

BY-LAW NO. 1837

OF THE TOWN OF FORT MACLEOD IN THE PROVINCE OF ALBERTA

Being a By-Law of the Town of Fort Macleod in the Province of Alberta,
to Control and Regulate Vehicle, Animal and Pedestrian Traffic.

1. ENACTMENT:

WHEREAS the Traffic Safety Act authorizes a municipality to regulate and control vehicle, animal and pedestrian traffic and parking on the highways and on other property within the municipality;

AND WHEREAS the Municipal Government Act allows a municipality to pass bylaws and delegate authority with respect to highways under its direction, control and management and transport thereon;

NOW THEREFORE, the Council of the Town of Fort Macleod, in the Province of Alberta, enacts as follows:

2. DEFINITIONS:

- 2.1 This Bylaw may be cited as the **"Fort Macleod Traffic Bylaw"**
- 2.2 **"Act"** means the Traffic Safety Act, R.S.A 2000, c. T-6, as amended or substituted from time to time;
- 2.3 **"Alley"** means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land and is a highway for the purposes of this bylaw;
- 2.4 **"Authorized Agent"** means business acting on behalf of the Town for the purpose of collection of this bylaw;
- 2.5 **"Bicycle"** means a cycle propelled by human power on which a person can ride, regardless of the number of wheels it has, and includes a vehicle that:
- 2.4.1 may be propelled by muscular or mechanical power;
 - 2.4.2 is fitted with pedals that are continually operable to propel it;
 - 2.4.3 weighs not more than 35 kilograms;
 - 2.4.4 has a motor that produces not more than 750 watts and that is driven by electricity or has an engine displacement of not more than 50 cubic centimeters;
 - 2.4.5 has no hand or foot operated clutch or gearbox driven by the motor that transfers the power to the driven wheel; and
 - 2.4.6 does not have sufficient power to enable it to obtain a speed greater than 35 kilometers per hour on level ground within a distance of 2 kilometers from a standing start.
- 2.4.7 Surrey class bicycle;
- 2.6 **"Block"** means that portion of a highway, which lies between two other highways, neither of which is an alley nor which both intersect the first named highway;
- 2.7 **"Boulevard"** means a boulevard as defined in the Act;
- 2.8 **"Business Section"** means all areas designated as central business highway commercial, light industrial and general industrial as defined in the Town of Fort Macleod Land Use Bylaw;
- 2.9 **"Bylaw Officer"** means an Enforcement Officer appointed or employed by the Town with respect to the enforcement of Bylaws of the Town of Fort Macleod;
- 2.10 **"Chief Administrative Officer"** is the person appointed by Council in accordance with Section 205 of the Municipal Government Act and is referred to throughout this bylaw as "CAO";
- 2.11 **"Commercial Loading Zone"** means a portion of a highway set aside adjacent to a curb designated for the exclusive use of commercial vehicles for the loading or unloading of materials and includes an area designated as such;
- 2.12 **"Commercial Vehicle"** means a commercial vehicle as defined in the Act;
- 2.13 **"Council"** means the Council of the Town of Fort Macleod;
- 2.14 **"Curb"** means the concrete or asphalt edge of a highway or the division point between the highway and a boulevard or sidewalk;
- 2.15 **"Foreman of Public Works"** means the foreman of public works for the Town of Fort Macleod and includes any person who, on the directions of the foreman of public works is working on behalf of the foreman of public works;

- 2.16 “Development Officer”** means the development officer for the Town of Fort Macleod and includes any person who, on the directions of the development officer is working on behalf of the development officer;
- 2.17 “Dangerous Goods”** means dangerous goods as defined in the Dangerous Goods Transportation and Handling Act R.S.A. 2000, c. D-4;
- 2.18 “Down Town Core”** means any road, highway, thoroughfare or sidewalk as outlined on the map (Schedule 1) which is attached to and forms part of this bylaw;
- 2.19 “Emergency Vehicle”** means emergency vehicles as defined in the Act;
- 2.20 “Fire Lane”** means an access route for fire department vehicles required by the Alberta Building Code for firefighting purposes and marked by signage as a fire lane;
- 2.21 “He”** means he/she as applicable;
- 2.22 “Heavy Vehicle”** is defined as follows: a vehicle with or without a load, exceeding any of the following:
2.25.1 Three (3) or more axles
2.25.2 A registered gross vehicle weight of 4,500 kilograms or more;
- 2.23 “Highway”** means a highway as defined in the Act;
- 2.24 “His”** means his/hers as applicable;
- 2.25 “Holiday”** means a Holiday as defined in the Interpretation Act R.S.A. 2000, c. I-8, and includes a day or portion of a day proclaimed by the Mayor of the Town or by Council as a Civic Holiday;
- 2.26 “Holiday Trailer”** means a trailer that is designated, constructed or equipped as a permanent or temporary dwelling or sleeping place, or is intended or capable of being loaded on or carried by a motor vehicle or trailer;
- 2.27 “Loading Zone”** includes a public loading zone, handicap loading zone, commercial loading zone, and a passenger loading zone or any of them, as the context requires.
- 2.28 “Maximum Weight”** means:
2.30.1 The maximum weight of a vehicle as recorded on the Official Registration Certificate or interim Registration Certificate for such vehicle issued by the Government of the Province of Alberta; or
2.30.2 If there is no such Official Registration Certificate or Interim Registration Certificate for the vehicle, then the combined weight of the vehicle and the heaviest load shall be in accordance with the Alberta Motor Transport Board Regulations;
- 2.29 “Off-highway Vehicle”** means an off-highway vehicle as defined in the Act;
- 2.30 “Operator”** means a person who drives or is in actual physical control of a vehicle;
- 2.31 “Owner”** means owner as defined in the Act;
- 2.32 “Parade”** means a procession or march organized for the purpose of entertainment of spectators, display, inspection or promotion of a cause or purpose;
- 2.33 “Park”** means to allow a vehicle (whether occupied or not) to remain standing in one place except:
2.36.1 When standing temporarily for the purpose of and while actually engaged in loading or unloading passenger; or
2.36.2 When standing in obedience to a Peace Officer or traffic control device;
- 2.34 “Peace Officer”** means any member of the Royal Canadian Mounted Police, a sworn member of a municipal police service, or a person appointed under the Peace Officer Act;
- 2.35 “Person”** shall include an individual, partnership or corporation;
- 2.36 “Recreation Vehicle”** means a boat, motor home type vehicle, recreational travel trailer type vehicle designed or used for travel with temporary living accommodation for vacations, temporary accommodations or camping purposes;
- 2.37 “Roadway”** means a roadway as defined in the Act;
- 2.38 “Sidewalk”** means a sidewalk as defined in the Act;

