

VILLAGE OF DUCHESS

Bylaw 510-23

Traffic Bylaw



A Bylaw of the Village of Duchess, in the Province of Alberta, to control and provide regulations and penalties pertaining to highways, roadways, streets and sidewalks for the orderly and safe movement of vehicular and pedestrian traffic and for the parking of vehicles on the said highways, roadways and streets.

WHEREAS the Council of the Village of Duchess has the authority pursuant to the provisions of the Municipal Government Act, RSA 2000, Chapter M-26 and amendments thereto, the Provincial Offences Procedures Act, RSA 2000, Chapter P-34 and amendments thereto, the Traffic Safety Act, RSA 2000, Chapter T-6 and amendments thereto, the Council may provide for the control, regulations, and penalties for traffic and Pedestrians moving on Village of Duchess highways, roadways and streets, and for the parking of vehicles thereon.

NOW THEREFORE, the Council for the Village of Duchess, in the Province of Alberta, duly assembled, hereby enacts as follows:

SECTION 1 – SHORT TITLE

This Bylaw may be cited as the “Traffic Bylaw”.

SECTION 2 – DEFINITIONS

1. Wherever in the Bylaw the following terms are used, they shall have the meanings respectively ascribed to them in this section. Any terms not defined in this Bylaw shall have the meaning as defined in the *Traffic Safety Act* and the *Use of Highway and Rules of the Road Regulation (AR304/2002)*
2. Notwithstanding Section 2(1):
 - a) **“Act”** means the Traffic Safety Act, R.S.A. 2000, cT-6, as amended or replaced from time to time;
 - b) **“Bylaw”** means the Village of Duchess Traffic Bylaw 499-21 as maybe amended from time to time;
 - c) **“Chief Administrative Officer (CAO)”** means the Chief Administrative Officer of the Village of Duchess regardless of any subsequent title that may be conferred on that officer by Council or statute, or his designate;

- d) **“Commercial Vehicle”** has the same meaning as in the *Traffic Safety Act* RSA 2000 c T-6, and amendments thereto;
- e) **“Council”** means the Municipal Council of the Village of Duchess;
- f) **“Driver or Operator”** means a person who drives or is in actual physical control of a vehicle.
- g) **“Emergency Vehicle”** has the same meaning as defined in the *Traffic Safety Act* RSA 2000 c T-6, and amendments thereto;
- h) **“Gross Vehicle Weight”** shall mean the aggregate weight of the unloaded vehicle and the weight of the load which that vehicle is licensed to carry for the purpose of enforcing this Bylaw. The terms “GVW”, “Gross Vehicle Weight”, “Licensed Mass”, “Licensed Maximum Gross Weight”, “Maximum Gross Weight”, and “Registered Weight” shall carry the same meaning;
- i) **“Heavy Truck”** shall mean a Motor Vehicle with a gross weight of six thousand five hundred (6500) Kilograms or more or exceeding eleven (11) metres in length.
- j) **“Highway”** means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestle way or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles and includes a sidewalk, including a boulevard adjacent to the sidewalk, if a ditch lies adjacent to and parallel with the roadway, the ditch, and if a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be, but does not include a place declared by regulation not to be a highway as defined in the Act;
- k) **“Loading Zone”** shall mean that portion of a street adjacent to the curb or the side of street so designated for the exclusive use of vehicles loading or unloading of goods or passengers;
- l) **“Off-Highway Vehicle”** shall have the same meaning as “Off-Highway Vehicle” as defined in The *Traffic Safety Act*, R.S.A. 2000, cT-6, as amended or replaced from time to time;
- m) **“Passenger Zone”** shall mean any space on a street designated for the loading or unloading of passengers only;

