveway, or building entrance, and shall not proceed until such movement can be safely made.

4.09 Coasting

(a) It shall be unlawful for any person to operate any cycle, sleigh, or vehicle upon any highway in the manner commonly known as coasting, unless application therefore has been made in writing to, and has received the approval of Council, through the Municipal Clerk, prior to the event requiring such permission. This provision shall not apply to bicycles when coasting takes place as part of their normal operation on a highway.

**PART FIVE - TRAFFIC CONTROL**

5.01 Ministry of Transportation and Highways

This part shall not apply to arterial highways within the meaning of the "Highways Act".

5.02 Through Highways

The Municipal Engineer is hereby authorized to designate highways or parts of highways as "through highways", and to place and maintain, or cause to be placed or maintained, on every highway intersecting any "through highway" at or near the property line of every "through highway" so intersected, such of the traffic control devices or traffic control signals he may deem appropriate.

5.03 Closing of Highways

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

5.04 Temporary Use Permits

The Municipal Engineer may, on application by a person or corporation, issue a temporary street use permit, subject to an application fee of \$75.00, authorizing the placement of barricades for a particular purpose; said permit to state the nature of the work to be undertaken, the type of barricading required, and the period of time it may remain. This provision does not apply to work being carried out by the District of Mission.

5.05 Placing Temporary Signs

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

5.06 Traffic Control Devices

- (a) The Municipal Engineer is hereby authorized to locate, establish, and maintain upon any highway such traffic control devices as may be deemed necessary for the regulation, direction and control of traffic on any highway.
- (b) The Municipal Engineer is hereby authorized to designate highways or portions of highways upon which no vehicle shall be stopped or parked, or only such vehicles or classes thereof at such times and upon such conditions as may be prescribed.
- (c) The Municipal Engineer is hereby authorized to place or cause to be placed for periods not exceeding 30 days at any one time portable traffic control devices:
  - (i) At the entrance to dance halls, funeral parlours or other places of public assembly during the period of assembly therein.
  - (ii) Upon either or both sides of any street or portion of street along the route of any parade or in the vicinity of a large public gathering.
  - (iii) At any other location in order to expedite the movement of traffic or to safeguard pedestrians or property.
  - (iv) During the time such portable signs are in place they shall be deemed to supersede any provisions of this bylaw or any regulations, warnings, or directions displayed by any other traffic control devices or traffic control signal.
- (d) The Municipal Engineer is hereby authorized to set speed limits on any highway or portion of a highway subject to Section 5.08, and where speed limits differ from Section 5.08, the highways or portions of highways shall be posted accordingly.

5.07 Extraordinary Signs

Where, in the opinion of the Municipal Engineer, traffic control devices consistent with previous subsections of Section 5. are not adequate to regulate or control traffic on highways because of particular circumstances, he may have traffic control devices manufactured and placed indicating the regulations and conditions which apply.

Such traffic control devices shall have black lettering on a white background and indicate that they have been placed by order of the Municipal Engineer.

The Municipal Engineer may have manufactured and placed such signs as he considers appropriate on municipal lands, facilities, or works such as landfills, gravel pits, parking lots, and maintenance areas for the purpose of regulating or prohibiting the use of, or setting conditions for the use of such areas. Such signs shall indicate that they have been placed by order of the Municipal Engineer.

5.08 Speed Limits

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

5.09 Obstructing Traffic

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

be through the Municipal Clerk.

## **PART SIX - EXTRAORDINARY TRAFFIC AND LIMITATIONS**

### 6.01 Highways Exempted

This part shall not apply to arterial highways within the meaning of the "Highway Act".

### 6.02 Vehicles Exempted

Emergency Vehicles and Public Utility Vehicles, shall be exempted from provisions of this Part.

### 6.03 Extraordinary Traffic Permits - General

(a) No person, unless authorized by permit as hereinafter provided, shall operate or permit the operation of a vehicle on any highway of the District of Mission if said vehicle contravenes the provisions of the Commercial Transport Act R.S.B.C., 1979, Chapter 55 and all amendments thereto and regulations made thereunder in respect to overloading and oversizing as defined therein.

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

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

(d) A permit shall be carried in the vehicle to which it applies, and shall be produced on the demand of a peace officer.

(e) A permit valid for a single trip and subject to an application fee of \$75.00.

### 6.04 Limitations

The Municipal Engineer may cancel, suspend, or modify permit conditions, where in his opinion there is non-compliance with the permit or for the protection of municipal highways.

