

THE CORPORATION OF THE DISTRICT OF BURNABY

BY-LAW NO. 5740

A BY-LAW to amend By-Law No. 4299, being the
"Burnaby Street and Traffic By-Law 1961".

The Council of The Corporation of the District of Burnaby
ENACTS as follows:

1. This By-Law may be cited as "BURNABY STREET AND TRAFFIC BY-LAW 1961, AMENDMENT BY-LAW NO. 1, 1970".
2. Subsection 2 of section 39 of By-Law No. 4299, as enacted by By-Law No. 5534 is repealed and the following substituted therefore:

"39(2) In Sections 39 to 57 of this by-law unless the context otherwise requires:-

"commercial vehicle" means a commercial vehicle, semi-trailer and trailer as defined in the "Department of Commercial Transport Act" having a licensed gross vehicle weight over 30,000 pounds, but does not include an emergency vehicle, a Municipal Vehicle or a public passenger vehicle as defined in the "Motor Carrier Act".

"emergency vehicle" means an emergency vehicle as defined in the "Motor Vehicle Act" and includes a B.C. Hydro and Power Authority vehicle, a British Columbia Telephone Company vehicle, and any public utility vehicle, when such vehicle is proceeding to or from emergency work in the Municipality.

"Municipal Vehicle" means any vehicle owned or leased by the Municipality or the Board of School Trustees of School District No. 41 (Burnaby) and includes vehicles operated for or on behalf of the said Municipality or the said School District.

"overload" means the number of pounds derived by subtracting from the gross vehicle weight of a commercial vehicle the licensed gross vehicle weight; or the number of pounds derived by subtracting from the weight on any one axle or combination of axles of a commercial vehicle

the weight authorized by this by-law to be carried on the axle or combination of axles, whichever is the greater;

"oversize" means the amount derived by subtracting from the outside width, height, or overall length of a commercial vehicle with its load (if any) the permissible outside width, height, or overall length prescribed under this by-law.

"through highway" means any highway or portion of a highway designated by the Engineer as a through highway at which all vehicles shall stop before entering thereon.

"wheelbase" means the distance, measured to the nearest foot, between the centres of the two axles which are farthest apart. The distance between axles is the distance measured to the nearest foot between the centre of the axles. When a fraction of a foot is 6 inches or more the next larger whole number shall be used."

3. Subsection (2) of section 40 of By-Law No. 4299 as enacted by By-Law No. 5534 is repealed and the following substituted therefore:-

"40(2) A commercial vehicle that is authorized by this by-law or a permit issued under Section 47 to be driven or operated by a person on a Schedule Highway may be driven or operated on a highway other than a Scheduled Highway if the said commercial vehicle is carrying goods, wares, merchandise or other commodities or things for delivery to a residence or business premises in the Municipality or is picking up goods, wares, merchandise or other commodities or things from a residence or business premises in the Municipality, or is proceeding to or from a weigh scale; Provided that the person driving or operating the said commercial vehicle shall before leaving a Scheduled Highway proceed to a point on the Scheduled Highway

closest to his destination. After making his delivery or pick up or having his said commercial vehicle weighed he shall return the said commercial vehicle to the nearest Scheduled Highway by the closest and most direct highway."

4. Schedule "A" of By-Law No. 4299 as enacted by By-Law No. 5534 is amended by adding the following as numbers 21 and 22:

"Schedule "A" No. 21 Broadway from Sperling Avenue to Bainbridge Avenue and Bainbridge Avenue from Broadway to Lougheed Highway."

"Schedule "A" No. 22 Bevan Street from Marine Drive to Stride Avenue."

Read a first time this 21st day of September, 1970.

Read a second time this 21st day of September, 1970.

Read a third time this 21st day of September, 1970.

Reconsidered and adopted this 28th day of September,

1970.



Robert W. Pitche
MAYOR

J. Shaw
CLERK