- 2.39 “Special Highway Event”** means an event or competition, taking place in whole or in part on a highway involving walking, running, or the use of bicycles, motorcycles, cars or other vehicles;
- 2.40 “Town”** means the Town of Fort Macleod;
- 2.41 “Traffic”** means pedestrians, animals, or vehicles while using the highway for the purpose of travel;
- 2.42 “Traffic Control Device”** means a traffic control device as defined in the Act;
- 2.43 “Traffic Violation Notice”** means a document authorized by the Provincial Offences Procedures Act R.S.A. 2000, c.P- 34, and issued pursuant to Section 23 of this Bylaw;
- 2.44 “Trailer”** means a trailer as defined in the Act;
- 2.45 “UOHRORR”** means the Use of Highways Rules of the Road Regulation;
- 2.46 “Vehicle”** means a vehicle as defined in the Act;
- 2.47 “Violation Ticket”** means a document authorized by the Town of Fort Macleod and issued pursuant to section 23 of this Bylaw.

3. TRAFFIC CONTROL

- 3.1** A Peace Officer may authorize such persons as deemed necessary to direct or regulate traffic.
- 3.2** Notwithstanding anything to the contrary contained in this or any Bylaw a Peace Officer may operate a bicycle within the lawful execution of his duty on any sidewalk, footpath, walkway, boulevard or other public place where the use of bicycles by the general public is prohibited or restricted.

4. TRAFFIC CONTROL DEVICES

- 4.1** The CAO is hereby delegated the power to prescribe where traffic control devices are to be located on highways in the Town.
- 4.2** Unless otherwise posted the maximum speed limit is 50 kilometers per hour.
- 4.3** The CAO is hereby delegated the power to prescribe, by the placement of traffic control devices, the location of School Zones and Playground Zones.
- 4.4** The Foreman of Public Works shall keep a record of the location of all traffic control devices placed pursuant to this Section.
- 4.5** Traffic control devices located in the Town of Fort Macleod pursuant to this section shall be deemed to have been placed in accordance with this Bylaw.
- 4.6** No person shall post or exhibit or cause to be posted or exhibited, any notice, placard, bill or printed matter or other type of notice whatsoever upon any traffic control device, unless approved in writing by the CAO.

5. PEDESTRIANS

- 5.1** Except as provided in Subsection 5.2, no person shall stand on a highway for the purpose of soliciting a ride from the operator of any vehicle.
- 5.2** A person may stand on the sidewalk or boulevard for the purpose of soliciting a ride from the operator of a bus or taxicab.
- 5.3** No person shall board or alight from any vehicle that is in motion.
- 5.4** No person shall stop or park a vehicle other than a taxicab or bus on any highway for the purpose of offering a ride to any pedestrian who, at the time in question, is standing on the highway or the adjacent sidewalk or boulevard for the purpose of soliciting a ride from the operators of vehicles operating on the said highway.

6. PARKING OR STANDING ON HIGHWAYS

- 6.1** The Town Council may:
- 6.1.1 Authorize such other or additional parking spaces as it deems necessary on any highway or other Town owned property for use as a parking space;
- 6.1.2 Cause the spaces so authorized to be marked for this purpose.
- 6.2** Unless specifically permitted by the other provisions of this Bylaw, no operator or owner shall park or permit to be parked any vehicle on any highway or public place for any period longer than is permitted by the applicable traffic control device.

- 6.3** After the issue of a Violation Ticket or Traffic Violation Notice concerning a vehicle for the first violation of Subsection 6.2 hereof and a vehicle remaining parked in excess of the time permitted on the sign for a further period, then a second offence shall be deemed to have occurred and a further Violation Ticket or Traffic Violation Notice may be issued for such second offence.
- 6.4** In order to determine the time which a vehicle has been parked in a location where parking has been restricted to a specific time, a Peace Officer or other person charged with the enforcement of parking prohibitions and restrictions may place an erasable chalk mark on the tread face of the tire of the parked or stopped vehicle without such Peace Officer or other person of the Town of Fort Macleod incurring any liability for doing so.
- 6.5** No person shall remove an erasable chalk mark placed under Subsection 6.4 while the vehicle remains parked in the location where it was marked.
- 6.6** Unless the vehicle is placed in a portion of the highway where parking is allowed no operator or owner shall park or stand or permit to be parked or leave standing a vehicle.
- 6.7** Except in the case of breakdown or other emergency not allowing the vehicle to be moved the owner or operator of any vehicle shall not stand or park it on the highway for the purpose of servicing or repairing the vehicle.
- 6.8** No owner or operator of a vehicle shall cause or permit such vehicle to be parked or left on any highway if it is not in operable condition.
- 6.9** Subsection 6.8 does not apply to a vehicle, which has been left parked because of a breakdown or other emergency if the person in charge or control of the vehicle can establish that he has taken immediate action to arrange for the removal of the vehicle forthwith.
- 6.10** No person shall park any trailer (whether designated for occupancy by person or for the carrying of goods or equipment or poultry or domestic or wild animals) upon any highway unless the said trailer is attached to a vehicle by which it may be propelled or drawn and when so attached the trailer shall be deemed part of the vehicle and subject to the regulations pertaining to vehicles throughout this bylaw.
- 6.11** No person shall park a recreation vehicle or any trailer while attached to a vehicle on any highway or on Town property at the same location in excess of 72 continuous hours in any one week period, with the exception of campgrounds, or any other area as designated by Council, within the Town of Fort Macleod.
- 6.12** For the purpose of subsection 6.11 a trailer or recreation vehicle shall be deemed to be continuously parked in a location unless it has been moved at least one block from that location or off of public property.
- 6.13** No person shall operate or park any vehicle upon any land owned by the Town of Fort Macleod unless such land is designated for vehicle parking and signed accordingly to allow such parking to occur.
- 6.14** Parking on highways within the corporate limits of the Town of Fort Macleod shall be parallel. All parallel parking will require the passenger side tires to be adjacent to the curb edge of the highway; with the driver side tires adjacent to the lane. Parallel parking shall not be required where angle parking is permitted or required.
- 6.15** No person shall park any vehicle at a bus stop or zone so designated by a sign.