### 6.05 Load Restrictions

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

### 6.06 Mandatory Weighing

A driver of a vehicle suspected of being overloaded or oversized shall obey the directions of a peace officer to have the said vehicle weighed and/or measured.

### 6.07 Contrary to Conditions

No person shall drive or operate a vehicle contrary to any condition specified in a permit issued under this part.

## **PART SEVEN - CYCLES**

### 7.01 Towing of Cyclists

No person shall cling to any vehicle in motion in or upon any highway.

### 7.02 Riding on Sidewalks

No person shall ride a cycle or sleigh on a sidewalk unless otherwise directed by a sign.

7.03 Inadequate Control of Cycle

No person riding a bicycle or cycle shall carry a package, bundle or articles which prevent the rider from keeping one hand on the handle bar, or which obstructs the rider's vision, or control of the bicycle or cycle.

7.04 Careless Cycling

No rider of a bicycle shall remove both hands from the handle bars or feet from the pedals, or practice any acrobatic or fancy riding on any street while riding a bicycle.

7.05 Cyclists' Rights and Duties

(a) Every person riding a bicycle upon a highway shall have all of the rights and be subject to all of the duties applicable to the driver of a vehicle under and pursuant to this Bylaw, except those provisions which, by their nature, can have no application.

(b) The operator of every bicycle shall operate the bicycle as close as possible to the right hand edge or curb of any roadway unless it is impracticable to travel on such side.

7.06 Wearing of Headphones Prohibited

No person shall ride a bicycle upon a street while wearing headphones or any other manufactured device capable of transmitting sound, over or in close proximity to both ears.

**PART EIGHT - PARKING PROHIBITIONS**

8.01 Authorization

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

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

8.02 Prohibitions - General

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

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

(a) on a sidewalk or boulevard;

(b) in front of, or within 1.5 m of the nearest side of a driveway or sidewalk crossing;

(c) in an intersection, except as permitted by a sign;

(d) within 5 m of a fire hydrant measured from a point in the curb or edge of the roadway which is closest to the fire hydrant;

(e) on a crosswalk;

(f) within 6 m of the approach side of a crosswalk;

(g) within 6 m on the approach to a flashing beacon, stop sign or traffic control signal

located at the side of a roadway;

- (h) within 15 m of the nearest rail of a railway crossing;
- (i) on a highway for the principal purpose of
  - (i) displaying a vehicle for sale;
  - (ii) advertising, greasing, painting, wrecking, storing, or repairing a vehicle, except where repairs are necessitated by an emergency;
  - (iii) displaying signs; or
  - (iv) selling flowers, fruit, vegetables, sea foods or other commodities or articles;
- (j) alongside or opposite an excavation or obstruction when stopping, standing or parking obstructs traffic and is in contravention of approved traffic control devices posted for the excavation or obstruction;
- (k) on a bridge or other elevated structure on a highway or in a highway tunnel, except as permitted by a traffic control device;
- (l) in any lane except an attended commercial vehicle actually loading or unloading, and provided the vehicle is so placed as to leave three (3) m of clear roadway for passage;
- (m) on any portion of a highway on that side of the highway abutting the frontage of a firehall;
- (n) on a roadway, not being a lane,
  - i) within 1.5 m of the property line of an intersecting lane;
  - ii) within 6 m of the property line of an intersecting street;
- (o) on a lane, within 1.5 m of an intersecting street or lane;
- (p) on any portion of a highway indicated by traffic signs as reserved for any class of vehicles, other than a vehicle coming within such class;
- (q) adjacent to, or upon a yellow curb or yellow line;
- (r) in a manner that obstructs the visibility of a traffic control device or sign erected by or with the authority of the Minister of Transportation and Highways or this Bylaw;
- (s) that does not display a valid license plate and a valid decal, where required, anywhere on a highway, shoulder or boulevard;
- (t) in a parking zone contrary to time limits displayed on a traffic control device;
- (u) in a disabled parking zone without displaying a valid disabled person's parking permit issued under the provisions of this Bylaw;
- (v) where a block or portion of a block is subject to a parking regulation with a time limit, no person shall move a vehicle from one location to another within the same block in an attempt to avoid the time limit;
- (w) upon any highway for any continuous period exceeding 48 hours without movement;

#### 8.03 Trailers

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

#### 8.04 Special Time Limits

- (a) Where any area is subject to a parking time limit, but within such area a smaller area is made subject to a lesser parking time limit, the time limit set for the smaller area shall apply to such area notwithstanding the time limit set for the larger area.
- (b) Except in the cases of any vehicles so mechanically disabled as to prevent the immediate moving of the same, no person shall park or leave standing such vehicles on

any street in the CC-D1 Zone as designated in the current District of Mission Zoning Bylaw No. 5050-2009 and amendments thereto, between the hours of 3:00 a.m. and 7:00 a.m. seven days per week.

