

TOWN OF SLAVE LAKE

BYLAW #16-2019

TRAFFIC BYLAW

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TOWN OF SLAVE LAKE

Bylaw #16-2019 Traffic Bylaw

BEING A BYLAW OF THE TOWN OF SLAVE LAKE IN THE PROVINCE OF ALBERTA TO REGULATE TRAFFIC AND TRANSPORTATION WITHIN THE TOWN OF SLAVE LAKE.

WHEREAS pursuant to the provisions of the *Traffic Safety Act* RSA 2000 c. T-06, Council may pass bylaws pertaining to general traffic regulation, which bylaws shall not be inconsistent with that Act;

AND WHEREAS pursuant to the provisions of the *Dangerous Goods Transportation and Handling Act* RSA 2000 c. D-4, Council may pass bylaws pertaining to transportation of dangerous goods;

AND WHEREAS pursuant to the provisions of the *Municipal Government Act* RSA 2000 c.M-26, Council may pass bylaws respecting:

- i. the safety, health and welfare of people and the protection of people and property;
- ii. people, activities and things in, or near a public place or place that is open to the public;
- iii. transportation and transportation systems; and
- iv. the enforcement of bylaws made under the *Municipal Government Act* or any other enactment;

AND WHEREAS Council deems it necessary to impose regulations for general traffic and the movement of dangerous goods on roads and highways within the Town and under its direction, control and management.

NOW, THEREFORE, the Town Council of the Town of Slave Lake in the Province of Alberta enacts as follows:

1. This bylaw shall be called the "Traffic Bylaw."

- 1.1. Bylaw # 04-2019 is hereby rescinded.

2. Definitions

All terms and definitions shall be those which are described in the *Traffic Safety Act*, regulations and subsequent amendments, the *Municipal Government Act*, regulations and subsequent amendments, the *Dangerous Goods Transportation and Handling Act*, regulations and subsequent amendments, and those in this bylaw.

In this bylaw:

- 2.1. "Bus" means a commercial vehicle that is designed for carrying more than 20 persons including the driver and includes any other commercial vehicle designated as a bus under any regulation of the *Traffic Safety Act*.
 - 2.2. "Bylaw" means a Town bylaw, including any amendments thereto.

- 2.3. "Council" means the Council of the Town of Slave Lake.
- 2.4. "Chief Administrative Officer" shall mean the Chief Administrative Officer of the Town of Slave Lake or anyone designated by the Chief Administrative Officer to act on his behalf.
- 2.5. "Crossing" means a curb, sidewalk or boulevard crossing constructed for the purpose of vehicle access.
- 2.6. "Curb" means the actual curb if there is one or the division point between that portion of the highway intended for the use of vehicles and that portion occupied by a sidewalk.
- 2.7. "Dangerous Goods" means a product, substance or organism included by its nature or by the regulations in any of the classes listed in the Schedule of the *Dangerous Goods Transportation and Handling Act*, RSA 2000 c. D-4, and its Regulations, in such quantity that the vehicle is required to be placarded as per the Act and Regulations.
- 2.8. "Disabled Persons Vehicle" means a Vehicle that displays a disabled placard or license plate that is issued or recognized by the Registrar of Motor Vehicle Services for that vehicle.
- 2.9. "Emergency Access Route" means a route or lane so designated to provide emergency vehicles with unencumbered access to adjacent or nearby areas.
- 2.10. "Government Vehicle" means any vehicle that is owned or leased by a municipal, provincial or federal level of government.
- 2.11. "Hoarding" means the fencing required to enclose an obstruction on a public place.
- 2.12. "Inoperable Vehicle" means a vehicle that, in the opinion of a peace officer, is incapable of moving without repair.
- 2.13. "Land Use Bylaw" means the Town of Slave Lake Land Use Bylaw.
- 2.14. "Loading Zone" means a portion of a Highway adjacent to the Curb designated for the exclusive use of vehicles loading or unloading passengers or materials.
- 2.15. "Maximum Gross Weight" means the maximum weight specified in the Certificate of Registration for the motor vehicle issued under the *Traffic Safety Act*.
- 2.16. "Mobile Home" means a structure whether ordinary equipped with wheels or not, that
- 2.16.1. is constructed or manufactured to be moved from one point to another, and
 - 2.16.2. is intended to be occupied by one or more persons,
 - 2.16.3. but does not include a recreational vehicle when the recreational vehicle is being used for bona fide recreational purposes.
- 2.17. "Maximum Allowable Weight" is the maximum weight of a commercial vehicle as

determined by the Commercial Vehicle Dimensions and Weight Regulation, A/R 315/2002.