7. PARKING ON ALLEY

- 7.1** No owner or operator of a vehicle shall stop or park or permit the stopping or parking of the vehicle on either side of any alley in front of or within one and one half meters of a driveway or garage entrance entering into the alley.
- 7.2.** No operator or owner of a vehicle shall stop or park or permit the stopping or parking of a vehicle in an alley. A commercial vehicle making a delivery to a business may stop in an alley for a period of not greater than fifteen minutes to make a delivery to a business.
- 7.3** No operator or owner of a vehicle shall stop or park or permit the stopping or parking of a vehicle in such a manner that the vehicle is in front of or within one meter of the side of any refuse container or storage area located adjacent to any alley.
- 7.4** No operator or owner of a vehicle shall stop or park or permit the stopping or parking, of the vehicle in any marked fire lane.
- 7.5** No operator or owner of a vehicle shall stop or permit the stopping or parking of the vehicle in a manner where the vehicle may interfere with the use of a doorway marked on the exterior as a fire or emergency exit from any building.
- 7.6.** No owner or operator shall park or permit any vehicle to be parked in an alley such that any part of the vehicle is within three meters of an electrical transformer.

8. UNAUTHORIZED PARKING

- 8.1** No owner or operator of a vehicle shall park or permit the parking of a vehicle on any private property without the prior permission of the owner or tenant, occupant or person in control of the private property.

- 8.2** Notwithstanding the provisions of Subsection 8.1, where, on private property used for commercial or industrial purpose or property owned by the Town of Fort Macleod with land designated for parking space or spaces or a parking area that is provided for the parking of the vehicles of persons who are customers or patrons of or who are otherwise doing business with the owner, tenant, or occupant or person in charge of the property and the space is clearly designated by permanent posted signage, as being,
- 8.2.1 private property; and
- 8.2.2 set aside for the parking only of vehicles:
- 8.2.2.1 for customers, patrons, or persons doing immediate business with the owner, tenant, occupant, or person in charge of the property; or
- 8.2.2.2 for persons immediately using a facility or service supplied by the owner, tenant, occupant, or person in charge of the property;
- 8.2.2.3 an owner or operator of a vehicle who is not subject to 8.2.2.1 or 8.2.2.2. shall not park or leave his or her vehicle on the parking space, spaces or area so designated.
- 8.3** A person owning or occupying or in charge of private property who observes any person or persons violating the provisions of Subsection 8.1 or 8.2 has the right to remove the vehicle from said property as long as proper signage is in place warning owner or operator of said vehicle can be towed at his or her expense and that the name and contact number of tow company is clearly visible on the signage. Upon removal of such said vehicle the local RCMP detachment must be advised of the vehicles removal.
- 8.4** A Peace Officer may cause any vehicle parked contrary to Subsection 8.1 or 8.2 to be removed from the site and to be impounded at a storage facility as chosen by the Peace Officer for this purpose.
- 8.5** In addition to impounding the vehicle, a complaint may be laid against the owner or person in charge of the illegally parked vehicle for the violation of the provisions of this Section.
- 8.6** In lieu of, or in addition to, the removal and impounding of the vehicle a Peace Officer for this purpose may place a Violation Ticket or Traffic Violation Notice upon the vehicle parked in contravention of this Section.

9. EXEMPTIONS FROM PARKING PROVISIONS

- 9.1** Notwithstanding anything elsewhere contained in this Bylaw the provisions relating to stopping or parking of vehicles do not apply to:
- 9.1.1 Emergency Vehicles;
- 9.1.2 Service vehicles used in conjunction with the servicing of public utilities including telephone systems, electric systems, natural gas systems and cablevision systems;
- 9.1.3 Municipal and other Government Public Works vehicles;
- 9.1.4 Funeral Cars; or
- 9.1.5 Towing Services Vehicles.
- While any such vehicle is used for work related reasons requiring that it be stopped or parked at that location.
- 9.2** Where the owner or operator of a vehicle stops, stands or parks pursuant to Subsection 9.1 contrary to other provisions of this Bylaw he shall take due precaution to indicate the presence of such vehicle on any highway while so parked or stopped.

10 PARKING FOR PERSONS WITH DISABILITIES

- 10.1** In this Section,
- 10.1.1 "permit" means a valid handicap placard or license plate that is issued or recognized by the Solicitor General;
- 10.1.2 "public property" means public property that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles; and
- 10.1.3 "private property" means private property that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles.
- 10.2.** Council is hereby authorized to designate parking places on public property for the exclusive use of persons with disabilities who display a permit on their vehicles.
- 10.3** The Foreman of Public Works shall cause any parking place designated pursuant to subsection 10.2 to be marked with a sign or other marking approved by the Foreman of Public Works.
- 10.4** The owner, tenant, occupant or person in control of private property may designate any number of parking places on the property for the exclusive use of persons with disabilities who display a permit on their vehicles.