- n) **"Peace Officer"** means:
- i. a member of the Royal Canadian Mounted Police
 - ii. a Community Peace Officer as appointed by the Solicitor General or Alberta and is under contract from another Municipality or;
 - iii. a Bylaw Officer as appointed by the Municipality to enforce bylaws of the Municipality.
- o) **"Public Vehicle"** shall have the same meaning as "Private Passenger Vehicle" as defined in The Traffic Safety Act, R. |S.A. 2000, cT-6, as amended or replaced from time to time;
- p) **"Recreation Vehicle"** shall mean a vehicle or combination of a vehicle and trailer designated for vacation, camping or similar recreation purposes and shall include light trailers designed for hauling watercraft, snowmobiles, all-terrain vehicles, etc.;
- q) **"Regulation"** means the Use of Highway and Rules of the Road Regulation, (A.R. 304/2002) made pursuant to the Act.
- r) **"Roadway"** means that part of a highway intended for use by vehicular traffic.
- s) **"sidewalk"** means that part of highway especially adapted to the use of or ordinarily used by pedestrians, and includes that part of a highway between the curb line (or edge of the roadway, where there is no curb line) and the adjacent property line, whether or not paved or improved.
- t) **"skateboard"** means a wheeled device controlled or propelled by gravity or by the muscular energy of the rider, including roller skates, in-line skates, scooters, or other similar recreational devices; but does not include any bicycle, unicycle, tricycle, wheelchair, mobility aid, baby, or adult stroller.
- u) **"Stop"** means:
- i. when required, a complete cessation from vehicular movement, and
 - ii. when prohibited, any halting even momentarily 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 device.
- v) **"traffic control device"** means any sign, signal, marking or device placed, marked or erected under the authority of this Bylaw for the purpose of regulating, warning or guiding traffic.
- w) **"trailer"** means a vehicle so designed that it may be attached to or drawn by a motor vehicle and intended to transport property or persons and includes any trailer that is designed, constructed, and equipped as a dwelling place, living abode, or sleeping

place, either permanently or temporarily, but does not include machinery or equipment used in the construction or maintenance of highways.

- x) ***“truck tractor”*** has the same meaning as in the Commercial Vehicle Dimension and Weight Regulation AR 315/2002.
- y) ***“vehicle”*** means a device in, on or by which a person or thing may be transported or drawn on a highway.
- z) ***“violation tag”*** means a notice or tag in a form as approved by the CAO, issued by the Village allowing a voluntary payment option of a fine established under this Bylaw. A Violation tag may also be one used by an agency under contract to the Village.
- aa) ***“violation ticket”*** means a ticket issued pursuant to Part II of the Provincial Offences Procedures Act, RSA 2000, C P-34, as amended and any regulations thereto.

SECTION 3 - CHIEF ADMINISTRATIVE OFFICER AUTHORITY

1. The Council of the Village of Duchess hereby delegates to the Chief Administrative Officer power to prescribe where traffic control devices are to be located. The Council directs the Chief Administrative Officer to maintain a record of such locations and that record shall be made available to the public during normal office hours.
2. Without restricting the generality of the above subsection (3(1)), the Chief Administrative Officer is authorized to:
 - a) Designate playground zones, school zones, safety zones, passenger and loading zones and cause the same to be marked with signs or pavement marking or both;
 - b) Designate those intersections where right turns, left turns, U-turns, or any turns are prohibited and shall cause those intersections to be marked with signs;
 - c) Designate those areas where angle parking or parallel parking is permitted for a specified period of time or where parking is prohibited and shall cause those areas to be marked with signs, curb or pavement markings, or both;
 - d) Designate any street as one which is closed temporally in whole or in part and shall cause such street to be marked by signs or suitable warning devices;

- e) Fix a minimum speed limit in respect of any part of a street under construction or repair or in a state of disrepair applicable to all vehicles or any class of vehicle while travelling on that street and shall cause such street to be marked by signs and other suitable warning devices;
- f) Impose temporary weight restrictions on street as may be necessary to protect the surface of the streets;
- g) Designate any street, avenue, or alley within the Village of Duchess as a “No Parking Zone” for the purpose of grading, snow removal, maintenance and repair as required, or for the purpose of a parade or special event when authorized;
- h) Authorize the holding of a parade or procession and shall provide a permit for same if he/she deems it in order. In the event the Chief Administrative Officer refuses to issue a permit for any reason, the applicants may apply to the Council who may, by resolution, direct the issue of such permit subject to the provisions of this Bylaw.

