

**BYLAW NO. 2017-07
OF THE
VILLAGE OF ANDREW**

**A BYLAW OF THE VILLAGE OF ANDREW, IN THE PROVINCE OF ALBERTA,
TO REGULATE TRAFFIC**

WHEREAS Council may pass a bylaw respecting the safety, health, and welfare of people and the protection of people and property;

AND WHEREAS Council of the Village of Andrew deems it necessary to pass a bylaw to control and manage traffic upon highways within the Village of Andrew;

NOW THEREFORE the Council of the Village of Andrew, pursuant to the authority conferred upon it by the laws of the Province of Alberta, enacts as follows:

1. INTERPRETATION

1.1 This Bylaw may be referred to as the "Traffic Bylaw".

2. DEFINITIONS

The definitions contained in Section 1 of the Traffic Safety Act of Alberta, and Section 1 of the Use of Highway and Rules of the Road Regulation of Alberta shall apply to this Bylaw unless specifically set out herein:

- a) ANDREW ARENA shall mean the Andrew Arena physically located at 5305 – 45 Avenue.
- b) ANDREW RV PARK shall mean Andrew RV Park physically located at 5214 49A Ave.
- c) CHIEF ADMINISTRATIVE OFFICER shall mean the Chief Administrative Officer of the Village of Andrew or designate.
- d) COMMERCIAL LOADING or UNLOADING SPACE shall mean a space in the vehicle portion of an alley marked with an authorized Village sign permitting free parking for commercial vehicles for a period not exceeding 30 minutes for the purpose of loading or unloading of goods to or from business premises;
- e) COUNCIL shall mean the Council of the Village of Andrew.
- f) CURB shall mean the actual curb, if there is one, and if there is no curb in existence, shall mean the point of division between the roadway and that part of highway not intended for vehicular.
- g) CURB CUT shall mean a driveway across a sidewalk or curb for vehicular traffic;

- h) **ENFORCEMENT OFFICER** shall include any employee of the Village appointed as a Community Peace Officer or bylaw enforcement officer, any member of the Canadian Corps of Commissionaires, any member of the Royal Canadian Mounted Police and any other person designated by Alberta Justice as a Constable and/or Community Peace Officer in the Province of Alberta.
- i)
- j) **HEAVY VEHICLE** shall mean any vehicle with or without load, exceeding any of the following:
 - i. 2 axles;
 - ii. 11 meters in length;
 - iii. a licensed gross vehicle weight of 7,500 kilograms (16,500 pounds).
- k) **HOLIDAY** includes Sundays.
- l) **HOLIDAY TRAILER** shall mean:
 - i. a trailer that is designated, constructed, and equipped as a permanent or temporary dwelling or sleeping place; or
 - ii. any structure that is designated, constructed and equipped as a permanent or temporary dwelling or sleeping place and intended or capable of being loaded on to or carried upon a motor vehicle or trailer;
- m) **HIGHWAY** means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway 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.
- n) **LAND USE BYLAW** shall mean the Village of Andrew Land Use Bylaw No. 2013-03, as amended, and includes any Bylaw passed in substitution for Bylaw No.2013-03.
- o) **LANE** shall mean all that portion of a highway used to provide access to lands, in addition to the access provided by the Street or Avenue in front of such lands.
- p) **LOADING or UNLOADING ZONE** shall mean a space on the roadway marked with a sign authorized by this Bylaw permitting parking therein for a period of time

not to exceed ten minutes, except where actual loading or unloading is taking place, in which case the maximum period is one hour.