8.05 Special Parking Zones

The Municipal Engineer is authorized to locate and establish, under conditions satisfactory to him for time limits, duration, location or any other conditions he may consider applicable, special parking zones for taxis, loading, buses, passenger loading and unloading, disabled persons, deliveries and other special parking. Such zones shall be suitably marked and posted at his direction.

Special parking zones shall be used expeditiously and only for the purposes authorized.

8.06 Diagonal Parking

The Municipal Engineer may from time to time designate streets or portions thereof whereon angle parking zones may be located and set out conditions and marking for their use. Upon those streets which have been marked or signed for angle parking, the driver of a vehicle shall park such vehicle at the angle to the curb indicated by such marks or signs and as close to the curb as practicable, and in such manner that it is headed substantially in the general direction of the movement of traffic on the side of the street on which such vehicle is parked. But in no event shall such driver park any vehicle so as to leave any portion thereof at a greater distance than 6 metres from the curb at which it is parked.

8.07 Large Vehicle Excluded from Parking in Residential Area

In residential areas no person at any time shall park or store upon any highway a commercial vehicle, truck, bus, recreational vehicle, tow car or any equipment in a residential district, except as follows:

- (a) a truck or commercial vehicle not exceeding 4500 kg licensed gross vehicle weight;
- (b) a recreational vehicle (see definition), provided that the overall length does not exceed 8.0 m (26.25 ft.);
- (c) where required to move the possessions of an occupant to or from a dwelling unit;
- (d) where required to make deliveries or pick up materials requiring a larger vehicle while the vehicle is engaged in loading or unloading;
- (e) vehicles as required for the construction or renovation or landscaping of a lot or structure while the construction or renovation or landscaping is actively being carried on at the time the vehicle is parked in the residential area.

8.08 Parking, Snow Removal

No owner of any vehicle shall cause or permit such vehicle to occupy any portion of any street or highway while such street or highway is under a snow removal program. The Municipal Engineer shall, by notice, provide twelve (12) consecutive hours notice prior to such snow removal program.

8.09 Removal of Vehicles

- (a) Any vehicle found to be in contravention of any of the provisions of this Bylaw, and which has received a Bylaw Violation Notice pursuant to the provisions of this Bylaw, may be removed, detained, or impounded upon the direction of the Municipal Engineer, a peace officer, a Bylaw Enforcement Officer, a Parking Attendant or Member of the District of Mission Fire Department.
- (b) In the event that a vehicle is removed, detained, impounded, or stored, written notice from the District shall be given to the last known registered owner at his last known address as shown on the records of the Superintendent of Motor Vehicles advising of the seizure, the sum payable to release the vehicle, the amount accumulating daily.

- (c) Any vehicle removed, detained or impounded may be recovered by the owner or his agent upon satisfactory proof of ownership or interest and by paying the towing company the fees, costs, and expenses which have been incurred in removing, detaining, impounding and storing said vehicle.

Any vehicle not claimed by its owner within thirty (30) calendar days of written notice being issued and forwarded to the owner by registered mail may be sold by the District at public auction, which auction shall be advertised at least once in a newspaper circulating in the District.

The proceeds of such auction sale shall be applied firstly to the cost of the sale; secondly, to the fees, costs, and expenses of the District and the towing company as set out above and including advertising and incidental expenses; and thirdly, the balance, if any, shall be paid to the owner or, if unclaimed for one (1) year from the date of sale, shall be paid into the General Revenue Fund of the District.

If the towing company advises that the value of said vehicle is estimated to be less than the costs incurred in towing and storing the vehicle and written notice from the District has been given to the last known registered owner at his last known address as shown on the records of the Superintendent of Motor Vehicles, authorization may be given to the towing company by the Municipal Engineer, a Peace Officer, a Bylaw Enforcement Officer, or a Parking Attendant to dispose of the vehicle as they see fit."

#### 8.10 Manner of Parking

Except when the Municipality or the Minister of Transportation and Highways permits, a driver shall not stop, stand or park a vehicle on a roadway other than on the right side of the roadway and with the right hand wheels parallel to that side, and where there is a curb, within 30 cm of the curb.