- 2.18. "Obstruction" means an encroachment, excavation, structure or other obstacle, including a tree, shrub or hedge, that:
 - 2.18.1. interferes with or prevents the vision, passage, maintenance or use of public places by vehicles and pedestrians; or
 - 2.18.2. interferes with or prevents the proper operation of a public work.
- 2.19. "Operator" means a person who drives a vehicle or operates equipment as the owner thereof, or as an agent, employee or servant of the owner.
- 2.20. "Over-Dimensional Vehicle" means any vehicle that exceeds the maximum dimensions set out in the *Commercial Vehicle Dimensions and Weight Regulation*, A/R 315/2002.
- 2.21. "Over-Weight Vehicle" means any vehicle that exceeds the maximum allowable weight set out in the *Commercial Vehicle Dimensions and Weight Regulation*, A/R 315/2002.
- 2.22. "Owner" means in the case of land, any person who is registered under the *Land Titles Act*, RSA 2000 c. L-4, as the owner of the land.
- 2.23. "Parade" means a procession or march that is:
 - 2.23.1. organized to entertain spectators, for display or inspection purposes, or to promote a cause or purpose, and
 - 2.23.2. likely to block, obstruct, impede, hinder or otherwise interfere with vehicle or pedestrian traffic.
 - 2.23.3. For the purposes of this bylaw, a special roadway event shall not be considered a parade.
- 2.24. "Parking Stall" means a portion of a street indicated by marking space for one vehicle.
- 2.25. "Parkland" means any developed or undeveloped property that is owned, controlled or maintained by the Town of Slave lake, is intended to be used by members of the public for recreation purposes, and is:
 - 2.25.1. preserved as a natural area,
 - 2.25.2. designated or districted as park or park corridor land,
 - 2.25.3. dedicated as municipal reserve, environmental reserve or a public utility lot property pursuant to the Municipal Government Act, or
 - 2.25.4. a boulevard contiguous with, partially within or fully within the property referenced under subsections 2.44.1, 2.44.2 or 2.44.3.

- 2.26. "Passenger Zone" means an area or space on a highway established for the loading or unloading of passengers only.
- 2.27. "Peace Officer" means a person employed for the purposes of preserving and maintaining the public peace, and includes:
- 2.27.1. a provincially appointed Community Peace Officer for the Town;
 - 2.27.2. a Bylaw Enforcement Officer authorized to enforce this bylaw in accordance with their appointment; and
 - 2.27.3. a regular member of the Royal Canadian Mounted Police.
- 2.28. "Person" includes any individual, corporation, society, association, partnership or firm;
- 2.29. "Playground Zone" means that portion of a highway identified as a playground zone by a traffic control device;
- 2.30. "Public Place" means any highway, parkland, public bridge, roadway, lane, footway, square, court, alley or passage, whether a thoroughfare or not, and includes any open space to which the public have or are permitted to have access, whether by payment or otherwise, to Town land;
- 2.31. "Recreational Vehicle" means a vehicle designed or used for travel with temporary living accommodation for vacations or camping purposes;
- 2.32. "Schedule" means a schedule attached to and forming part of this Bylaw;
- 2.33. "School Zone" means that portion of a highway identified as a school zone by a traffic control device;
- 2.34. "School Bus" means a vehicle that is designed for carrying persons to and from school or school activities.
- 2.35. "Skateboard" means a device for coasting made of a board mounted on coasters, commonly called a skateboard;
- 2.36. "Small Car" means a passenger vehicle having a wheel base of 270 cm or less;
- 2.37. "Special Class" of vehicle means any of the following:
- 2.37.1. small cars,
 - 2.37.2. emergency vehicles,
 - 2.37.3. transit vehicles,
 - 2.37.4. tour buses,
 - 2.37.5. limousines,
 - 2.37.6. funeral cars,
 - 2.37.7. school buses,
 - 2.37.8. disabled persons vehicles,
 - 2.37.9. motorcycles,
 - 2.37.10. commercial vehicles, or
 - 2.37.11. government vehicles.

- 2.38. "Special Roadway Event" means a competition, spectacle or event (including a block party or similar gathering) that takes place in whole or in part on a highway and which may involve walking, running or the use or display of bicycles, motorcycles or vehicles.
- 2.39. "Street Furniture" includes every curb, sidewalk, pole, traffic control device, waste receptacle, bus bench, bus enclosure, tree, plant, grass, utility, utility servicer, or any other property authorized of placement on a Highway or a public place by the Town.
- 2.40. "Taxi Cab" shall mean a public vehicle including a livery or any other motor vehicle designed to carry twelve passengers or less which is used to transport passengers and their baggage, on request, to a stated destination.
- 2.41. "Town" means the Town of Slave Lake.
- 2.42. "Town Vehicle" means any vehicle owned by the Town used in connection with the duties and responsibilities of the Town and includes emergency vehicles;
- 2.43. "Violation Ticket" means a violation ticket issued in accordance with the provisions of the *Provincial Offences Procedure Act*, c. P-24 RSA 2000;
- 2.44. "Walkway" means any footpath or trail, as part of the Town's trail system, which is limited for the use of pedestrians and bicycle traffic or any other devices operated by human power only.
- 2.45. "Waste" means:
- 2.45.1. any solid or liquid material or product or combination of solid or liquid material or product. including, but not limited to,
 - 2.45.2. rubbish, refuse, garbage, paper, packaging, containers, bottles, cans, manure, human or animal excrement, sewage or the whole or a part of an animal carcass, or
 - 2.45.3. the whole or part of any article, raw or processed material, vehicle or other machinery that is disposed of.