- 10.5** An owner, tenant, occupant or person in control of private property who designates a parking place pursuant to subsection 10.4 shall cause the parking place to be marked with a sign or other marking approved by the Foreman of Public Works or similar to that approved by the Foreman of Public Works.
- 10.6** A parking place that prior to the coming into force of this Section has been marked by a sign or other marking as being a parking place for the exclusive use of persons with disabilities who display a permit on their vehicles shall be deemed to be a parking place designated pursuant to subsection 10.2 or 10.4, provided that the sign or other marking is in a form approved by the Foreman of Public Works or similar to that approved by the Foreman of Public Works.
- 10.7** No person shall stop or park a vehicle in a parking place designated pursuant to this Section unless:
- 10.7.1 a permit is displayed on the vehicle, and
- 10.7.2 the vehicle is operated by, or is being used to transport, a person with a disability.
- 11. LOADING ZONES**
- 11.1** No operator or owner shall park or stop or permit the parking or stopping of a vehicle in a Commercial Loading Zone unless:
- 11.1.1 The vehicle bears a license plate identifying it as a commercial vehicle, or
- 11.1.2 The commercial vehicle is actively engaged in the loading or unloading of merchandise or other materials for a period of time not exceeding (20) minutes.
- 11.2** No owner or operator of a vehicle shall leave a vehicle in a Passenger Loading Zone unless actively engaged in the loading or unloading a passenger for a period of time not exceeding (10) minutes.
- 11.3** No owner or operator of a vehicle shall park or stop in a Passenger Loading Zone designated for Greyhound Bus Lines.

12. TEMPORARY CLOSURES

- 12.1** The Foreman of Public Works is hereby authorized to temporarily close the whole or part of a highway at any time that a construction or maintenance project on or adjacent to the highway may create a hazard.
- 12.2** No person shall make use of any highway in a manner contrary to any, restriction, prohibition or designation pursuant to Subsections 12.1.

13. SCHOOL BUSES

- 13.1** ~~The operator of a school bus shall activate the alternately flashing red or yellow lights on the vehicle while loading or unloading passengers in a designated school zone or playground zone.~~ **SECTION 13 REPEALED R.179.2016 April 25, 2016**

14. PARADES / SPECIAL HIGHWAY EVENTS

- 14.1** No person shall participate in any parade or special highway event on a highway unless permission for the event has been obtained from the Council of the Town of Fort Macleod and Alberta Transportation in the case of a parade or special event on a highway.
- 14.2** When permission has been obtained for a parade or special highway event:
- 14.2.1 Notwithstanding any provisions of this bylaw, a person or persons may congregate on the sidewalks in order to view the parade or procession,
- 14.2.2 The Town's Foreman of Public Works or Peace Officer may close all or portions of a highway along the route for the anticipated time of the parade or special highway event and for such additional time as necessary to again clear the highway for normal traffic, and
- 14.2.3 The Foreman of Public Works may temporarily suspend parking and loading privileges on all or a portion of a highway on the proposed route by posting no parking signs.
- 14.2.4 In the event vehicle(s) are parked on the designated route the Town's Peace Officer(s), (at the owner's expense) shall remove said vehicle and have it impounded or relocated at the discretion of the Peace Officer (s).

15. CYCLIST

- 15.1** Unless the context otherwise requires, a person operating a bicycle on a highway has all the same rights and is subject to all the rules that any vehicle operator has under this bylaw.
- 15.2** Notwithstanding Subsection 16.1, a carrier of a newspaper may ride a bicycle on a sidewalk, or boulevard:
- 15.2.1 If he is delivering copies of the newspaper at the time; and
- 15.2.2 If the bicycle does not interfere with other persons traveling on the said sidewalk, footpath, or boulevard.

- 15.3** The Town Council may designate those portions of sidewalks, footpaths and boulevards where persons may ride bicycles.
- 15.4** Where this bylaw permits a person to ride a bicycle or use in-line skates, scooters, skateboards on any sidewalk, where pedestrians are also allowed, the person shall ride the bicycle, skateboard, scooter, or use in line skates only in such a way that it will not interfere with a pedestrian lawfully on or using such sidewalk.
- 15.5** A Peace Officer may seize and impound for a period not exceeding 30 days any bicycle, scooter or skateboard used or operated in contravention of this bylaw.
- 15.6** Where a bicycle, scooter or skateboard, has been seized and impounded by a Peace Officer as provided for in Subsection 15.5, the owner or operator of such bicycle, scooter or skateboard shall, in addition to any fine or penalty to which he may be subject, be liable for all reasonable costs incidental to the seizure and impounding of the bicycle, scooter or skateboard.
- 15.7** All persons riding a bicycle at night shall use a functional head lamp, a red rear reflector and one front and one rear wheel spoke reflector.

16. USE OF SIDEWALKS

- 16.1** Except as otherwise provided in Section 16.2, a person shall not, on or along a sidewalk or boulevard:
- 16.1.1 Drive, lead or allow a hoofed animal to walk;
 - 16.1.2 Drive, draw or push any motor vehicle;
 - 16.1.3 Ride a bicycle with a frame size of 14 inches or greater;
 - 16.1.4 Ride a horse; or
 - 16.1.5 Draw, push, propel or ride a wheeled vehicle of any description.
- 16.2** Notwithstanding the provisions of Subsection 16.1, a person may draw, push, or propel:
- 16.2.1 A two wheeled cart or other personal grocery carrier;
 - 16.2.2 A baby carriage, a wheeled device for carrying a child or invalid;
 - 16.2.3 A child's tricycle;
 - 16.2.4 A wheel chair, or motorized scooter for the disabled. On or along a sidewalk in such a way as to not interfere with the other pedestrians using the sidewalk.
- 16.3** Subject to Subsection 15.4, a person may use in-line skates or a skateboard or scooter on a sidewalk, except on sidewalks in the downtown core which is 24th Street between 2nd Ave and 3rd Ave

