
TO: **Mayor & Council**

FROM: **General Manager, Corporate Services
Acting General Manager, Engineering**

DATE: **October 21, 2019**

FILE: **3900-20-13007**

RE: **Amendments to the Highway and Traffic Bylaw, 1997, No. 13007 – Revision to
Corporate Report No. R198**

Please find attached a revised Appendix “I” to Corporate Report No. R198. The proposed bylaw amendment has been updated to clarify that Large Vehicles parked beside business premises are restricted to 3 hours of parking from 6:00 a.m. to 10:00 p.m., but may park there overnight (from 10:00 p.m. to 6:00 a.m.), so long as the vehicle is not occupied as a dwelling or sleeping place while parked.

Please advise if you have any questions or concerns.



Rob Costanzo
General Manager, Corporate Services



Scott Neuman, P. Eng.
Acting General Manager, Engineering

Attachments – Appendix “I” – Corporate Report No. R198

<https://surreybc.sharepoint.com/sites/corporateservicesadmin/corporate-reports-final/10-21-2019/iom-revision-to-r198.docx>
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R198 RCPH Oct 21, 19

**Proposed Amendments to
Highway and Traffic By-law, 1997, No. 13007
Large Vehicles (RV's)**

That Highway and Traffic By-law, 1997, No. 13007, as amended (the "By-law") be further amended as follows:

1. By adding a new Section 88.1 immediately following existing Section 88 to read as follows:

Large Vehicle Parking

88.1 (1) Except for a vehicle which is designed primarily for the conveyance of passengers and has a seating capacity not exceeding 9 people, an overall height not exceeding 2.2 m and an overall length not exceeding 6.4 m, an owner, registered owner, lessee or operator of a vehicle:

- (a) must not cause, allow or permit that vehicle to be occupied as a dwelling or sleeping place while parked on a highway between 2200 hours and 0600 hours the following day; and
- (b) must not cause, allow or permit that vehicle to park on a highway abutting premises used for business purposes for more than 3 hours between the hours of 0600 hours and 2200 hours, unless the person, or an employer of the person, owns or leases the premises, and must not allow or permit that vehicle to be occupied as a dwelling or sleeping place while parked.

(2) Except for:

- (a) a vehicle which is designed primarily for the conveyance of passengers and has a seating capacity not exceeding 9 people, an overall height not exceeding 2.2 m, and an overall length not exceeding 6.4 m; and
- (b) a truck with a licensed gross vehicle weight not exceeding 5,000 kg and an overall length not exceeding 6.4 m,

an owner, registered owner, lessee or operator of a vehicle:

- (c) must not cause, allow or permit that vehicle to park on a highway abutting property used for a public park, school, church or residential purposes for more than 3 hours between the hours of 0600 hours and 2200 hours, unless the vehicle is needed for a service call or the property is a construction site; and
- (d) must not allow or permit that vehicle to be occupied as a dwelling or sleeping place while parked.

(3) The restrictions of this section shall apply to every day of every year.

NO: **R198**

COUNCIL DATE: **October 21, 2019**

REGULAR COUNCIL

TO: **Mayor & Council**

DATE: **October 17, 2019**

FROM: **General Manager, Corporate Services
Acting General Manager, Engineering**

FILE: **3900-20-13007**

SUBJECT: **Amendments to the Highway and Traffic Bylaw, 1997, No. 13007**

RECOMMENDATION

The Corporate Services Department and the Engineering Department recommend that Council:

1. Receive this report for information;
2. Approve proposed amendments to the *Highway and Traffic By-law, 1997, No. 13007*, as amended (the "Highway and Traffic Bylaw"), as documented in Appendix "I" of this report which restricts the parking of large vehicles on highways; and
3. Authorize the City Clerk to bring forward the necessary amendment bylaw for the required readings.

INTENT

The purpose of this report is to obtain Council's approval to amend the Highway and Traffic Bylaw to prohibit large vehicles, such as recreational vehicles and campers ("Large Vehicles"), from being occupied while parked on City roads between the hours of 10:00 pm and 6:00 am, to prohibit Large Vehicles from being parked adjacent to public parks, schools, churches or residences beyond 3 hours between the hours of 6:00 am and 10:00 pm, and to prohibit them from being occupied while parked during that time.

BACKGROUND

The City periodically receives complaints related to Large Vehicles parked overnight on City roads. The complaints typically originate from residents and businesses and relate to the impacts on available parking for residents, staff and customers and the impact to surrounding areas as a result of debris, noise, improper waste or sewage disposal, unsightly or wrecked vehicles, improper electrical connections, and parking violations (i.e. over 72 hours, impeding/blocking sidewalks etc.).

