

# THE TOWN OF RIMBEY TRAFFIC BYLAW

## Bylaw 909/15

### A BYLAW OF THE TOWN OF RIMBEY IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE REGULATION OF PARKING AND THE USE OF HIGHWAYS THROUGHOUT THE MUNICIPALITY.

WHEREAS, the Traffic Safety Act, R.S.A.2000, c, 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.

AND WHEREAS, Council has deemed it necessary to rescind and replace Bylaw 545/88, Bylaw 847/09, amending Bylaw 545/88, and Bylaw 872/11.

NOW THEREFORE, the Council of the Town of Rimbey, duly assembled enacts as follows:

#### 1. TITLE

1.1 This Bylaw may be cited as the "Town of Rimbey Traffic Bylaw"

#### 2. DEFINITIONS

2.1 Words used in this Bylaw which have been defined in the act or the Regulations have the same meaning when used in this Bylaw.

2.2 In this Bylaw:

- (a) **"Act"** means The Traffic Safety Act, R.S.A. 2000, c. T-6, as amended or replaced from time to time;
- (b) **"alley"** as defined in the Act means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land;
- (c) **"boulevard"** as defined in the Act means that part of a highway in an urban area 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;
- (d) **"C.A.O."** means the Chief Administrative Officer of the Town of Rimbey, or designate;
- (e) **"Council"** means the Municipal Council of the Town of Rimbey;
- (f) **"crosswalk"** as defined in the Regulations Means
  - (i) That part of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite sides of the roadway measured from the curbs or, in the absence of curbs from the edges of the roadway, or
  - (ii) Any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or by other markings on the road surface;
- (g) **"curb"** means the actual concrete or asphalt curb, or in the absence of one, the dividing line of a highway between the edge of the roadway and the sidewalk;
- (h) **"disabled parking zone"** means a space or portion of a highway or parking lot set apart and designated exclusively for the parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services, and so marked with a sign or other marking authorized by the C.A.O.;
- (i) **"emergency vehicle"** as defined in the Act means,

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- (i) A vehicle operated by a police service as defined in the Police Act;
- (ii) A fire-fighting or other type of vehicle operated by the fire protection service of a municipality;
- (iii) An ambulance operated by a person or organization authorized to provide ambulance services in the municipality;
- (iv) A vehicle operated as a gas disconnection unit of a public utility;
- (v) A vehicle designated by regulation as an emergency response unit;

**(j) “heavy vehicle”** means a motor vehicle, alone or together with any trailer, semi-trailer or other vehicle being towed by the motor vehicle, with a registration gross weight of five (5) tonnes or more, or exceeding eleven (11) metres in total length. A public passenger vehicle, when engaged in the transport of passengers, shall be deemed to be excluded from the definition of a heavy vehicle for the purposes of sections 11.1 and 11.2 of this Bylaw;

**(k) “highway”** as defined in the Act 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

- (i) A sidewalk, including a boulevard adjacent to the sidewalk
- (ii) If a ditch lies adjacent to and parallel with the roadway, the ditch, and
- (iii) 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;

**(l) “loading zone”** means a portion of the street adjacent to the curb designated by traffic control device for the exclusive use of vehicles loading or unloading passengers or materials;

**(m) “maximum weight”** means the maximum weight permitted for a vehicle and load pursuant to the vehicle’s official registration certificate issued by the Province of Alberta, or absent such certificate, the combined weight of the vehicle and the heaviest load that may be carried in accordance with the provisions of the Act and the applicable regulations passed pursuant to the Act;

**(n) “median”** as defined in the Regulations means a physical barrier or area that separates lanes of traffic on a highway;

**(o) “motor vehicle”** as defined in the Act; means

- (i) A vehicle propelled by any power other than muscular power, or
- (ii) A moped,

But does not include a bicycle, a power bicycle, an aircraft, an implement of husbandry or a motor vehicle that runs only on rails;

**(p) “parade or procession”** means any group of pedestrians (except military or funeral processions) numbering more than twenty five (25) who are marching, walking, running, standing or racing on a roadway or sidewalk, and includes an group of vehicles (excepting military or funeral processions) numbering ten (10) or more that are involved in a procession on a roadway;

