

THE CORPORATION OF THE
CITY OF WHITE ROCK
BYLAW 2497



A Bylaw to amend the street and traffic bylaw, 1999, No. 1529

Council for the City of White Rock, in open meeting assembled, hereby enacts the following:

1. This Bylaw may be cited as the *Street and Traffic Bylaw Amendment Bylaw No. 2497, 2024*.
2. The *Street and Traffic Bylaw, 1999, No. 1529* is hereby amended as follows:

(1) At section 2 [*Definitions*],

(a) the introductory line is deleted and the following substituted:

(1) In this bylaw:

(b) the definitions of “arterial street”; “commercial vehicle”; “debris”; “emergency vehicle”; “highway”; and “intersection”; are deleted and replaced with the following

“**arterial street**” means a street having controlled vehicular crossing and that is indicated as “arterial” on Schedule D of this bylaw [“Updated Street Network Classification” in the Integrated Transportation and Infrastructure Master Plan].

“**commercial vehicle**” has the same meaning as in the *Commercial Transport Act*.

“**debris**” means rubbish, leaves, tree debris, broken glass and other waste.

“**emergency vehicle**” has the same meaning as in the *Motor Vehicle Act*.

“**highway**” means a street, road, lane, bridge, viaduct and any other way open to public use, other than a private right of way 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 2 highways that 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.

(c) the following definitions are added, in alphabetical order:

“**bicycle**” means a device composed of any number of wheels held in a frame propelled by pedals and steered with handlebars, and includes a motorized version.

“**City**” means the City of White Rock.

“**City Engineer**” means the Director of Engineering and Municipal Operations for the City, or a person designated to act in the place of the Director.

“**tree**” means a woody perennial plant, usually long-lived with elongated stem or trunk, deciduous or evergreen, and includes all above and below ground living parts.

(d) the following definitions are deleted:

“**freight vehicle**”;

“**landscaped boulevard**”

“**motor home**”

“**pedestrian**”

“**sound truck**”

“**street**”

“**stop**”

“**stopping**”

(e) the following subsections are added:

(2) Except as otherwise defined herein, words and phrases in this Bylaw are to be construed in accordance with their meanings under the Community Charter, Local Government Act, Motor Vehicle Act, Transportation Act, Commercial Transport Act and the Interpretation Act, as the context and circumstances may require. A reference to an Act refers to a statute of British Columbia unless otherwise indicated, and a reference to any statute, regulation, code, bylaw or other enactment refers to that enactment as it may be amended or replaced from time to time.

(3) Schedules A and B are attached to and form part of this Bylaw.

(2) At section 6 [*Funeral and Other Processions*], subsection (2) is deleted and the following is substituted:

(2) Funeral processions shall be identified as such by each vehicle therein having its headlights **or hazard lights** illuminated.

(3) Section 11 is amended by deleting the phrase “eight o’clock in the morning and five o’clock in the afternoon” and substituting “**8 am and 5 pm**”.

(4) Section 13 [*Stop when Traffic Obstructed*] is amended by deleting the phrase “he is operating” and substituting “**being operated**”.

(5) Section 15 [*Horn for Warning Only*] is deleted and the following is substituted:

15. No person shall sound the horn of a vehicle except when necessary to warn a person, **motor vehicle** or animal of danger.

(6) Sections 17, 18 and 19 are repealed.

(7) At section 23 [*Stopping and Parking*]:

(a) paragraphs (b) and (c) are deleted and the following is substituted:

(b) **within 7.5 meters of a bus stop sign where no other traffic control devices are in place;**

(c) **on any portion of a street for a longer period of time than indicated on any traffic control device:**

i on a City block controlled by a parking time limit regulation;

ii on any block at which it was previously parked until the next calendar day since the vehicle last occupied that block; or

iii in a different location on the same block face in the same calendar day;

(b) paragraph (i) is deleted and the following is substituted:

(i) **on a boulevard that has been improved with soil, grass, sod, plantings, or any combination of these, authorized by the City (“finished boulevard”);**

(c) in paragraph (t), the figure “1 metre” is deleted and substituted by “**1.5 metres**”

(8) Section 35 is deleted and the following is substituted:

35. Except as a City employee for a purpose authorized by the City, a person must not, without first obtaining a permit from the City Engineer:

- (a) excavate in, cause a nuisance on, encumber, obstruct, injure, foul, improve or damage any portion of any highway, or other public place,
- (b) dig up or in any manner alter, prune, trim, remove, disturb or destroy any City tree, or
- (c) install, add, or plant landscaping elements (or components), including minor low-level plantings on any boulevard or highway.

(9) At section 36:

(a) the phrase “and **Agreements**” is added to the heading;

(b) paragraphs (c) through (f) are deleted and substituted by the following:

(c) if the applicant does not complete all the work shown in the plan within the time limited by the permit, the City may use the security deposit to complete or remove such work.

(d) **Boulevard Improvements** - Road Alteration Permit (RAP) required. Any person constructing a driveway, walkway, low-level retaining wall or utility upgrades shall submit to the City Engineer an application, together with satisfactory plans and detailed specifications. The applicant shall be responsible for all costs including the removal and restoration of any previous boulevard encroachment.

