



TOWN OF MANNING, ALBERTA

BY-LAW 824-15

TRAFFIC

A By-law of the Town of Manning in the Province of Alberta to regulate and control vehicle, and pedestrian traffic in the Town of Manning and to provide for the imposition of fines for offences in violation of this bylaw.

WHEREAS Section 106, 107, and 108 of the Traffic Safety Act, Revised Statutes of Alberta 2000, Chapter T-6, Alberta Regulations and amendments thereto provide that a municipal council may by Bylaw, establish speed limits on roads, school zones and playgrounds;

AND WHEREAS Section 110 of the Traffic Safety Act, Revised Statutes of Alberta 2000, Alberta Regulations and amendments thereto provide that a municipal council may by Bylaw, authorize the placing, erecting or marking of traffic control devices at any location considered necessary for controlling highways subject to its direction, control and management;

AND WHEREAS Section 13 of the Traffic Safety Act, Revised Statutes of Alberta 2000, Alberta Regulations and amendments thereto provide that a municipal may, by bylaw, regulate and control vehicle, and animal and pedestrian traffic not inconsistent with the Traffic Safety Act;

AND WHEREAS Section 15 of the Traffic Safety Act gives a municipal council authority to make prohibitions and to specify that a contravention of failure to comply with this bylaw is an offence;

AND WHEREAS Section 109 of the Traffic Safety Act, Revised Statutes of Alberta 2000, Alberta Regulations and amendments thereto provides the authority to a municipal council to authorize, by bylaw, the display and selling of goods on a sidewalk;

NOW THEREFORE PURSUANT to the provisions of the Municipal Government Act, Chapter M26, the Council of the Town of Manning, Alberta, in regular session duly assembled, enacts as follows:

SEVERABILITY

If any provision of this by-law is declared invalid because of any word, phrase, clause, sentence, paragraph or section of this by-law or any documents which form part of this by-law or an application thereof to any person or circumstance is declared invalid, the remaining provisions shall not be affected thereby, but shall remain in force.

SECTION 1 – SHORT TITLE

This By-law may be cited as the “Town of Manning Traffic By-law”.

SECTION 2 – DEFINITIONS

- 2.1 Except wherein this Bylaw or in a context otherwise required in this bylaw, terms defined shall have the meaning as contained in the Traffic Safety Act, Revised Statutes of Alberta 2000, Alberta Regulations and amendments thereto;
- 2.2 “Alley” means a narrow road intended chiefly to give access to the rear of buildings and parcels of land;
- 2.3 “CAO” means the Chief Administrative Officer of the Town of Manning;
- 2.3 “Council” means the Council of the Town of Manning;
- 2.4 “Curb” means the actual curb if there is one and if there is no curb in existence means the division of the highway between that part thereof intended for use by vehicles and that part thereof intended for the use of pedestrians;
- 2.5 “Disabled Parking Stall” means a parking stall, whether on public or private property, that is designated and posted as a reserved stall for persons with a disability or handicap;
- 2.6 “Double Parking” or any words or expression of similar meaning or import shall mean the parking of a vehicle on a roadway beside a vehicle parked beside the curb in a Parking Area or shall mean parking to the rear of any vehicle that is angle parked at a curb in a Parking Area;
- 2.7 “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;
- 2.8 “Motor Vehicle” means a vehicle propelled by any power other than muscular power and includes an off-highway vehicle, motorcycles and mopeds;
- 2.9 “Owner” means in the case of land, any Person registered as the Owner of that land on a Certificate of Title issued pursuant to the Land Titles Act or in the case of a Vehicle or Trailer, the Registered Owner of that Vehicle or Trailer;
- 2.10 “Peace Officer” means a Bylaw Enforcement Officer or a member of the Royal Canadian Mounted Police;
- 2.11 “Sidewalk” means that portion of a highway reserved for the exclusive use of pedestrians;
- 2.12 “Street Maintenance” means the ploughing and removal of snow, line painting on roadways, repairing of the surface of any roadway, cleaning of gutter and sidewalks and any other routine tasks involved in the repair and protection of roadways;
- 2.13 “Town” means the Town of Manning;
- 2.14 “Traffic Control Device” means any sign, signal, marking or device placed, marked or erected under the authority of the Traffic Safety Act or this bylaw for the purpose of regulating, warning or guiding traffic;
- 2.15 “Trailer” means a vehicle so designed that it may be attached or drawn by a motor vehicle and intended to transport property or persons and includes any trailer that is designed, constructed, or equipped as a dwelling place, living abode or sleeping place, either permanently or temporarily, but does not include machinery or equipment used in construction or maintenance of highways