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- (q) **“park”** as defined in the Regulations means allowing a vehicle to remain stationary in one place, except
- (i) While actually engaged in loading or unloading passengers, or
  - (ii) When complying with a direction given by a peace officer or traffic control device;
- (r) **“parking violation ticket”** means a tag issued in lieu of prosecution in respect of an infraction against this Bylaw or the parking provisions of the Regulations in a form approved by the C.A.O. or his authorized designate;
- (s) **“parking stall”** means a portion of a roadway or public parking lot indicated by markings as a parking space for one vehicle;
- (t) **“peace officer”** means any member of the Royal Canadian Mounted Police, a Peace Officer and a Bylaw Enforcement Officer;
- (u) **“pedestrian”** as defined in the Act means
- (i) A person on foot, or
  - (ii) A person in or on a mobility aid,
- And includes those persons designated by regulation as pedestrians;
- (v) **“private road” or “driveway”** means an entrance from a roadway to private property or a road or space on private property designed for vehicular traffic that is not open to the general public;
- (w) **“public holiday”** means a Sunday, a Holiday as defined in the Interpretation Act of the Province of Alberta, and any day or portion of a day so proclaimed by the Mayor or so declared by the Council of the Town of Rimbey;
- (x) **“Regulations”** means The Use of Highway and Rules of the Road Regulation, (A.R. 304/2002) made pursuant to the Act;
- (y) **“refuse”** means any substance or material discarded or disposed of within the Town other than by lawful deposit at a disposal site and includes animal waste, dry waste, construction waste, garbage, industrial waste, chemical waste, yard waste, litter, ashes, medical waste and any other types of refuse or waste whatsoever;
- (z) **“roadway”** as defined in the Act means that part of a highway intended for use by vehicular traffic;
- (aa) **“sidewalk”** as defined in the Act means that part of a highway especially adapted to the use of or ordinarily used by pedestrians, and includes that part of a highway between
- (i) The curb line, or
  - (ii) Where there is no curb line, the edge of the roadway,
- And the adjacent property line, whether or not it is paved or improved;
- (bb) **“Municipality”** or **“Town”** means the Corporation of the Town of Rimbey or the area contained within the corporate boundaries of the Town, as the context requires;
- (cc) **“specified penalty”** means a penalty for specific offences in this Bylaw as provided for in Schedule A of this Bylaw;
- (dd) **“trailer”** as defined in the Act means a vehicle so designed that it may be attached to or drawn by a motor vehicle or tractor, and is intended to transport property or persons, and includes any vehicle defined by regulation as a trailer,

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but does not include machinery or equipment solely used in the construction or maintenance of highways;

- (ee) **“traffic control device”** as defined in the Act means any sign, signal, marking or device placed, marked or erected under the authority of this Act for the purpose of regulating, warning or guiding traffic;
- (ff) **“traffic control signal”** as defined in the Act means a traffic control device, whether manually, electrically or mechanically operated, by which traffic is directed to stop and to proceed;
- (gg) **“track”** means to allow, cause or permit any substance or material excluding snow or ice clinging to vehicles due to winter conditions, from being deposited by becoming loose or detached from the tires or any other part of a vehicle whether the vehicle is moving or stationary;
- (hh) **“truck loading zone”** means a space or section of the roadway so marked with a sign or other marking authorized by the C.A.O. or his authorized designate permitting parking for the period of time reasonably necessary to load or unload goods, materials or merchandise;
- (ii) **“truck route”** means a highway within the Town upon which the operation of Heavy Vehicles is permitted, and which has been designated as such in this Bylaw;
- (jj) **“vehicle”** means a device in, on or by which a person or thing may be transported or drawn on a highway and includes a combination of vehicles but does not include a mobility aid;
- (kk) **“vehicle storage area”** means any area which is at least one hundred and fifty (150) metres away from the nearest residential, institutional or assembly occupancy, and that has been so designated and approved by the C.A.O. or his authorized designate;

### 3. TRAFFIC CONTROL DEVICES AND AUTHORITY TO PLACE

3.1 Pursuant to section 110 of the Act, the C.A.O. is hereby delegated the authority to place, erect, display or alter traffic control devices at such locations within the Town as he may determine, or as Council may by resolution direct, for the purpose of controlling and regulating traffic, including, but not limited to, the following specific purposes:

- (a) To divide the surface of a roadway into traffic lanes marked by solid or broken lines;
- (b) To prohibit “U” turns at any intersection
- (c) To designate any intersection or other place on a highway as an intersection or place at which to left hand turn or right hand turn shall be made;
- (d) To designate as a one way street any roadway or portion thereof;
- (e) To designate “School Zones” and “Playground Zones”;
- (f) To designate roadways or portions thereof as truck routes, parking lots, and vehicle storage areas;
- (g) To set apart as a “through-street” any roadway or part of a roadway and to control entry to any roadway by means of a “stop” sign or “yield” sign;
- (h) To designate a crosswalk upon any roadway;
- (i) To designate “parking” zones, passenger and truck loading zones, disabled parking zones, “no parking” and “no stopping” zones and the times and days when the restrictions of such zones are in effect;