3. AUTHORITIES

- 3.1. The Chief Administrative Officer is hereby delegated the authority to:
- 3.1.1. prescribe where traffic control devices, either permanent or temporary, are to be located including traffic control devices restricting the speed of vehicles. Such traffic control devices located by such persons pursuant to a delegation made under this clause shall be deemed to have been made by Bylaw of the Town and such persons shall maintain a record of all such locations which shall be open to public inspection during normal working hours;
 - 3.1.2. designate crosswalks upon any highway and cause to mark the same;
 - 3.1.3. designate a highway intersection or other place on a highway as a place at which no left-hand turn or no right-hand turn or both shall be made, and shall cause the place to be signed, barricaded or otherwise restricted;
 - 3.1.4. designate any intersection or place on a highway, including a place where a railway right-of-way crosses a highway, as a place where U-turns are

prohibited, and shall cause such intersections or places to be marked;

- 3.1.5. designate any highway as one, which is closed in whole or in part to traffic, and shall cause such Highway to be marked;
- 3.1.6. designate any highway as one to be divided into lanes in such numbers as he considers proper;
- 3.1.7. designate "School Zones" and "Playground Zones". The Chief Administrative Officer shall cause such zones to be marked by traffic control devices;
- 3.1.8. prescribe where emergency or construction traffic control devices are to be located on any Highway, and shall cause the same to be marked;
- 3.1.9. distances from any intersection with which no parking is permitted and may cause traffic control devices to be erected indicating "No Parking". This provision shall not apply to vehicles stopped in compliance with any provision of this Bylaw;
- 3.1.10. designate portions of a highway where parking is limited to a period of time and shall cause traffic control devices to be erected indicating such parking limitations;
- 3.1.11. authorize the placing, marking, or erecting of traffic control devices. The Chief Administrative Officer shall cause such devices to be placed correctly such that they are clearly recognizable in all reasonable light and weather conditions;
- 3.1.12. designate angle parking on any highway and to cause the same to be marked;
- 3.1.13. in case of unfavourable road conditions, to establish and post load limits upon Town highways;
- 3.1.14. designate the maximum loading permitted on any bridge and to cause the same to be marked by a traffic control device;
- 3.1.15. prohibit or restrict by traffic control devices the movement of vehicles from a private driveway where such prohibition or restriction is deemed advisable in the public interest and for better regulation of traffic;
- 3.1.16. temporarily close any existing median or divider opening on any Town highway;
- 3.1.17. designate any day or days, or parts thereof, in which parking metres will be inoperative; and
- 3.1.18. authorize the moving of vehicles from highways and alleys when grading, maintaining, or repairing same.

4. OVERARCHING AUTHORITY

- 4.1. Notwithstanding anything in this Bylaw, no person shall act in contravention of the directions of a Peace Officer acting in the course of his or her employment duties or a traffic control device placed by or under the directions of the Town.
- 4.2. No person other than a Peace Officer shall attempt to direct or regulate traffic or place anything resembling a traffic control device other than with the permission of, and in accordance with any conditions imposed by, the Chief Administrative Officer.

5. PARKING

- 5.1. No person shall park a vehicle on any portion of a highway upon which parking is prohibited by a traffic control device.
- 5.2. No person shall stop a vehicle on any portion of a highway upon which stopping during such time is prohibited by a traffic control device.
- 5.3. Unless required or permitted by a traffic control device, this Bylaw, the *Traffic Safety Act*, or in compliance with the direction of a Peace Officer, a driver shall not stop, park, or leave his vehicle:
 - 5.3.1. On a sidewalk or boulevard;
 - 5.3.2. On a crosswalk or any part of a crosswalk;
 - 5.3.3. Within 5 metres from the near side of a marked crosswalk;
 - 5.3.4. Within an intersection other than immediately next to the curb in a "T" intersection;
 - 5.3.5. At an intersection nearer than five (5) metres to the projection of the corner property line immediately ahead or immediately to the rear except when his vehicle is parked in a space where a parking meter or other traffic control device indicates parking is permitted;
 - 5.3.6. Within 5 metres upon the approach to any "STOP" sign or "YIELD" sign;
 - 5.3.7. Within 5 meters from any fire hydrant, or when the hydrant is not located at the curb, within 5 meters from the point on the curb nearest the hydrant;
 - 5.3.8. Within 1.5 meters from an access to a garage, private road or driveway or a vehicle crossway over a sidewalk;
 - 5.3.9. On any bridge or in any subway or on the approaches to either of them;
 - 5.3.10. On any portion of a highway marked as an Emergency Access Route or fire lane;
 - 5.3.11. On the roadway side of a vehicle parked or stopped at the curb or edge of the roadway;

