

DISTRICT OF FORT ST. JAMES
TRAFFIC AND PARKING REGULATION BYLAW AMENDMENT NO. 2
BYLAW NO. 925, 2013

A bylaw to amend “District of Fort St. James Traffic and Parking Regulation Bylaw No. 839, 2007.”

The Council of the District of Fort St. James enacts as follows:

1. This Bylaw may be cited as “Traffic and Parking Regulation Bylaw Amendment No. 2, Bylaw No. 925, 2013.”
2. District of Fort St. James Traffic and Parking Regulation Bylaw No. 839, 2007 is amended as follows:
 - 2.1 Sections 2.32 through 2.34 are inserted following section 2.31:

2.32 *"Cause an obstruction"* means:

- (a) to sit or lie on a highway, boulevard or other *public place* in a manner which obstructs or impedes the convenient passage of any pedestrian traffic in a street, in the course of solicitation,
- (b) to continue to *solicit* from or otherwise harass a pedestrian after that person has made a negative initial response to the solicitation or has otherwise indicated a refusal,
- (c) to physically approach and *solicit* from a pedestrian as a member of a group of three or more persons,
- (d) to *solicit* within 10 metres of
 - (i) an entrance to a bank, credit union or trust company, or
 - (ii) an automated teller machine, or
- (e) to *solicit* from an occupant of a motor vehicle in a manner which obstructs or impedes the convenient passage of any vehicular traffic in a street;

- 2.33** *"Public Place"* means any public place including but not limited to *highways, boulevards*, public parks, public parking lots and undeveloped public lands.
- 2.34** *"Solicit"* means to, without consideration, ask for money, donations, goods or other things of value whether by spoken, written or printed word or bodily gesture, for one's self or for any other person, and solicitation has a corresponding meaning, but does not include soliciting for charity by the holder of a license for soliciting for charity.

2.2 Section 6.1 is deleted and replaced as follows:

6.1 Pedestrians

- a) No person shall form part of a group of persons congregated in a *public place* in such a manner as to obstruct the free passage of pedestrians or vehicles, except with the written permission of the Council.
- b) No person shall do anything which will attract the attention of persons and cause them to congregate in a group upon any *public place* in such manner as to obstruct the free passage of pedestrians or vehicles, or in such manner that the persons so congregated might themselves be in danger of injury from traffic, except with the written permission of the Council.
- c) No person shall fight or engage in any other similar physical confrontation with one or more other persons in, on, or near a *public place*.
- d) No person shall stand or loiter on any *public place* in such a manner as to obstruct or impede or interfere with traffic thereon.
- e) No person shall *solicit* in a manner which *causes an obstruction*.

2.3 *Schedule "A" – Fines* is deleted and replaced with *Schedule "A" – Fines* attached to and forming part of this bylaw.

- 3.0 If any part of this bylaw is held to be invalid by a decision of any court of competent jurisdiction, the invalid portion shall be severed, without affecting the remainder of this bylaw.

READ A FIRST, SECOND AND THIRD TIME THIS 13th DAY OF FEBRUARY 2013.

ADOPTED THIS 26th DAY OF APRIL 2013.

{Original Signed}

Rob MacDougall

{Original Signed}

Kevin Crook, CAO

Schedule “A”: Fines

Offence	Section	Fine First Offence	Fine Subsequent Offence
<i>Park a vehicle upon any highway exceeding 48 hours without moving</i>	5.1(a)	\$25.00	\$50.00
<i>Park a vehicle in any District-owned parking area exceeding 48 hours without authorization</i>	5.1(b)	\$50.00	\$75.00
<i>Abandon any vehicle upon a highway</i>	5.1(c)	\$100.00	\$200.00
<i>Stop or park a vehicle on a boulevard</i>	5.1(d)	\$50.00	\$75.00
<i>Stop or park a vehicle in contravention of traffic control device</i>	5.1(e)	\$25.00	\$50.00
<i>Stop or park a vehicle on a highway so that it impedes the normal flow of traffic</i>	5.1(f)	\$25.00	\$50.00
<i>Illegal stopping or parking</i>	5.1(g),(h),(i),(j)	\$25.00	\$50.00
<i>Park a commercial vehicle or commercial trailer on a highway without displaying a licence plate</i>	5.1(k)	\$50.00	\$100.00
<i>Stop or park any vehicle so that it impedes passage of vehicles entering or exiting private property via a private driveway;</i>	5.1(l)	\$50.00	\$100.00
<i>Stop or park a vehicle on highway for maintenance</i>	5.1(m)	\$50.00	\$100.00
<i>Use vehicle as living quarters</i>	5.1(n)	\$50.00	\$50.00
<i>Stop or park a vehicle in a designated disabled zone without displaying a valid disabled parking permit;</i>	5.1(o)	\$50.00	\$100.00
<i>Park any vehicle on any highway such that the vehicle impedes municipal or provincial snow removal operations.</i>	5.1(q)	\$50.00	\$100.00

Offence	Section	Fine First Offence	Fine Subsequent Offence
Violation of manner of <i>parking</i>	5.2(a), (b)	\$25.00	\$50.00
<i>Park</i> a <i>commercial trailer</i> attached to a <i>vehicle</i> on a <i>highway</i> over 2 hours	5.3(a)	\$50.00	\$100.00
<i>Park</i> or place unattached <i>trailer</i> on <i>highway</i> without <i>permit</i>	5.3(b)	\$50.00	\$100.00
Congregate in a <i>public place</i> in such a manner as to obstruct the free passage of pedestrians or vehicles.	6.1(a)	\$25.00	\$50.00
Cause persons to congregate in a group upon any <i>public place</i> in such manner as to obstruct the free passage of pedestrians or vehicles, or in such manner that the persons so congregated might themselves be in danger of injury from traffic	6.1(b)	\$50.00	\$100.00
Fight or engage in any other similar physical confrontation with one or more other persons in, on, or near a <i>public place</i> .	6.1(c)	\$50.00	\$100.00
Stand or loiter on any <i>public place</i> in such a manner as to obstruct or impede or interfere with traffic thereon.	6.1(d)	\$25.00	\$50.00
<i>Solicit</i> in a manner which <i>causes an obstruction</i> .	6.1(e)	\$50.00	\$100.00
Fail to yield to person or <i>traffic</i>	6.2(b)	\$25.00	\$50.00
Operating <i>vehicles</i> with tracks, cleats, ribs, clamps, flanges, lugs, etc., on <i>highway</i>	6.3(b)	\$500.00	\$750.00
<i>Vehicle</i> dropping, leaking, shifting load	6.3(c)	\$250.00	\$500.00

Offence	Section	Fine First Offence	Fine Subsequent Offence
Insecurely fastened cover on load	6.3(d)	\$100.00	\$200.00
Removal of posted notice on <i>vehicle</i>	6.4(a)	\$100.00	\$150.00
Illegal overnight camping	6.4(b)	\$100.00	\$200.00
Remove, alter, deface, cover, or damage a <i>traffic control device</i>	6.4(c)	\$200.00	\$200.00
Display imitation <i>traffic control device</i>	6.4(d)	\$200.00	200.00
Conduct business from a <i>vehicle</i> or place merchandise on any <i>highway</i>	6.4(e)	\$200.00	\$300.00
Cause refuse from <i>vehicle</i> to fall onto a <i>highway</i> or <i>boulevard</i>	6.4(g)	\$50.00	\$100.00
Cause or permit snow removed from private land to be deposited on a <i>highway</i> or <i>boulevard</i> .	6.4(h)	\$50.00	\$100.00