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- (j) To close or restrict the use of any highway, or any part of any highway, either as to the full width or as to part of the width with respect to any class or classes of vehicles or with respect to any class or classes of pedestrians;
  - (k) To prohibit, restrict or regulate the parking of vehicles or any particular class of vehicles on any highway or other public place or any portion thereof during such hours as he may determine;
  - (l) To designate and mark guidelines for parking on any highway or other public place or any portion thereof;
  - (m) To indicate the maximum speed limits for any roadway;
  - (n) To designate a roadway or certain portion of a roadway as a "Truck Route"
  - (o) To issue a permit for a heavy vehicle to be operated on a roadway or a portion of a roadway not designated as a "truck route", subject to such restriction including, but not limited to, dates, times and purposes. A request for such permit may be refused and such refusal may be appealed in writing to Council.
- 3.2 The C.A.O. or his authorized designate is hereby delegated the authority to place, or cause to be placed, temporary traffic control devices prohibiting the parking of vehicles on a roadway for snow cleaning and maintenance purposes at least 12 hours prior to such cleaning or maintenance.
- 3.3 The C.A.O. or his authorized designate is hereby delegated the authority to designate the location of traffic control devices and traffic control signals and undertake the placement of same.
- 3.4 The C.A.O. or his authorized designate shall cause a report to be kept of the location of all traffic control devices placed pursuant to this section and this record shall be open to public inspection during normal business hours.
- 3.5 Traffic control devices placed and located pursuant to this section are deemed to have been made pursuant to this Bylaw.
- 3.6 Notwithstanding any provision of this Bylaw all traffic control devices placed, erected or marked along highways located in the Town prior to the passing of this Bylaw shall be deemed to be duly authorized traffic control devices until altered pursuant to the provisions of section 3.1 of this Bylaw.

## 4. TEMPORARY CLOSING OF ROADWAYS

- 4.1 In any case where, by reason of any emergency or any other special circumstances, it is the opinion of the C.A.O. or his authorized designate that it is desirable and in the public interest to do so, the C.A.O. or his designate may:
- (a) Temporarily close within the Town, any roadway, sidewalk, boulevard or public parking lot, in whole or in part, to traffic;
  - (b) Temporarily suspend parking privileges granted by the provision of this or any other bylaw and take such measures necessary for the temporary closing of such roadways, sidewalks, boulevards or public parking lots or suspension of parking and place barricades or post appropriate notices on or near the roadways, sidewalks, boulevards or public parking lots concerned;

## 5. SPEED LIMITS

- 5.1 Unless otherwise directed by posted Traffic Control Devices no person shall drive a vehicle at a speed in excess of fifty (50) kilometres per hour on any roadway within the Town.
- 5.2 The C.A.O. or his authorized designate may, by signs posted along a roadway, temporarily fix a maximum speed greater or lesser than the speed prescribed by the Regulations and Section 5.1 of this Bylaw. Such designation is for a maximum of 90

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days. In all cases, Council must give final approval to make the maximum speed permanent.

- 5.3 Notwithstanding section 5.1, no person shall drive a motor vehicle in any alley at a greater speed than twenty (20) kilometres per hour.
- 5.4 The C.A.O. or his authorized designate may by signs posted along a roadway, fix a maximum speed limit in respect of any part of the highway under construction or repair or in a state of disrepair applicable to all vehicles or to any class or classes of vehicles while traveling over that part of the highway.

## 6. PARKING RESTRICTIONS AND PROHIBITIONS

### 6.1 GENERAL PROVISIONS

- (a) The parking prohibitions and restrictions provided in sections 44 through 49 of the Regulations apply within the Town and may be enforced through the issuance of a violation ticket by a Peace Officer.
- (b) A Peace Officer or other person authorized to enforce this Bylaw is hereby authorized to place an erasable chalk mark on the tread face of the tire of a parked vehicle, and to issue and place a violation ticket upon a parked vehicle, without that person or the Town incurring any liability for doing so.
- (c) All parking will be parallel parking unless otherwise specified by traffic control device.
- (d) Except when actively engaged in loading or unloading passengers, no person shall park or stop a vehicle in a passenger loading zone.
- (e) Unless authorized by special permit approved by the C.A.O. or his authorized designate, no person shall park or stop a vehicle in a truck loading zone for a period of time longer than twenty (20) minutes.
- (f) No person shall park a vehicle in an alley except for such period of time as may be reasonable necessary for the loading or unloading of passengers or goods from a vehicle, and in any case not longer than one (1) hour.
- (g) Except for section 6.1(f), no person shall park a vehicle in an alley in a manner that obstructs the safe passage of other vehicles along the alley.
- (h) No person shall park any unattached trailer, whether designed for occupancy or for the carrying of goods and equipment, upon any roadway except for the purpose of loading or unloading for a period not to exceed forty-eight (48) hours, and only if it is located on that portion of the roadway that lies immediately adjacent to the property it is being loaded from or unloaded to, and is parked in the same direction of travel with no slides extended. At the expiration of the forty-eight (48) hour period, the trailer must be moved to an off-roadway location for a period of not less than forty eight (48) hours.
- (i) Where any type of motor vehicle has removable camping accommodation installed on it, the operator or owner of the vehicle shall not remove and leave the camping accommodation on or extending over any sidewalk, boulevard, alley or any portion of the roadway.
- (j) No person shall park any commercial licensed vehicle, of any design capacity of more than one (1) tonne, including but not limited to a truck, bus, trailer, or delivery van, on any roadway in a residential area except when such vehicle is actively engaged in bona fide delivery, transport, or other similar activities.
- (k) No person shall park any vehicle on a roadway or public parking lot owned by or in the care, custody and control of the Town of Rimbey, unless otherwise provided for in this Bylaw, for a period exceeding 72 hours.
- (l) No person shall park any vehicle or unattached trailer in the parking lots designated for attendees of the Rimbey Aquatic Centre, Rimbey Community Centre Complex or the Town Office except for the express purpose of attending

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the Rimbey Aquatic Centre, Rimbey Community Centre Complex or the Town Office.

