

# PARKING AND TRAFFIC CONTROL BYLAW

## VILLAGE OF PEMBERTON BYLAW No. 840, 2018

Fourth & Final Readings  
October 2, 2018



OFFICE CONSOLIDATION: October 19, 2023

This document is an office consolidation of the Village of Pemberton Parking and Traffic Control Bylaw No. 840, 2018 (adopted October 2, 2018) and subsequent amendments adopted by Village Council.

All persons making use of this consolidation are reminded that it has no Council sanction, that amendments have been incorporated only for convenience of reference, and that for all purposes of interpretation and application that original bylaw should be consulted.

The Village of Pemberton will, in no event, be liable or responsible for damages of any kind arising out the use of this consolidation.

This is not the official version of the Village of Pemberton Parking and Traffic Control Bylaw No. 840, 2018, nor is it admissible in a court of law. For such purposes, official certified copies can be obtained from the Village Office or by contacting us at: [admin@pemberton.ca](mailto:admin@pemberton.ca).

Table of Amendments

<b>BYLAW NO.</b>	<b>SECTION</b>	<b>DESCRIPTION</b>	<b>ADOPTED</b>
<b>918, 2021</b>	15.2 Schedule A Part 16 Section 18.3	Replaces \$10,00 with \$50,000 Deleted Deleted Deleted	December 7, 2021
<b>933, 2022</b>	2.1, Definitions  3.1 (g) 3.2 7.1	Strikes out definition of <i>parking lot</i> and adds definition of <i>parking lot, public</i> Abandoned Vehicles additional language Abandoned Vehicles new clause Updated language	July 12, 2022
<b>939, 2022</b>	Section 4.1 (r ) (ii)  Section 12.2 (i)	Strikes out wording related to insurance decals and inserts new language Strikes out word “decal” and inserts new language	
<b>952,2023</b>	Part 9, 13.1 q	Strikes out wording related to construction activities	October 17, 2023

**VILLAGE OF PEMBERTON  
BYLAW No. 840, 2018**

**Being a Bylaw to establish Parking and Traffic Control  
within the Village of Pemberton**

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**WHEREAS** Section 36 of the *Community Charter* and Part 3 of the *Motor Vehicle Act* authorize Council to regulate and prohibit in relation to parking, traffic and other uses of highways in the Village of Pemberton:

**NOW THEREFORE** the Council of the Village of Pemberton, in open meeting assembled, **ENACTS AS FOLLOWS:**

**PART 1: CITATION**

1.1. This bylaw may be cited as “Parking and Traffic Control Bylaw No. 840, 2018”.

**PART 2: DEFINITIONS**

2.1. In this bylaw:

*Bylaw Enforcement Officer* means a person appointed to that position for the *Village* by the *Chief Administrative Officer*;

*Camp or Camping* shall mean the act of using or occupying land for the purpose of locating, erecting or using a *Vehicle* or *Trailer*, or a tent, shed, or other similar structure for the provision of sleeping accommodation and includes sleeping overnight or any portion thereof in the open air;

*Chief Administrative Officer* or “CAO” means the person appointed by *Council* under section 147 of the *Community Charter*, or a person appointed by *Council* to act in place of that Officer.

*Commercial Vehicle* includes:

- (a) every *vehicle* defined as a *commercial vehicle* in Section 1 of the *Commercial Transport Act*;
- (b) every *vehicle* used for the collection, delivery or transportation of goods or passengers in the course of a business; and
- (c) every tradesman’s *vehicle*.

*Council* means the Council of the Village of Pemberton;

*Crosswalk* means:

- (a) a portion of the roadway at an intersection or elsewhere distinctly

indicated for pedestrian crossing by signs or by lines or other markings on the road surface; or

- (b) the portion of a *highway* at an intersection that is included within the connection of the lateral lines of the *sidewalk* 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.