- q) PARADE or PROCESSION shall mean any group of pedestrians (excepting a military or funeral procession) numbering more than 50, marching or walking on a highway or a procession of vehicles on a highway (excepting a military or funeral procession) numbering 10 or more.
- r)
- s) RECREATION VEHICLE shall mean a motor vehicle designed, constructed, modified, or equipped as a temporary dwelling place, living abode, or sleeping place;
- t) SIGN OR TRAFFIC CONTROL DEVICE shall mean any sign, signal, marking, or device placed, marked or erected under the authority of this Bylaw for the purpose of regulating, warning or guiding as defined in the Traffic Safety Act of Alberta or the Commercial Vehicle Dimension and Weight Regulation of Alberta, as amended from time to time.
- u) TIME shall mean either Mountain Standard Time or Mountain Daylight Saving Time, whichever is proclaimed to be in effect by the Province of Alberta.
- v) VILLAGE shall mean the Village of Andrew.
- w) TRAILER shall mean a vehicle which is designated to be attached to or drawn by a motor vehicle.
- x) VEHICLE shall mean a thing used for transporting people or goods, especially on land, such as a car or a truck.

3. SPEED LIMIT GENERAL

- a) Unless otherwise provided for in this Bylaw, the speed limit in the Village shall be 50 kilometers per hour.
- b) No person shall drive a vehicle in any lane at a speed in excess of 20 kilometers per hour.

No person shall drive a vehicle in RV Park at a speed in excess of 20 kilometers per hour or in excess of such other lower limit as may be posted by the Village of Andrew.

- c) No person shall drive a vehicle in excess of 20 kilometers per hour on any land which is part of Trailer Parks, Schools, Shopping Centres, Community Centres, Senior Citizen Lodges, Hospitals, and Village Owned Recreation Facilities, unless a lower speed limit is imposed by the respective organization.

4. OPERATION OF MOTOR VEHICLES, SKATEBOARDS, SCOOTERS AND ROLLER BLADES ON SIDEWALKS OR PATHS

- a) No person shall operate or park a vehicle or trailer on any sidewalk, or upon any bicycle path or pedestrian path on any public lands owned by the Village. Where the signage prohibits the operation of a bicycle, it shall also include skateboards, scooters and rollerblades.
- b) No person shall operate a bicycle, skateboard, scooter, roller blades or any other similar device on any sidewalk or area on which the operation of same is prohibited by signage.
- c) An enforcement officer may seize and impound for a period of up to 14 days any bicycle, skateboard, scooter, roller blades, or any other similar device which are used or operated in contravention of any Village bylaw.

5. PROHIBITED STOPPING/PARKING

- a) No person shall stop a vehicle where prohibited from doing so by a sign.
- b) No person shall park a vehicle for any period of time at any of the following locations:
 - i. Construction Area - upon a highway in front of any building under construction or repair, when such parking will impede or obstruct traffic, unless a permit has been issued to allow such parking;
 - ii. Emergency Door - in any place where the vehicle will in any way interfere with the use of a doorway intended as a fire or emergency exit from any building abutting the highway;
 - iii. Entrance to Fire Hall or Hospital or Ambulance- in the entranceway to any fire hall, hospital or the ambulance entranceway;
 - iv. Designated Vehicles Only - at a place or area where a sign indicates that parking there is restricted to a designated class of vehicle only. Without limiting the generality of the foregoing, the following classes of vehicles are designated vehicles:
 - i.i police vehicles;
 - ii.i municipal enforcement vehicles;
 - iii.i funeral cars owned and being operated by a funeral chapel in the course of performing a funeral;
 - iv.i school buses during such time that such buses are being used to transport students to and from the school, and loading and unloading of such students.