- (m) No person shall park any vehicle on any portion of a highway in the Town in such a manner as to constitute a hazard to other persons using the highway, including those using a sidewalk.
- (n) No person shall park any vehicle upon any land owned by the Town which the Town uses or permits to be used as a playground, recreation area, public park and green space except on such parts clearly signed or otherwise authorized by the C.A.O. for vehicle parking.
- (o) Where parking lines are visible on a roadway or parking lot no person shall park a vehicle except within the limits of the lines designating the parking stall.
- (p) Except in the case of sudden vehicle breakdown, a person shall not stand or park any vehicle on any portion of a highway in the Town for the purpose of servicing or repairing the vehicle.
- (q) The Town, after clearly posting or signing a roadway or public parking lot a minimum of twelve (12) hours prior may cause a roadway or public parking lot to be cleared of vehicles for the purpose of street cleaning, snow removal or highway repairs. In such cases, the Town may tow and impound vehicles blocking street cleaning or repair equipment at the vehicle owner's expense.
- (r) No person shall park a vehicle in an angle parking zone where such vehicle exceeds 6.2 metres in overall length.
- (s) No person shall park a vehicle on a roadway or parking lot with the motor running in such circumstances and location as to cause a disturbance to residents within the area.

#### 6.2 DISABLED PARKING

- (a) The C.A.O. is hereby authorized to establish, sign or otherwise designate such parking stalls or zones within the Town as he deems necessary for the exclusive parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services.
- (b) The owner, tenant, occupant or person in control of private property within the Town to which vehicles driven by the public generally have access may designate parking spaces for the exclusive parking of vehicles bearing a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicle Services. The signage or markings used to so designate such parking spaces shall be in a form similar to that approved and used by the C.A.O.
- (c) No person shall park or stop a vehicle which does not display a disabled placard or license plate that is issued or recognized by the Registrar of Motor Vehicle Services in a parking space clearly signed or otherwise designated pursuant to sections 6.2(a) or 6.2(b) of this Bylaw.

#### 6.3 PARK CAUSING OBSTRUCTION

- (a)
  - (i) No person shall park a vehicle on a sidewalk, boulevard, or median except, under special circumstances and by request to the Town, when authorized by the Chief Administrative Officer.
  - (ii) Where permission is granted pursuant to Section 6.3 (a)(i), any resultant damage will be the responsibility of the owners of the vehicle.
- (b) No person shall park a vehicle in such a manner as to obstruct or interfere with an entrance or exit of any public or commercial building open to the general public.
- (c) No person shall park a vehicle in such a manner as to obstruct or interfere with an entranceway to any fire hall or ambulance station or hospital.

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- (d) No person shall park a vehicle in such a manner as to obstruct or interfere with the use of a doorway intended as a fire or emergency exit from any building.
- (e) No person shall park a vehicle in front of or in any manner so as to prevent access to and collection of refuse collection container, bin or garbage storage area. This does not apply to sidewalk litter bins for general use.

### 6.4 SECOND AND SUBSEQUENT PARKING OFFIENCES

- (a) For timed parking offences under paragraph 6.1 of this Bylaw, second and subsequent offence4s are deemed to have been committed when a vehicle that has been issued a violation ticket remains parked in contravention of the Bylaw for a second or further period of time in excess of the maximum time allowed.
- (b) For all other offences under this section, second and subsequent offences are deemed to have been committed when a vehicle that has been issued a violation ticket remains parked in contravention of the Bylaw 24 hours after the violation ticket was issued.

## 7. OPERATION OF VEHICLES

- 7.1 No person shall ride a bicycle or use roller blades or a skateboard on a roadway, sidewalk, boulevard or median in a manner that is unsafe or that interferes with pedestrian or motor vehicle traffic.
- 7.2 No person shall ride, pull or use a sled, toboggan, skis or wagon on a roadway
  - (a) Where a sidewalk parallels such roadway and it is reasonable and practicable to use the sidewalk, or
  - (b) Where there is no sidewalk paralleling the roadway, in any manner that interferes with, obstructs or is hazardous to vehicular traffic on the roadway.
- 7.3 (a) No person shall drive a motor vehicle on a boulevard, median, playground, recreation area, public park, green space, bicycle trail, nature trail or nature preserve except as permitted by a traffic control device or, under special circumstances and by request to the Town, when authorized by the Chief Administrative Officer.
  - (b) Where permission is granted pursuant to Section 7.3 (a) any resultant damage will be the responsibility of the owners of the vehicle.
- 7.4 No person shall drive, operate or permit to be driven or operated, any vehicle or equipment in such a manner as to track upon a roadway.
- 7.5 Any person who tracks upon a roadway shall, in addition to the penalty, be liable to clean up or remove the substance or material tracked upon the roadway, in default of which the Town may arrange for clean up or removal of such substance or material at the expense of the person tracking or the owner or registered owner of the equipment from which the substance or material was tracked.
- 7.6 No person shall, driving a motor vehicle approaching an intersection controlled by a traffic light, stop sign or other traffic control device, exit the roadway onto private or public property and continue onto the same roadway or and intersection roadway for the purpose of avoiding the traffic control device.

