

- (b) the portion of Highway at an Intersection that is included within the connection of the lateral lines of the Sidewalks on the opposite sides 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;

“Cul-de-sac” means a Dead-end Highway with a round bulb at one end to facilitate the turnaround of a vehicle in one seamless motion;

“Cul-de-sac Bulb” means a circular area at the end of a Dead-end Highway to allow vehicles to turn around;

“Dead-end” means a Highway that only has one way in or out; (AB#4732)

“Driver” means a person who drives or is in actual physical control of a Vehicle including a person who can take control of a Vehicle with an automated driving system;

“Emergency Vehicle” means a Vehicle:

- (a) carrying rescue or first aid equipment where there is an urgent emergency;
- (b) driven by a member of a fire department in the discharge of their duties; or,
- (c) driven by a peace officer, constable or member of the police branch of Her Majesty's Armed Forces in the discharge of their duties;

“Engineer” means the Director of ~~Planning and~~ Engineering and the Director of ~~Operations~~Public Works and Parks for the City of Chilliwack or person authorized by Council, by name of office or otherwise, to act in the place of the Director;

“Extraordinary Traffic” means and includes carriage of goods or persons over a Highway whether in Vehicles drawn by animal power or propelled by other means, that in conjunction with the nature or existing condition of the Highway is so extraordinary or improper in the quality or quantity of the goods or the number of persons carried, or in the mode or time of use of the Highway, or in the speed at which the Vehicles are driven or operated, as to, substantially alter or increase the burden imposed on the Highway through its proper use by ordinary Traffic, and cause damage and expense to the Highway beyond what is reasonable or ordinary;

“Heavy Truck” means any of various forms of Vehicle for carrying goods and materials, which may consist of a self-propelled unit or a Trailer Vehicle(s) hauled by a tractor unit which has a licensed gross Vehicle weight in excess of 10,000 kg;

“Highway” means a street, road, lane, bridge, viaduct and any other way open to the use of the public, and includes any adjacent allowance, Boulevard or right of way;

“Highway-Railway Grade Crossing” means that part of the Highway that passes across a railway track or tracks at grade;

“Intersection” means the general area where two or more roads join or cross, within which are included the roadway and roadside facilities for Traffic movements and measured from edge of pavement and or gutter flow-line. The Intersection approach of an Intersection leg is used by Traffic approaching the Intersection;

USE OF HIGHWAYS

SIGNS ON OR OVER HIGHWAY

9. No person shall erect or maintain, or cause to be erected or maintained, a sign, guidepost or other similar device, whether temporary, portable or permanent, on or over a Highway except in accordance with this Bylaw.
10. Every person wishing to erect a temporary sign on a Highway shall make application to the Engineer for a Highway Works Permit as set out in Schedule 1 of this Bylaw and pay the fee set out in that schedule and the Engineer, upon being satisfied that all applicable regulations, terms and conditions have been met, shall issue the permit.
11. Signs, guideposts, or other similar devices erected or maintained in violation of this Bylaw may, at the discretion of the Engineer, be altered, repainted, torn down or removed without compensation to any person for any loss or damage which may result from the action.

PARADES

12. No person shall hold or participate in a Parade on a Highway unless a permit has first been obtained pursuant to this Bylaw.
13. Every person wishing to hold a Parade on a Highway shall make application to the Engineer for a Highway Works Permit as set out in Schedule 2 of this Bylaw and pay the fee set out in that schedule and the Engineer, upon being satisfied that all applicable regulations, terms and conditions have been met, shall issue the permit.

CONSTRUCTION

14. No person shall engage in road or utility construction, maintenance or repair, whether temporary or permanent, on a Highway except in accordance with this Bylaw.
15. Every person wishing to engage in road or utility construction, maintenance or repair shall make application to the Engineer for a Highway Works Permit as set out in Schedule 1 of this Bylaw.

TEMPORARY BUSINESS AND SOLICITING

16. Council may grant approval to a person, group or organization to:
 - (1) operate a business on a temporary basis, on a Highway subject to the provisions of the City's Business Licence Bylaw and Zoning Bylaw, ~~in force from time to time~~ as amended; or,
 - (2) solicit for donations of money or material assistance for charitable or similar purposes subject to the terms and conditions set out in City's Policy Directives, ~~in force from time to time~~ as amended.