- v. No Parking Zone - on any portion of a highway marked by a No Parking sign or yellow curb;
 - vi. Fire Lane - on any portion of a highway marked by a Fire Lane No Parking sign.
- c) No person shall park in any loading or unloading zone for a period of time exceeding ten minutes except while actually engaged in loading or unloading, in which case the maximum period is one hour.
- d) The Chief Administrative Officer is hereby authorized to make provisions and regulations in times of emergencies, during snow removal or street cleaning operations, and in areas where construction or repairs are being carried out upon or near highways, related to the control and regulation of traffic, and without restricting the generality of the foregoing, may:
- i. designate any highway as one which is closed temporarily in whole or in part to traffic and shall cause such highways to be so marked;
 - ii. designate any area as one which parking privileges are temporarily suspended and shall cause such area to be so marked;
 - iii. cause moveable signs to be placed on or near a roadway designating parking restrictions; and
 - iv. temporarily suspend the existing speed limit and restrict the speed of vehicles to such speed as may be indicated in a sign placed in such areas.
- e) No person shall park or drive a vehicle in contravention of any sign or signal placed in accordance with any such provision or regulation.
- f) No person shall tear down, remove or interfere with any such signs, signals, barricades, flares or other things placed in accordance with such provisions and regulations.
- g) No person shall park, or leave parked, a vehicle on a posted block of the Village after the expiration of 12 hours from the time a sign or signs referred to in Section 13 hereof have been placed and until such sign or signs have been removed.
- h) No person shall park a vehicle in a lane, unless a sign permits parking, but lanes may be used for:
- i. the loading or unloading of goods from a commercial vehicle for a period not exceeding 30 minutes at which time traffic may be blocked or disrupted; or

- ii. the loading or unloading of goods or passengers from vehicles other than a commercial vehicle for a period not exceeding 5 minutes, provided that the vehicle concerned in such loading or unloading of passengers or goods does not obstruct the alley as to prevent other vehicles or persons from passing along such lane.
- i) No person shall park a vehicle in excess of the time designated and marked on a sign posted for the purpose of restricting the time for parking a vehicle.
 - j) After the issuance of an offence ticket concerning a vehicle for the first violation of Section 5 and the vehicle remains 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 offence ticket may be issued for such offence.
 - k) No person shall park a trailer or holiday trailer upon a highway unless it is attached to a vehicle by which it is carried, drawn or propelled.
 - l) When attached to a vehicle, a trailer holiday trailer is deemed to be part of the vehicle.
 - m) Except as required or permitted by this Bylaw, by a traffic control device, or in compliance with the directions of a peace officer, or to avoid conflict with other traffic, a driver shall not stop or park his vehicle:
 - i. on a sidewalk or boulevard;
 - ii. on a crosswalk;
 - iii. within an intersection other than immediately next to the curb in a T intersection;
 - iv. at an intersection nearer than 5 metres to the projection of the lateral curb line of the highway at right angles to the direction of travel of the vehicle;
 - v. within 5 metres of the approach to a stop sign or yield sign;
 - vi. within 5 metres of any fire hydrant, or when the hydrant is not located at the curb, within 5 metres of the point on the curb nearest the hydrant;
 - vii. within 1.5 metres of an access to a garage, private road or driveway, or a vehicle crossway over a sidewalk;
 - viii. within 5 metres of the near side of a marked crosswalk;
 - ix. alongside or opposite any street excavation or obstruction when the stopping or parking would obstruct traffic;
 - x. at any other place where a traffic control device prohibits stopping or parking, during the times stopping or parking is so prohibited; and

- xi. on the roadway side of a vehicle parked or stopped at the curb or edge of the roadway.

6. PARALLEL/ANGLE PARKING

- a) When parking on a roadway, a driver shall park his vehicle facing the direction of travel authorized for that portion of the roadway on which the vehicle is parked, with its sides parallel to and its wheels not more than 500 millimeters from the curb or edge of the roadway.
- b) Where angle parking is permitted or required, a driver shall park his vehicle with one front wheel not more than 500 millimeters from the curb or edge of the roadway and with its sides between and parallel to any two of the visible parking guidelines, or at an angle of between 30 and 60 degrees to the curb or edge of the roadway where no parking guidelines are visible.

7. VEHICLE ON JACK/ABANDONING OF VEHICLE

- a) No person shall leave a vehicle unattended on a highway while it is supported by a jack or similar device.
- b) No person shall park a vehicle or trailer, holiday trailer on a highway for any continuous period in excess of 72 hours.
- c) No person shall park a vehicle or trailer, holiday trailer on public or private property for any continuous period in excess of 72 hours without the express or implied consent of the owner or person in lawful possession or control of the property.
- d) No vehicle operator shall drive or park a vehicle upon any highway in such a manner as to block, obstruct, impede or hinder traffic thereon. Where the obstruction is unavoidable due to mechanical failure, the operator will not be in breach of this section provided he promptly takes measures to clear the faulty vehicle from the highway.