## 8. PEDESTRIANS

- 8.1 A pedestrian shall not cross any roadway within the Town, other than an alley, except within a marked or unmarked crosswalk.
- 8.2 No person shall stand on any roadway, crosswalk or sidewalk in such a manner as to:
  - (a) Obstruct vehicular or pedestrian traffic;
  - (b) Annoy or inconvenience any other person lawfully upon such roadway, crosswalk or sidewalk; or



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- (c) Obstruct the entrance to any building.

### 9. PARADES, PROCESSIONS AND SPECIAL EVENTS

- 9.1 Any person that intends to hold a parade, procession, race or special event involving a roadway, sidewalk, boulevard, median or town parking lot within the Town of Rimbey shall at least thirty (30) days prior to the scheduled date, make application in writing to the C.A.O. for permission and in such application shall furnish to the C.A.O. information with respect to the following, namely:
- (a) The name and address of the applicant, and if such applicant is an organization, the names, addresses of the executive thereof.
  - (b) The nature and purpose of such parade, procession, race or special event.
  - (c) Dates and times.
  - (d) The intended route.
  - (e) The approximate number of persons who will take part.
  - (f) The approximate size, number and nature of flags, banners, placard or such similar things to be carried and particulars of such signs, inspections and wording to be exhibited thereon; and such written application shall bear the signatures and addresses of the persons who will be in control of such parade or procession and who undertake to be reasonable for the good order and conduct thereof.
- 9.2 The C.A.O. may either grant permission, with or without conditions, or refuse permission for any reasons that are determined to be appropriate concerns in all the circumstances. In the case of a refusal the applicant has a right of appeal to Council, who may grant or refuse permission for the parade.
- 9.3 If a refusal for an application for permission to hold a parade is appealed to Council pursuant to section 9.2, Council may:
- (a) Grant permission without conditions;
  - (b) Grant permission with conditions; or
  - (c) Refuse permission
- 9.4 Where permission has been granted pursuant to sections 9.2 or 9.3, the C.A.O. shall fix the hour and route of the parade or procession and may require to be erected temporary barriers or traffic control devices as he deems necessary.
- 9.5 If any funeral procession is in process of formation or proceeding along any roadway, any Peace Officer may regulate all traffic in the vicinity and all persons whether on foot or in vehicles shall obey the order and direction of the Peace Officer so regulating traffic.
- 9.6 Before a funeral procession enters upon, crosses or turns into a roadway designated and marked as a through-street by a stop or yield sign, the first vehicle in the funeral procession shall come to a complete stop in the manner required by the Regulations and shall not drive the vehicle into the intersection until it is safe to do so. A vehicle that follows in the funeral procession may then enter into the intersection without stopping provided the headlamps are alight. The provisions of this section shall not apply at an intersection where traffic is controlled by a Peace Officer or by a traffic control signal.
- 9.7 Except for funeral processions, no person shall hold or organize any parade, procession, race or special event unless permission has been first granted by the C.A.O. or Council pursuant to this section.
- 9.8 No person driving any vehicle, or riding or driving a horse, shall drive or ride through, nor shall any pedestrian walk through, the ranks of a military or funeral procession (the vehicles of which have their lights on) nor through the ranks of another authorized parade or processions, or in any way obstruct, impede or interfere with the same.

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- 9.9 No person shall take part in the organization of a parade or procession or participate in a parade or procession, which is conducted without permission having first been granted pursuant to the provision of this Bylaw.
- 9.10 No person shall carry out or allow or cause to be carried out a parade or procession that does not conform to conditions imposed in a permit issued by the C.A.O. or his authorized designate.
- 9.11 Nothing in this section waives the requirement to obtain a permit through any other permit authorizing body, Provincial, Federal or otherwise for any parade, procession or special event. Ex. – Special Events permit through Alberta Transportation.

### 10. FIRES AND FIRE LINES

- 10.1 In case of a fire within the Town, any Peace Officer or member of the Fire Department of the Town of Rimbey may designate in any manner a line or lines near the location of the fire beyond which no member of the public shall pass, and no unauthorized person, whether on foot or in a vehicle shall cross such line or lines.
- 10.2 The Town of Rimbey Fire Chief or any person acting under his/her direction is hereby empowered to move or cause to be moved any vehicle which he may deem necessary for the purpose of carrying out any duty, work or undertaking of the Town of Rimbey Fire Department.
- 10.3 No person shall fail or refuse to comply with any traffic control device or direction of a Peace Officer or of any officer of the Fire Department at the scene of a fire or other emergency.