SECTION 3 – AUTHORITIES

- 3.1 The Council may by resolution exempt any class of vehicle from such provisions of this bylaw relating to parking and stopping as the Council may deem fit and under such conditions as the Council may impose, and may provide for the identification of such vehicles so exempt.
- 3.2 The Council may by resolution prescribe where traffic control devices and signals for controlling and regulating traffic in public places are to be located and delegate to the Chief Administrative Officer, the power to prescribe where traffic control devices and signals are to be located with a record of such locations to be kept and which shall be open to public inspection during normal business hours.
- 3.3 Any Peace Officer appointed pursuant to the Police Act (Chapter P-17 RSA 2000) or Bylaw Enforcement Officer appointed pursuant to Section 555 of the Municipal Government Act (Chapter M-26 RSA 2000) may cause a vehicle or trailer to be removed and taken to and stored in a suitable place in accordance with Section 77 of the Traffic Safety Act (Chapter T-6 RSA 2000) and all costs for removal and storage are a lien upon the vehicle or trailer.
- A Peace Officer or Bylaw Enforcement Officer may cause a vehicle or trailer to be removed and taken to and stored in a suitable place when:
- 3.3.1 It is abandoned on any highway under the municipality's control for a period in excess of seventy-two (72) hours.
 - 3.3.2 It is parked in a location or manner so as to impede the normal movement of traffic.
 - 3.3.3 Is situated unattended at a location or in a condition that, in the opinion of the officer, it constitutes a present or potential hazard to persons or property.
 - 3.3.4 Is parked in a manner that restricts access by firefighting equipment to a fire hydrant.
- 3.4 No impounded vehicle or trailer shall be released to its owner or his agent until the impounding and removal charge of the vehicle or trailer has been paid; such charges shall be in addition to any fine or penalty imposed in respect of any such violation, or any payment made in lieu of prosecution as hereinafter provided.
- 3.5 The Chief Administrative Officer may remove any unauthorized structure or other thing which projects into or obstructs the use of any highway, sidewalk or boulevard. Any charge for the removal and storage of any such structure or thing shall be paid by the owner or other person responsible therefore, and shall be in addition to any fine or penalty imposed or any payment in lieu of prosecution under Schedule "A" of this bylaw.
- 3.6 Whereas if the Chief Administrative Officer is satisfied that any tree, shrub or hedge heretofore or thereafter planted on private property interferes with or obstructs the view of the driver of any vehicle of oncoming traffic or pedestrians, of any traffic control device or sign, or impedes the safe operation of street equipment maintenance, they may require the owner, by giving seven (7) days' notice by registered mail, to remove, prune, trim or alter such tree, shrub or hedge, and if the owner does not eliminate the obstruction within the seven (7) days the Council may direct the work to be done and the full cost thereof to be added to the property tax account, as authorized by the Municipal Government Act.

- 3.7 Any expense incurred by the Town for the repair of any unauthorized excavation or for the removal of any obstruction on a highway placed thereon in contravention of this bylaw is a debt due and owing the Town and may be recovered by adding the said amount to the property taxes of the person(s) responsible for placing the obstruction, as provided for under Section 553.1(1) of the Municipal Government Act.
- 3.8 The Town of Manning will not be responsible for any impounding or towing charges levied against a vehicle removed from a highway or parking lot pursuant to this bylaw.
- 3.9 Notwithstanding any other penalty that may be provided by law, a Peace Officer is hereby authorized to impound for a period not to exceed sixty (60) days, any bicycle used in contravention of the provisions of this Bylaw.
- 3.10 Each Peace Officer is hereby authorized and charged with the duty of enforcing the provisions of this Bylaw. A Peace officer may enforce the provisions of this Bylaw through the issuance of a tag or a written warning.
- 3.11 The Council, may from time to time by resolution, amend Schedule "A" of this Bylaw pertaining to penalties.
- 3.12 For the purpose of facilitating the holding of special events or in the case of an emergency, the Chief Administrative Officer is authorized to restrict access by motorized vehicles and bicycles to the full width or part thereof of specified roads. Such restrictions of access shall not exceed 14 days. The CAO is authorized to provide for the proper enforcement of any such restriction of access by way of erection of barricades or by other means.

SECTION 4 – PEDESTRIANS

- 4.1 Any pedestrian failing to:
- 4.1.1 Use a sidewalk or path when a sidewalk or path is located beside a highway when it is reasonable and practical to do so, or
 - 4.1.2 Walk on the left side of the highway or the shoulder of the roadway facing traffic approaching from the opposite direction when there is no sidewalk or path beside a roadway and when it is reasonable, or
 - 4.1.3 Cross a roadway as quickly as is reasonably possible without stopping or loitering or otherwise impeding the free movement of vehicles thereon, or
 - 4.1.4 Obey the directions of a Peace Officer directing traffic, or
 - 4.1.5 Obey a flagman stationed on a highway, or failing to observe a barricade, or a sign erected upon a highway in connection with any construction, repair or other work upon the highway or upon land adjacent to that highway,
- 4.2 Any pedestrian:
- 4.2.1 Stepping onto a highway, and walking or running into the path of any vehicle that is so close that it is impractical for the driver of the vehicle to yield to the right of way, or
 - 4.2.2 Crossing a highway at any point other than a crosswalk and failing to yield the right of way to vehicles upon the roadway,
- 4.3 At a place where there is a crosswalk, a pedestrian has the right of way over vehicles for the purpose of crossing the highway within the crosswalk unless directed by a Peace Officer or a traffic control signal. Nothing in this section, relieves a pedestrian from the duty of exercising due care for his own safety any pedestrian failing to exercise such due care,