SECTION 4 – PARKING

1. When parking a vehicle on a roadway where permitted, a person may only park a vehicle:
 - a) With:
 - i. the sides of the vehicle parallel to the curb or edge of the roadway, and
 - ii. the right wheels of the vehicle not more than 500 millimetres from the right curb or edge of the roadway, or,
 - b) in the case of a one-way highway where parking on either side is permitted, with
 - i. the sides of the vehicle parallel to the curb or edge of the roadway.
 - ii. the wheels that are the closest to a curb or edge of the roadway not more than 500 millimetres from that curb or edge, and
 - iii. the vehicle facing in the direction of travel authorized for the highway.

2. Notwithstanding section 4(1), a person may park a motorcycle:
 - a) at an angle, other than perpendicular, to the curb or edge of the roadway, and with
 - b) a wheel of the motorcycle not more than 500 millimetres from the curb or edge of the roadway.
3. Section 4(1) does not apply where angle parking is permitted or required.
4. a person driving a vehicle shall not, unless required or permitted by the Act, the Regulation, this Bylaw or by a traffic control device, or in compliance with a direction given by a Peace Officer, or to avoid conflict with other traffic, stop or park the vehicle at the following locations:
 - a) on a sidewalk;
 - b) on a crosswalk or on any part of a crosswalk;
 - c) within an intersection other than immediately next to the curb in a “T” intersection;
 - d) Within an intersection nearer than 5 metres 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 parking meter or other traffic control device indicates parking is permitted;
 - e) in the case of an approach to a stop sign or yield sign, within 5 metres from the stop sign or yield sign;
 - f) within 5 metres from any fire hydrant, or when the hydrant is not located at the curb, within 5m from the point on the curb nearest the hydrant;
 - g) within 1.5 metres from an access to a garage, private road or driveway or a vehicle crossway over a sidewalk
 - h) within 5 metres from the near side of a marked crosswalk;
 - i) alongside or opposite any street excavation or obstruction when the stopping or parking would obstruct traffic;
 - j) at any place where a traffic control device prohibits stopping or parking, during the times stopping or parking is so prohibited;

- k) on the roadway side of a vehicle that is parked or stopped at the curb or edge of the roadway;
 - l) at or near the site of any fire, accident or other emergency, if stopping or parking would obstruct traffic or hinder emergency vehicles or Peace Officers, firefighters, ambulance drivers or assistants or rescue officers or volunteers;
 - m) if a highway is divided into 2 or more roadways by a boulevard, ditch or other physical barrier, on that portion of the highway that is to the left of the yellow line except in an emergency situation where the vehicle is disabled and it is not practicable to move the vehicle to the far right side of the highway.
5. No person shall park any school bus, commercial vehicle, truck tractor, or a combination of a truck tractor and trailer, weighing more than 6,500 Kilograms, or length of more than 6 metres, upon any highway except where such parking is expressly permitted, or in an Industrial or Commercial District as defined in the Village of Duchess Land Use Bylaw, except for the purpose of loading or unloading such vehicle.
6. 6.No person shall park a vehicle in an alley except when actively loading or unloading goods or passengers from the vehicle.
7. No person shall park a vehicle on any boulevard.
8. No person shall park any trailer, whether designed for occupancy or load carrying, on any highway unless such trailer is attached to a vehicle by which it may be propelled or drawn and when so attached, the trailer shall be considered a part of the towing vehicle and subject to any regulations pertaining to the vehicle.
9. No person shall park or stand any recreational vehicle or trailer attached to a vehicle, on any highway within the Village for a period of more than 72 hours.
- a) A recreational vehicle or trailer attached to a vehicle parked on the road for 72 hours must be removed from the highway for 48 consecutive hours.
10. When parking off the street, Vehicles, Recreational vehicles and trailers shall only be parked on an approved parking pad or driveway and shall not be parked on the front lawn of the property.
11. No person shall park or stand any recreational vehicle or trailer in a way that obstructs the use of any sidewalk.