### 11. HEAVY AND OVER DIMENSION VEHICLES AND TRUCK ROUTES

- 11.1 No person shall operate a heavy vehicle, excluding a motor home, on a roadway or public parking lot owned and operated by the Town except on a designated truck route as outline in Schedule "B" of this Bylaw, the Schedule being hereby incorporated into and made part of this Bylaw.
- 11.2 The following shall be deemed not to be operating or parking a heavy vehicle in contravention of section 11.1 if the heavy vehicle was being operated on the shortest route between the delivery, pick-up or other location concerned and the nearest route by:
- (a) A person delivering or collection goods, materials or merchandise to or from the; premises of a bona fide customer;
  - (b) A person going to or from the business premises of the owner of the heavy vehicle, a heavy vehicle repair or maintenance facility, or an approved "vehicle storage area" for heavy vehicles;
  - (c) A person towing a disabled vehicle from or along a roadway prohibited to heavy vehicles; and
  - (d) A person actively engages in lawful public works requiring him by the very nature of such work to deviate from established truck routes.
  - (e) A person traveling by the most direct route to their place of residence and parking the heavy vehicle on private land off the roadway.

### 12. MAXIMUM WEIGHTS OF VEHICLES

- 12.1 No person shall drive or park upon any roadway within the Town a vehicle or combination of attached vehicles with a weight, including or excluding any load thereon, in excess of maximum weight.
- 12.2 A person driving or in charge or control of a vehicle or combination of attached vehicles suspected by a Peace Officer of being on a roadway in contravention of section 12.1

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shall, when requested by the Peace Officer, produce for such officer's inspection any official registration certificate or interim registration for such vehicle or vehicles that may have been issued by the Province of Alberta showing the maximum weight of such vehicle or combination of attached vehicles.

### 13. SNOW, ICE, DIRT, DEBRIS

13.1 All persons within the Town of Rimbey owning, controlling, or occupying property that adjoins any sidewalk shall remove or cause to be removed and cleared away all snow, ice, dirt, debris or other material from any sidewalk adapted to the use of pedestrians. Such removal shall be completed when the snow is 2.5 centimetres or greater within 48 hours from the time that the snow, ice, dirt, debris, or other material was formed or deposited there.

13.2 The Business District shall be identified as:

- East/West Highway 53 extending east to Highway 20 and west to the Town limits.
- South of 4 way stop to 45<sup>th</sup> ave;
- North of 4-way stop to 51 ave;
- 50<sup>th</sup> street from 49<sup>th</sup> ave to 52<sup>nd</sup> ave;
- 49<sup>th</sup> ave from 49<sup>th</sup> street to 51 street;
- 49<sup>th</sup> street from 50<sup>th</sup> ave to 48<sup>th</sup> ave.

1. (a) Businesses

(i) Businesses are permitted to shovel their sidewalk to curb edge;

(ii) Snow will be removed as per Road Priorities2;

(iii) Businesses engaging contractors to clear their lots will NOT be allowed to push snow from their properties, onto roadways, and/or Town property;

(b) Contractors are allowed access to the Town's snow storage site at no charge and must phone ahead to make arrangements.

13.3 Contractors

(a) Contractors hauling snow to the Town snow storage site must have commercial equipment, insurance satisfactory to the Town and use at their own risk.

13.4 Any person who fails to comply with sections 13.1, 13.2 or 13.3 is guilty of an offence and may be issued a violation ticket by a Peace Officer in an amount specified in this Bylaw.

13.5 In default of any person complying with sections 13.1, 13.2 or 13.3 above, and in addition to any other remedy available to the Town of Rimbey for noncompliance with this Bylaw, the Town may arrange to have the sidewalk cleared and any cost thereof shall be paid to the Town upon demand and failing payment, such cost shall be charged against the property as a special assessment.

13.6 No person shall remove snow, ice, dirt, debris or other material from a sidewalk or private property by causing it to be placed on any other portion of a highway or on any private property other than their own except to the extent that removal of the snow or ice to private property is impractical.

13.7 No person shall place or permit to be placed any snow, ice, dirt, debris or other material removed from private property on to a highway or other public place in the Town of Rimbey.

13.8 At all times, Snow Clearing Equipment and Street Sweeping Equipment of the Town of Rimbey, and or Contractors hired by the Town of Rimbey, shall have the right of way on Rimbey streets unless so directed by a Peace Officer or a Traffic Flag Person.