- 5.3.12. Such that the Vehicle impedes or obstructs the orderly flow of vehicle or pedestrian traffic;
- 5.3.13. At any place for a time longer than that stated on traffic control devices providing for parking for a specified time;
- 5.3.14. On wrong side of a roadway against the flow of traffic;
- 5.3.15. Alongside or opposite any highway excavation or obstruction when stopping or parking would obstruct traffic;
- 5.3.16. In a roadway maintenance or construction area unless the vehicle is employed in the maintenance or construction work;
- 5.3.17. Where any vehicle may interfere with the use of a doorway intended as a fire or emergency exit from any building abutting the highway;
- 5.3.18. Such that the vehicle obstructs access to the entrance way of a fire hall, police station or hospital;
- 5.3.19. Upon parkland, or land designated by a public authority other than the Town as park or reserve land;
- 5.3.20. On private land which has been clearly marked by a traffic control device directed by the owner, tenant, or their agent. unless such person is in charge of the private land;
- 5.3.21. In any place where a traffic control device indicates that parking or stopping is restricted to a special class of vehicle, except if that vehicle qualifies as a member of such authorized special class of vehicle;
- 5.3.22. In such manner as to obstruct the access to or exit from any theatre or other building being used for public gatherings;
- 5.3.23. In such manner as to interfere with the proper operation of any vehicle used by the Fire Department or other department of the Town;
- 5.3.24. On any land owned by the Town unless designated as a parking stall without the express or written approval of the Chief Administrative Officer.
- 5.4. No person shall park or leave a vehicle upon public or private property without express or implied consent of the owner, or person in lawful possession or control of the property for a period of more than 72 hours.
- 5.5. When a parking sign indicates that angle parking is permitted, or required, a driver shall Park his Vehicle:
 - 5.5.1. with its sides at an angle of between 30 and 60 degrees to the Curb or edge of the roadway;
 - 5.5.2. with one front wheel not more than 50 Millimetres from the Curb or edge of the roadway; and

- 5.5.3. shall not cross nor enter oncoming traffic to either enter or exit from the parking area.
- 5.6. Notwithstanding Subsection 5.5. of this Bylaw, no person shall angle park any vehicle or trailer which exceeds six (6) metres in overall length upon any highway except at such locations as may have been designated by Council.
- 5.7. No person shall stand or park any vehicle on any highway for the purpose of servicing or repairing such vehicle except for emergency repairs.
- 5.8. No person shall wash any Vehicle on any Highway in such a manner as to constitute a nuisance or hazard.
- 5.9. No person shall permit water, oil, gasoline, or grease arising from the washing, repairing, or maintaining of any vehicle to be deposited on or run onto any highway within the Town.
- 5.10. No person shall park any vehicle with motor running, in such a manner and such a location as to cause a disturbance.
- 5.11. No person having care or control of a vehicle on any highway shall permit the motor of such vehicle to run at excessive revolutions per minute in the manner commonly known as "revving."
- 5.12. No person shall park a vehicle in an alley except while loading and unloading goods for a period not exceeding 15 minutes.
- 5.13. Notwithstanding subsection 5.12, no person shall park a vehicle in an alley such that the passage of other vehicles through the alley is obstructed.
- 5.14. Where a parking space is indicated on a roadway surface, an operator shall park a vehicle wholly within the limits of the parking space.
- 5.15. No person shall park or stop on private or public land, in a parking stall reserved for the exclusive use of a disabled persons vehicle, unless such a person is operating a disabled persons vehicle.
- 5.16. No persons shall leave or operate any vehicle on any walkway within the Town.
- 5.17. No person shall at any place for a time longer than that stated on traffic control devices providing for parking for a specified time,
- 5.17.1. If a vehicle, being the subject of a Municipal Violation Tag or a Violation Ticket issued due to a contravention of subsection 5.17, remains parked for a further span of time in excess of the number of minutes or hours permitted, an additional offence shall be deemed to have occurred.
- 5.18. No person shall park a recreational vehicle or trailer on any portion of a highway unless the recreational vehicle or trailer is attached to a vehicle that is mechanically capable of, and properly equipped for, towing the trailer in a safe manner.
- 5.19. No person shall park a mobile home in a public place except in an area designated by the Town as a mobile home site or park.

6. ZONES AND RULES FOR THE OPERATION OF VEHICLES

- 6.1. No person shall leave any vehicle on any highway which has been cleared or is about to be cleared for a parade provided that sufficient warning signs have been placed at the particular highway intersection, at least twelve (12) hours before such parade is to take place.
- 6.2. When any horse drawn vehicle is in motion the driver or other person in charge of such vehicle shall, at all times, have physical control over the horses drawing such vehicle.
- 6.3. No person shall leave any horse drawn vehicle unattended on any road within the limits of the Town, but shall leave such horse or horse drawn vehicle suitably tethered.
- 6.4. Where any unprotected emergency equipment of the RCMP or Town of Slave Lake has been deployed on any highway, alley, roadway, sidewalk, no person shall remove, relocate this equipment for which its purpose is conducting traffic control at motor vehicle collisions, structure fires, evacuations, emergency road blockades or any other departmental activity, drive over or in any way hinder the Peace Officer's ability to conduct his or her duties.
- 6.5. Where any unprotected equipment of the Fire Department has been set out on any highway or driveway for use at a fire or any other department activity, or alarm of a fire, no person shall drive any vehicle over such equipment except with the consent of the Fire Department Official in command.
- 6.6. A School Zone's hours of operation are in effect during the following periods of time on any day that school is held:
 - 6.6.1. the period between 8:00a.m. and 9:30a.m.,
 - 6.6.2. the period between 11:30a.m. and 1:30p.m., and
 - 6.6.3. the period between 3:00p.m. and 4:30p.m.
- 6.7. A Playground Zone's hours of operation are daily from 08:30 to one hour after sunset.
- 6.8. The speed limit in a School Zone is 30 km/h during the School Zone's hours of operation.
- 6.9. The speed limit in a Playground Zone is 30 km/h during the Playground Zone's hours of operation.
- 6.10. No driver of any vehicle shall pass, or attempt to pass, another vehicle travelling in the same direction across any intersection of a roadway.
- 6.11. No person when driving a vehicle on a bridge having not more than two lanes for traffic shall pass, or attempt to pass another vehicle travelling in the same direction.
- 6.12. No person shall drive a vehicle so overloaded that the motor power of such vehicle is unable to move it at a reasonable rate of speed on any highway.