*Curb* means a raised portion of *highway* forming a line of demarcation between the roadway and the boulevard of a *highway*;

*Disabled Persons' Parking Permit* means a permit issued for the parking of *vehicles* which are used to transport persons with disabilities, in accordance with Division 38 of the *Motor Vehicle Act Regulations*;

*Disabled Parking Zone* means a portion of *highway* reserved for the exclusive use of persons with disabilities, as identified by a disabled parking sign set out in Schedule 2 of Division 23 of the *Motor Vehicle Act Regulations*;

*Fire Chief* means the officer-in-charge of Pemberton Fire Rescue or a person appointed to act in place of the *Fire Chief*;

*Fire Lane* means that portion of a *highway* designated as such by a *traffic control device* and reserved for unobstructed access by Pemberton Fire Rescue emergency *vehicles*;

*Highway* includes a street, road, lane, bridge, viaduct, *sidewalk*, boulevard, approaches and any other way open to public use, other than a private right of way on private property;

*Loading Zone* means that portion of a *highway* designated as such by a *traffic control device* and reserved for the exclusive use of loading or unloading of *commercial vehicles*;

*Manager* means the Manager of Operations and Development Services for the *Village* or a person appointed to act in their place;

*No Parking Zone* means that portion of a *highway* designated as such by a *traffic control device* that specifies that parking is prohibited, either generally or at specified times;

*No Stopping Zone* means that portion of a *highway* designated as such by a *traffic control device* that specifies that stopping is prohibited, either generally or at specified times;

*Owner*, with respect to a *vehicle*, means the person who holds the legal title to the *vehicle*, a person who is a conditional purchaser, a lessee or a mortgagor, and is entitled to be and is in possession of the *vehicle*, or the person in whose name the *vehicle* is registered.

*Parking lot, public* means the use of *land* for the short-term parking of *vehicles* that it is provided to the general public free of charge. (Amendment Bylaw No. 933, 2022)

*Parking Permit* means a permit issued under Section 13.3 of this Bylaw;

*Parking Space* means a section of a *highway* indicated by a *traffic control device* as a place to park one *vehicle*;

*Person with Disability* means a person whose mobility is limited as a result of a permanent or temporary disability that makes it impossible or difficult to walk.

*Police Officer* means a member of the Royal Canadian Mounted Police;

*Sidewalk* means the area between the curb-lines or lateral lines of a roadway and the adjacent property lines improved for use of pedestrians;

*Tradesman's Vehicle* means any *vehicle*, the *owner* or operator of which holds a valid business license in the *Village* as a tradesman;

*Traffic Control Device* means a sign, signal, painted line, meter, road surface or other marking, space, barrier or any other device, erected or placed by direction of the *Manager*;

*Trailer* means any of various accessory, non-motorized *vehicles*, commonly towed by automotive *vehicles*;

*Vehicle* means a device in, on or by which a person or thing is or may be transported or drawn on a *highway*, but does not include a device designed to be moved by human power, a device used exclusively on stationary rails or tracks or a motor assisted cycle.

*Village* means the Village of Pemberton;

*Winter Parking Restrictions* means temporary directions issued by the Manager of Operations and Development Services for the Village to accommodate winter snow clearing operations.

- 2.2. Except as otherwise defined, words and phrases in this bylaw are to be construed in accordance with their meanings under the *Community Charter*, the *Motor Vehicle Act*, the *Local Government Act* and the *Interpretation Act*, as the context and circumstances require. Reference to a statute refers to a statute of British Columbia and reference to another bylaw refers to a bylaw of the *Village* unless otherwise indicated. Reference to any statute, regulation, code or bylaw refers to that enactment as it may be amended or replaced from time to time. In the event of an inconsistency between this Bylaw and a Provincial enactment, the more restrictive law prevails. Words in the singular include the plural and vice versa. Headings in this Bylaw are for convenience only and must not be construed as defining or in any way limiting the scope or intent of this Bylaw.