14. MISCELLANEOUS RESTRICTIONS AND PROHIBITIONS

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- 14.1 No person shall allow the engine or motor of any stationary vehicle
- (a) In a residential area, or
  - (b) In any other area where prohibited by traffic control device
- to remain running for a period of time longer than twenty minutes.
- 14.2 No person shall place an electrical cord on or above a roadway or above a sidewalk unless it is a minimum height of 2.5 metres above the sidewalk.
- 14.3 No person shall, while clearing a sidewalk, use power driven equipment, or any other tools or equipment, or any other material, unless the use of such equipment does not result in damage to the sidewalk.
- 14.4 No person shall wash, service or repair a vehicle on any roadway, sidewalk, boulevard or median within the Town.
- 14.5 No person shall wash, repair, or service a vehicle near any roadway, sidewalk, boulevard or median within the Town in a manner that allows soap suds, mud, cement, refuse, debris, tar, oil, grease, antifreeze or other vehicle fluids to flow onto or enter upon the roadway, sidewalk, boulevard or median or enter any storm water system.
- 14.6 No person shall park a vehicle on a roadway or public parking lot within the Town that, due to the state of the vehicle, results in mud, cement, refuse, debris, tar, oil, grease, antifreeze or other vehicle fluids being deposited upon the roadway or public parking lot or enter a storm water sewer system.
- 14.7 Where an offence under section 14.3, 14.4 14.5 or 14.6 occurs resulting in damage to a roadway, sidewalk, boulevard or median or other town property or resulting in spillage or deposit of dirt, gravel, vehicle fluids or other material on a roadway, sidewalk, boulevard or median, notice may be given to
- (a) The person responsible, or
  - (b) In cases involving a vehicle, to the registered owner of the vehicle, or
  - (c) If the offence occurred on private property, to the occupant or owner of the private property to take reasonable cleanup or damage repair measures.
- 14.8 No owner or occupant of private property located at an intersection of roadways, excluding an intersection with an alley, shall allow any vegetation within the triangular portion of the property closest to the intersection, measured from the corner of the intersection to a distance of eight (8) metres each direction along the edge of the curb or, in the absence of a sidewalk, the edge of the roadway, to grow to height greater than one (1) metre or, in the case of trees or shrubs overhanging the portion of the property, to a height less than two (2) metres.
- 14.9 No owner or occupant of private property shall allow any vegetation overhanging a sidewalk, boulevard, roadway or alley to reach a height less than four (4) metres above the sidewalk, boulevard, roadway or alley.
- 14.10 No owner or occupant of private property in the Town shall park a vehicle or build, place, erect or continue the existence of a fence, wall, dirt pile, snow pile or other object adjacent to and within eight (8) metres of the nearest corner of a street intersection when such vehicle, fence, wall, dirt pile, snow pile or other object interferes with good visibility for safe traffic flow.
- 14.11 Where an offence under sections 14.8, 14.9, or 14.10 occurs, notice may be given to the occupant or owner of the private property requiring remedial action to bring the property within compliance of this bylaw.
- 14.12 No person shall place or deposit, or allow the placement or deposit, of any object, refuse, building or other materials dumpsters, snow, boulevard, earth, sand, gravel, sod, or any other matter on a roadway, sidewalk, boulevard or median within the Town, excepting vehicles and materials for which specific permission has been granted by the C.A.O..

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- 14.13 Where an offence under section 14.2 occurs, notice may be given to the occupant or owner of the property adjacent to where the materials were placed to take specific remedial action.
- 14.14 A notice issued pursuant to this Bylaw shall specify:
- (a) The civic address or physical location where remedial action is required;
  - (b) The condition that is not in compliance with the Bylaw, including reference to the applicable provision of the Traffic Bylaw;
  - (c) Remedial action required;
  - (d) A deadline for compliance.
- 14.15 Any notice served pursuant to this Bylaw will be deemed to have been sufficiently served in the case of an offence involving a vehicle
- (a) If left at a conspicuous location on the vehicle;
  - (b) If mailed by regular or registered mail to the registered owner of the vehicle using the address on record with the Alberta Motor Vehicle Branch;
  - (c) If given verbally, including all information as required in section 14.14, by a Peace Officer and directed to the registered owner of the vehicle.
- 14.16 Any notice served pursuant to this Bylaw will be deemed to have been sufficiently served in the case of an offence involving private property:
- (a) If served personally upon the person to whom it is directed, or
  - (b) If posted at a conspicuous location on the property, or
  - (c) If mailed by regular or registered mail to the address of the person to whom the notice was directed, or to the owner of the private property involved using the address on record with the Town of Rimbey, or
  - (d) If given verbally, including all information as required in section 14.14, by a Peace Officer and directed to the occupant or owner of the private property involved.
- 14.17 No person shall fail to satisfactorily comply with a notice issued pursuant to sections 14.7, 14.11, or 14.13 of this bylaw within the specified deadline.
- 14.18 In the case of the owner of a vehicle or owner or occupant of private property failing to comply with a notice issued pursuant to any provision of this Bylaw, the Town may do the work at the expense of the owner of the vehicle or the owner or occupant of the private property.
- 14.19 In cases involving owners of private property, the expenses incurred by the Town for the work done, where applicable, may be recovered with costs by action in court of competent jurisdiction or in a like manner as municipal taxes.
- 14.20 Where, pursuant to this Bylaw, work is done at the expenses of the owner of a vehicle or owner or occupant of private property, the owner or occupant may appeal to Council to have the expenses cancelled.
- 14.21 No person other than the owner or driver of a vehicle will remove a notice issued pursuant to the Bylaw affixed to the vehicle.
- 14.22 No person other than the occupant or owner of private property will remove a notice issued pursuant to this Bylaw affixed to a conspicuous location on a private property.