12. No person shall park or stop a motor vehicle in a disabled parking place unless:

- a. that motor vehicle is visibly displaying a current disabled parking placard or license plate; and
- b. unless they have with them or are picking up the person to whom such placard or license plate was issued.

13. No owner or operator of a vehicle shall park or permit parking of the vehicle on any private property posted by a sign or not without the prior permission of the owner, tenant, occupant, or person in control of the property.

14. No person shall park a motor vehicle in such a manner as to constitute a hazard to other persons using the highway.

15. Commercial Vehicle over 6,500 kilograms shall be parked on any residential streets in the Village except when conducting normal business.

16. No person shall leave a vehicle unattended on a highway while it is supported by a jack or similar device.

17. No person shall leave the motor of a diesel motor vehicle running in a residential area for a period of time longer than twenty minutes.

18. No person shall leave any motor vehicle parked on a highway for a continuous period exceeding 72 hours

19. When a vehicle is parked on any highway, parking lot or public place and is in violation of a provision of this Bylaw or Regulation, it may be removed and impounded and the cost thereof may be charged against the owner and/or operator of said vehicle.

SECTION 5 – EXEMPTION FROM PARKING PROVISIONS

1. Notwithstanding anything elsewhere contained in this bylaw the provisions relating to stopping or parking of vehicles do not apply to:
 - a. emergency vehicles;

- b. Service vehicles used in conjunction with the servicing of public utilities including telephone systems, electrical systems, natural gas systems; or
 - c. Municipal and other Government Public Works vehicles.
- 2. Notwithstanding anything in this Bylaw, the CAO may issue a permit exempting a vehicle for any period of time and from such provisions of this bylaw pertaining to stopping or parking vehicles as may be specified therein, which permit shall not be valid unless attached to the inside of the vehicle in respect of which it is issued so as to be clearly legible from outside thereof.

SECTION 6 – PARADES, PROCESSIONS AND EVENTS

1. No person shall hold or take part in any parade, procession or event on a highway unless a permit has been granted by the CAO.
2. Notwithstanding subsection 6(2), a funeral procession does not require written approval.
3. A person driving in a funeral Procession, other than the lead Vehicle, may proceed through a stop sign or other Traffic Control Device during daylight hours without stopping if:
 - a) the Vehicle's hazard warning lamps are alight;
 - b) the Vehicle is travelling immediately behind the Vehicle in front of it in the funeral Procession so as to form a continuous line of traffic;
 - c) the lead Vehicle in the funeral Procession is showing a purple flashing light; and
 - d) the passage into the intersection can be made in safety.
4. No person shall break into the ranks of or disrupt a Parade, Procession or Special Event.

SECTION 7 – PEDESTRIANS, SIDEWALKS

1. No person shall run or race on any highway or sidewalk in a manner that is distracting or dangerous to other people. This section shall not apply to any organized or authorized road race that has been approved by the Village.

2. No person shall:

- a) throw any dangerous objects, stones, refuse, litter, snowballs or other objects onto or over any highway;
- b) use any bow and arrow or catapult or other similar mechanism on any highway;
- c) set off or throw any fireworks or thing of like nature onto or over any highway or other public place without a permit authorizing such use by The Village; or
- d) set fire to any combustible material or light a bonfire on any highway;

3. No person shall climb any railing or fence or tree or any post, pole or structure lawfully erected on or adjacent to a street, unless they have proper authority to do so.

4. No person shall pull down, deface, or destroy any sign, board, or notice lawfully placed on or adjacent to any street.

5. No person shall leave, store or deposit or permit to accumulate on any street or sidewalk any article or thing that may be dangerous or in any way interfere with the proper use of the street or sidewalk or interrupt the free flow of vehicular or pedestrian traffic, nor shall any waste paper, debris, or things be left on any street, alley, highway, sidewalk or public place in the Village.

6. No person shall coast, toboggan or ski on any highway.

7. A person operating a bicycle on a sidewalk shall:

- a) yield the right of way to pedestrians:
- b) use a bell or other audible signal before overtaking and passing a pedestrian; and
- c) not operate the bicycle in a reckless manner.