The Highway and Traffic Bylaw currently permits some large vehicles to park on City roads for a maximum of 72 hours continuously with no restriction on overnight parking. Commercial vehicles having a licensed gross vehicle weight in excess of 5000 kg are currently prohibited from parking in residential areas and between 7:00 pm and 7:00 am on any street. Bylaw Services staff

typically work with the occupants of Large Vehicles to inform them of the requirements of the Highway and Traffic Bylaw. Bylaw Services staff are mindful to the specific circumstances of each situation and, where applicable, may offer assistance to connect the occupants of the vehicle with social services that may be able to assist with suitable housing. Issuance of tickets and towing vehicles is typically only used as a last resort where voluntary compliance cannot be achieved.

DISCUSSION

To address the growing concerns of residents and businesses, the proposed amendments to the Highway and Traffic Bylaw will continue to provide opportunities for Large Vehicles to be parked on City roads for a limited amount of time; however, these proposed amendments are an effort to provide greater motivation to the occupants of Large Vehicles to move to suitable housing.

Proposed changes to the Highway and Traffic Bylaw include the following:

- Large Vehicles excludes vehicles designed primarily for the conveyance of passengers that have a seating capacity not exceeding 9 people, an overall height not exceeding 2.2 m and an overall length not exceeding 6.4 m.
- Prohibits occupying a parked Large Vehicle on all roads between the hours of 10:00 pm and 6:00 am.
- Although Large Vehicles are generally not permitted to be parked on roads for more than 3 hours between 6:00 am and 10:00 pm, certain exceptions apply, including the following:
 - Where the Large Vehicle is parked on a road abutting premises used for business purposes and the owner, lessee or operator of the Large Vehicle owns or leases the premises or works for someone who owns or leases the premises;
 - Where a truck, that does not exceed the licensed gross vehicle weight of 5,000 kg and an overall length of 6.4 m, is parked on a road abutting property used for a public park, school, church or residential purposes; and
 - Where a Large Vehicle is parked on a road abutting property used for a public park, school, church or residential purposes and the Large Vehicle is needed for a service call or the property is a construction site.
- Prohibits the occupying of Large Vehicles during the time they are permitted to be parked between the hours of 6:00 am and 10:00 pm.

Enforcement

The City's response to unlawfully parked Large Vehicles will continue to vary depending on the occupant's individual circumstances. Issuance of tickets, towing and impounding Large Vehicles will be considered only after efforts at voluntary compliance have failed. This response is consistent with the enforcement practices of other Lower Mainland municipalities.

LEGAL REVIEW

The Legal Services Division has reviewed the proposed bylaw amendments and have no concerns.

SUSTAINABILITY CONSIDERATIONS

The proposed bylaw amendments support the objectives of the City's Sustainability Charter 2.0. In particular, this work relates to the Sustainability Charter 2.0 theme of Public Safety. Specifically, the proposed bylaw amendments support the following Desired Outcome ("DO"):

- Community Safety and Emergency Services Do5: Surrey is recognized and perceived as a leader in establishing and maintain collaborative partnerships for community safety and well-being.

CONCLUSION

This report provides Council with background information on issues related to extended parking of Large Vehicles on City roads and seeks to obtain Council's approval of the proposed amendments to the Highway and Traffic Bylaw which will prohibit Large Vehicles from being occupied while parked on City property between the hours of 10:00 pm and 6:00 am. The proposed amendments also limit parking on highways adjacent to public parks, schools, churches or residences to a maximum of 3 hours between the hours of 6:00 am and 10:00 pm. While parked, the Large Vehicle cannot be occupied.

Rob Costanzo
General Manager, Corporate Services

Scott Neuman, P. Eng.
Acting General Manager, Engineering

Appendix "I": Proposed amendments to the *Highway and Traffic Bylaw, 1997, No. 13007*, as amended

**Proposed Amendments to
Highway and Traffic By-law, 1997, No. 13007
Large Vehicles (RV's)**

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- (a) must not cause, allow or permit that vehicle to be occupied as a dwelling or sleeping place while parked on a highway between 2200 hours and 0600 hours the following day; and
 - (b) must not cause, allow or permit that vehicle to park on a highway abutting premises used for business purposes for more than 3 hours unless the person, or an employer of the person, owns or leases the premises, and must not allow or permit that vehicle to be occupied as a dwelling or sleeping place while parked.
- (2) Except for:
- (a) a vehicle which is designed primarily for the conveyance of passengers and has a seating capacity not exceeding 9 people, an overall height not exceeding 2.2 m, and an overall length not exceeding 6.4 m; and
 - (b) a truck with a licensed gross vehicle weight not exceeding 5,000 kg and an overall length not exceeding 6.4 m,

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- (c) must not cause, allow or permit that vehicle to park on a highway abutting property used for a public park, school, church or residential purposes for more than 3 hours between the hours of 0600 hours and 2200 hours, unless the vehicle is needed for a service call or the property is a construction site; and
 - (d) must not allow or permit that vehicle to be occupied as a dwelling or sleeping place while parked.
- (3) The restrictions of this section shall apply to every day of every year.