## 15. PENALTIES AND ENFORCEMENT PROCEDURES

- 15.1 Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable on summary conviction to a fine of not less than THREE HUNDRED DOLLARS

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(\$300.00) and not more than TWO THOUSAND FIVE HUNDRED DOLLARS (\$2500.00) and in default of payment is liable to imprisonment for a term not exceeding SIX (6) MONTHS.

- 15.2 Where a Peace Officer believes that a person has contravened any provision of the Bylaw, or sections 44 through 49 of the Regulations, he may serve upon:
- (a) Such person a Violation Ticket referencing the section contravened; or
  - (b) The registered owner of the motor vehicle a Violation Ticket referencing section 160(1) of the Act and the section of the Bylaw or Regulations contravened;

In accordance with the provisions of the Provincial Offences Procedure Act, R.S.A.2002, c. P-34.

- 15.3 The levying and payment of any penalty, or the imprisonment for any period as provided for in this Bylaw shall not relieve a person from the necessity of paying any fees, charges or costs for which he is liable under the provisions of this Bylaw.
- 15.4 In accordance with section 77 of the Act, a Peace Officer may tow and impound any vehicle found to be parked in contravention of the provision of this Bylaw or the parking provisions of the Regulations.
- 15.5 The specified penalty payable in respect of a contravention of a provision of this Bylaw is as provided for in Schedule "A" of this Bylaw
- 15.6 The specified penalty payable in respect of a contravention of a parking provision of the Regulations is as provided for in the Procedures Regulation (A.R.233/1989) made pursuant to the Provincial Offences Procedures Act, R.S.A. 2000, c. P-34, and must include the required Victims of Crime Act surcharge.
- 15.7 Notwithstanding section 14.2, in lieu of prosecution, a Peace Officer may issue a Parking Violation ticket, in a form as approved by the C.A.O., referencing the section of the Bylaw or Regulation contravened, to the alleged offender, or to the registered owner of any vehicle involved in a contravention of this Bylaw or the parking provisions of the Regulations.
- 15.8 Service of any such Parking Violation ticket shall be sufficient if it is:
- (a) Personally served;
  - (b) Served by regular mail; or
  - (c) Placed on or attached to the vehicle involved in the contravention of this Bylaw or the parking provisions of the Regulations.
- 15.9 The penalty payable to the Town in lieu of prosecution in respect of a contravention of this Bylaw or the parking provisions of the Regulations, to be indicated on any such Parking Violation ticket issued, is the amount provided for in Schedule "A" of this Bylaw, Schedule being hereby incorporated into and made part of this Bylaw.
- 15.10 A person who has been issued a Parking Violation ticket pursuant to the provisions of this Bylaw, and who has fully paid the penalty as indicated to the Town within the time allowed for payment, shall not be liable to prosecution for the subject contravention.
- 15.11 No person, other than the owner or driver of a vehicle, shall remove a Parking Violation ticket placed on or attached to such vehicle by a Peace Officer in the course of his/her duties.
- 15.12 No person shall willfully obstruct, hinder or interfere with a Peace Officer or any other person authorized to enforce and engaged in the enforcement of the provisions of this bylaw.

## 16. GENERAL

**THE TOWN OF RIMBEY TRAFFIC BYLAW**

**Bylaw 909/15**

- 16.1 It is the intention of the Council of the Town that each provision of this Bylaw should be considered a being separate and severable from all other provisions. Should any section or provision of this Bylaw be found to have been improperly enacted, then such section or provision shall be regarded as being severable from the rest of this Bylaw and that the Bylaw remaining after such severance shall remain effective and enforceable.
- 16.2 It is the intention of the Council of the Town that all offences created pursuant to this Bylaw be construed and considered as being Strict Liability Offences.
- 16.3 Whenever the singular and masculine gender is used in this Bylaw, the same shall include the plural, feminine and neuter gender whenever the context so requires.
- 16.4 Schedules "A" and "B" may, from time to time, be amended by a resolution of Council.
- 16.5 This Bylaw shall come into effect upon third reading, and Town of Rimbey Bylaws 545/88, 847/09, 710/00 and 872/11 are hereby repealed upon Town of Rimbey Bylaw 909/15 coming into effect.

READ a first time this 23 day of November, 2015.

READ a second time this 23 day of November, 2015.

READ a third and final time this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CHIEF ADMINISTRATIVE OFFICER

**THE TOWN OF RIMBEY TRAFFIC BYLAW**

**Bylaw 909/15**

**SCHEDULE "A" – VIOLATIONS AND PENALTIES**

Section	Description of Offence	Penalty
General Penalty	All Bylaw sections not specified in this Schedule	\$250.00
12.1	Drive or park vehicle in excess of maximum weight	\$500.00



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SCHEDULE "B" – TRUCK ROUTE MAP