VEHICLES, TRAILERS AND CYCLES

111. No person shall Stop, stand or Park upon any Highway:

- (1) any Trailer or other Vehicle designed for occupancy by persons or for the carriage of goods and merchandise unless it is capable of independent propulsion or is attached to a Vehicle mechanically capable of towing or pulling it at all times;
- (2) any Combination of Vehicles, including any towing apparatus, in excess of 18.3m in length;
- (3) any Vehicle or Trailer exceeding a gross Vehicle weight of 5,500 kg, where the adjacent real property is zoned “residential” pursuant to the City's Zoning Bylaw, ~~in~~ free from time to time as amended, between 7:00 pm and 7:00 am of the following day; and,
- (4) any cycle except in an upright position in a stand designated and lawfully placed for such use.

REMOVAL OF PARKING TICKETS OR MARKINGS

112. No person shall:

- (1) remove any notice or ticket placed or affixed on a Vehicle by a Bylaw Enforcement Officer except the owner or operator of the Vehicle; or,
- (2) remove, obliterate, or otherwise interfere with any marking placed on a Vehicle by a Bylaw Enforcement Officer for any purpose relating to this Bylaw.

TIME-LIMIT PARKING

113. No person shall Park a Vehicle in a stall for a period of time greater than the time indicated by the Traffic Control Device governing the stall except where the Vehicle is Parked in a public parking lot designated for the use of public parking passes and where a valid pass is displayed from the rear-view mirror of the Vehicle.
114. Where the time limit for Parking in a stall has expired and a person requires further Parking, the person may:
- (1) Park the Vehicle in another stall located a minimum 50m from the stall vacated, or,
 - (2) occupy the same stall a minimum of 30 minutes after the stall is vacated.
115. The Engineer may exempt any person or organization that the Engineer deems eligible from time restrictions by permitting the person or members of the organization to Park in time-limit parking stalls in excess of the posted time.

ENFORCEMENT

BYLAW VIOLATION NOTICES

116. A Bylaw Enforcement Officer may issue a bylaw violation notice in the form substantially set out in Schedule 5 of this Bylaw for any violation of this Bylaw and where required, to attach the notice to a Vehicle.

IMPOUND OF CHATTELS AND OBSTRUCTIONS

- 124.** Any chattel or obstruction removed, detained or impounded pursuant to this Bylaw:
- (1) may be recovered by the owner by paying the fees, costs and expenses set out in Schedule 4 of this Bylaw to the City and presenting the receipt and proof of ownership at the City public works yard or other place of storage as the City may designate, or by paying the contractor for the City at their place of business; and,
 - (2) if the chattel or obstruction is not claimed by its owner within 30 days of the date of impoundment, it shall become the property of the City and may be disposed of by the City at its sole discretion.

SALE OF IMPOUNDED PROPERTY

- 125.** The proceeds from the sale of any Vehicle, chattel or obstruction impounded pursuant to this Bylaw shall be applied to the cost of selling it and to the fees, costs and expenses incurred by the City or its contractors in impounding it and the balance if any, shall be paid into the general revenue account of the City.

OFFENCE AND PENALTY

- 126.** Every person who violates any provision of this Bylaw, or who allows or permits any act or thing to be done in violation of any provision of this Bylaw, or who neglects to or refrains from doing anything required to be done by any provision of this Bylaw, is guilty of an offence against this Bylaw and each day that a violation continues to exist is deemed to be a separate offence against the Bylaw.
- 127.** Every person who commits an offence contrary to the provisions of this Bylaw is liable upon summary conviction to a penalty of not more than \$10,000.00 in addition to the costs of the prosecution.
- 128.** Notwithstanding remedies, penalties and fines specified within this Bylaw, a person in violation of the regulations contained in this Bylaw may be subject to penalties specified in the City of Chilliwack “Municipal Ticket Information Bylaw” and Bylaw Notice Enforcement Bylaw, ~~in force from time to time as amended.~~

SEVERABILITY

- 129.** If any portion of this Bylaw is held invalid by a Court of competent jurisdiction, then that invalid portion must be severed and the remainder of this Bylaw must be deemed to have been adopted without the severed portion.