- 4.4 Any pedestrian in contravention of section 4 in this Bylaw and fails to provide his name and address to a Peace Officer when requested to do so by that Peace Officer, shall be guilty of an offence and liable for a penalty as prescribed in Schedule "A" attached.

SECTION 5 – PARKING

- 5.1 Any driver of a vehicle who, unless required or permitted by this Bylaw or by a traffic control device or in compliance with the directions of a Peace Officer or to avoid conflict with other traffic, stops or parks his/her vehicle:
- 5.1.1 On a sidewalk or boulevard, or
 - 5.1.2 On a crosswalk or on any part of a crosswalk, or
 - 5.1.3 Within an intersection other than immediately next to a curb in a "T" intersection, or
 - 5.1.4 At an intersection nearer than five (5) meters to the projection of the corner property line immediately ahead or immediately to the rear, except when the vehicle is parked in a space where a traffic control device indicates parking is permitted, or
 - 5.1.5 Within five (5) meters upon the approach to any stop sign or yield sign, or
 - 5.1.6 Within five (5) meters of any fire hydrant, or when the hydrant is not located at the curb, within five (5) meters of the point on the curb nearest to the hydrant, or
 - 5.1.7 Within one and one half (1.5) meters of an access to a garage, private road or driveway or a vehicle crossways over a sidewalk, or
 - 5.1.8 Within five (5) meters of the near side of a marked crosswalk, or
 - 5.1.9 Alongside or opposite any street excavation or obstruction when the stopping or parking would obstruct traffic, or
 - 5.1.10 On any bridge or on the approach thereto, or
 - 5.1.11 At any other place where traffic control devices prohibits stopping or parking during such times as stopping or parking is so prohibited, or
 - 5.1.12 On the roadway side of a vehicle parked or stopped at the curb or edge of the roadway, or
 - 5.1.13 At, or near, the site of any fire, explosion, accident or other incident, if stopping or parking would obstruct traffic or hinder police officers, firemen, ambulance drivers or assistants or rescue officers or volunteers,
 - 5.1.14 Where it protrudes more than 750 mm beyond the property line into an alley, or
 - 5.1.15 In any lane or alley except when loading or unloading cargo or passengers and then for a maximum time limit of 15 minutes, or
 - 5.1.16 Adjacent to any yellow painted curb,
- 5.2 Any operator of a vehicle failing to observe:
- 5.2.1 Signs placed on or near a roadway indicating No Parking, and/or Street Maintenance, or any similar wording, (such signs shall be erected in place 24 hours prior to the enforcement of the provision of this Bylaw), or
 - 5.2.2 Failing to comply with the requirements of every traffic control device erected for the purpose of regulating or directing traffic or any similar wording,
- 5.3 A vehicle parked on any street where the signs referred to in paragraph above have been posted for a minimum of 24 hours, may be removed pursuant to the authority provided under Section 11(3) of this Bylaw and the vehicle owner,
- 5.4 Unless specifically required or permitted by other provisions of this Bylaw or by a traffic control device, or in compliance with the directions of a Peace Officer, any person who parks or stands any vehicle upon a highway:
- 5.4.1 In such a manner as to obstruct or interfere with the normal flow of traffic,
 - 5.4.2 In such a manner as to obstruct the access to or exit from the parking areas of any building, or

