

UNOFFICIAL OFFICE CONSOLIDATION– FOR REFERENCE ONLY



**BY-LAW 700-10-3**

**A BY-LAW RELATING TO THE REGULATION OF TRAFFIC, PARKING AND THE USE OF STREETS IN THE TOWN OF RIVERVIEW**

(Consolidated to Include Amendments 700-10-4, 700-10-5, 700-10-6, 700-10-7, 700-10-8, 700-10-9, 700-10-10, 700-10-11 and 700-10-12)

**BE IT ENACTED** by the Town Council of the Town of Riverview, under the authority vested in it by the Municipalities Act, R.S.N.B. 1973, c. M-22; and the Motor Vehicle Act, R.S.N.B. 1973, c. M-17 as follows:

**I. INTERPRETATION**

1. In this by-law, unless the context otherwise requires:

“Street” means any highway, curb, gutter, boulevard, sidewalk, space between property lines, park, parkway, driveway, public square, bridge, viaduct, off-street public parking lot, avenue, road, roadway, alley, lane, path or other public place or open space located in the Town of Riverview.

“Open Space” means land which is inappropriate for urban development which may include restricted areas such as watercourses and land periodically inundated with water (flood plains and marshes).

“Driveway” means every way or place not a highway used for vehicular traffic.

“Vehicle” includes a bicycle and every other device upon or by which any person or property is or may be transported or drawn upon a street.

“Park”, when prohibited, means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of and while actually engaged in loading or unloading.

“Stop” or “Stand”, when prohibited means any stopping or standing of a vehicle, whether occupied or not except when necessary to avoid conflict with other traffic or in compliance with the directions of a peace officer or traffic control sign or signal.

“Person” means and includes any individual, corporation, partnership, association or society.

“Civic Number” refers to the civic address of a lot fronting on a street and shall define the mid-front of the lot.

“Director of Engineering and Public Works” means the Director of Engineering and Public Works of the Town of Riverview or the Town’s authorized representative.

“By-Law Enforcement Officer” means a person appointed and designated as a by-law enforcement officer by Riverview Town Council.

“Utility” includes any person or corporation that provides water, electric power, telecommunications service, natural gas or other gas intended for use as fuel to the public.

“Culvert” means a structure that allows water to flow under a road, trail or similar obstruction.

Words used in this by-law and not defined herein which are defined in the Motor Vehicle Act, R.S.N.B., 1973, c. M-17 and amendments thereto, shall have the meaning as therein defined.

**II. GENERAL**

1. Notwithstanding anything in this By-Law to the contrary, the Town Council or its appointed representative of the Town of Riverview, in the County of Albert, Province of New Brunswick, shall be appointed the Local Traffic Authority in and for the Town of Riverview, with full power and authority to erect or to remove, or cause to be erected or removed, as may from time to time be necessary, such signs or other devices for the purpose of directing and regulating traffic on streets or portions of streets within the Town of Riverview.
2. Notwithstanding anything in this By-Law to the contrary, a peace officer may direct traffic on any street, or pedestrians on any sidewalk, and the driver of any motor vehicle or any pedestrian on the sidewalk shall obey the directions of the peace officer.
3. Notwithstanding anything in this By-Law to the contrary, any member of the Riverview Fire Department shall, while on duty, have full power and authority at the scene of any emergency, not limited to fires and/or motor accidents within the Town of Riverview to prevent persons and vehicles from passing through or across any street in the vicinity of any emergency scenes and to keep persons at a proper distance therefrom, and for such purpose to extend chains, ropes, or barricades along, through, or across any street.
4. No person shall refuse, fail or neglect to obey the directions or commands of a member of the Riverview Fire Department which may be given under the provision of this section.
5. Notwithstanding other provisions of this By-Law, the owner of a motor vehicle shall be guilty of a violation of this By-Law committed by any person operating or in charge of such vehicle, unless he establishes that the vehicle was being operated by a person who had possession of the vehicle without the owner's consent, expressed or implied.
6. A peace officer or By-Law Enforcement Officer may issue a parking ticket to the registered owner, and/or remove and impound any vehicle which is:
  - a. parked illegally on any street, or
  - b. obstructing traffic on any street,and no person shall take possession of a vehicle removed and impounded under this section until all penalties, costs and charges for removal, care and storage of the vehicle have been paid.
7. No person shall:
  - a. put, place, throw or sweep upon any street, or cause to be put, placed, thrown or swept upon any street any dirt, or snow;
  - b. throw, drop, deposit, or cause to be deposited any glass, nails, tacks, cans or scrap of metal, grass clippings or any rubbish, refuse or waste on any street, open space, or other land;
  - c. slack, riddle, mix or otherwise prepare lime, cement, concrete or other similar material on any street, except with the written permission from the Director of Engineering and Public Works;
  - d. carry on repairs of any kind to a motor vehicle or trailer on any street or sidewalk except for repairs of an emergency nature;
  - e. cause or permit water to flow over or onto any street so as to cause a public nuisance or to create a dangerous situation;
  - f. wash a motor vehicle on any street;
  - g. skate, ski, toboggan or slide on any street;
  - h. engage in any sport, game or recreation other than walking on any street;
  - i. throw any stone, snow, ice or other missile, or use any bow and arrow, sling or catapult, or discharge any firearm or air gun on the street;
  - j. use any street or sidewalk in such a manner that pedestrians are injured or jostled thereby;
  - k. make or cause to be made any unnecessary or unreasonable noise while driving on any street;