Except when the Municipality permits otherwise, where parking is permitted on both sides of a one way street, a driver parking on the left hand side of the roadway shall only stop, stand or park a vehicle with the left hand wheels parallel to that side, and where there is a curb, within 30 cm of the curb.

Notwithstanding the above, no driver shall stop, stand, or park a vehicle in a manner which obstructs the traveled surface of a highway.

#### 8.11 Disabled Parking Permits

- (a) An application for a disabled person's parking permit shall be made by or on behalf of a disabled person to the Social Planning and Research Council of British Columbia (SPARC).
- (b) Council hereby designates the Social Planning and Research Council of British Columbia (SPARC) as responsible for issuing and cancelling disabled persons' parking permits pursuant to Division 38 of the Regulations.
- (c) Council hereby designates the Social Planning and Research Council of British Columbia (SPARC) as responsible for determining all matters pertaining to the issuance and cancellation of disabled persons' parking permits under Division 38 of the Regulations, including without limitation the
- (i) criteria for establishing that a person qualifies as a disabled person;
  - (ii) form of the application for a disabled person's parking permit;
  - (iii) information required to be submitted on or with the application for a disabled person's parking permit;
  - (iv) duration of a permanent, temporary, or substitute disabled person's parking permit.

### **PART NINE - SCHOOL PATROLS AND CONSTRUCTIONS FLAGGERS**

- 9.01 At all designated school crosswalks in the Municipality there shall be assigned to assist pedestrians in crossing the highway during time periods, as determined by officials of the School Authority, when students are walking to a from the school, a School Traffic Patrol. This requirement shall apply to all regular day schools in the Municipality.
- 9.02 Construction flaggers may be appointed by the supervisor of a construction project to assist and control traffic in the vicinity of that project.
- 9.03 Members of a School Traffic Patrol, or Construction Flaggers shall be provided with identifying belts, vests, hats, or uniforms such as to make them recognizable to traffic.
- 9.04 Members of a School Traffic Patrol, or Construction Flaggers shall be provided with manual signalling devices such as flags or paddles which will indicate to traffic when stopping is required.
- 9.05 Members of a School Traffic Patrol may control the movement of traffic at designated school crosswalks by exhibiting a manual traffic control device.
- 9.06 Drivers of vehicles and pedestrians shall obey the instructions of any traffic control device exhibited by a member of a School Patrol at designated school crosswalks or Construction Flaggers in the vicinity of a construction project.
- 9.07 When instructions are given to a School Traffic Patrol or Construction Flaggers by the Municipal Engineer or a peace officer, they shall immediately comply with those instructions.
- 9-08 School Traffic Patrols and Construction Flaggers shall operate in a manner and at locations acceptable to the Municipal Engineer.

## **PART TEN - PEDESTRIAN REGULATIONS**

### 10.01 General

- (a) Pedestrians shall walk on a sidewalk or a walking strip where one is provided or clear of the travelled portion of a roadway except where it is impractical to do so.
- (b) Pedestrians shall be subject to traffic control signals at intersections where such signals are provided; and, where pedestrian signals are present, pedestrians shall comply with such signals.
- (c) Every pedestrian who is alleged to have committed an offence under this bylaw shall stop and state correctly his name and address when requested to do so by a peace officer.

### 10.02 Crosswalks - General

Every pedestrian crossing a street or throughway at any point other than within a crosswalk shall yield the right-of-way to all vehicles on the highway.

### 10.03 Pedestrian's Right-of-Way at Crosswalks

The driver of a vehicle shall yield the right-of-way, slowing down or stopping if need be to so yield, to a pedestrian crossing the roadway within a crosswalk when the pedestrian -

(a) is upon the half of the roadway upon which the vehicle is travelling, or

(b) is approaching so closely from the opposite half of the roadway as to be in danger,

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

## **PART ELEVEN - PARKING ATTENDANT**

### 11.01 Authority

A Traffic Bylaw Violation Notice or other form of notice as approved by the Municipality may be completed and issued by a peace officer, Bylaw Enforcement Officer, or Parking Attendant when violations of this Bylaw are noted.

### 11.02 Removal of Bylaw Violation Notice

No person other than the owner or operator of a vehicle shall remove any Bylaw Violation Notice or other notice from that vehicle placed thereon or affixed thereon by a Peace Officer or parking attendant.

### 11.03 Altering Bylaw Violation Notice

Once any Notice has been placed on, or affixed to any vehicle by a Peace Officer or by a parking attendant it shall be unlawful for any person to alter such notice.