(e) **Minor Low-Level Plantings** - Road Alteration Permit (RAP) required. The City Engineer may permit minor low level plantings that cause minimal loss of public amenity subject to criteria outlined in the permit including plant species, setbacks, heights, maintenance and unilateral termination by the City. Lawn is permitted without permit as are low level plantings less than one metre in height that do not separate public property for private use and are set back from the sidewalk.

(f) **Minor Parking Pads** – Road Alteration Permit (RAP) required. The City Engineer will evaluate traffic safety and other transportation needs before initial consideration of parking pads. Subject to the foregoing, the City Engineer may permit a parking pad as per the criteria outlined in the permit including material type, drainage, maintenance and unilateral termination by the City. Parking pads are available for community use and not exclusive to adjacent property owner.

(g) **Encroachments** – Encroachment Agreement required. Boulevard encroachments not approved through any of the permits described above shall either be removed or the City Engineer may approve an encroachment agreement that includes, but is not limited to, an application fee, annual insurance requirements, maintenance requirements, annual license fees and unilateral termination by the City.

(h) **Temporary Use** – Road Use Permit Required (RUP). The Engineer may approve a temporary use permit for temporary uses including, but not limited to, hoarding, shoring and street rental.

(i) Fees for all permits and agreements identified above are as established in the *Fees and Charges Bylaw*.

(10) Section 37 is deleted and the following is substituted:

37. The City Engineer may direct the removal of any structure, object, substance, vegetation or thing found upon any highway or public place that is in contravention of this bylaw or of a permit or agreement under section 36, the City may recover all costs associated with such removal from the person responsible for the contravention.

(11) At section 39, the phrase, “Except on Sundays, the owner of every parcel” is deleted and substituted by “The owner of every parcel”.

(12) Section 41 is deleted and substituted by the following:

41. The owner of every parcel of real property is responsible for the control of weeds and the care and maintenance of grass and permitted landscaping elements, or their components, on the boulevard adjacent to their parcel, excluding trees.

(13) The heading that precedes section 48 is deleted and substituted by the following heading:

Access to Property from a City Street

(14) Section 49 is deleted and substituted by the following:

49. No more than one driveway per parcel is permitted unless provided for in this bylaw or as approved by the City Engineer.

(15) The first sentence of section 50 is deleted and substituted by the following:

50. No driveway shall be located within 7.5 metres of the corner of a property adjacent to two highways.

(16) The third sentence of section 51, is deleted and substituted by the following:

51. The slope of the driveway within the boulevard shall slope up from the edge of the street to the property line at a minimum of 2%.”

(17) Section 52 is deleted and substituted by the following:

52. Despite Section 51, in circumstances which the City Engineer considers it is warranted and appropriate, the City Engineer may approve a driveway and boulevard designed by a professional engineer and sloping upward from the road edge or curb edge at a minimum of 2% for a minimum 2 metres and then transitioning to a maximum grade of 20%.

(18) Section 53 is deleted and substituted by the following:

53. Maximum driveway width is 6.0m. This width is measured at the property line. Driveway width within the boulevard may therefore not exceed 6.0m in width.

(19) Section 55 is deleted and substituted by the following:

55. Where a residential parcel includes a multi-door garage or where off-street parking has been developed on a lot, if there are no conflicts as determined by City staff upon review, the width of driveway on the private property may transition to the maximum permitted width of 6.0 m at the property line.

(20) Section 81 is amended by deleting subsections (1) and (2) and substituting the following:

(1) The City Engineer may issue permits in accordance with this Bylaw.

(2) The City Engineer may issue a permit to do those things otherwise prohibited by Section 79, subject to the payment of the appropriate fee and subject to such other conditions in this Section 81 which may be applicable.

(21) Sections 92 through 94 are deleted and substituted by the following:

92. (1) This Bylaw may be enforced by a bylaw enforcement officer or parking patroller employed by the City; a constable of the Royal Canadian Mounted Police; the City Engineer; and any designated member of the City's Departments of Engineering & Operations, Fire Services, or Planning & Development Services.

(2) A person must not obstruct or interfere with a person identified in subsection (1) in carrying out their duties and functions under this Bylaw.

93. Every person who

(a) contravenes or violates any provision of this Bylaw;

(b) suffers, consents to, allows or permits any act or thing to be done in contravention or in violation of any provision of this Bylaw;

(c) neglects or fails to do anything required to be done by any provision of this bylaw; or

(d) allows a violation of this bylaw to continue,

commits an offence, and each day that a contravention or violation of this bylaw continues amounts to a separate offence.

94. Every person who commits an offence against this Bylaw is liable:

(a) if proceedings are brought under the *Offence Act*, to pay a fine of not less than \$5,000.00 and not more than \$50,000.00;

(b) if issued a ticket under the *Ticketing for Offences Bylaw*, to pay a fine to a maximum established under the *Community Charter Bylaw Enforcement Ticket Regulation*; or

(c) if issued a bylaw notice, to pay a penalty to a maximum established under the *Local Government Bylaw Notice Enforcement Act*.

(22) Schedule C of the Bylaw is deleted.

RECEIVED FIRST READING on the 26th day of February, 2024

RECEIVED SECOND READING on the 26th day of February, 2024

RECEIVED THIRD READING on the 26th day of February, 2024

ADOPTED on the th day of , 2024

MEGAN KNIGHT, MAYOR

TRACEY ARTHUR,
DIRECTOR OF CORPORATE ADMINISTRATION