8. EMERGENCY VEHICLES

- a) Nothing in this bylaw prohibits police vehicles, municipal enforcement vehicles, ambulances, fire trucks, or any other emergency vehicle as well as vehicles engaged in highway repair, maintenance, or inspection from being parked on the roadway by their operators in the performance of their duties.

9. DISABLED PARKING

- a) The owner or operator of a vehicle which is not identified by a disabled persons placard or license plate that is issued or recognized by the Solicitor General for

persons with disabilities shall not stop or park or permit the stopping or parking of the vehicle in a parking space designated for disabled parking.

- b) Where, pursuant to Section 9, the vehicle is identified by a disabled persons placard, the owner or operator shall have such placard visibly displayed while the vehicle is stopped or parked in a parking space designated for Disabled Parking.

10. PARKING ON VILLAGE PROPERTY

- a) No person shall operate or park any vehicle upon any land owned by the Village which includes but is not limited to playground, boulevard, recreation or public park, or any utility right-of-way, except on such part thereof as the Chief Administrative Officer may designate by a sign or signs for vehicular use or parking.
- b) No person except a Village employee to whom a space is assigned, shall park any vehicle in any parking space upon Village owned property, where such space has been reserved for a vehicle operated by an employee.
- c) Council may, by resolution, designate such Village owned lands as it deems necessary as Village parking lots in which parking stalls may be rented to persons.
- d) No person shall park a vehicle on a Village owned parking lot in contravention of the prohibitions stated on any sign.
- e) No person shall store any vehicle in any Village parking lot without a permit. A vehicle shall be deemed to be stored when it remains in the parking lot for 36 consecutive hours or longer. Any vehicle so stored may be removed and stored by the Village and the costs thereof shall be charged to and shall be payable by the owner, in addition to any fine or penalty imposed in respect to any such violation.
- f) The Village shall not be liable for any loss or damage howsoever caused that may occur to any personal property, including a vehicle while any vehicle is parked on any Village parking lot, or upon any Village lands, or as a result of any removal and/or storage pursuant to Section 35.

11. SPECIAL CLASSES OF VEHICLES

- a) No person shall angle park, or load or unload any public service vehicle or commercial vehicle which exceeds 6 metres in overall length upon any highway, except at such locations as have been designated by the Chief Administrative Officer either by a sign or in writing.

- b) With the exception of a recreation vehicle, no person shall park a vehicle or a vehicle with a trailer attached exceeding 6 metres in length, or a truck tractor unit with or without a semi-trailer or trailer attached, on a highway, in front of, across from or adjacent to residential property or in driveway.
- c) This section shall not apply to:
 - i. a vehicle being parked on a highway while unloading or loading goods to or from a premises;
 - ii. a utility or other trailer being temporarily used for the purpose of construction, demolition, or landscaping, providing that such utility or other trailer does not obstruct other users of the highway and is clearly visible and attended at all times.
- d) No person shall occupy any recreation vehicle or holiday trailer as a dwelling or sleeping place at any time while it is parked on a highway.

12. REFUSING TO STOP FOR AN ENFORCEMENT OFFICER

- a) An operator of a public vehicle or combination of vehicles:
 - i. who fails or refuses to stop and permit the vehicle or combination of vehicles to be inspected by a peace officer; or
 - ii. who fails or refuses, when directed by a peace officer, to permit the weighing of a vehicle or combination of vehicles or to stop the vehicle or combination of vehicles, in a suitable place designated by a peace officer pending removal of excess weight;is guilty of an offence.

13. VEHICLE WITH METAL LUGS

- a) Unless a permit to do so has been issued by the Chief Administrative Officer, no person shall operate on a highway a vehicle or trailer having metal spikes, lugs, cleats, skids, or bands projecting from the surface of the wheel, tire or track for such vehicle. This prohibition does not apply to the use of studded tires or tires with chains.