17. Truck Routes

- 17.1** No person shall park heavy vehicles within the municipal boundaries of the Town in areas designated in the Land Use Bylaw as residential or public zoning.
- 17.2** Notwithstanding subsection 6.2., heavy vehicles that are actively delivering or collecting goods may be parked in areas designated in the Land Use Bylaw as residential or public zoning.
- 17.3** No person shall operate a heavy vehicle on any highway in the Town, except on a highway designated as a truck route as specified in Schedule 'G'.
- 17.4** Notwithstanding Subsections 6.2., the following heavy vehicles are authorized to operate on non truck routes
- 17.4.1 Public passenger buses or school buses being operated for the purpose of receiving or delivering passengers,
 - 17.4.2 Emergency vehicles being operated in the service of public interest or during an emergency,
 - 17.4.3 Utility vehicles being operated for the purpose of installing, servicing or repairing public utilities,
 - 17.4.4 Town vehicles being operated in the service of the Town, or
 - 17.4.5 Commercial vehicles delivering or collecting goods, provided that the most direct route, from a truck route, is used and such deliveries or collections are made between the hours of 7:00 a.m. and 11:00 p.m. on any one day.
- 17.4.6** To facilitate access to motels, commercial vehicles with a capacity over one (1) ton shall be allowed to operate and park on both sides of 24th Street, between 3rd and 6th Avenues, on weekdays between the hours of 6:00 p.m. and 8:00 a.m., and at any times on weekends and holidays.

18. DANGEROUS GOODS ROUTES

- 18.1** No person shall park Dangerous Goods within the municipal boundaries of the Town in areas designated in the Land Use Bylaw as residential or public zoning.
- 18.2** Notwithstanding subsection 6.2., heavy vehicles that are actively delivering or collecting Dangerous Goods may be temporarily parked in areas designated in the Land Use Bylaw as residential or public zoning.
- 18.3** No person shall operate a vehicle transporting Dangerous Goods on any highway in the Town, except on a highway designated as a Dangerous Goods Route as specified in Schedule 'H'.

19. SNOW AND ICE REMOVAL

- 19.1** The Foreman of Public Works may cause moveable signs to be placed on or near a highway instructing persons in control of vehicles to move their vehicles to facilitate snow removal.
- 19.2** After signage is displayed pursuant to subsection 19.1, during snow removal or highway cleaning operations carried on by the Foreman of Public Works and or their contractors, the Town may tow or remove or impound vehicles from the highway being cleaned or from which snow is being removed, when such said vehicle impede snow removal operations.
- 19.3** No persons owning or occupying premises or contractors conducting snow removal shall stock pile snow on Town property or on roadways.

20. MISCELLANEOUS RESTRICTIONS

- 20.1** Where an unprotected hose of the Town of Fort Macleod Fire Department has been laid down on a highway or a driveway no person shall drive a vehicle over such hose unless an official of the Town of Fort Macleod Fire Department at the scene has specifically allowed him to do so.
- 20.2** Except in emergency braking situations, the use of engine retarder brakes, including a Jake Brake, or similar devices is prohibited within Town limits.
- 20.3** No person shall drive a vehicle in or along an alley in the Town at a speed greater than 15 kilometers per hour.
- 20.5** No person shall pass beyond a point designated by a Peace Officer or a member of the Fire Department near the location of a fire.
- 20.6** No person shall drive or haul on or over any highway within the Town, any vehicle or other type of equipment or thing(s) which damages or is likely to damage the highway.
- 20.7** No person shall allow any dirt, sand, gravel, cement or any other material to be deposited on a highway.
- 20.8** No person shall tear down, remove, or interfere with any signs, signals, barricades, flares or other things placed in accordance with the provisions and regulations of the Act or this Bylaw.
- 20.9** No person shall cast or throw stones, balls of snow or ice, or any object on any of the highways within the Town.
- 20.10** No person shall hit, cast or throw any golf balls on or from a golf course or private property onto a highway located within the Town.
- 20.11** No person shall place any goods or wares or merchandise or other articles of any kind upon any sidewalk or highway, or shall expose any goods, wares or merchandise or other articles outside any shop, warehouse or building which shall project over any part of the sidewalk or highway, unless written permission is obtained from the Town.
- 20.12** No person shall lay or place an extension cord for any reason, across a sidewalk or boulevard so as to obstruct or endanger pedestrians or interfere with sidewalk cleaning.
- 20.13** No person shall operate an off-highway vehicle within the Town of Fort Macleod other than for the sole purpose of snow removal.
- 20.14** No person shall disregard and fail to obey a person identified as a crossing guard; flag person; emergency worker; or other person responsible for directing the flow of traffic

21. OBSTRUCTIONS TO VISION AND TRAFFIC

- 21.1** No person shall permit any erected fence, hedge, tree, or shrub, whenever planted, on property owned or occupied by him located within the triangle formed on a corner site by the two curb lines adjoining an intersection, including a lane intersection and two points located 10.0 meters where the curb lines meet, herein referred to as the "corner visibility triangle" in schedule "J", to grow or remain at a height greater than 1.2 meters.
- 21.2** No person shall allow any tree on their property to encroach onto or hang over any sidewalk, highway, or alley so as to interfere with the movement of pedestrians or vehicles.
- 21.3** A Peace Officer on noting a violation of section 21.1 or 21.2 shall issue a notice to have the condition remedied within 7 calendar days. The notice shall be either served via door hanger, regular mail, or posted addressed to the occupant.
- 21.4** Failing to comply with a notice is an offence. The penalty for this offence can be found in Schedule F of this bylaw.
- 21.5** Any person who fails to comply with a Notice shall be issued an Order under the Municipal Government Act Section 545 to have the condition remedied.
- 21.6** Any person who fails to comply with the Order issued under section 545 of the Municipal Government Act is guilty of an offence and subject to a penalty noted in Schedule F of this bylaw. The Town may at this point take all measures necessary as per the Municipal Government Act to remedy the condition; the cost of which will be billed to the property owner and any unpaid amount place on the property's tax roll.