## **PART TWELVE - EMERGENCY AND PUBLIC UTILITY VEHICLES**

### 12.01 Exemption to Emergency Vehicles

The provisions of this bylaw regulating the operation, movement, stopping, and parking of vehicles shall not apply to any emergency vehicle while it is responding to an emergency call in compliance with the provisions of Section 118 of the Motor Vehicle Act.

### 12.02 Exemptions to Utility Vehicles

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

- (a) utility vehicles;
- (b) tow cars;

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

### 12.03 Other Vehicles in Vicinity of Emergency Vehicles

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

### 12.04 Speed Limits in Vicinity

The driver of a vehicle shall not cause or permit the vehicle to pass or operate within 100 metres of:

- (a) a utility vehicle,
- (b) a tow car, or;
- (c) an emergency vehicle;

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

## **PART THIRTEEN - PARADES AND FUNERALS**

### 13.01 Parades - Authorization

No parade shall be held unless application therefor has been made in writing to, and

receives the approval of the Council, through the Municipal Clerk, by the marshal, organizer or other person in charge thereof, at least three months before the parade commences, provided that such application shall specify the name of the individual designated as Parade Marshal, the nature of the parade, the day and hour which such parade is to be held, the place or places of formation or commencement thereof, the route intended to be taken and the point of disbandment thereof.

In accordance with District of Mission Parade and Gathering Policy, the Administrator is authorized to approve requests for parades or processions on any municipal street which he considers to be a routine nature. Requests for approval for walkathons or other small pedestrian parades which the Administrator considers to be of an unusual nature will be forwarded for Council approval.

Council may set such conditions for a parade as may be recommended by the Municipal Engineer, the Royal Canadian Mounted Police, the Ministry of Transportation and Highways, or such other authorities as they deem applicable.

A parade permit, signed by the Municipal Clerk, shall be carried by the Parade Marshall during the parade and be available for examination on request.

If any deviation from such direction in the permit is made, or if such direction be not otherwise complied with, (save as directed by such permit) the permit shall be void and to no effect.

13.02 Parade Marshall

The Parade Marshall shall be the person responsible for organizing and controlling a parade.

The Parade Marshall shall be deemed to represent the group or organization requesting a parade and shall be responsible to apply for the permit, convey the regulations set out by Council, attend the parade during its complete duration from the start of assembly to the completion of dispersal, and shall be responsible to coordinate the operation and regulation of the parade with other authorities having jurisdiction and the group or organization sponsoring the parade.

13.03 National Flag

If any flags or emblems of other nations, societies, organizations, or associations are displayed in any parade, the same shall be displayed under or behind the National Flag and the National Flag shall be no smaller than any of these.

13.04 Attendance

No person shall take part in a parade unless it is governed by this Bylaw.

13.05 Funerals - Identification

Funeral processions shall be identified as such by each vehicle therein having its headlights illuminated, or its hazard flasher lights illuminated, or by the display of a pennant or other identifying insignia.

13.06 Funerals - Other Traffic

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

**PART FOURTEEN - PENALTIES**

14.01 Motor Vehicle Operations

Any person who operates a motor vehicle, or who, being the owner or operator of a motor vehicle, permits it to stand or be parked in contravention of a traffic control device or traffic control signal is liable on summary conviction to a fine not exceeding the limits established

under the Offence Act.

14.02 General Bylaw Violations

Except as otherwise provided in this bylaw, every person who violates any of the provisions of this bylaw, or who suffers or permits any act or thing to be done in contravention of this bylaw, or who refuses, omits or neglects to fulfill, observe, carry out, or perform any duty or obligation imposed by this bylaw is liable on summary conviction to a fine not exceeding the limits established under the Offence Act; or in the case of contravention of Part Six, to a fine as authorized by the Commercial Transport Act R.S.B.C. 1979 C.55 and regulations made thereunder.

**PART FIFTEEN - SEVERABILITY**

15.01 Severability

If a section, subsection, or clause in this bylaw is held to be invalid by a court of competent jurisdiction, then that invalid portion shall be severed and the remainder of this Bylaw shall be deemed to have been adopted without the invalid and severed section, subsection or clause.

READ A FIRST TIME this 6th day of July, 1987.

READ A SECOND TIME this 6th day of July, 1987.

READ A THIRD TIME this 6th day of July, 1987.

RECEIVED THE APPROVAL OF THE MINISTER OF TRANSPORTATION AND HIGHWAYS this 19th day of October, 1987.

RECONSIDERED AND FINALLY ADOPTED this 2nd day of November, 1987.

(original signed by Acting Mayor Brown)  
MAYOR

(original signed by Donald West)  
CLERK