14. TRUCK ROUTES

- a) Except as provided in Sections 12, no person shall operate or park, or allow to operate or park, a heavy vehicle upon a highway other than a highway specified as a truck route in SCHEDULE A of this Bylaw, and where such parking is prohibited.

- b) Notwithstanding the foregoing, vehicles commonly known as recreation vehicles, being a vehicle or combination of vehicles and trailer designed for vacation, camping, or similar recreation purpose shall not be deemed to be heavy vehicles.

15. EXEMPTIONS

- a) Section 14 shall not apply when the heavy vehicle is being operated on the most direct and practicable route between the premises or location concerned and the nearest truck route:
 - i. when delivering or collecting goods or merchandise to or from the premises of bona fide customers;
 - ii. when moving a building for which an over dimension permit has been issued by the Village;
 - iii. when going to or from non-residential premises for the servicing of the heavy vehicle;
 - iv. when pulling a disabled vehicle from a highway prohibited to heavy vehicles.
- b) Section 14 shall not apply to:
 - i. persons driving a public passenger vehicle; or
 - ii. persons driving a vehicle that is owned by or under contract to the Village, including emergency vehicles such as ambulances, fire trucks, police or enforcement vehicles as well as any public utilities vehicles including telephone, electrical, natural gas and cable vision system while such vehicle is actually engaged in work at locations not designated as a truck route. The onus for establishing that the vehicle is actually in work for the purposed aforesaid is on the person operating or in charge of the vehicle and such proof must be provided upon the demand of a peace officer.
- c) Persons that have more than one delivery, collection or service in the same area, may make all deliveries, collections or services within that area before proceeding by the most direct and practical route to the nearest truck route. In this section area is defined as one bounded on all sides by a truck route, or separated from other areas of the Village by a truck route. Nothing in this section shall be deemed to exempt any person from the provisions of Sections 14 inclusive of this Bylaw.

16. SHIPPER AND CARRIER LIABLE

- a) Where the operation of a public vehicle contravenes any provision of this Bylaw, the shipper and the carrier are jointly and severally liable for the contravention unless the shipper or the carrier, as the case may be, proves to the satisfaction of the court that the contravention occurred without his consent, express or implied.

17. DOCUMENT AS EVIDENCE

- a) Every document purporting to be signed by the Chief Administrative Officer shall be admitted in evidence as prima facie proof of the facts stated therein without proof of the signature or official character of the person signing the certificate.

18. CERTIFICATE UNDER WEIGHTS AND MEASURES ACT (CANADA)

- a) In a prosecution under this Bylaw or any order made under this Bylaw, a certificate purporting to be issued and signed by an inspector under the Weights and Measures Act (Canada) and bearing a date not more than one year either before or after the date of the offence charged, shall be admitted in evidence as prima facie proof of the facts stated in the certificate without proof of the signature or official character of the person signing the certificate.

19. BILLS OF LADING AS EVIDENCE

- a) In a prosecution under this Bylaw, the bills of lading produced to a peace officer by the operator of a public vehicle, or certified true copies thereof, shall be admitted in evidence as prima facie proof of the origin and destination of the trip and description of the load carried, without proof of the signature or official character of the person signing the bills of lading or certifying the copies.

20. PARADES AND PROCESSIONS

- a) No person or organization shall hold, organize, or take part in any parade or procession or organized foot race on a highway permission has first been obtained for such parade, procession or foot race from the Chief Administrative Officer.
- b) Every member of a parade, procession, or organized foot race and the organization and leaders thereof shall be guilty of an offence for each and every violation of Section 20.
- c) Any person desiring to hold a parade, procession, or organized foot race within the Village shall, not less than 4 weeks prior to the time they desire to hold the same, make application to the Chief Administrative Officer in writing, and in such application shall furnish to the Chief Administrative Officer information with respect to the following, namely:
 - i. the name and address of the applicant and, if such applicant is an organization, the names, addresses and occupations of the executive thereof;
 - ii. the nature and object of such parade, procession or foot race;
 - iii. the day, date, and hours during which same will be held;
 - iv. objects thrown from parade floats or moving vehicles;
 - v. the intended route thereof.

