

A BYLAW OF THE CITY OF VICTORIA

The purpose of this bylaw is to amend the Highway Access Bylaw No. 91-38 in order to give the Director of Engineering discretion to approve alternative siting of a driveway crossing on a corner lot in instances where compliance with Section 12 of the Bylaw would be impractical or unsafe.

Under its statutory powers, including sections 35-46 and 65 of the *Community Charter*, the Council of the Corporation of the City of Victoria, in public meeting, enacts as follows:

Title

- 1 This Bylaw may be cited as "Highway Access Bylaw, Amendment Bylaw (No. 2)".

Highway Access Bylaw

- 2 Section 12 of Bylaw No. 91-38, the Highway Access Bylaw, is amended by:

- (a) renumbering it as section 12(1); and
- (b) adding a new paragraph (2) as follows:

"(2) Notwithstanding section 12(1)(b), the City Engineer may, at his or her discretion, approve siting a driveway crossing for a corner lot on a higher classified highway if compliance with Section 12(1)(b) would, in his or her opinion:

- (a) be impractical due to a lot configuration precluding compliance with 12(1)(a);
- (b) result in an unsafe crossing; or
- (c) interfere with protected or significant trees as defined by the Tree Preservation Bylaw No. 05-106, or existing infrastructure which cannot be reasonably removed or relocated."

Effective Date

- 3 This Bylaw comes into force on adoption.

READ A FIRST TIME the **24th** day of **October**, 2013.