- 5.4.3 In such a manner as to obstruct the access to or exit from any building being used, or
 - 5.4.4 Public gatherings, or
 - 5.4.5 In such a manner as to obstruct the access to or exit from any emergency building, or
 - 5.4.6 In such a manner as to interfere with the proper operation of any vehicle used by the Fire Department or other department of the Town, or any emergency vehicle,
- 5.5 A vehicle left standing upon a public or private property without the expressed or implied consent of the owner or person in lawful possession or control of the property, for more than 72 consecutive hours shall be deemed to have been abandoned and may be removed as provided for in Section 11(3) of this Bylaw,
- 5.6 A person who abandons a vehicle:
- 5.6.1 Upon a highway, or
 - 5.6.2 Upon public or private property, without the expressed or implied consent of the owner or person in lawful possession or control of the property,
- 5.7 Any driver of a vehicle who parks a vehicle with the sides of it parallel to the curb or the edge of the roadway, and
- 5.7.1 In the direction of the normal flow of traffic, with the right hand wheels of it more than five hundred (500) millimetres from the right hand curb or edge of the roadway, or
 - 5.7.2 In the case of a one way roadway where parking on either side is permitted, with the wheels closest to the curb or edge of the roadway more than five hundred (500) millimetres from that curb or edge of the roadway with the vehicle facing in the direction of travel,
- 5.8 Where a sign indicates that angle parking is permitted or required and parking guidelines are visible on the surface of the roadway, a driver shall park his vehicle:
- 5.8.1 With its sides between and parallel to any two of the guidelines, and
 - 5.8.2 With the front wheel closest to the edge of road or curb not more than five hundred (500) millimetres from the curb or edge of the roadway,
- 5.9 Where a sign indicates that angle parking is permitted or required but no parking guidelines are visible on the surface of the roadway, a driver shall park his vehicle
- 5.9.1 With its sides at an angle between thirty (30) and sixty (60) degrees to the curb or edge of the roadway, and
 - 5.9.2 With one front wheel not more than five hundred (500) millimetres from the curb or edge of the roadway,
- 5.10 Notwithstanding the above, any person angle parking a vehicle upon a highway which alone, or with an attached vehicle or trailer exceeding six and one half (6.5) meters in length,
- 5.11 Any person parking a commercial vehicle, classed as greater than one tonne, off a designated truck route, except a commercial vehicle lawfully engaged in its normal course of business,
- 5.12 No person shall park a truck tractor unit on any highway whether a trailer is attached to it or not, except on a designated truck route, or for the purpose of loading or unloading the truck trailer unit,
- 5.13 Any person failing to have control over any animal or animals when that person is in charge of a vehicle drawn by those animal or animals,

- 5.14 Any person leaving any horse or horse drawn vehicle unattended on any highway within the town limits and failing to leave such horse tethered and protected from the weather in a suitable place,
- 5.15 Any person riding an animal and,
5.15.1 Riding to the side of another animal travelling in the same direction, except when passing, or
5.15.2 Riding on any sidewalk, boulevard, park or playground within the town limits,
- 5.16 Any person standing or parking a vehicle on any street for the purpose of performing maintenance or repairs to such vehicle, except for emergency repairs,
- 5.17 Any person who causes or permits oil, gasoline, diesel fuel or grease arising from the washing, repairing or maintaining of a vehicle to be deposited on or to run onto any highway or into any storm or sanitary drain,
- 5.18 Any person parking a vehicle in any Bus Stop or School Bus Loading Zone, properly marked by sign(s),
- 5.19 Any person leaving a tank vehicle unattended on any highway or alley, provided that this shall not prevent a driver from the necessary absence from the truck in connection with the delivery of his load except that during actual discharge of the liquid, some responsible person shall be present at the vehicle. Nor shall it prevent stops for meals during the day or night if the roadway is well light at the point of parking,
- 5.20 Any person parking a tank vehicle containing flammable liquids and parking out of doors at anyone point for longer than one (1) hour, notwithstanding when such vehicle is parked off the highway and at least fifteen (15) meters from any building,
- 5.21 Any person parking a vehicle of a specified class at any place where a sign or signs prohibit the parking of said class of vehicle,
- 5.22 No person shall park a trailer or recreational vehicle upon a highway unless the trailer or recreational vehicle is attached to a vehicle by which it is drawn,
- 5.23 Any person parking a vehicle:
5.23.1 For any period of time whatsoever where a traffic control device(s) prohibit such parking, or
5.23.2 In contravention of a traffic control device(s) which restricts the hours of parking, or
5.23.3 Where a traffic device restricts parking to only those with disabilities and said vehicle does not display the applicable placard or license permitting parking in a disabled stall, or
5.23.4 In any truck loading or unloading space properly marked with a traffic control device indicating the restrictions which apply thereto, except a commercial vehicle lawfully engaged in loading or unloading merchandise, or
5.23.5 In any parking space on town owned property where such space has been reserved for a vehicle operated by an employee or official of the town, or
5.23.6 On any town owned land used as a utility lot, buffer strip, or on land held for resale, or
5.23.7 On any private property without the authority of the owner, tenant, occupant, or person in charge or control of the said property, or
5.23.8 In any zone that is designated a fire lane or emergency vehicle land marked with traffic control device,

- 5.24 Any person on a highway failing to promptly obey all signals of a peace officer directing or regulating traffic,
- 5.25 Any person parking in front of or adjacent to any building in course of erection, demolition, alteration or repair when such parking will impede or obstruct the normal flow of traffic,
- 5.26 Any person leaving a vehicle on any street, which has been cleared for, or is about to be cleared for, a parade or procession. This is providing that sufficient warning signs have been placed on the particular highway at least twenty-four (24) hours before such parade or procession is to take place,
- 5.27 Any person parking a vehicle where a parking space is marked out or designated upon a highway, not parking the vehicle wholly within the limits of such space,
- 5.28 Any person in contravention of section 5 parking in this Bylaw and fails to provide his name and address to a Peace Officer when requested to do so by that Peace Officer, shall be guilty of an offence and liable for a penalty as prescribed in Schedule "A" attached.

