

BYLAW NO. 13 – 01

**VILLAGE OF GIROUXVILLE
IN THE PROVINCE OF ALBERTA**

**A BYLAW OF THE VILLAGE OF GIROUXVILLE, IN THE
PROVINCE OF ALBERTA PROVIDING FOR THE
ESTABLISHMENT OF RULES AND REGULATIONS
PERTAINING TO THE MOVEMENT OF VEHICLE AND
PEDESTRIAN TRAFFIC.**

WHEREAS, the Traffic Safety Act, R.S.A. 2000C. T-6 Section 13 provides that a Municipal Council may pass a Bylaw with respect to regulation of parking and the use of highways under its direction, control and management.

DEFINITIONS:

This Bylaw may be cited as “The Village of Girouxville Traffic Bylaw”.

1. “Alley” means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land;
2. “Bicycle” means a cycle propelled by human power on which a person can ride, regardless of the number of wheels it has;
3. “Boulevard” means, in an urban area, that part of a highway that
 - (i) is not roadway, and
 - (ii) is that part of the sidewalk that is not especially adapted to the use of or ordinarily used by pedestrians;
4. “Centre Line” means the centre of a roadway measured from the curbs, from the edges of the roadway;
5. “Commercial Vehicle” means a commercial vehicle as defined in section (h) of the Traffic Safety Act;
6. “Highway” means a highway as defined in section (p) of the Traffic Safety Act;
7. “Motor Vehicle” means a motor vehicle as defined in section (x) of the Traffic Safety Act;
8. “Municipality” means the Village of Girouxville, a corporate body in the Province of Alberta;
9. “Peace Officer” means a member of the Royal Canadian Mounted Police, a member of a municipal police force, a special constable or a member of the patrol division of the Department of the Solicitor General;
10. “Pedestrian” means a person afoot or a person in a wheel chair;
11. “Roadway” means that part of a highway intended for use by vehicular traffic;

12. "Traffic Control Device" means any sign, signal, marking or device placed, marked or erected under the authority of the Highway Traffic Act for the purpose of regulating, warning or guiding traffic;
13. "Vehicle" means a device in, on or by which a person or thing may be transported or drawn on a highway.
14. "Emergency Snow Removal" means a heavy snowfall and or blowing snow;

VEHICLE TRAFFIC:

101. The Council is hereby authorized to cause the installation of any traffic control device to govern and direct traffic within the Municipality.
102. The speed limit for all vehicles in all streets of the municipality shall be fifty (50) kilometres per hour or as otherwise posted.
103. The speed limit for all vehicles in all lanes of the municipality shall be twenty-five (25) kilometres per hour.
104. No vehicle operator shall drive or park a vehicle upon any such roadway in such a manner as to block, obstruct, impede or hinder traffic thereon; where the obstruction is unavoidable due to mechanical failure, the operator will not be in breach of this section provided he promptly takes measures to clear the faulty vehicle from the roadway.
105.
 - (1) When repairs or alterations are in progress on or adjoining any highway with the municipality and such work is being indicated by barricades or signs or by a flag person, no person shall disregard the warning given thereby and every operator shall obey any signal of a flag person on duty at the site of the work.
 - (2) When a vehicle is engaged in such highway repairs or alterations within an area controlled by a flag person the provisions of this Bylaw relating to backing, turning, stopping, crossing the centre line and making other movements shall not apply to such vehicle.
106. The Council is hereby authorized to designate a highway which shall be used by "heavy vehicles" and shall cause such highway(s) to be marked with signs reading "Truck Route". No person shall park a commercial vehicle over one ton on a residential street or highway for more than 60 minutes, therefore allowing to load or unload or authorized by the Municipality.

PARKING:

201. Unless required or permitted by this Act or by a traffic control device, or in compliance with the directions of a peace officer, or to avoid conflict with other traffic, a driver shall not stop or park his vehicle
 - (a) on a sidewalk or boulevard,
 - (b) on a crosswalk or any part of a crosswalk,

202.

(1) Notwithstanding any other provision in this bylaw, the Director of Public Works may cause movable signs to be placed on or near a highway prohibiting parking for emergency purposes or street work cleaning.