- I. use any sidewalk other than for pedestrian use, except as otherwise provided in this or any other by-law of the Town of Riverview or the Motor Vehicle Act, R.S.N.B., 1973, c. M-17.
8. No person shall fill a ditch, nor do any act that may cause such ditch to be or become filled or build or alter a culvert, without first obtaining the written approval of the Director of Engineering & Public Works of the Town of Riverview.
9. With the exception of a vacant lot, any person who owns or leases a property shall ensure that the lawn or grass growing on that property, including on that portion of the street immediately in front of or adjacent to such property, does not measure more than 20 centimeters.

### **III. PARKING**

1. No person shall park a vehicle except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a peace officer or traffic control device:
  - a. On any street or parts of streets
    - i. From the first day of December until the first day of April in any year between 12:00 am and 7:00 am on any day.
    - ii. At any time of any day so as to interfere with snow plowing operations or other street maintenance.
  - b. The provisions of subsection 1 are enacted for the purpose of snow removal operations.
  - c. Notwithstanding any other provision of this by-law, where a vehicle is parked or left standing on any street, contrary to the provisions of subsection 1 herein, and in such manner that it interferes with or obstructs snow removal operations, a peace officer or by-law officer may cause such vehicle to be moved or towed at the owner's expense.
2. No person shall park on any street or parts of streets,
  - a. a trailer not attached to its towing vehicle.
  - b. in a location reserved for parking by disabled persons by a traffic control device by the Town of Riverview or the owner of the land unless there is displayed on or in the vehicle a disabled person's identification plate, permit or placard issued by the Registrar of Motor Vehicles for the Province of New Brunswick or unless the vehicle is being used to transport a disabled person.
3. No person shall stop, stand, or park a vehicle except when necessary to avoid conflict with other traffic or in compliance with law or the directions of a peace officer or traffic control device, on any street or parts of streets set out in Schedule "A".

### **IV. PROTECTION OF STREETS**

1. No person shall place, or cause to be placed, or be moved over any street, any building or like structure, or any heavy machinery or similar object, or any other object or material, which may in the course of placement or movement either interferes with normal traffic or causes damage to the street, unless
  - a. application in writing is made to the Director of Engineering and Public Works for permission to move the said object, and
  - b. permission in writing from the Director of Engineering and Public Works is obtained.
2. No vehicle, carrying material which may be injurious to a street, or would constitute a hazard to users of the street, shall be driven or moved on any street unless such vehicle is so constructed and/or loaded as to prevent any of its load from dropping, sifting, spilling, leaking, or otherwise.
3. When any municipal street and/or utility has been damaged as a consequence of the use of any vehicles, equipment or machinery of any kind, the Director of Engineering and Public Works may serve notice in writing upon the accused person requiring repair of the damage to the street, curb, gutter, sidewalk or utility and, if the repairs are not made as directed, the Director of Engineering and Public Works may cause the repairs to be made at the expense of the accused person, and the cost of repairs shall be recoverable by the Town of Riverview by action in any court of competent jurisdiction.