22. AUTHORITY OF COUNCIL

- 22.1** Subject to conditions in this bylaw, Council hereby authorizes the CAO, Foreman of Public Works, and Peace Officer to make provisions and regulations in times of emergencies and in areas where construction or repairs are being carried out upon or near highways, relating to the control and regulation of traffic, and without restricting the generality of the foregoing, may make provisions and regulations in order to temporarily close to traffic any highway or part thereof, and to suspend temporarily any parking privileges granted by this bylaw. The CAO, Foreman of Public Works, and Peace Officer is hereby authorized to place on the highway, a sign warning persons of any regulations and provisions that are in effect, and may cause such additional signs and traffic control devices to be so placed and to cause to be placed such barricades, flares or other things as he deems necessary to implement the provisions and regulations so imposed.

- 22.2** Council authorizes the CAO or their designate to provide exemptions for any section of this bylaw. A request for exemption must be made in written format and be made for a specific circumstance noted in subsection 22.2.1.

22.2.1 Exemptions will only be granted for residents of the Town of Fort Macleod who are in the process of:

- i. a residential or commercial renovation;
- ii. an event which an event permit has been issued for and the request made in the event permit;
- iii. a neighborhood party;
- iv. a community event or function of limited duration

- 22.3** Any person who is granted an exemption letter under this bylaw shall be required to produce letter to any Police Officer; Peace Officer; Fire Service Member; Town Staff Member; or Town Official who requests to see the letter.

- 22.4** Any person who is granted an exemption letter and does not comply with the terms or conditions of the letter is guilty of an offence.

23. POWERS OF A PEACE OFFICER

- 23.1.** Any Peace Officer is hereby authorized to remove or cause to be removed any vehicles or trailer:
- 23.1.1 Operated or parked in contravention of any provision of this bylaw, or
 - 23.1.2 Where emergency conditions may require such removal from a highway. Such vehicle may be removed to a place designated by the Peace Officer where it will remain until cleared by the owner thereof or his agent.
- 23.2.** No impounded vehicle shall be released to its owner or his agent until the impound charges and removal charges on the vehicle have been paid to the Town; such charges shall be in addition to any fine or penalty imposed in respect of any such violation, or to any payment made in lieu of prosecution as herein after provided. The Town is not responsible for any towing charges.
- 23.3.** Where a Peace Officer has reasonable grounds to believe a person has committed a breach of any of the sections of this bylaw listed in Schedules "A", "B", "C", "D" "E", "F", hereunto annexed and made part of this bylaw, he may serve upon such person(s) a "Violation Ticket" allowing the payment of a penalty to The Town of Fort Macleod which shall be accepted by the Town of Fort Macleod in lieu of prosecution for the offence.
- 23.4.** A "Violation Ticket" or Traffic Violation Notice may be:
- 23.4.1 Personally served; or

- 23.4.2 Attached to any vehicle in respect of which any offence is alleged to have been committed; or
- 23.4.3 Mailed to the address of the registered owner of the vehicle or to the person in possession of said vehicle by registered mail on a Traffic Violation Notice.
- 23.5. Penalties as per schedules A, B, C, D, E, F, may be accepted in lieu of prosecution for a contravention of this Bylaw. Upon payment in accordance with the terms specified in the "Violation Ticket, an official receipt for the payment shall be issued and, pursuant to the provisions of Subsections 23.7 and 23.8 such payment shall be accepted in lieu of prosecution.**
- 23.6.** If after the date of expiration for payment of a "Violation Ticket" a person tender's payment therefore in accordance to Subsection 23.5, such payment shall be accepted in lieu of prosecution provided that payment is tendered three days preceding the appearance date specified in any violation ticket subsequently issued for the same offence.
- 23.7.** If the person upon whom the "Violation Ticket" is served fails to pay the required sum within the time specified, the Provisions of this Section for acceptance of payment in lieu of prosecution do not apply.

23.8. Nothing in this Section shall:

- 23.8.1** Prevent any person from exercising his right to defend any charge of committing a breach of any of the Sections referred to in Schedules "A", "B", "C", "D", "E", "F" to this Bylaw;
- 23.8.2** Prevent any Peace Officer, in lieu of serving a "Violation Ticket, or any other person from laying information or a complaint against any other person for committing a breach of any of the Sections listed in the said Schedules; or
- 23.8.3** Prevent any person from exercising any legal right such person may have to lay information or complaint against any other person (whether such other person has made a payment under the provisions of this Bylaw or not) for a breach of any of the Sections listed in the said Schedules.
- 23.9** A person other than the owner or operator of a vehicle shall not remove any "Violation Ticket" or "Traffic Violation Notice" placed on or affixed to the vehicle by a Peace Officer in the course of his duties.
- 23.10.** No person other than a Peace Officer or another person authorized by the Town of Fort Macleod or by this Bylaw shall place a "Violation Ticket" or Traffic Violation Notice on any vehicle.

24. COST INCURRED BY THE TOWN

- 24.1** If a person is in default in doing any matter or thing which this Bylaw directs that he should do, the matter or thing may be done by the Town of Fort Macleod at the expense of the person in default and if the person in default does not pay such expense promptly upon being invoiced, the Town may recover the expenses thereof with costs by action in any Court of competent jurisdiction.
- 24.2** If, by reason of contravention of any provision of this Bylaw, the Town of Fort Macleod is authorized or required to move a motor vehicle from a place where it is parked and impound the motor vehicle; then the amount of the expense so incurred shall be:
- 24.2.1** Added to the amount of any fine or penalty which may be imposed by reason of the contravention; or
- 24.2.2** Added to the amount of payment to be made in lieu of prosecution as provided in Section 23.5.

25. PENALTIES

- 25.1** Subject to the provisions of Subsection 23.5, a person contravening a provision of this Bylaw and any other person liable or responsible for such contravention shall upon Summary Conviction before a Court of competent jurisdiction be liable to a fine not less than the specified penalty which appears on the face of the ticket or a fine not exceeding two thousand five Hundred Dollars (\$2500.00) and or six months in prison.