SECTION 6 – MOTOR VEHICLES

- 6.1 Any person driving a vehicle who obstructs emergency personnel,
- 6.2 Any person passing a point designated by emergency response personnel,
- 6.3 Every person operating a motor vehicle or any other type of vehicle upon a highway in the town shall not exceed a speed of 50 kilometres per hour, with the following exceptions:
 - 6.3.1 Highways posted with a speed other than 50 kilometres, where the speed shall not exceed the posted speed limit,
 - 6.3.2 An alley, where the speed limit shall not be in excess of 20 kilometres per hour, and
 - 6.3.3 A playground zone or school zone, where the speed limit shall not exceed 30 kilometres per hour,
- 6.4 Any person having care or control of a vehicle on any roadway permitting the motor of such vehicle to run at an excessive speed in the manner commonly known as "racing",
- 6.5 Any operator of a vehicle who allows any part of the vehicle's load to fall onto and remain on a highway,
- 6.6 A driver of any vehicle shall not overtake and pass or attempt to overtake and pass another vehicle travelling in the same direction:
 - 6.6.1 In any school zone or playground zone during the hours in which a speed limit of thirty (30) kilometres per hour is in effect, or
 - 6.6.2 Across any intersection except at intersections regulated by a Peace officer, or
 - 6.6.3 On a bridge having not more than two (2) lanes for traffic, except as otherwise authorized herein,
- 6.7 A vehicle operator driving or standing a vehicle upon a highway in such a manner as to block, obstruct, impede or hinder traffic thereon. Where the obstruction is unavoidable due to mechanical failure of a vehicle, the operator will not be subject to a penalty for breaching this section providing that he promptly takes measures to clear the disabled vehicle from the highway,

- 6.8 No person shall display on any vehicle any identification card or sticker purporting to provide for an exemption granted under the provisions of any section of this Bylaw unless such card or sticker has been duly authorized,
- 6.9 Any operator of a vehicle, bicycle, motorcycle, or moped:
 - 6.9.1 Failing to yield the right of way to a pedestrian crossing a roadway within a crosswalk, or
 - 6.9.2 Attempting to overtake and pass or overtaking and passing a stopped vehicle yielding the right of way to a pedestrian,
- 6.10 Any operator of a vehicle, bicycle, motorcycle, or moped, travelling in a lane marked by a traffic control device showing the words or symbols indicating "Left Turn Only" or "Right Turn Only", shall make the appropriate movement indicated by said traffic control device,
- 6.11 Any operator of a vehicle who turns his vehicle so as to proceed in the opposite direction:
 - 6.11.1 On a roadway between intersections, or
 - 6.11.2 At a place where traffic control devices prohibit making a U-Turn, or
 - 6.11.3 At an alley intersection, or
 - 6.11.4 At an intersection where a vehicle is required to stop, or
 - 6.11.5 At any other intersection unless the movement can be made safely,
- 6.12 Any person who backs a vehicle into an intersection or crosswalk, notwithstanding vehicles backing out from a residential driveway,
- 6.13 Any person littering on a highway,
- 6.14 Any person leaving a vehicle unattended on a highway when the vehicle has been placed on a jack or similar device and:
 - 6.14.1 One or more wheels have been removed from the vehicle, or
 - 6.14.2 Part of the vehicle is raised,
- 6.15 Any person in contravention of section 6 motor vehicles in this Bylaw and fails to provide his name and address to a Peace Officer when requested to do so by that Peace Officer, shall be guilty of an offence and liable for a penalty as prescribed in Schedule "A" attached.