4. No person shall allow any trees, hedges, bushes or other shrubbery owned by such person to encroach onto any street or sidewalk so as to interfere with or obstruct pedestrian or vehicular traffic or to interfere with or obstruct the sight lines of any person travelling or entering onto any street or to visibly obstruct street signs.
5. Where the Director of Engineering and Public Works is satisfied that conditions described in subsection (4) exist, the By-Law Enforcement Officer may issue an order requiring the owner to trim the said trees, hedges, bushes or shrubbery within a time specified in the order, and where the owner fails to comply with such notice then the By-Law Officer may cause the same to be done and to recover the cost thereof in an action of debt against the owner thereof.

**V. WEIGHT RESTRICTIONS**

1. No person shall operate a motor vehicle on any municipal street in the Town of Riverview having a gross axle weight exceeding eighty percent (80%) of the maximum axle weight for which such vehicle may be registered in the Province of New Brunswick.  
Vehicles found to have an axle, axle group or gross weight exceeding that prescribed in these restrictions, may not be permitted to proceed until all axle weights of the vehicle are within the limits prescribed above, either by redistribution of load or by off-loading onto another vehicle.
2. There shall be no restrictions on trucks equipped for snow removal, fire trucks, buses and garbage collection trucks.
3. The prohibitions and restrictions contained in Section 1 shall come into force each year concurrent with the weight restrictions instituted by the Provincial Department of Transportation and shall remain in force until further notice is given.
4. Any municipal street may be subject to closure as deemed necessary by the Director of Engineering and Public Works.

**VI. EXCAVATIONS AND OPENING IN STREETS**

1. No person shall make any opening in any street or sidewalk, or excavation be made, or trench dug therein without first having obtained a permit from the Director of Engineering and Public Works and all work in connection with such opening or excavation shall be done under the supervision of the Director of Engineering and Public Works.
2. Any person making any opening or excavation in any street shall immediately restore the street to as good condition as it was before such work was commenced.
3. Unless approved by the Director of Engineering and Public Works, any required digging, trenching, or excavating under any asphalt, curb and gutter, or concrete sidewalk, or other sidewalk of a permanent nature, shall be made by using trenchless technology under the sidewalk in such manner as not to break or injure the sidewalk.

**VII. SIGNS RELATING TO TRAFFIC**

No person shall;

1. place, maintain or display upon or in view of any street, any sign, signal or device which resembles an official traffic sign, signal, or device, and the same has been declared to be a nuisance; the By-Law Enforcement Officer is empowered to remove the sign or cause it to be moved without previous notice;
2. remove, mark or deface any sign erected or placed by authority of the Town Council or any official of the Town of Riverview;
3. erect a sign in such a manner as to obstruct pedestrian or vehicular traffic or to create a hazard to such traffic or obstruct storm drainage.

**VIII. PEDESTRIAN SAFETY**

1. Where sidewalks are provided it shall be unlawful for any pedestrian to walk along or upon an adjacent roadway.
2. No person shall;
  - a. stand in any street for the purpose of soliciting a ride from the driver of any vehicle;
  - b. hold, direct or take part in any procession or assemblage upon any street in the Town of Riverview, except in accordance with a permit in writing from the Director of Engineering and Public Works or authorized representative, which permit shall set out the date, the hour and the route or location of such procession or assemblage;
  - c. board any vehicle for the purpose of stealing a ride or hitch, attach or fasten any bicycle, ski, toboggan, sled or other object to a motor vehicle for the purpose of towing the same on any street;
  - d. sell, offer for sale or carry on the business of selling or disposing, or exhibiting, or leasing any vehicles, wares, merchandise of any kind on a street;
  - e. drive a motor vehicle on any street so as to splash water, mud or snow on any pedestrian;
  - f. drive a motor vehicle, bicycle or motorcycle upon any sidewalk or over or across any curb or sidewalk where an entrance has not been provided except authorized Town employees while carrying out their duties and responsibilities;
  - g. drive a motor vehicle, motorcycle, or snowmobile in, across or upon any public park or public playground, except authorized Town employees while carrying out their duties and responsibilities;
  - h. operate a bicycle in, across or upon any public park or playground unless designated by the Town and indicated by posted signage.