(2) (a) After such signs are placed on or near a highway no person shall park or leave a vehicle on the signed portion of highway for any part of the duration of the sign posting.

(b) Any vehicle that is on such roadway when such signs are placed thereon shall be removed promptly by its owner or operator.

(3) (a) When an emergency snow removal or street cleaning commences on the signed roadway then the owner of any vehicle found thereon shall be charged with unlawful parking and the vehicle may be removed.

(b) No impounded vehicle shall be released to its owner or his agent until the impounding charge and removal charge against the vehicle has been paid.

203. When it is practicable the vehicle, on removal from the roadway being cleaned, will be left nearby to minimize inconvenience and expense to its owner or operator.

204.

(1) Except when actually taking or discharging passengers no person shall park a vehicle at the following locations:

(a) In a passenger loading or unloading space marked with a sign.

(b) On any portion of a highway marked by a sign as "No Parking".

205.. No parking in lanes shall be permitted, unless a sign directs otherwise but lanes may be used for:

(a) The loading and unloading of goods from commercial vehicles for a period not exceeding thirty (30) minutes, or

(b) The loading and unloading of goods or passengers from a vehicle other than a commercial vehicle for a period not exceeding five (5) minutes, provided that the vehicle concerned in such loading or unloading of passengers or goods does not so obstruct the lane as to prevent other vehicles or persons from passing along such lanes, while the loading or unloading of passengers or goods is taking place.

206. No person shall park or operate any vehicle upon land owned by the Village of Girouxville which the said Village uses or permits to be used as a playground, recreation area or public park, except on such part thereof as may be designated by a sign or signs for vehicular parking.

207. No person shall park any trailer for more than 24 hours (whether designated for occupancy by persons or for the carrying of goods and equipment) upon any highway unless the said trailer is attached to a vehicle by which it may be propelled or drawn and when so attached to the trailer shall be deemed part of the vehicle and subject to the regulations pertaining to vehicles.
- 208.
- (1) No person shall park a vehicle or a vehicle with any type of trailer thereto upon any highway for more than 24 hours.
 - (2) The foregoing restrictions shall not apply so as to prohibit such vehicle being parked on a highway for the purpose of unloading or loading of goods to or from premises abutting such highway provided that if the loading or unloading is taking place during a period of restricted visibility, then the vehicle and its trailer shall have all front and rear parking lights illuminated.
 - (3) No person shall operate or move upon, or over any highway that is surfaced with asphalt or concrete or is prepared with a base suitable for asphalt or concrete surfacing, any motor vehicle, tractor, traction engine or any other vehicle equipped to run on tracks and running on tracks except with the consent of the Administrator.
- 209 Council may at its discretion impose and lift a ban for vehicles exceeding a load weight of 1000 kilograms.
- 210.
- (1) No person shall park a vehicle or trailer used for the conveyance of flammable liquid, an explosive material upon a highway.
 - (2) This section shall not apply where a vehicle or trailer is obliged to be parked while making deliveries in the course of its ordinary business and having a warning notice clearly displayed.
211. Council is hereby authorized to designate angle and parallel parking on highway and to cause the same to be marked accordingly.

PEDESTRIAN TRAFFIC:

301. No person shall stand, sit or lie on any highway in such a manner as to obstruct vehicular or pedestrian traffic or as to annoy or incommode any other person lawfully upon the highway.

BICYCLES:

- 401 .No person shall ride a cycle on any sidewalk except where expressly permitted by this Bylaw. Children's bicycles or tricycles are exempt from this provision.

OFF-HIGHWAY VEHICLES:

501. The speed limit for all Off-Highway vehicles in all streets and lanes in the municipality shall be fifteen (15) kilometres per hour.

