



REPORT TO COUNCIL

To: **Mayor and Councillors**

Subject: **Amendments to Highway and Traffic
Regulation Bylaw 2871 and Fee and Charges
Bylaw No. 2837**

File #: 5210.00

Doc #:

From: **Hirod Gill, P.Eng.
Manager of Engineering Services**

Date: **September 28, 2020**

RECOMMENDATION:

THAT Council receive this report for information.

PURPOSE:

The purpose of this report is to request Council to approve:

1. The proposed Highway and Traffic Regulation Bylaw Amendment No. 3132 to enable the City to charge an owner for the removal of objects (things), in addition to vehicles, that occupy any portion of a highway or public place.

If approved, the proposed Bylaw Amendments No. 3132 will be added to the City's Highway and Traffic Regulation Bylaw No. 2871 (Bylaw #2871 hereafter).

2. The proposed Fees and Charges Bylaw Amendment No. 3133 for the purpose of setting a fee for the actual cost incurred by the City of Langley for the seizure, detention, impoundment, or storage of a vehicle or thing from highways and public places.

If approved, the proposed Bylaw Amendments No. 3133 will be added to the City's Fees and Charges Bylaw No. 2837 (Bylaw #2837 hereafter).

POLICY:

N/A

COMMENTS/ANALYSIS:

The current language in Bylaw #2871 authorizes the Director of Engineering, Parks and Environment (Director hereafter) to make orders permitting, regulating, or prohibiting the temporary occupation of a highway or the fixed encroachment on a highway (including boulevard). It also authorizes the removal things from the highway which is or may become an obstruction or inconvenience to the free use of any highway.

Neither Bylaw #2871 nor #2837, however, establishes fees for the seizure of any item other than vehicles. Therefore, the City can not charge a private property owner a fee for removal when they install things on the City property without a permit from the property owner. The proposed amendments to the Bylaw #2871 and Bylaw #2837 will provide us with the authority to do so.

The following attachments are included in this report, which detail the proposed amendments to the existing Bylaw #2871 and Bylaw #2837:

- 1- Attachment #1- Highway and Traffic Regulation Bylaw 2871, Amended Bylaw No. 4, 2020 No.3132: This bylaw is a separate file that documents the proposed amendments to the Bylaw #2871.
- 2- Attachment #2 - Highway and Traffic Regulation Bylaw 2013, No. 2871 with the Proposed Changes in “Track Change” mode: This attachment uses the existing Bylaw #2871 to show the sections of the bylaw that the proposed amendments will be added to.
- 3- Attachment #3 - Fees & Charges Amendment Bylaw 2837, Amendment Bylaw No. 27, 2020, No. 3133: This bylaw is a separate file that documents the proposed amendments to the Bylaw #2837.
- 4- Attachment #4 - Fees & Charges Bylaw 2010, No. 2837 with the Proposed Changes in “Track Change” mode: This attachment uses the existing Bylaw #2837 to show the sections of the bylaw that the proposed amendments will be added to.

BUDGET IMPLICATIONS:

Will enable cost recovery for removal of illegal things within road right of way.

ALTERNATIVES:

Do not accept the proposed amendments.
Respectfully Submitted,



Hirod Gill, P.Eng.
Manager of Engineering Services

Concurrence:



Rick Bomhof, P.Eng.
Director of Engineering, Parks & Environment

Attachment(s):

Attachment #1: Highway and Traffic Regulation Bylaw 2871, Amended Bylaw No. 4, 2020 No.3132.

Attachment #2: Highway and Traffic Regulation Bylaw 2013, No. 2871 with the Proposed Changes in "Track Change" mode.

Attachment #3: Fees & Charges Amendment Bylaw 2837, Amendment Bylaw No. 27, 2020, No. 3133.

Attachment #4: Fees & Charges Bylaw 2010, No. 2837 with the Proposed Changes in "Track Change" mode.

CHIEF ADMINISTRATIVE OFFICER'S COMMENTS:

I support the recommendation.



Francis Cheung, P. Eng.
Chief Administrative Officer