### **PART 3: GENERAL RESTRICTIONS**

- 3.1. A person must not:

- a) While on a *highway*, interfere or fail to comply with the directions of a *police officer*, *bylaw enforcement officer* or firefighter acting in the course of their duties;
- b) Remove or discard a notice or ticket placed on or affixed to a *vehicle* by a *police officer* or *bylaw enforcement officer* in the course of enforcing this Bylaw, unless the person is the *owner* or operator of that *vehicle*;
- c) Deface, paint, mark or damage a *highway* or any part of a *highway*;
- d) Obstruct, cover, alter, deface, damage, interfere with or remove a *traffic control device* or any part of it;
- e) *Camp*, or otherwise erect a tent or similar shelter, on any *highway*;
- f) Park a *vehicle* or *trailer* on any *highway* or part of a *highway*, Municipal right of way or parking lot, or other public space between the hours of 10:00 p.m. and 6:00 a.m. for the purpose of sleeping, except where a sign or other *traffic control device* indicates that a place may be used for that purpose; or
- g) Abandon a vehicle on a highway or in a public parking lot except:
  - i. by direction of a police officer;
  - ii. as required by law; or
  - iii. if strictly necessary. (Amendment Bylaw No. 933, 2022)

- 3.2. If an owner or operator abandons a vehicle, the owner or operator must:

- a) inform the RCMP or the Manager of the vehicle's location as soon as possible;
- b) arrange to have the vehicle removed to a suitable location; and

- c) pay all expenses, costs and charges of removal and storage. (Amendment Bylaw No. 933, 2022)

#### **PART 4: GENERAL PARKING AND STOPPING PROHIBITIONS**

4.1. Except when necessary to avoid conflict with traffic; to comply with the directions of a *police officer*, firefighter, *bylaw enforcement officer* or *traffic control device*; or as specifically permitted under this or another bylaw of the Village of Pemberton; a person must not stop, stand or park a *vehicle* or *trailer*.

- a) within six (6) metres of any fire hydrant;
- b) in an area designated as a:
  - i. *fire lane*;
  - ii. *no parking zone*;
  - iii. *no stopping zone*;
  - iv. *loading zone*;
- c) in an area designated as a *Disabled Parking Zone* except where a current *Disabled Persons' Parking Permit* is displayed clearly from the *vehicle*;
- d) adjacent to a *curb* that is painted yellow;
- e) on a crosswalk;
- f) within six (6) metres of the approach of a *crosswalk*;
- g) so as to interfere with the normal flow of traffic;
- h) on a *sidewalk*, boulevard, shoulder, trail or any place reserved for pedestrians except where specifically designated as a parking zone;
- i) so as to obstruct or prevent access to or from a driveway, lane, or right of way or other access to an adjoining parcel of land;
- j) within six (6) metres of any *traffic control device* located at an intersection of any *highway*; or within any *crosswalk*, *highway* intersection or roundabout.
- k) on any *highway*, including the shoulder thereof, for the purpose of:
  - i. displaying a *vehicle* for sale;
  - ii. displaying signs;
  - iii. advertising, washing, greasing, repairing, wrecking or storing a *vehicle* or *trailer*, except where necessitated by an emergency; or
  - iv. selling any goods or services;

- l) on a *highway* except on the right-hand side; not further than thirty (30) centimeters from the *curb* or if there is no *curb*, from the edge of the roadway;
  - m) in the opposite direction of on-coming traffic;
  - n) in contravention of any sign or other *traffic control device* posted or installed pursuant to this bylaw;
  - o) on any *highway* for a period longer than seventy-two (72) hours;
  - p) in front of a barricade used to block off a roadway or access to a roadway;
  - q) in a public park, except in designated areas;
  - r) on any *highway* if:
    - i. the *vehicle* is not displaying a valid licence plate; or
    - ii. the *vehicle* is not insured; (Amendment Bylaw No. 939, 2022)
  - s) on the roadway side of another *vehicle* that is stopped or parked at the edge or *curb* of a roadway, except when necessary to avoid conflict with traffic or to comply with the law or directions of a *police officer* or *traffic control device*; and
  - t) on any portion of *highway* that is indicated by *traffic control device* as being a bus stop, taxi stand, or *loading zone*, or otherwise reserved for buses, taxis, *commercial vehicles*, or for any other type or class of *vehicle*, other than for stopping, standing or parking a *vehicle* that is clearly within that class;
  - u) on any portion of a *highway* that is marked or indicated by surface markings or other *traffic control device* as a cycle lane;
  - v) on any portion of a *highway* for a longer period of time than indicated on any traffic sign or other *traffic control device* applicable to that portion of the *highway*;
  - w) within any residential zone of the *Village*, if the *vehicle* or *trailer* is a *commercial vehicle* having a gross *vehicle* weight exceeding 5,500 kilograms, unless the *vehicle* or *trailer* is temporarily parked and persons are engaged in the moving, loading, or unloading of furniture, other personal property of a resident within the *Village* or for construction purposes related to a property on that street;
- 4.2. *Winter Parking Restrictions* are in effect between the hours of 9 p.m. to 9 a.m. local time inclusive, on Monday through Sunday, from November 15<sup>th</sup> of each year to March 31<sup>st</sup> of the succeeding year. When *Winter Parking Restrictions* are in effect, a person must not park a *vehicle* or *trailer*, or leave any chattel or thing, on that side of any *highway* on which civic addresses are assigned even numbers, except as permitted by a *traffic control device*.