**IX. SCHOOL ZONES**

1. School zone speed is maximum thirty (30) kilometers per hour when school is in session as indicated.
2. No parking or stopping in school zones as indicated.

**X. ENFORCEMENT**

1. Any peace officer or By-Law Enforcement Officer is hereby authorized to take such action or issue such tickets as they may deem to be necessary to enforce any provisions of this by-law.
2. Every person duly appointed by the Council of the Town of Riverview as a By-Law Enforcement Officer is hereby authorized to give evidence pursuant to subsection 164(3) of the Municipalities Act. R.S.N.B., 1973, c. M-22, with amendments thereto.
3. Any person who violates any provision of this by-law is liable to a fine of not less than fifty dollars (\$50.00) and not more than one thousand and seventy dollars (\$1070.00).

A By-Law of the Town, By-Law R700-10 and all amendments thereto, respecting The Regulation of Traffic, Parking and the Use of Streets in the Town of Riverview is hereby repealed.

First Reading: December 10, 2012

Second Reading: January 14, 2013

Third Reading: January 14, 2013

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Amendment No. 700-10-4 read third time and enacted: June 10, 2013

Amendment No. 700-10-5 read third time and enacted: October 15, 2013

Amendment No. 700-10-6 read third time and enacted: April 24, 2014

Amendment No. 700-10-7 read third time and enacted: August 11, 2014

Amendment No. 700-10-8 read third time and enacted: December 8, 2014

Amendment No. 700-10-9 read third time and enacted: March 14, 2016

Amendment No. 700-10-10 read third time and enacted: March 13, 2017

Amendment No. 700-10-11 read third time and enacted: September 11, 2017

Amendment No. 700-10-12 read third time and enacted: February 12, 2018

**Original By-Laws and amendments thereto are on file in the Office of the Town Clerk. This document is for convenient reference purposes only. Any questions should be forwarded to the Office of the Town Clerk.**

**Schedule "A"**

**NO PARKING**

<b>Audrey Road</b>	north side
<b>Bayley Road</b>	north side from Blythwood Avenue to Cleveland Avenue
<b>Beaconhill Terrace</b>	south side
<b>Biggs Drive</b>	both sides
<b>Birkdale Drive</b>	north side
<b>Blair Street</b>	west side from Hillsborough Road to Old Coach Road
<b>Bloor Drive</b>	west side
<b>Blythwood Avenue</b>	both sides from Coverdale Road to Philip Road
<b>Bradford Road</b>	south side
<b>Brian Street</b>	north side
<b>Brunswick Street</b>	north side from Wentworth Avenue to Ogden Drive
<b>Buckingham Avenue</b>	both sides from Coverdale Road to Bradford Street and west side from Bradford Street to Sussex Avenue
<b>Chambers Road</b>	east side
<b>Chambers Road</b>	west side 15 meters north and south of northern school entrance
<b>Cosburn Drive</b>	east side
<b>Court Street</b>	west side from Hillsborough Road to Old Coach Road
<b>Coverdale Road</b>	both sides
<b>Cromwell Street</b>	west and north sides
<b>Darwin Drive</b>	north side
<b>Devere Road</b>	north side west from Cleveland Avenue to end
<b>Dobson Road</b>	both sides
<b>Elmore Court</b>	west side
<b>Emery Street</b>	west side
<b>Fairfax Road</b>	south side
<b>Findlay Boulevard</b>	both sides from Whitepine Road to Gunningsville Boulevard
<b>Florence Street</b>	south side
<b>Fundy Road</b>	both sides
<b>Garland Drive</b>	west side
<b>Gaskin Boulevard</b>	both sides from Audrey Road to Lowell Road
<b>Grenville Road</b>	south side from Blythwood Avenue to Cleveland Avenue
<b>Gunningsville Boulevard</b>	both sides
<b>Havelock Road</b>	south side
<b>Hebron Street</b>	north side
<b>Hillsborough Road</b>	both sides
<b>Hillsdale Avenue</b>	north side from 31 Hillsdale Avenue to Runneymeade Road
<b>Hillview Avenue</b>	west side
<b>Hiltz Avenue</b>	east side
<b>Hopewell Avenue</b>	west side
<b>Howard Avenue</b>	west side
<b>Inwood Court</b>	north/west sides
<b>Lakeside Drive</b>	both sides from Biggs Drive to 30 metres west of Biggs Drive
<b>Landon Road</b>	north side
<b>Lawson Avenue</b>	both sides from 105 Lawson Avenue to Dayton Court
<b>Leonard Street</b>	west side from Hillsborough Road to Karolie Road
<b>Lowell Road</b>	both sides from Gaskin Boulevard to Court Street
<b>Lyndale Lane</b>	east side
<b>Manning Road</b>	west side
<b>McAllister Road</b>	north/east side from civic 380 to Berkley Drive
<b>McAllister Road</b>	odd numbered side from Civic 429 to Civic 441 and from Civic 465 to Civic 477
<b>McDowell Avenue</b>	both sides from Whitepine Road to Carnation Crescent on school days from 7:30 am to 4:00 pm