- 6.13. No person shall drive a vehicle on any highway that has been restricted by the Council or Chief Administrative Officer for that class of vehicle.
- 6.14. No person shall display on any vehicle any identification card or sticker purporting to provide for an exemption grander under the provision of any section of any statute or Bylaw unless such card or sticker has been duly authorized.

7. RULES FOR PEDESTRIANS AND BICYCLISTS

- 7.1. Pedestrian shall not crowd or jostle other pedestrians in such a manner as to create or cause discomfort, disturbance, or confusion.
- 7.2. No person shall stand in a group of three (3) or more persons near to each other on any highway as to obstruct the entrance to buildings, or to obstruct, or prevent other persons using such highway and forthwith after a request has been made by a Peace Officer or other person duly authorized to do so shall disperse and move away.
- 7.3. No person shall stand, sit, or lie, or otherwise position himself on any highway in such a manner as to obstruct vehicular or pedestrian traffic, or as to annoy, or inconvenience any other person upon the Highway.
- 7.4. Nothing in Subsections 7.2. and 7.3. of this Bylaw shall be construed as prohibiting the congregating or assembling of individuals to attend and listen to public speaking so long as the proceedings are peaceable, and orderly, and sufficient space is left on the highway to allow free movement of such ordinary traffic, but should any highway at or near such assembly become in consequence thereof so obstructed as to obstruct or impede such ordinary traffic, the persons so requested to do so by any Peace Officer or by any person duly away upon being requested as aforesaid shall be guilty of a breach of this Bylaw.
- 7.5. No person shall use in-line skates, roller skates, a skateboard, or a non-motorized scooter on a sidewalk in a manner that interferes with pedestrians.
- 7.6. No person shall ride a bicycle, motorcycle, or a vehicle on any sidewalk except when it is required for cleaning and maintenance of the sidewalks or in order to ingress or egress to or from a highway.
- 7.7. Notwithstanding Subsection 7.6. a person may operate a bicycle on a sidewalk if:
 - 7.7.1. that person is 18 years of age or younger;
 - 7.7.2. that person is using the sidewalk in order to gain immediate access to a private residence, commercial premises, parkland or roadway; or
 - 7.7.3. in accordance with a traffic control device.
- 7.8. A person shall not operate a bicycle on a roadway where signs prohibit its use.
- 7.9. No person shall operate a skateboard on any roadway.

8. USE OF HIGHWAYS

- 8.1. Unless written authorization has been obtained from the Chief Administrative Officer,

no vehicle with metal spikes, lugs, or cleats, or bands projecting from the surface of the wheel or tire of a vehicle may be operated or propelled on any paved, hard surfaced or oiled highway or land.

8.1.1. Notwithstanding Subsection 8.1., a person may operate a private passenger vehicle with studded winter tires.

9. COMMERCIAL VEHICLES

9.1. This section shall not apply to private passenger vehicles, commercial vehicles with a gross vehicle weight under 4500 kgs., or school buses.

9.2. The operator of any commercial vehicle, or commercial vehicle and trailer combination over 11,000 kilograms maximum gross weight or in excess of eight (8.0) meters in overall length, or a bus, shall use a truck route, except for loading or unloading, provided the shortest distance to and from a truck route is used.

9.3. Truck route is designated in Schedule "A" which is attached to and forms part of this Bylaw and which is marked as a truck route by appropriate traffic control devices.

9.4. A commercial vehicle shall not be deemed to be operating in contravention of subsection 9.2. if the commercial vehicle is being operated on the most direct and practical route between the premises or location and the nearest truck route by:

9.4.1. persons delivering, or collecting goods, or merchandise to, or from the premises of a bona fide customer;

9.4.2. persons going to or from business premises of the owner of the commercial vehicle concerned;

9.4.3. persons moving a building for which necessary moving permits have been issued by the Town;

9.4.4. persons pulling a disabled vehicle from a highway;

9.4.5. persons going to or from work premises for the servicing or repairing of the commercial vehicle, or

9.4.6. persons going to or actually performing work on a highway.

9.5. A commercial vehicle operated by the Town is except from subsection 9.2.

9.6. Notwithstanding Subsection 9.2. and 9.4., persons having more than one delivery, collection, or service in the same area may make all deliveries, collections, or services within that area before proceeding by the most direct and practical route to the nearest truck route.

9.6.1. In this subsection "area" is defined as one bounded on all sides by a truck route.

9.7. No person shall operate a commercial vehicle on any highway within Town with a weight exceeding the axle weight applicable to such commercial vehicle as

established by the provisions of the *Commercial Vehicle Dimension and Weight Regulation* AR 315/2002.