8. A person may draw, push, or propel:

- a) a two-wheeled cart or other similar personal grocery carrier;
- b) a baby carriage, skateboard, in-line skate or other similar wheeled vehicle, a child cart, a wheeled device for carrying a child or disabled individual, powered or manual wheelchair or;
- c) a child's tricycle or child's bicycle with training wheels on or along a sidewalk in such a way as to not interfere with other pedestrians using the sidewalk.

9. No person shall ride a horse or any other animal upon a sidewalk or boulevard.

10. No person shall place any electric cord, hose, ropes, and pipe or like obstruction above or across a sidewalk or boulevard.

- a) No person shall place or cause to be placed any electrical cord over a Sidewalk unless it is suspended at 2.5 metres above the Sidewalk and does not interfere with any Pedestrian or Vehicle traffic

11. A person may, in such a way as to not injure or unduly interfere with any other person lawfully using the sidewalk, use a power driven device that is sufficiently light and of such construction that it will not injure the surface of the sidewalk, to remove snow, ice, dirt or other foreign matter from any portion of the sidewalk for which he is responsible pursuant to the provisions of this bylaw.

SECTION 8 – PARKS, PUBLIC PLACES

- 1. No person shall drive a motor vehicle, off-highway vehicle, horse-drawn vehicle or ride a horse or other animal upon any public park except along routes provided for that purpose. The CAO may permit certain vehicles in any of the aforementioned locations for the purpose of maintenance, public security or special events.

SECTION 9 – CONSTRUCTION, EXCAVATING, BUILDING

- 1. No person shall break, tear up or remove any planking, pavement, sidewalk, curbing, gravel, or other road surface or make excavation in or under any sidewalk or roadway for the purpose of building or otherwise, without first having obtained permission from the CAO to do so and such permit being granted, the work shall be carried out under the direction of the CAO. The CAO shall inspect all such work being done and, upon

termination of the work, all materials shall be replaced, and any damages made good by the parties concerned. Such work shall be carried out as expediently as possible and without unnecessary delay. Furthermore, any person or party to whom permission has been granted to carry out any work of the foregoing nature, shall be liable for any or all accidents or damages that may occur to any person or property by reason thereof, and shall keep and maintain such lights, barricades or watchman or other precautions to safeguard and protect the public from injury or loss, and shall be responsible for costs incidental to the same.

SECTION 10 – SNOW, ICE, AND DUST

1. All persons within the Village shall remove and clean away, as soon as possible and in any case within 24 hours, all snow, ice, dirt or debris and other obstructions from the sidewalk adjacent to the premises owned or occupied by them.

SECTION 11 – MOTORIZED AND OFF HIGHWAY VEHICLES

1. No person shall operate any off-highway vehicle on a highway within the Village unless:
 - a) the Off-Highway Vehicle is registered and insured;
 - b) the operator is using the most direct route out of the Village; and
 - c) the Off-Highway Vehicle is being used in a safer manner;
2. The CAO may authorize the operation of off highway vehicles within the Village for the purpose of maintenance or public security.
3. The CAO may authorize the operation of motorized vehicles within areas designated as parks or urban reserve within the Municipality for the purpose of maintenance or public security.

SECTION 12 – SPEED LIMITS

1. The speed limit for all streets and avenues throughout the Village of Duchess shall be 50 km/hour, unless otherwise posted.
2. No person shall exceed 50 km/hour on any street or avenue in the Village of Duchess when operating a motor vehicle.
3. No person shall drive a motor vehicle in or on any alley exceeding 20 km/hour.

SECTION 13 – GENERAL PROVISIONS

1. No person shall:
 - a) allow the growth of trees or shrubs on private property that shall in any way obstruct the visibility of a traffic control device;
 - b) allow trees, hedges, or shrubs on private property within 5 meters of a street intersection, whether planted before or after the date of the passing of this Bylaw, to grow to such a height or width that good visibility for safe traffic flow is thereby interfered with, or
 - c) allow trees or hedges to grow in a manner so as to overhang a sidewalk or highway thereby obstructing the sidewalk or highway, pedestrians or vehicles.