SECTION 7 – BICYCLES AND MOTORCYCLES

- 7.1 Any person operating a scooter, moped, or power bicycle who is under the age of sixteen (16) years, unless the motor thereof is so adjusted and governed that the vehicle is unable to attain a speed in excess of fifty (50) kilometres per hour,
- 7.2 Any person under the age of 16 years who carries a passenger on a scooter, a moped or a power bicycle being operated by him/her,
- 7.3 Any person who operates a bicycle or motorcycle on a highway and who:
 - 7.3.1 Fails to keep both hands on the handlebars of his/her cycle except when making a signal in,
 - 7.3.2 Accordance with the Traffic Safety Act or Regulations issued thereof, or
 - 7.3.3 Fails to keep both feet on the pedals or footrest, or
 - 7.3.4 Fails to ride upon or astride the regular seat, or
 - 7.3.5 Carries more passengers at one time than the number for which the cycle is designed or equipped, or
 - 7.3.6 Fails to ride in a single line on a highway,
- 7.4 Any person who operates a bicycle on a highway and fails to ride as near as practicable to the right hand curb or edge of the roadway,

- 7.5 Any person who operates a bicycle or motorcycle on a highway where traffic control devices prohibits its use,
- 7.6 Any person who is riding as a passenger on a cycle and fails to:
 - 7.6.1 Ride upon a regular seat of the cycle intended for a passenger, or
 - 7.6.2 Keep both feet on the foot rests provided for the use of the passenger riding on the seat,
- 7.7 Any person who is operating or riding as a passenger on a cycle who:
 - 7.7.1 Holds onto, or
 - 7.7.2 Attaches himself to, or
 - 7.7.3 Attaches the cycle to, any other moving vehicle,
- 7.8 Any person operating a cycle on a highway who:
 - 7.8.1 Rides to the side of another cycle travelling in the same direction, or
 - 7.8.2 Fails to ride in line to the rear or front of another cycle except when overtaking and passing another cycle,
- 7.9 Any person who operates, or rides as a passenger, on a motorcycle, scooter, or power bicycle without wearing a safety helmet securely attached to his/her head,
- 7.10 Any person who operates a motorcycle, scooter, moped or power cycle on which a passenger is riding without the passenger wearing a safety helmet securely attached to his/her head,
- 7.11 No person shall buy, sell or offer for sale any safety helmet intended for the use of operators or passengers of motorcycles, scooters, mopeds or power cycles unless it conforms to the specifications prescribed by CSA/FMVSS/BSI Standards,
- 7.12 Any person who operates on any highway, at any time during the night time hours, a cycle which is not equipped with:
 - 7.12.1 At least one (1) headlamp but not more than two (2) headlamps, and
 - 7.12.2 At least one (1) red tail lamp, and
 - 7.12.3 At least one red reflector mounted on the rear,
- 7.13 Any person who operates, upon a highway, a bicycle which is not equipped with a brake which will enable the operator to make the braked wheels skid on dry, level, clean pavement,
- 7.14 A Peace officer may require an operator of a bicycle to submit the bicycle to examination and tests to ensure that the bicycle is fit and safe for transportation,
- 7.15 If in the opinion of a Peace Officer a bicycle is unfit or unsafe, as per sections 13 and 14, for transportation or dangerous to the public, the Peace Officer:
 - 7.15.1 May require the operator of the bicycle to have the bicycle rendered fit and safe for transportation, and
 - 7.15.2 May order the bicycle removed from the highway until the bicycle has been rendered fit and safe for transportation,
- 7.16 Any person who rides a cycle, a motorcycle or drives a vehicle on any sidewalk, except where expressly permitted to do so by this Bylaw. This section does not apply to the operator of any bicycle or tricycle having a wheel diameter of less than five hundred (500) millimetres,
- 7.17 Any person in contravention of section 7 bicycles and motorcycles in this Bylaw and fails to provide his name and address to a Peace Officer when requested to do so by that Peace Officer, shall be guilty of an offence and liable for a penalty as prescribed in Schedule "A" attached.

SECTION 8 – USE OF STREETS

- 8.1 No person shall operate a vehicle with lugs or cleats on any paved hard surface, oiled highway or alley,
- 8.2 Any person who without first obtaining written permission of the Council unless otherwise permitted by this or any other Bylaw of the town, or
- 8.2.1 Erects any doorstep, porch, railing awning or other projection into or over any roadway, sidewalk or boulevard, or
- 8.2.2 Places or maintains or causes to be placed or maintained on any roadway, sidewalk or boulevard anything which obstructs the free use of such roadway, sidewalk or boulevard,
- 8.3 No person shall throw down, interfere with, remove, deface, damage or otherwise injure any traffic control device, barricade, notice, mark, flashing warning light or other street furniture erected by or placed under the direction of the town for the purpose of guiding or warning motorists or other travellers,
- 8.4 Any person who places any traffic control device, sign, street furniture or other obstacle upon a highway unless so authorized by the Council or affixes a poster sign or any other material for display on a traffic control device,
- 8.5 No person shall operate a public service or commercial vehicle classed as greater than one (1) tonne on any highway, except on a designated truck route as shown on Schedule "A", or for the purpose of loading or unloading the vehicle,
- 8.6 Any person in contravention of section 8 use of streets in this Bylaw and fails to provide his name and address to a Peace Officer when requested to do so by that Peace Officer, shall be guilty of an offence and liable for a penalty as prescribed in Schedule "A" attached.