- 9.8. A commercial vehicle in respect of which an overweight permit is issued under the provisions of the *Commercial Vehicle Dimension and Weight Regulation* AR 315/2002 shall not, pursuant to that overweight permit, be operated on a highway under the direction, control and management of the Town unless the Town has given its approval to that commercial vehicle being operated on that highway.
- 9.9. A permit issued by the Director of Operations is deemed to be permission to use a highway according to subsection 9.7.
 - 9.9.1. The Director of Operations may delegate his authority to issue permits to other employees of the Town or to employees of a company contracted for the purposes of issuing permits for the Town.
 - 9.9.2. That a fee be charged to the applicants for the issuing of permits for overweight and oversize vehicles or of vehicles and the goods being carried by the vehicles to operate on highways under the direction, control and management of the Town and such fees are listed in Schedule B.
- 9.10. No person shall park any commercial vehicle that exceeds 12 metres in length upon a Highway within the Town whether designated as a Truck Route or otherwise.
- 9.11. A person shall, when requested by a Peace Officer, produce for such officer's inspection, a bill of lading, or other document showing the origin of and destination of the trip and description of the load.

10. Dangerous Goods

- 10.1. No person shall park or leave unattended any commercial vehicle used for the conveyance of dangerous goods, upon any highway nor on any property other than those in the Industrial District areas as defined in the Land Use Bylaw, as amended
- 10.2. The prohibition described in subsection 10.1. shall not apply to:
 - 10.2.1. Vehicles on a highway in a well lit area at least 30 metres distance from any building or playground for such length of time as is actually necessary for him to secure and eat a meal and shall not exceed 60 minutes; or
 - 10.2.2. Vehicles operating in compliance with directions of a Peace Officer.
- 10.3. When requested to do so by a Peace Officer; or a Dangerous Goods Inspector acting in accordance with the *Dangerous Goods Transportation and Handling Act*, an operator of a commercial vehicle shall produce all documentation relating to the dangerous goods being transported, including bills of lading, and documents showing the origin and a description of the load.

11. OBSTRUCTIONS

- 11.1. Unless he has first obtained the written permission of the Chief Administrative Officer or unless otherwise permitted by any Bylaw, no person shall:

- 11.1.1. Erect any doorstep, porch, railing, awning, or other projection into, or over any highway, sidewalk, or boulevard; or
- 11.1.2. Place, or maintain, or cause to be placed or maintained on any highway, sidewalk, or boulevard anything which obstructs the free use of such highway, sidewalk, or boulevard.
- 11.2. The Chief Administrative Officer may cause to be removed any unauthorized structure or other thing, which projects into or obstructs the use of any highway, sidewalk, or boulevard.
- 11.3. The charges for removal and storage of any structure or other thing shall be paid by the owner or other person responsible therefore, and shall be in addition to any fine or penalty imposed in respect of any such provision or to any payment made in lieu of prosecution under this Bylaw.
- 11.4. If the Chief Administrative Officer is satisfied that any tree hedge or shrub heretofore or hereafter planted on private property, interferes with or obstructs the view of the driver of any vehicle, the Chief Administrative Officer may require the owner, by giving seven (7) days notice by registered mail, to remove, prune, trim, or alter such tree, hedge, or shrub and if the owner does not eliminate the obstruction within seven (7) days, the Chief Administrative Officer may direct the work done and the full cost, therefore will be charged to the owner.

12. MISCELLANEOUS PROVISIONS

- 12.1. No driver of any vehicle shall enter a paved roadway from any construction site or private property without first removing mud or other material from the wheels of the vehicle.
- 12.2. The registered owner of the vehicle in subsection 12.1 shall clean off any debris deposited onto the highway with a 24 hour period after the debris has been deposited.
- 12.3. No person shall remove, damage, or interfere with any barricade, notice, marker sign, flare, traffic control device, or other street furniture or other utility work of the Town,
- 12.4. No person shall deface or make any advertisement, legend, or sign of any kind on any highway, traffic control device, street furniture or hoarding unless authorized to do so by Council.
- 12.5. No Person shall use engine retarder brakes within the Town.

13. ENFORCEMENT

- 13.1. A person who contravenes any provision of this Bylaw is guilty of an offence.
- 13.2. When a vehicle is operated or parked or stopped in contravention of any provision of this Bylaw, the owner shall be deemed to have committed the corresponding offence.
- 13.3. A Peace Officer may, in enforcing this Bylaw, place temporary and removable markings or notices on any vehicle or trailer being investigated in relation to a contravention of this Bylaw.