SECTION 14 – OPERATING RESTRICTIONS

1. Where an unprotected hose of the Fire Department has been laid down on any street or driveway, no person shall drive any vehicle over such hose except with the consent of the Fire Department Official in command.
2. Notwithstanding any Traffic Control Device, no person shall drive a Vehicle into an intersection unless the condition of traffic is such that the person may do so in safety and without impeding the passage of other Vehicles or Pedestrians.
3. No Owner or operator shall:
 - a) drive on or along a roadway a motor vehicle with the box or body filled with sand, gravel, rocks, earth, or other material without the load being contained to the motor vehicle by means of a tarp, straps, net, or other securement device.
 - b) drive on or along a roadway a motor vehicle with a box or body filled with sand, gravel, rocks, earth or other loose material, whether similar or dissimilar unless the box ledges, side boards and vehicle chassis has been cleaned of loose material and the load distributed in such a manner that no portion of the material can escape upon a Village highway or land in the vicinity of the highway;
 - c) drive on or along a highway a motor vehicle with or without a trailer with either the box of the motor vehicle or the trailer filled with refuse unless the refuse is

completely covered and secured by a tarpaulin or other covering; or

- d) drive a motor vehicle with or without a trailer and allow refuse or any other goods or materials to escape or be scattered upon a highway or land in the vicinity of the highway.
4. No person shall apply or engage engine retarder brakes on any vehicle in any part of the Village.
 5. A person must not make, continue, or allow to be made or continued any objectionable noise from a motor vehicle.
 6. In determining what constitutes objectionable noise from within or outside a motor vehicle consideration may be given, but are not limited to:
 - a) a motor vehicle engine or exhaust system when such noises or sounds are loud, roaring or explosive;
 - b) a motor vehicle horn or other warning device except when authorized by law;
 - c) a motor vehicle operated in such a manner that the tires squeal;
 - d) a load or tow of a motor vehicle which causes a banging, clanking, squealing, or other like noise or sound due to improperly secured load or equipment, or inadequate maintenance;
 - e) a radio, television, tape player or other sound playback device, amplification equipment, or a musical instrument, which can easily be heard by a person outside the motor vehicle.
 7. If objectionable noise is caused by or emanates from a motor vehicle parked on a highway, that motor vehicle is illegally parked, and an owner of a motor vehicle may be liable for any contravention of this section.
 8. Section 16(4) does not apply to persons participating in a properly authorized parade or operating emergency vehicles.
 9. No person shall paint, chalk, stencil or mark any advertisement, legend, or sign of any kind on any highway, alley, or pavement within the Village without authorization from the CAO.

SECTION 15 – HEAVY TRUCK ROUTES

1. No person shall operate a Heavy Truck on a Roadway other than a Heavy Truck Route unless the Heavy Truck is being operated on the most direct route between the following premises or locations and the nearest Heavy Truck Route:
 - a) providing services to, delivering goods to, or collecting goods from the premises of a bona fide customer;
 - b) going to or from a storage depot for the Heavy Truck in respect to which a development Permit has been issued;
 - c) moving a building from one location to another, for which all necessary Permits have been issued by the Village;
 - d) going to or from premises for the servicing or repairing of the Heavy Truck; or
 - e) pulling a disabled Motor Vehicle from a Roadway other than a Heavy Truck Route.
2. Notwithstanding any other provision in this Bylaw relating to the Parking of Vehicles no person shall Park a Heavy Truck on any Highway unless:
 - a) the person is actively engaged in loading or unloading goods or merchandise at the premises of a bona fide customer and the Heavy Truck is moved from the location promptly after the loading or unloading has occurred; or
 - b) such Parking is permitted by a Traffic Control Device, the erection of which is authorized by the CAO.

SECTION 16 – PARKING OF VEHICLE TRANSPORTING DANGEROUS GOODS

1. No vehicle or combination of vehicles used for the transportation of dangerous goods as defined pursuant to the Dangerous Goods Transportation and Handling Act shall park;
 - a) within the Village of Dutchess, unless in an area that is designated as a parking area for vehicles used to transport dangerous goods;
 - b) notwithstanding subsection 18(1)(a), a vehicle or combination of vehicles may be parked in a prohibited area while making deliveries in the course of its ordinary business and has its placards clearly displayed in accordance with the Dangerous Goods Transportation and Handling Act.