- 4.3. Where angle parking is provided or allowed, the driver of a *vehicle* must park in accordance with the *traffic control device*, permit or other authority, and as close to the *curb* as practicable.
- 4.4. Where a sign indicates that a *parking lot* belongs to the *Village*, a person must not park a *vehicle* in that lot contrary to any posted restriction or prohibition.

#### **PART 5: MOTOR VEHICLE IDLING**

- 5.1. A person must not cause, permit, or allow a motor *vehicle* to idle for more than three (3) consecutive minutes, whether or not the *vehicle* is being driven or is unattended, and whether or not locked or unlocked with the *vehicle* engine idling for a period longer than three (3) minutes, unless;
  - a) the *vehicle* is in lanes of active traffic,
  - b) the *vehicle* is undergoing emergency repairs along a roadside, or
  - c) the *vehicle* is an emergency *vehicle*.
  - d) to power a heating or refrigeration system in order to preserve perishable cargo.

#### **PART 6: TIME-LIMIT PARKING**

- 6.1. A person must not 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*.
- 6.2. Where the time limit for parking in a stall has expired and a person requires further parking, the person may:
  - a) park the *vehicle* in another stall located a minimum 50m from the stall vacated.

#### **PART 7: PARKING LOTS**

- 7.1. A person must not park any *vehicle* or *trailer* on any *public parking lot* or in a *parking space*: **(Amendment Bylaw No. 933, 2022)**
  - a) for a period longer than the posted maximum time restriction;
  - b) during any time period for which posted parking regulations designate the *parking lot* or *parking space* as a *no parking zone*;
  - c) such that any portion of the *vehicle* or *trailer*.

- i. extends into the roadway or *parking lot* beyond the markings delineating the *parking space*; or
- ii. occupies more than one *parking space*;
- iii. for a period longer than 72 hours;
- iv. for *camping*;
- v. between the hours of 9 p.m. to 9 a.m. local time inclusive, on Monday through Sunday, from November 15<sup>th</sup> of each year to March 31<sup>st</sup> of the succeeding year.

## **PART 8: NUISANCE and OBSTRUCTION**

8.1. A person must not cause a nuisance on, foul or damage any *highway*, and without limiting the generality of that, must not:

- a) cause, permit or allow an unauthorized obstruction on a *highway* or any part of a *highway* or throw, or cause or allow to fall, place or deposit on a *sidewalk*, boulevard, lane or other part of a *highway*:
  - i. garbage, rubbish, food peelings, gum, animal droppings or carcasses, or other discarded or waste materials;
  - ii. earth, rocks, gravel, cement, clay, dust or similar matter;
  - iii. trees, branches, stumps, logs, leaves, lawn or garden clippings, agricultural waste or other discarded vegetable matter;
  - iv. discarded or abandoned paper, plastic, glass, electronics, appliances or furniture, except as authorized in writing by the *Manager*.
- b) permit, suffer or allow litter, food, garbage, rubbish, or other waste or discarded materials or objects to remain or accumulate on a *sidewalk* or gutter adjacent to, or that could be affected by, a parcel or premises of which the person is an *owner* or occupant;
- c) cause, permit, suffer or allow substances such as fuels, oils, gas, or noxious liquids, solids or effluvia to escape onto a *highway* or into a gutter, ditch, or storm drain system within, affixed or adjacent to or near any part of a *highway*; or
- d) place, or cause to be placed, any garbage or recycling container so as to interfere with the ordinary passage of *vehicles*, pedestrians, and cyclists riding within marked cycle lanes.