- 13.4. A peace officer may issue, with respect to an offence under this bylaw, a municipal violation tag specifying the penalty established by this bylaw.
- 13.5. Where a municipal violation tag is issued, the fine amount indicated thereon may be paid as directed in lieu of prosecution.
- 13.6. A peace officer may issue, with respect to an offence under this bylaw, a violation ticket:
- 13.6.1. specifying a penalty established by this bylaw; or
 - 13.6.2. requiring an appearance in court without the option of making a voluntary payment.
- 13.7. Where a violation ticket specifies a penalty, a voluntary payment equal to the specified penalty amount may be made as directed.
- 13.8. In the case of an offence that is of a continuing nature, a contravention of a provision of this Bylaw constitutes a separate offence with respect to each day, or part of a day, during which the contravention continues, and a person guilty of such an offence is liable to a fine in an amount not less than that established by this Bylaw for each such separate offence.
- 13.9. A person who is guilty of an offence under this bylaw is liable:
- 13.9.1. to a specified penalty as outlined in Schedule "B"; or
 - 13.9.2. on summary conviction, to a fine not exceeding \$10,000.00 or to an order of imprisonment for not more than one (1) year, or both.
- 13.10. All Peace Officers are hereby charged with the duty of enforcing this Bylaw.
- 13.11. A Peace Officer may remove or cause to be removed any vehicle parked in contravention of a provision of the Bylaw or any other statute, or, where emergency conditions may require such removal from a Highway.
- 13.12. Any Vehicle may be removed under this section to an impound place designated by the Chief Administrative Officer where it will remain impounded until claimed by the owner.
- 13.13. No impounded vehicle shall be released to the owner all costs for the removal, storage, or other costs of the Vehicle have been paid to the Town. Such costs or charges will be in addition to any fine or penalty imposed in respect of any such provision or to any payment made in lieu of prosecution under this Bylaw.
- 13.14. Notwithstanding any other penalty that may be provided by law, any Peace Officer is hereby authorized to impound any bicycle, motorcycle, skateboard, snowmobile, or other vehicle operated, parked, or abandoned in contravention of this Bylaw.
- 13.15. Any such impounded property shall be released to the owner thereof upon payment of any towing, transportation, or storage costs applicable to such

impounded property.

- 13.16. All property impounded hereby shall be and remain at the risk of the owner while impounded.

14. General and Interpretation

- 14.1. Without restricting any other power, duty, or function granted by this bylaw, the Chief Administrative Officer may:
- 14.1.1. carry out whatever inspections are reasonably required to determine compliance with this bylaw; and
 - 14.1.2. delegate any powers, duties, and functions under this bylaw to an employee of the Town.
- 14.2. A copy of a record of the Town, certified by the Chief Administrative Officer, as a true copy of the original, shall be admitted in evidence as prima facie proof of the facts stated in the record without proof of the appointment or signature of the person signing it.
- 14.3. The burden of proving, on a balance of probabilities, that an exception referred to by this bylaw applies in a particular case is on the person alleging such exception.
- 14.4. Headings or subheadings are inserted for ease of reference and guidance purposes only and do not form part of this bylaw.
- 14.5. Where this bylaw cites or refers to any act, regulation, code or other bylaw, the citation or reference is to the act, regulation, code or other bylaw as amended, whether amended before or after the commencement of this bylaw, and includes reference to any act, regulation code or other bylaw that may be substituted in its place.
- 14.6. If any provision of this bylaw is declared invalid for any reason by a court of competent jurisdiction, all other provisions of this bylaw will remain valid and enforceable.
- 14.7. Nothing in this bylaw relieves a person from complying with any provision of any federal, provincial, or municipal law or regulation or any other requirement of any lawful permit, order, or license.

15. Coming into Force

- 15.1. All provisions of this Bylaw shall come into full force and effect on third and final reading, except Section 10, which shall take effect on the date of its approval by the Minister responsible for the administration of the *Dangerous Goods Transportation and Handling Act*.

READ A FIRST TIME THIS 7 DAY OF May, 2019.


MAYOR


CHIEF ADMINISTRATIVE OFFICER

READ A SECOND TIME THIS 7 DAY OF May, 2019.


MAYOR


CHIEF ADMINISTRATIVE OFFICER

READ A THIRD TIME THIS 7 DAY OF May, 2019.