SECTION 17 – PEACE OFFICER AUTHORITY

1. In case of fire or other emergency, or in order to expedite traffic or safeguard pedestrians, Peace Officers are hereby authorized to direct traffic in such manner as they deem necessary, whether or not in conformity with the provisions of this Bylaw.
2. In case of fire or other emergency, if no Peace Officer is present, officers of the fire department are hereby authorized to direct traffic in such manner as they deem necessary, whether or not in conformity with the provisions of this bylaw.
3. Every person shall comply with any traffic signal or direction of a Peace Officer or of any officer of the fire department in the case of a fire or other emergency.
4. Every Peace Officer is, and is deemed to be, duly authorized, and entitled to place an erasable chalk mark on the tread surface of the tire of a parked or stopped vehicle without that Peace Officer or the Village incurring any liability for doing so, in order to enforce the parking provisions of this bylaw.

SECTION 18 – CORRECTIVE ACTION

1. If a person is directed by a Peace Officer to take corrective actions when in contravention of Sections 11(1) or 14(1) and fails to carry out such direction within seven days, the Village may take the necessary actions to correct the contravention, and if the cost of such work is not paid on demand by the owner or occupant of the property in question, the Village may recover the expense of such work with costs by action in any court of jurisdiction or may charge the expense of the work as taxes against such property.

SECTION 18 – PENALTIES AND VEHICLE REMOVAL

1. Except as otherwise provided in this Bylaw, a person who is guilty of an offence under this Bylaw for which a penalty is not otherwise provided, is liable to a specified penalty under Schedule “A”.
2. Where a Peace Officer believes on reasonable and probable grounds that a person has contravened any provision of this Bylaw, a Peace Officer may serve upon such person a Violation Tag either personally or by delivering it to the person at their residence with a person on the premises who appears to be at least eighteen (18) years of age or by delivery to their residence by mail and such service shall be adequate for the purpose of this Bylaw.

3. If a Violation Tag issued pursuant to this Bylaw is presented within fourteen (14) days from the issue thereof, together with payment to the County of the specified penalty and/or fee, the person to whom the Violation Tag was issued will not be liable for prosecution for the contravention in respect of which the Violation Tag was issued.
4. Notwithstanding the provisions of this Bylaw, a person to whom a Violation Tag has been issued may exercise his right to defend any charge of committing a contravention of any provision of this Bylaw.
5. No person shall willfully obstruct, hinder, or interfere with a Peace Officer, a Bylaw Enforcement Officer or any other person authorized to enforce and engaged in the enforcement of the provisions of this Bylaw.

SECTION 20 – SUMMARY CONVICTION

1. A Person who contravenes a provision of this Bylaw by doing something they are prohibited from doing, or by failing to do something which they are required to do, or by doing something in a manner different from that in which they are required or permitted to do by this Bylaw, is guilty of an offence and upon summary conviction, liable to a fine of not more than ten thousand (\$10,000) dollars.
2. Where there has been a breach of this Bylaw, a Peace Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part 2 of the Provincial Offences Procedure Act RSA 2000, c P-34 as amended.

SECTION 21 – SEVERABILITY

1. If any portion of this Bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed, and the remainder of the Bylaw is deemed valid.

SECTION 22 – EFFECTIVE DATE

1. This bylaw comes into force and takes effect on the date of the final passing Bylaw 474-18 is hereby rescinded.

Bylaw 478-18 as amended, is repealed upon this Bylaw coming into effect.

This Bylaw shall come into force on the date of third and final reading and pricing shall be effective for July 1st, 2023.

READ a first time this 19th day of June 2023.

READ a second time this 19th day of June 2023.

READ a third time and passed by unanimous consent this 19th day of June 2023.