SECTION 9 – SCHOOL BUS FLASHING LIGHTS

- 9.1 Alternately flashing lights and stop arms on school buses shall be operated when loading or unloading passengers within the limits of the town except when loading or unloading passengers at designated loading zones at the respective schools or adjacent to the schools,
- 9.2 Any operator of a vehicle must slow down for a school bus displaying alternating flashing amber lights,
- 9.3 Any operator of a vehicle must stop for a school bus displaying alternating flashing red lights and a stop arm,
- 9.4 Any person in contravention of section 9 school bus flashing lights in this Bylaw and fails to provide his name and address to a Peace Officer when requested to do so by that Peace Officer, shall be guilty of an offence and liable for a penalty as prescribed in Schedule "A" attached.

SECTION 10 – VOLUNTARY PAYMENT OF A NOTICE TAG

- 10.1 Where any Peace Officer believes that any person has committed a breach of any section of this Bylaw, he may serve upon such person a notice or tag in the manner provided herein. The person so served may pay to the municipality or its duly appointed representative, the amount recorded on the notice or tag and as set out in Schedule "A" attached to this Bylaw,
- 10.2 Any such notice or tag shall be deemed to be sufficiently served:
- 10.2.1 If served personally on the accused, or
- 10.2.2 If mailed to the address of the registered owner of the vehicle concerned, or the person concerned, or

- 10.2.3 Is attached to, left in or upon the vehicle in respect of which the offence is alleged to have been committed,
- 10.3 Upon production of any such notice or tag, within thirty (30) days from the date of service of such notice or tag, or such further time as the Officer in charge of the Bylaws enforcement may allow, together with payment of the sum indicated to the municipality, an official receipt for such payment shall be issued and subject to the provisions of Sections 10.4 and 10.5 of this Bylaw, such payment shall be accepted in lieu of prosecution,
- 10.4 If a person upon whom any such notice or tag is served fails to pay the sum within the time limited, the provisions of this section will no longer apply,
- 10.5 Nothing contained in this section shall:
- 10.5.1 Prevent any person from exercising his/her right to defend any charge of committing a breach of the Bylaw,
- 10.5.2 Prevent any Peace Officer or other person from exercising any legal right such person may have to lay information and complaint against any other Person whether such person has made a payment under the provisions of this Bylaw or not, for a breach of any provision of this Bylaw,
- 10.6 If a person has been prosecuted for the offence named in the notice or tag and has been convicted of such offence then the penalty imposed shall not be:
- 10.6.1 Less than the original amount indicated on the said notice or tag, and
- 10.6.2 Plus the Court costs, and
- 10.6.3 Additional penalty of not more than the provided fine,
- 10.7 Where a person has paid the amount indicated on the notice or tag and has been prosecuted for the offence in respect of which the notice or tag was issued, and found to be not guilty of such offence, then such person shall, upon written request to the CAO or designate, be entitled to a refund of the amount paid.

SECTION 11 – VIOLATION TICKETS

- 11.1 The procedure as set out in the Provincial Offences Procedures Act Revised Statutes of Alberta 233/1989 and amendments thereto Part 2 Summons Violation Tickets or Part 3 Offence Notice Violation Tickets, as the case may be, may be followed with respect to violations occurring under this Bylaw,
- 11.2 A summarized wording of the offence may be used on the offence ticket.
- 11.3 Where a vehicle is driven, used, parked or left in contravention of any provisions of this Bylaw, the owner of the vehicle is responsible for the contravention and liable to the penalty provided herein unless the owner proves to the satisfaction of the Judge trying the case that at the time of the contravention, the vehicle was not driven, used, parked or left by the owner or by any other person with the consent, expressed or implied by the owner.

The word "owner" as used in this section means in the case of a vehicle registered pursuant to the Traffic Safety Act the person named on the certificate of registration.

- 11.4 Any vehicle parked in violation of a provision of this bylaw may be removed by the Chief Administrative Officer and any costs incurred by reason of such removal, together with the penalty provided for a parking violation, shall be payable by the person responsible for the parking of such vehicle prior to the removal thereof and in case the identity of such person is unascertainable the said costs and penalty shall be payable by the owner of the said Vehicle.

SECTION 12 – PENALTIES

- 12.1 Except as otherwise provided, any person violating any of the provisions of this Bylaw shall be liable on summary conviction before a Court of competent jurisdiction or any Justice of the Peace having jurisdiction therein, to a penalty not exceeding Five Hundred Dollars (\$500.00). Any person in default of payment is liable to imprisonment for a term not exceeding six (6) months or to imprisonment for a term not exceeding six (6) months without the option of a fine.
- 12.2 If any person is in default in doing any matter or thing required of him/her by this Bylaw to be done, the matter or thing may be done by the town at the expense of the person in default. The town may recover the expenses thereof with costs by action in any Court of competent jurisdiction.