MAYOR


CHIEF ADMINISTRATIVE OFFICER

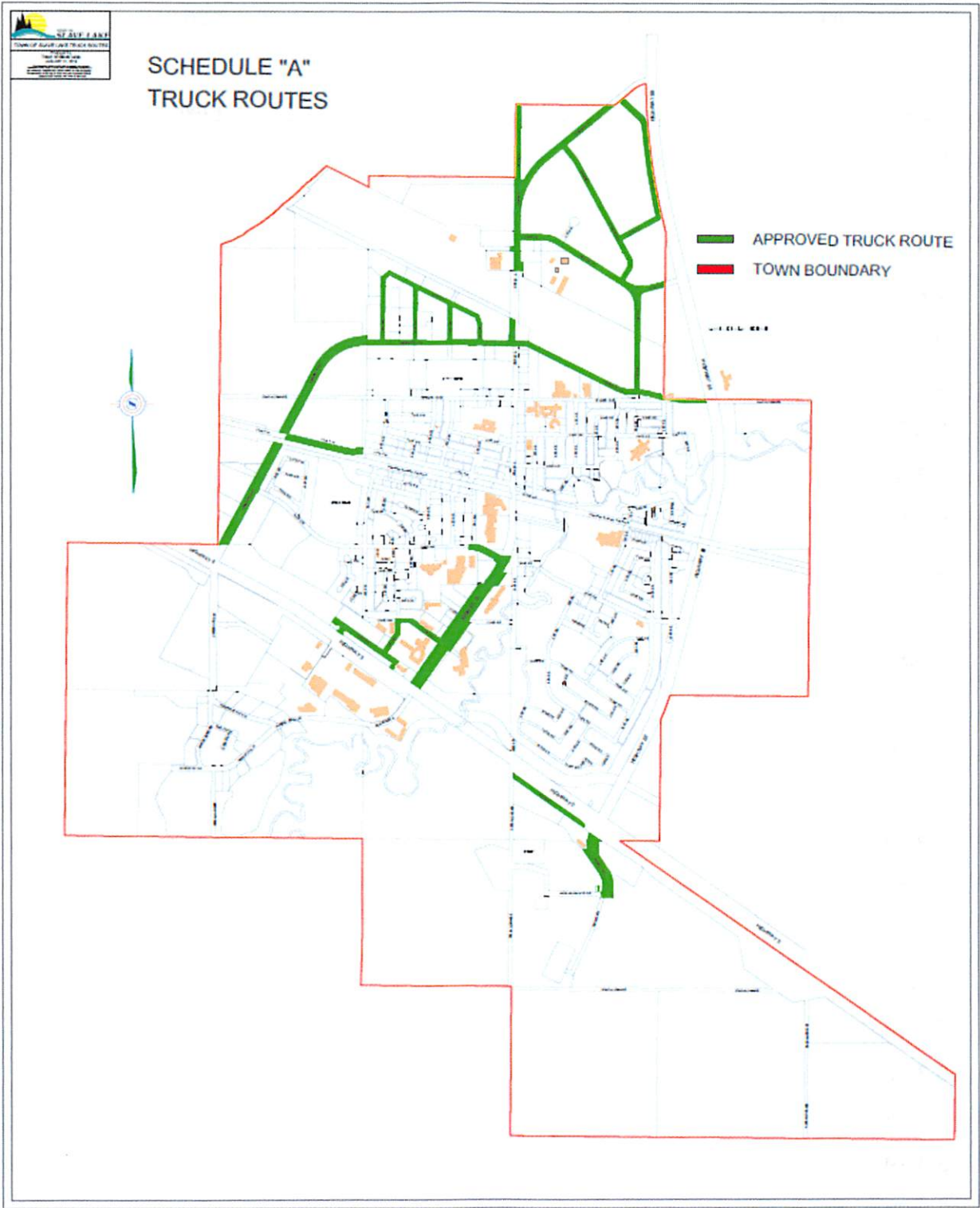
APPROVED BY THE MINISTER RESPONSIBLE FOR THE *DANGEROUS GOOD*

TRANSPORTATION AND HANDLING ACT THIS 10 DAY

OF June, 2019.


MINISTER

Schedule A – TRUCK ROUTES



Schedule B – FEES & FINES

1. Over dimensional / Overweight Permit Fee \$25.00

2. FINES:

<u>SECTION:</u>	<u>FINE:</u>
4.1.	\$230.00
4.2.	\$230.00
5.1.8	\$78.00
5.2.	\$78.00
5.3.1.	\$78.00
5.3.2.	\$78.00
5.3.3.	\$78.00
5.3.4.	\$78.00
5.3.5.	\$78.00
5.3.6.	\$78.00
5.3.7.	\$78.00
5.3.8.	\$78.00
5.3.9.	\$78.00
5.3.10.	\$78.00
5.3.11.	\$78.00
5.3.12.	\$78.00
5.3.13.	\$78.00
5.3.14.	\$78.00
5.3.15.	\$78.00
5.3.16.	\$78.00
5.3.17.	\$78.00
5.3.18.	\$230.00
5.3.19.	\$78.00
5.3.20.	\$78.00
5.3.21.	\$78.00
5.3.22.	\$78.00
5.3.23.	\$78.00

5.3.24.	\$78.00
5.4.	\$78.00
5.5.	\$78.00
5.6.	\$78.00
5.7.	\$78.00
5.8.	\$78.00
5.9.	\$78.00
5.10.	\$78.00
5.11.	\$78.00
5.12.	\$78.00
5.13.	\$78.00
5.14.	\$78.00
5.15.	\$230.00
5.16.	\$78.00
5.17.	\$78.00
5.18.	\$78.00
5.19.	\$575.00
6.1.	\$78.00
6.2.	\$230.00
6.3.	\$78.00
6.4.	\$575.00
6.5.	\$575.00
6.11.	\$230.00
6.10	\$230.00
6.12.	\$115.00
6.13.	\$115.00
6.14.	\$575.00
7.1.	\$78.00
7.2.	\$230.00
7.3.	\$230.00
7.5.	\$115.00

7.6.	\$115.00
7.8.	\$115.00
7.9.	\$115.00
8.1.	\$575.00
9.2.	\$230.00
9.7.	\$575.00
9.8.	\$230.00
9.10.	\$78.00
9.11.	\$460.00
10.1	\$575.00
10.3.	\$460.00
11.1.	\$230.00
12.1	\$230.00
12.3.	\$230.00
12.4.	\$230.00
12.5	\$115.00