Mayor _____

CAO _____

TRAFFIC BYLAW
Schedule "A"

Section	Offence	Penalty
4(1)	Improper parallel parking	\$65
4(2)	Improperly Parked Motorcycle	
4(4)(a)	Park on a sidewalk	
4(4)(b)	Park on a crosswalk or any part of a crosswalk	
4(4)(c)	Park within an intersection	
4(4)(d)	Park within 5 metres of intersection	
4(4)(e)	Park within 5 metres of stop/yield sign	
4(4)(f)	Park within 5 metres of a fire hydrant	
4(4)(g)	Park within 1.5 metres from an access to garage/private road/driveway	
4(4)(h)	Park within 5 metres from the near side of a crosswalk	
4(4)(i)	Obstruct traffic near street excavation	
4(4)(j)	Park where prohibited by sign	
4(4)(k)	Double parked	
4(4)(l)	Park near emergency obstructing emergency vehicles	
4(5)	Parking of Commercial Vehicles	
4(6)	Park in alley	\$100
4(7)	Park on Boulevard	
4(8)	Unattached Trailer	\$100
4(9)	Park or stand any recreational vehicle or trailer attached to a vehicle for longer than 72 hours	
4(9)(a)	Fail to removed trailer/RV for 48 hours after 72 hours on the road	\$65
4(10)	Park trailer/recreational vehicle on front lawn	
4(11)	Parking recreation vehicle/trailer and obstructing sidewalk	\$250
4(11)	Park in disabled parking without permit	
4(13)	Park on private property	\$100
4(14)	Parking causing a hazard	
4(15)	Commercial Vehicle including Farm truck parked on street	\$65
4(16)	Vehicle on jack stand left unattended	
4(17)	Diesel vehicle parked running more than 20 minutes	\$100
4(18)	Vehicle left on highway for a continuous period exceeding 72 hours	
6(1)	Hold a Parade, procession, or event on a highway without permit	\$250
6(2)	Funeral procession proceed when unsafe	
7(1)	Run or Race on Highway in a manner to distract	
7(2)(a)	Throw any dangerous objects onto or over any highway	
7(2)(b)	Use any bow and arrow or catapult or other similar mechanism on a highway	\$150
7(2)(c)	Set off or throw fireworks over any highway	
7(2)(d)	Set fire to any material or light a bonfire on any highway	\$65
7(3)	Climb on railing, fence, tree, post, poll, structure adjacent to a Highway	
7(4)	Destroy/Deface a sign	\$250
7(5)	Damage Boulevard or Vegetation	
7(6)	Unsafe Storage on Highway/Sidewalk/Public Place	\$150
7(7)	Toboggan/Ski on a Highway	

7(8)	Using bicycle on sidewalk unsafely	
7(10)	Ride Horse/Animal on Sidewalk or Boulevard	\$100
7(11)	Obstruct Sidewalk or Boulevard	
7(12)(a)	Use of skateboard damaged public area	
7(12)(b)	Use of skateboard impede/endangered pedestrians	
8(1)	Drive where prohibited	\$250
9(1)	Unlawful construction	\$500
11(1)	Fail to remove snow, ice, debris	\$150
12(1)	Operate Off Highway Vehicle in a park	\$250
13(3)	Speeding in an alley: Refer to s.108(1) and s.115 of the Traffic Safety Act (TSA)Penalties: Provincial Offences Procedure Act/Regulation: Part 28	Refer to TSA
14(1)	Vegetation Obstruct Visibility/Pedestrians	\$150
15(1)	Drive over fire hose	\$250
15(2)	Enter intersection unsafe	
16(3)(a)	Unsecured load	
16(3)(b)	Operate vehicle with loose objects on the sideboards, chassis, box ledge	
16(3)(c)	Load without a tarp	\$250
16(3)(d)	Cargo scatters onto Highway	
16(4)	Use of engine retarder brakes	
16(5)	Objectionable noise from vehicle	
16(9)	Paint on Street or Pavement Without Permission	
17(1)	Operate Heavy Vehicle off Heavy Truck Route	
17(1)(a)	Park vehicle with dangerous goods where prohibited	
18(3)	Fail to obey directions of Peace Officer or Fire fighter	\$500
19(5)	Obstruct Peace Officer	

Mayor _____

CAO _____