GENERAL:

601. No person shall dump, place, abandon, unload or push any dirt, ice, snow or any other deleterious matter on any street, alley or boulevard which in the opinion of the Village Foreman in any matter obstructs or impedes traffic, or drainage, unless a permit is first obtained authorizing a temporary obstruction for a specified time. Such permits may be obtained from the Village Administrator
602. No person shall allow himself to be drawn by a moving vehicle while he is riding upon a sled, toboggan, bicycle, skis or other conveyance.
- (a) This section shall not apply to a community event duly approved by the Municipality, including but not limited to the following:
- a. Parades
 - b. Sleigh Rides

PENALTIES:

- 701.1 (a) Any person that contravenes any provision of this Bylaw and is guilty of an offence and shall be liable, upon summary conviction, to a fine as set out at Schedule A to this Bylaw, as amended by Council from time to time.
- (b) Where a Violation Ticket has been issued to a Person under this Bylaw, that Person may enter a plea of guilt by making a voluntary payment in the amount of shown on the ticket to a Provincial Court Office. The recording of the payment by the Clerk of the Court is an acceptance of the guilty plea and constitutes a conviction.
- 701.2 Where a Peace Officer has reasonable grounds to believe that a person has contravened any provision of this bylaw, the Peace Officer may issue a violation tag to that person by serving it:
- (a) personally; or
 - (b) by mailing a copy to such person at his or her last known residential or post office address.
- 701.3 A violation tag issued pursuant to Section 701.2 shall be in a form approved by the Chief Administer Officer and shall state:
- (a) the name of the person to whom it is issued;
 - (b) the offense;
 - (c) the appropriate penalty for the offense as specified at Schedule A of this Bylaw;
 - (d) that the penalty shall be paid within 30 days of the issuance of the violation tag to avoid prosecution; and
 - (e) any other information as may be required by the Chief Administrative Officer.
- 701.4 Where a violation tag has been issued, the person to whom the violation tag has been issued, may in lieu of being prosecuted for the offence, pay to the Village, the penalty specified on the violation tag.

- 701.5 In those cases where a violation tag has been issued and the penalty specified on the tag has not been paid within the prescribed time, then a Peace Officer is hereby authorized and in power to issue a violation ticket pursuant to part 2 or 3 of the Provincial Offences Procedure Act, R. S. A. 2000, c P-34, as amended, or repealed and replaced from time to time.
- 701.6 Notwithstanding Section 701.5 of this bylaw, a Peace Officer is hereby authorized and empowered to immediately issue a violation ticket pursuant to part 2 or part 3 of the Provincial Offences Procedure Act, R. S. A. 2000, c P-34, as amended or repealed and replaced from time to time, to any person whom the Peace Officer has reasonable grounds to believe has contravened any provision of this bylaw.
- 701.7 Where a violation of this Bylaw results in damages to a Highway requiring repair or replacement by the Village, the person responsible for the contravention of this Bylaw shall be responsible for all costs incurred by the Village for repair or replacement of the Highway. If these costs are not paid by the person responsible, within 30 days of that person's receipt of an invoice from the Village for those costs, the Village may recover the expenses incurred by bringing an action in any Court of competent jurisdiction.

THAT this Bylaw rescinds Bylaw No. 237 and any preceding bylaws pertaining to this matter.

READ a first time this 13th day of February, 2013.

Carmen Ewing
MAYOR

Jane
MUNICIPAL ADMINISTRATOR

READ a second time this 13th day of February, 2013.

Carmen Ewing
MAYOR

Jane
MUNICIPAL ADMINISTRATOR

READ a third time and finally passed this 13th day of February, 2013.

Carmen Ewing
MAYOR

Jane
MUNICIPAL ADMINISTRATOR

SCHEDULE "A"
FEES AND SERVICES

Section	Offence	Penalty	W = warning
102	Exceed posted speed limit	as per section 115 (2) (p) of the Traffic Safety Act	
104	Obstruction of traffic	\$ 50	
106	Parking a commercial vehicle on a residential street	\$150	
201	Parking in restricted area	\$ 50	
205	Parking in lane	\$ 50	
206	Parking in public areas	\$ 50	
207	Parking a vehicle or trailer in excess of 24 hours	\$ 50	
207(3)	Large equipment on asphalt	\$150	
210	Parking of vehicle for conveyance of hazardous materials	\$150	
601	Pushing snow or dirt onto streets	\$ 50	