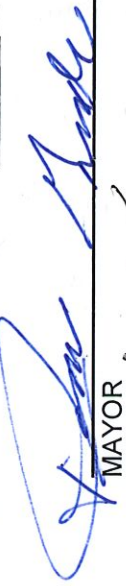
26. TRANSITION SECTION

- 26.1** All traffic control devices which are in place on the effective date of this Bylaw shall be deemed to be valid traffic control devices for the purposes of this Bylaw.
- 26.2** All School Zones, Playground Zones, Loading Zones, Bus Zones in effect immediately prior to the coming into force of this Bylaw shall continue in effect until removed.
- This Bylaw comes into full force and effect upon third and final Reading.
- Bylaw No. 1464 and all amendments being Bylaw No. 1491, 1492, 1519, 1527, 1545, 1564, 1606, 1613, 1671, 1704 and 1721, 1726, 1816 thereto are hereby repealed.

READ A FIRST TIME THIS 25 DAY OF April, 2016A. D.

READ A SECOND TIME THIS 25 DAY OF April, 2016A. D.

READ A THIRD TIME AND FINALLY DECLARED PASSED BY COUNCIL THIS 25 DAY OF April, 2016A. D.



MAYOR



MUNICIPAL MANAGER

SCHEDULE "A"**(\$100.00 Penalties)**

- S. 5.1 Solicit Rides on a Highway
- S. 5.3 Board or Alight from a Moving Vehicle
- S. 5.4 Pick up Person Soliciting a Ride
- S. 6.2 Overtime Parking

SCHEDULE "B"**(\$125.00 Penalties)**

- S. 8.1 Parking on Private Property without prior permission
- S. 8.2 Unauthorized Parking in Space Reserved for Customer Parking
- S. 12.2 Operate Vehicle on Closed Highway
- S. 15.4 Interfere with pedestrian while operating a Bicycle, Skateboard, and Scooter on sidewalk.
- S. 16.1.1 No Person Shall Drive, Lead or Allow a Hoofed Animal to Walk on a Sidewalk
- S. 16.1.2 No Person Shall Drive, Draw or Push any Motor Vehicle on a Sidewalk.
- S. 16.1.3 No Person Shall Ride, a Bicycle, Skateboard, Scooter, on a Sidewalk
- S. 16.1.4 No Person Shall Ride a Horse; or
- S. 16.1.5 Draw, Push, Propel or Ride a Wheeled vehicle of any description on or along a sidewalk or boulevard
- S. 20.9 Throw Stones, Snowballs or Ice on any of the highways within the Town.
- S. 20.10 Hit, Cast, Throw Golf Balls on or from a Golf Course or Private Property on to a Highway located within the Town.

SCHEDULE "C"**(\$150.00 Penalties)**

- S. 6.5 Removing Chalk Mark on Tire
- S. 6.6 Failing to Park in Manner Required
- S. 6.7 Repair or Servicing Vehicle on Highway
- S. 6.8 Vehicle Parked on Highway Not Operable
- S. 6.10 Unattached Trailer on a Highway
- S. 6.11 Park Recreation Vehicle or any Trailer on Highway
- S. 6.13 Park Vehicle on Town Property
- S. 6.14 Improper Parallel Parking
- S. 6.15 Park vehicle in Bus Stop or Zone marked No Parking
- S. 7.1 Stopped or Parked Vehicle within one and half meters of Driveway, Alley, Garage Entrance
- S. 7.2 Park Vehicle in an Alley
- S. 7.3 Stopped or Parked Vehicle as to Block Refuse Container or Storage Area
- S. 7.6 Stopped or parked Vehicle in an Alley within three meters of an Electrical Transformer
- S. 11.1 Prohibited or Overtime Parking in Commercial Loading Zone
- S. 11.2 Unoccupied Vehicle Parked or Stopped in Passenger Loading Zone
- S. 11.3 Vehicle Parked in Greyhound bus Zone
- S. 13.1 Fail to operate Flashing Lights in a School, Playground Zone
- S. 15.7 Ride a bicycle on a roadway without a functional head lamp, a red rear reflector and one front and one rear wheel spoke reflector at night.
- S. 19.5 No Person Shall Stock Pile Snow on Town Property or Roadway
- S. 20.13 Operate Off Highway Vehicle within Town Limit
- S. 20.3 Exceed 15 km/h in alley

SCHEDULE "D"**(\$175.00 Penalties)**

- S. 7.4 Parked or Stopped in Marked Fire Lane
- S. 14.1 Parade or Special Highway Event Without a Permit
- S. 20.7 Deposit Materials on highway
- S. 21.1 Allow fence, tree, hedge or shrub to obstruct visibility of traffic
- S. 21.4 Allow fence, wall or other object to obstruct visibility of traffic

SCHEDULE "E"**(\$200.00 Penalties)**

- S. 7.5 Stopped or Parked Blocking Marked Fire Exit
- S. 10.7 Parking or stopping in a parking place designated for the exclusive use of persons with disabilities
- S. 20.2 Apply Engine Retarder Brakes

SCHEDULE "F"**(\$500.00 Penalties)**

- S. 17.1 Park Heavy Vehicle off of truck route
- S. 17.3 Drive Heavy Vehicle off of Truck Route
- S. 20.1 Drive Vehicle over unprotected Fire Hose
- S. 20.5 Fail to Obey Direction of Peace Officer or Fire Officer
- S. 20.6 Cause Damage to Highway
- S. 20.8 Tamper with Signs
- S. 20.14 Fail to obey Official directing traffic
- S 21.4 Fail to comply with Notice
- S 21.6 Fail to comply with Order
- S 22.4 **Fail to comply with exemption requirements**
- S. 23.9 Person(s) Remove Traffic Tag Placed on or Affixed to a Vehicle
- S. 23.10 Interfere with a Peace Officer

SCHEDULE "G"