SECTION 13 – REPEAL

- 13.1 This By-law hereby repeals By-law #521-82 and By-law #550-85.

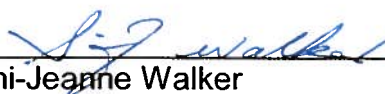
SECTION 14 – EFFECTIVE DATE

- 14.1 This By-law shall come into effect the date upon third and final reading.

READ A FIRST TIME this 8th day of April 2015

READ A SECOND TIME this 13th day of May 2015

READ A THIRD AND FINAL TIME this 13th day of May 2015



Sunni-Jeanne Walker
Mayor



Dennis Egyedy
Chief Administrative Officer

**SCHEDULE "A"
PENALTIES**

Penalties referred to in Bylaw 824-15 shall be as follows:

PEDESTRAINS SECTION 4			
Section	Penalty	Section	Penalty
4.1.1 & 4.1.2 4.1.3 & 4.1.5	\$50.00	4.3	\$50.00
4.1.4	\$150.00	4.4	\$150.00
4.2.1 & 4.2.2	\$50.00		
PARKING SECTION 5			
Section	Penalty	Section	Penalty
5.1.1 to 5.1.12	\$50.00	5.15.1 & 5.15.2	\$50.00
5.1.13	\$150.00	5.16	\$50.00
5.1.14 to 5.1.16	\$50.00	5.17	\$50.00
5.2.1 & 5.2.2	\$170.00	5.18	\$50.00
5.3	\$170.00	5.19	\$50.00
5.4.1 to 5.4.6	\$50.00	5.20	\$50.00
5.6.1 & 5.6.2	\$50.00	5.21	\$50.00
5.7.1 & 5.7.2	\$50.00	5.22	\$50.00
5.8.1 & 5.8.2	\$50.00	5.23.1 to 5.23.7	\$50.00
5.9.1 & 5.9.2	\$50.00	5.23.8	\$100.00
5.10	\$50.00	5.24	\$100.00
5.11	\$100.00	5.25	\$50.00
5.12	\$100.00	5.16	\$50.00
5.13	\$50.00	5.26	\$50.00
5.14	\$50.00	5.28	\$50.00
MOTOR VEHICLES SECTION 6			
Section	Penalty	Section	Penalty
6.1	\$150.00	6.9.1 to 6.9.2	\$100.00
6.2	\$150.00	6.10	\$100.00
6.3 & 6.4	See schedule "B"	6.11.1 to 6.11.5	\$50.00
6.5	\$50.00	6.12	\$50.00
6.6.1 to 6.6.3	\$100.00	6.13	\$100.00
6.7	\$100.00	6.14.1 & 6.14.2	\$50.00
6.8	\$50.00		
BICYCLES AND MOTORCYCLES SECTION 7			
Section	Penalty	Section	Penalty
7.1	\$100.00	7.9	\$100.00
7.2	\$100.00	7.10	\$100.00
7.3.1 to 7.3.6	\$50.00	7.11	\$100.00
7.4	\$50.00	7.12.1 to 7.12.3	\$50.00
7.5	\$50.00	7.13	\$50.00
7.6.1 & 7.6.2	\$50.00	7.15.1 & 7.15.2	\$50.00
7.7.1 to 7.7.3	\$100.00	7.16	\$50.00
7.8.1 & 7.8.2	\$50.00		

**SCHEDULE "A"
PENALTIES**

USE OF STREETS SECTION 8			
Section	Penalty	Section	Penalty
8.1	\$100.00	8.4	\$100.00
8.2.1 & 8.2.2	\$100.00	8.5	\$100.00
8.3	\$200.00		
SCHOOL BUS FLASHING LIGHTS SECTION 9			
Section	Penalty	Section	Penalty
9.3	\$300.00	9.4	\$350.00

**Speeding Offence Penalties
Section 6**

KILOMETRES OVER THE LIMIT	PENALTY	KILOMETRES OVER THE LIMIT	PENALTY
1	\$57	26	\$156
2	\$59	27	\$161
3	\$62	28	\$166
4	\$64	29	\$172
5	\$66	30	\$177
6	\$68	31	\$187
7	\$70	32	\$194
8	\$72	33	\$203
9	\$74	34	\$211
10	\$76	35	\$219
11	\$78	36	\$228
12	\$80	37	\$236
13	\$82	38	\$247
14	\$84	39	\$255
15	\$86	40	\$264
16	\$103	41	\$273
17	\$110	42	\$281
18	\$113	43	\$290
19	\$120	44	\$299
20	\$124	45	\$307
21	\$129	46	\$316
22	\$136	47	\$325
23	\$140	48	\$333
24	\$147	49	\$342
25	\$150	50	\$351