## **PART 9: EXEMPTIONS FROM PARKING REGULATIONS**

9.1. Provided that the *vehicle* operator has due regard for any applicable regulations under the *Motor Vehicle Act*, the provisions of this bylaw relating to the stopping or parking of *vehicles* do not apply to the operators of:

- a) emergency *vehicles*;
- b) Provincial or Federal Government or, public utility corporation service *vehicles*, or a *vehicle* owned or leased by the *Village*;
- c) towing service *vehicles*; or
- d) school buses;

while the operators of such *vehicles* are lawfully engaged in carrying out their work or business.

This exemption does not relieve the drivers of said *vehicles* from taking due precautions to indicate their presence on a street parked or stopped, while engaged in work.

9.2. Any *vehicle* parked under the authority of section 9.1(b) within six (6) metres of a fire hydrant or in an area designated as a *fire lane*, shall be attended at all times and shall be moved immediately at the request of a *bylaw enforcement officer*, the *fire chief* or the Fire Department Officer in charge at an emergency response incident.

## **PART 10: COMMERCIAL VEHICLE PARKING**

10.1 No person shall park any *commercial vehicle* on any *highway* in the *Village*, except:

- (a) in a *loading zone*, except in accordance with section 11 of this bylaw;
- (b) when the *commercial vehicle* is standing temporarily while the operator is actually engaged in loading or unloading goods or passengers; or
- (c) while the operator of the *commercial vehicle* is actually engaged in providing a tradesman's service, moving service or other commercial service to another person, on land adjacent to the *highway* where the *vehicle* is parked.
- (d) in an area specifically designated to include parking of *commercial vehicles*.

10.2 The exception in paragraph 10.1 (c) does not apply if section 4.1(g) or 4.2 of this bylaw prohibits parking at the applicable time or location.

10.3 No *vehicle* parked under the authority of paragraph section 10.1 (c) may be

parked in a *no stopping zone*, a *no parking zone*, a *fire lane*, *crosswalk* or within six (6) metres of a fire hydrant.

## **PART 11: LOADING ZONES**

- 11.1 *Commercial vehicles* may be parked for a maximum of thirty (30) minutes in an area designated as a *loading zone*, while the operator of the *vehicle* is engaged in loading or unloading materials, provided that the *vehicle* is moved immediately at the request of a *Bylaw Enforcement Officer*, *Police Officer* or *Fire Chief*.

## **PART 12: REMOVAL, IMPOUNDMENT AND COST RECOVERY**

- 12.1 Where a *vehicle*, *cycle*, *trailer*, container or other chattel, fixture or thing is unlawfully occupying any part of a *highway*, parking lot, *parking space* or other property owned or controlled by the *Village*, the *Manager*, a *Police Officer*, the *Fire Chief*, or a *Bylaw Enforcement Officer* acting under the direction of the *Manager* may cause it to be removed and, if unattended by its *owner* or operator, taken to a suitable place and detained or stored until all expenses, costs and charges of removal and impoundment together with all other applicable fees and charges have been paid in full.
- 12.2 Without limiting Section 12.1, the *Manager*, *Police Officer*, *Fire Chief* or *Bylaw Enforcement Officer* may order any parked *vehicle* or other thing removed and if unattended by its *owner* or operator, impounded if it obstructs or interferes with:
- a) firefighting or emergency response operations;
  - b) snow removal or street sweeping operations;
  - c) emergency access to any building or property; or
  - d) the construction, reconstruction, maintenance or repair of any *highway* or public utility.
  - e) is standing or parked in contravention of a traffic control signal; direction of the RCMP Member, *Fire Chief*, or *Manager*, or a permit or order issued under this bylaw;
  - f) is standing or parked in a position that causes it to interfere with or impede the use of a cycle lane by cyclists, a *sidewalk* by pedestrians, a trail, or another part of the *highway* by *vehicles*;
  - g) is presenting a hazard to public safety or preventing the normal flow of traffic;
  - h) appears to be abandoned; or
  - i) is without proper or valid number plates or current insurance. (Amendment Bylaw No. 939, 2022)