<b>Munroe Street</b>	south side
<b>Nowlan Drive</b>	north side
<b>Olive Street</b>	both sides
<b>Philip Road</b>	south side
<b>Pine Glen Road</b>	both sides
<b>Pinegrove Drive</b>	east side
<b>Pinewood Road</b>	both sides from Findlay Boulevard to Pine Glen Road
<b>Ranch Road</b>	both sides
<b>Redwater Drive</b>	west/north side from civic 74 to 90
<b>Rivercrest Avenue</b>	west side
<b>Runneymeade Road</b>	east side from Hillsdale Avenue to 50 Runneymeade Road
<b>St. Stephen Avenue</b>	both sides
<b>Sanford Street</b>	east side from Hillsborough Road to Civic 133-134
<b>Sherwood Avenue</b>	north side
<b>Suffolk Street</b>	north side
<b>Torwood Court</b>	south/west sides
<b>Toth Street</b>	west side
<b>Trider Court</b>	north side from 25 meters west of park entrance to park entrance and east side from park entrance to 40 meters south of park entrance
<b>Trites Road</b>	both sides from Coverdale Road to Callowhill Road
<b>Trites Road</b>	both sides from Whitepine Road to Callowhill Road
<b>Trunk Road</b>	north side
<b>Vernon Avenue</b>	north side
<b>Wedgewood Avenue</b>	both sides from Coverdale Road to civic 122 and 125
<b>Weir Drive</b>	south side
<b>Westminster Avenue</b>	west side from Cromwell Street to Windsor Street
<b>Westview Terrace</b>	north/west side
<b>Whitepine Road</b>	both sides from Buckingham Avenue to Cleveland Avenue
<b>Wilson Road</b>	west side from 117 Wilson Road to Waterfall Avenue
<b>Windsor Street</b>	north side
<b>Winston Street</b>	west side
<b>Woodstock Avenue</b>	north side

#### **NO STOPPING**

<b>Buckingham Avenue</b>	west side from Sussex Avenue to Whitepine Road
<b>Cleveland Avenue</b>	both sides from Devere Road to Landon Road on school days from 7:30 am to 4:00 pm
<b>Devere Road</b>	north side from Wilmot Avenue to Cleveland Avenue on school days from 7:30 am to 4:00 pm
<b>Whitepine Road</b>	south side from Trites Road to 15 meters west of McDowell Avenue on school days from 7:30 am to 4:00 pm and north side Trites Road to 15 metres east of Goldsboro Avenue on school days between 7:30 am and 12:00 pm.