

CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 360.

A BY-LAW to regulate Extra-ordinary Traffic on the Highways and Bridges of the Municipality of Burnaby.

The Municipal Council of the Corporation of the District of Burnaby enacts as follows:-

1. "Extra-ordinary Traffic" means, and shall include any carriage of articles over any of the public highways, streets or roads of the Municipality of Burnaby, at either one or more times, whether in vehicle drawn by animal power or not, which taken in conjunction with the nature or existing condition of the highway, street, or road is, in the opinion of the Council, or of such person as may be appointed for that purpose by resolution of the Council, so exceptional or improper in the quality or quantity of the articles carried or in the mode or time of use of the road, as substantially to alter or increase the burden imposed by the proper use of the road by ordinary traffic, and to cause damage and expense beyond what is reasonable or common.

2. When in the opinion of the Council, or of such person as may be appointed for that purpose by resolution of the Council, any bridge is liable to damage through extra-ordinary traffic thereon, the Council or such person shall have power to prohibit the use of any such bridge by any person or persons, owning, operating, or in charge of the said extra-ordinary traffic, and any person driving on or upon such bridge after notice of prohibition by the Council or such person as may be appointed for that purpose by resolution of the Council, shall be guilty of an offence against this By-law, and shall be liable on summary conviction thereof, to a penalty not exceeding One Hundred (\$100.00) Dollars, and not less than Fifty (\$50.00) Dollars, and in default of immediate payment of such penalty to imprisonment with or without hard labor, in the discretion of the convicting Magistrate, for a term not exceeding six (6) months.

3. When in the opinion of the Council, or of such person as may be appointed for that purpose by resolution of the Council, any highway is liable to damage through extra-ordinary traffic, thereon, the Council or such person, shall have power to prohibit the use of any such highway by any person or persons, owning or operating or in charge of the said extra-ordinary traffic, and any person driving on or using such highway after notice of prohibition by the Council, or by such person as may be appointed for that purpose by resolution of the Council, shall be guilty of an offence against this By-law, and shall be liable on summary conviction thereof, to a penalty not exceeding One Hundred (\$100.00) Dollars, and not less than Fifty (\$50.00) Dollars, and in default of immediate payment of such penalty, to imprisonment with or without hard labor, in the discretion of the convicting Magistrate for a term not exceeding six (6) months.

PROVIDED that any person or persons to whom this Section applies, may enter into an Agreement with the Council, for the payment to it of a composition in respect of such weight or traffic as in the opinion of the Council, or of such person as may be appointed for that purpose by resolution of the Council, is definable as causing extra-ordinary expense, and thereupon the person so paying the same shall not be subject to any proceeding as aforesaid.

4. The "Burnaby Extra-ordinary Traffic Regulation By-law, 1922" is hereby repealed.

5. This By-law may be cited as the "BURNABY EXTRA-ORDINARY TRAFFIC REGULATION BY-LAW, NO. 2, 1922".

DONE AND PASSED in open Council this Fifteenth (15th) day of May, 1922.

RECONSIDERED and finally passed this Twenty-second (22nd) day of May, 1922.



A. G. Moore

REEVE.

Arthur G. Moore

CLERK.

I, Arthur G. Moore, Clerk to the Municipal Council of the Corporation of the District of Burnaby, hereby certify that the foregoing is a true copy of a By-law passed by the Municipal Council on the 22nd day of May, 1922.

Arthur G. Moore - CLERK.