- 12.3 If a *vehicle* or other thing described in section 12.1 or 12.2 is attended by its *owner* or operator, or another person who appears to be responsible for it, a *Police Officer*, a firefighter responding to an incident, a *Bylaw Enforcement Officer* or the *Manager* may order the *owner* or operator to remove the *vehicle* or other thing to a suitable location, and every person so ordered must immediately comply.
- 12.4 If a person fails to comply immediately with an order delivered under this section, the *Police Officer*, firefighter, *Bylaw Enforcement Officer* or *Manager* may cause the *vehicle* or another thing to be removed and stored in a suitable place.
- 12.5 The owner of the *vehicle*, *trailer*, container or other chattel, fixture or thing that is removed or impounded under this section is responsible to pay all expenses, costs and charges for its removal, care or storage.

### **PART 13: AUTHORITY OF THE MANAGER**

- 13.1 For the safety, protection and convenience of the public in relation to traffic and use of the *highways*, boulevards, *sidewalks*, parking lots, parks and other public spaces, and taking into account normal use by *vehicles*, cyclists and pedestrians, real property circumstances and road and weather conditions, and acting consistently with this bylaw, the *Manager* is authorized to direct and issue orders for any of the following purposes:
- a) placing or erection of *traffic control devices* upon any *highway* or part of a *highway*, or on land owned or held by the *Village*;
  - b) to temporarily restrict or prohibit all or some types of traffic on a *highway*, *sidewalk*, boulevard, *parking lot* or park;
  - c) establishing locations for *parking spaces* and for *Disabled Parking Zones* for persons with disabilities;
  - d) designating *parking spaces* adjacent to any federal, provincial or Municipal public building that are reserved for officials and officers engaged therein;
  - e) establishing locations for automatic or other mechanical parking meters;
  - f) establishing locations for loading and unloading *commercial vehicles* and the picking up and dropping off of passengers;
  - g) removal of unauthorized signs, advertisements or guide posts on or over any *highway*, or the repair, replacement, repositioning, alteration or removal of signs, advertisements or guide posts that interfere with traffic sight lines or that are unstable or unsafe;
  - h) establishing the locations of:

- i. school crossings;
    - ii. taxi stands; and
    - iii. traffic calming works or other design features on a roadway.
  - i) establishing *winter parking restrictions* which may be a time period between November 15<sup>th</sup> and March 31<sup>st</sup>;
  - j) to facilitate a procession, parade, special event or similar activity in the *Village*;
  - k) to allow for parking in locations that are normally restricted, including for commercial and overweight *vehicles* and for permits of up to one year for residents and local business;
  - l) construction, maintenance, repair, widening or upgrading of any *highway*, access, adjacent right of way, crossing or ancillary thing;
  - m) installation, maintenance, repair, upgrading, removal or relocation of a ditch, drain, culvert, sewer or other utility on, under or adjacent to the *highway, sidewalk, boulevard* or park;
  - n) to facilitate construction of buildings or other structures, or their demolition, on properties adjacent to the *highway, sidewalk, boulevard* or park;
  - o) to allow for the temporary deposit of rocks, earth, gravel or other materials on the *highway, sidewalk* or boulevard;
  - p) to allow for extraordinary traffic to use the *highway*; and
  - q) the *Manager* may issue time-limited permits for the occupation and use of a *highway, boulevard, sidewalk* or other property owned or controlled by the *Village* for any of the following purposes:
    - i. Special Event;
    - ii. Filming; and
    - iii. *(Amendment Bylaw No. 952, 2023)*
- 13.2 Regulation and control of persons using skateboards, scooters, roller skates or roller blades, sleighs, skates, skis, snowboards or other similar means of conveyance on highways in the *Village* and the closing of a highway or highways or part of them to permit the use of skateboards, scooters, roller skates or roller blades, sleighs, skates, skis, snowboards or other similar means of conveyance.
- 13.3 The *Manager* may impose, as a condition of a permit, terms, restrictions and requirements for safety and security of persons and property, indemnity and insurance, and to ensure compliance with this and other applicable bylaws; and may rescind, revoke, amend or vary orders made under this bylaw if the *Manager* determines that the permit holder has contravened the permit or a provision of this or another bylaw or a provincial or federal enactment.