The following highways, or portions thereof, are designated as being the only highways over which a bus or truck with capacity over one ton may be operated:

Avenues:

First (1st) Avenue
 Third (3rd) Avenue
 Fifth (5th) Avenue
 Sixth (6th) Avenue, North of 23rd Street (Hwy 811 Junction)
 Boyle Avenue (Hwy 810 Junction)

Streets:

First (1st) Street (Gravel Road)
 Twelfth (12th) Street
 Fifteenth (15th) Street, between 1st Avenue to 4th Avenue
 Twenty-third (23rd) Street (Hwy 3 East Junction)
 Twenty-fourth (24th) Street, as per Section 17.4.5 and 17.4.6 of this bylaw.
 Twenty-fifth (25th) Street, (Hwy 3 West Junction)

Roads:

Lyndon Road

Industrial Parks:

Airport Industrial Park

Note: - from the above-designated routes, trucks may follow the shortest route to their destination for pickup or unloading only.

SCHEDULE "H"

The following highways, or portions thereof, are designated as being the only highways over which a vehicle transporting dangerous goods may be operated:

Avenues:

Third (3rd) Avenue (Only as an emergency route from 23rd Street to 12th Street)
 Sixth (6th) Avenue, North of 23rd Street (Hwy 811 Junction)
 Boyle Avenue (Hwy 810 Junction)

Streets:

Twelfth (12th) Street
 Twenty-third (23rd) Street (Hwy 3 East Junction)
 Twenty-fourth (24th) Street, as per Section 18.2 of this bylaw
 Twenty-fifth (25th) Street, (Hwy 3 West Junction)

Industrial Parks:

Airport Industrial Park

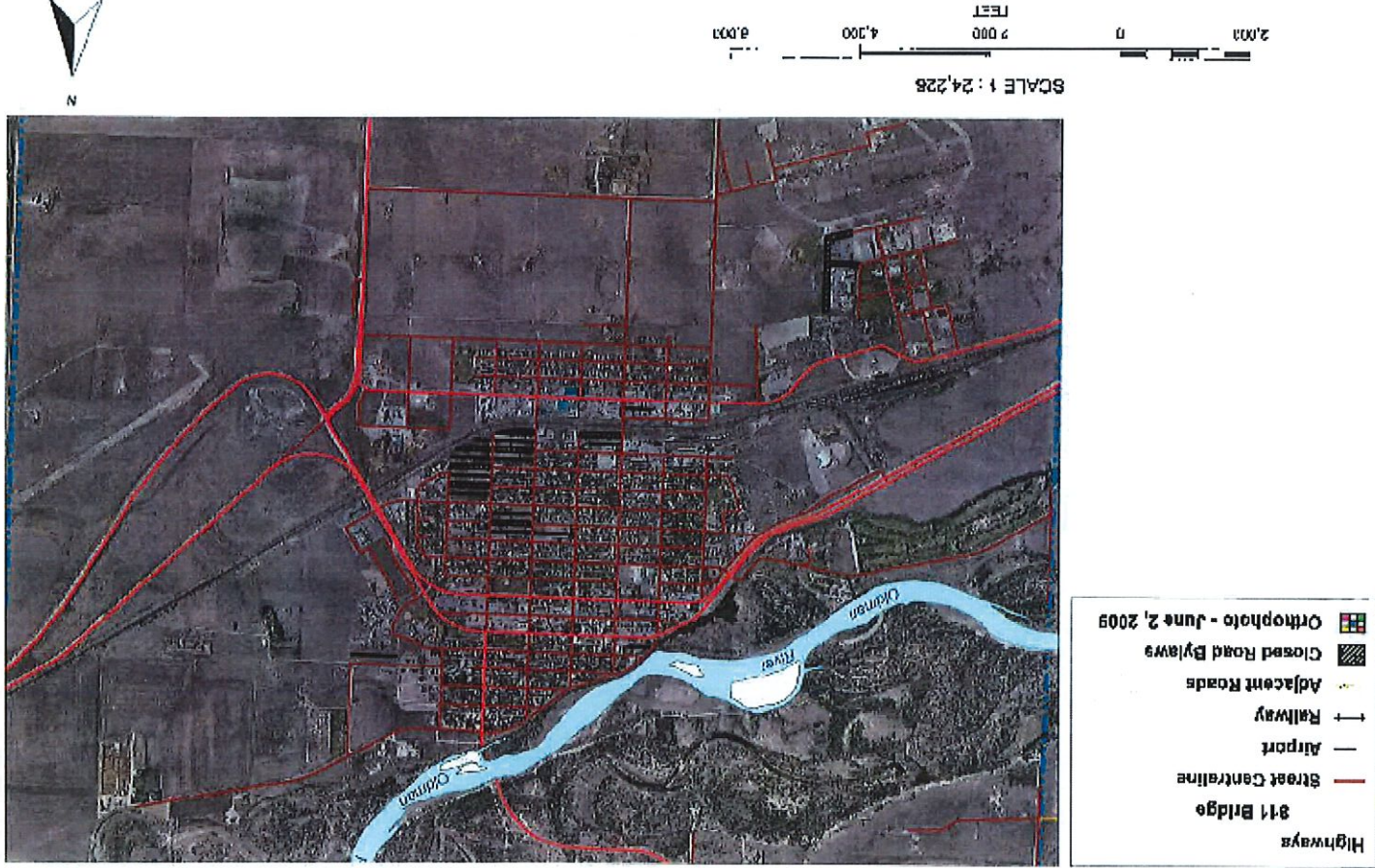
Note: - from the above-designated dangerous goods routes, commercial vehicles hauling

14 dangerous goods may follow the shortest route to their destination for pickup or unloading only.

SCHEDULE "I"

Note: - from the above-designated dangerous goods routes, commercial vehicles hauling dangerous goods may follow the shortest route to their destination for pickup or unloading only.

SCHEDULE "I"



SCHEDULE "J"

SCHEDULE "J"