13.4 A person holding a permit issued under this bylaw must:

- a) ensure that all conditions, terms, restrictions and requirements are met;
- b) promptly notify the *Manager* of any accident, emergency incident, and of any injury to persons or loss or damage to property related to and occurring during the use and occupation of the *highway*, boulevard or *sidewalk*, as applicable; and
- c) be solely responsible for any costs and expenses resulting to the *Village* in repairing or replacing property lost, injured or damaged by the use or occupation for which the permit was issued.

#### **PART 14: ENFORCEMENT**

14.1. This Bylaw may be enforced by the *Manager*, a *Police officer* or a *Bylaw Enforcement Officer*, and where members of the Fire Department are responding to an incident, by the *Fire Chief* or Deputy Fire Chief in relation to that incident.

14.2. A *Police Officer*, *Bylaw Enforcement Officer*, the *Manager* or a person acting in the place of the *Manager*, may enter on or into property for the purpose of inspecting to determine whether the regulations, restrictions and requirements of this Bylaw are being met.

#### **PART 15: CONTRAVENTION AND PENALTIES**

15.1. Any person who:

- a) contravenes any provision of this bylaw;
- b) causes or allows any act or thing to be done in contravention of any provision of this bylaw; or
- c) fails or neglects to do anything required to be done by any provision of this bylaw,

commits an offence under this bylaw and for each day the offence continues constitutes a separate offense.

15.2. A person convicted an offence under this bylaw is liable:

- a) if proceedings are brought under the *Offence Act*, to pay a fine to a maximum of \$50,000 and such other amounts as the court may impose in relation to the offence; (*Amendment Bylaw No. 918, 2021*)
- b) if a ticket is issued under the *Municipal Ticket Information Utilization Bylaw No. 800, 2016*, to pay a fine to a maximum of \$1,000;

- c) if a bylaw notice is issued under a bylaw made under the *Local Government Bylaw Notice Enforcement Act*, to pay a penalty to a maximum authorized under that Act.

**PART 16:** Deleted (Amendment Bylaw No. 918, 2021)

**PART 17: SEVERABILITY**

- 17.1 If any portion of this Bylaw is held to be invalid by a court of competent jurisdiction, the invalid portion is severed and remainder continues to be valid.

**PART 18: REPEAL** (Amendment Bylaw No. 918, 2021)

- 18.1 The following bylaws are hereby repealed:

*Parking and Street Traffic Control Bylaw No. 586, 2006;*  
*Parking and Traffic Control Amendment (Idling) Bylaw No. 726, 2013; and*  
*Parking and Traffic (Fine Adjustment) Amendment Bylaw No. 777, 2014.*

- 18.2 Despite subsection 18.1 every order made under “*Street Traffic and Parking Control Bylaw No. 541, 2004*” and its amendments continue in effect.

- 18.3 Deleted (Amendment Bylaw No. 918, 2021)

**READ A FIRST TIME THIS 4<sup>th</sup> day of September, 2018**

**READ A SECOND TIME THIS 4<sup>th</sup> day of September, 2018**

**READ A THIRD TIME THIS 4<sup>th</sup> day of September, 2018**

**ADOPTED THIS 2<sup>nd</sup> day of October, 2018**

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Mike Richman  
Mayor

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Sheena Fraser  
Corporate Officer