- d) The written application shall bear the signatures and addresses of the person who will be in control of such parade, procession, or organized foot race and who undertakes to be responsible for the good order and conduct thereof.
- e) No parade or procession shall move at a slower speed than 5 kilometers per hour, or obstruct any highway for a longer period than is reasonably necessary.
- f) Notwithstanding anything contained in this Bylaw, any vehicle in a funeral procession, except the lead vehicle, may, during daylight hours enter an intersection without stopping if:
 - i. the four way flashers (hazard lights) of the vehicle are alight;
 - ii. the vehicle is traveling immediately behind the vehicle in front of it so as to form a continuous line of traffic; and
 - iii. the passage into the intersection can be made in safety.

21. MISCELLANEOUS

- a) No person shall operate a heavy vehicle on or across any sidewalk except at a curb cut or approved crossing without first planking or berming the sidewalk to ensure that such sidewalk will not be damaged.
- b) No person shall be entitled to obtain vehicular access to a lot or parcel of land from any highway at a point not approved by the Chief Administrative Officer in his sole discretion and subject to such conditions as the Chief Administrative Officer may impose.
- c) The Chief Administrative Officer may refuse permission to any person applying for access across a sidewalk or boulevard if, in his discretion, local conditions do not justify such access.

22. REMOVAL OF SNOW AND OTHER OBSTRUCTIONS

- a) All persons owning, occupying or controlling premises in all areas of the Village shall remove and clear away all snow, ice, dirt, and other obstructions from the sidewalk in any highway adjoining such premises within 48 hours of the time that such snow, ice, dirt, or other obstruction was deposited thereon.
- b) The Village may, after the termination of the 48 hours aforesaid, remove and clear away all snow, ice, dirt, and other obstruction.

- c) The owner, occupant, or person controlling the premises shall make payment on demand to the Village of all costs of removal of snow, ice, dirt and any other obstruction required to be removed by Section 22(b).
- d) No person shall place, or cause to be placed or displaced, upon any roadway any snow, ice, dirt or other obstruction.
- e) Any person who contravenes Section 22(d) shall remove any such snow, ice, dirt, or obstruction from the roadway within 24 hours, or earlier if deemed necessary.
- f) The Village may after the expiry of the 24 hours, or any other time deemed necessary, aforesaid, remove and clear away the snow, ice, dirt, or obstruction required to be removed by Section 22(d).
- g) The person who has placed, displaced, caused or allowed to be placed the snow, ice, dirt, or obstruction contrary to Section 22(a) and (d), shall pay to the Village on demand all costs of removal.
- h) No employee of the Village shall be liable for contravention of Section 22(a) or (d) when acting in the performance of his duties.
- i) Notwithstanding anything contained in this Bylaw, any person may place, or cause to be placed upon any roadway any snow or ice if there exists no space between the sidewalk and places of residence or business.

23. ANIMAL TRAFFIC

- a) No person shall permit any livestock, horse drawn vehicle or sleigh to stand or be upon any highway whether attended or unattended, so as to obstruct traffic thereon unless a permit has first been obtained, for such, from the Chief Administrative Officer.
- b) No person shall lead, ride, or drive a horse or other livestock on any Village property other than on Village roadways, except as provided in other Village bylaws unless a permit has first been obtained for such from the Chief Administrative Officer. No permit is required for Horse Drawn Funeral Vehicles. This section shall not apply to those lands servicing the Arena for rodeos and the like.

24. ROADWAY/HIGHWAY REPAIRS

- a) No person shall damage any roadway or highway or remove any earth, gravel, concrete, pavement, or other roadway or highway appurtenance or make any

excavation within or under any roadway or highway within the Village without having first obtained a permit from the Chief Administrative Officer.

25. OBSTRUCTIONS

- a) No person shall place or shall cause, suffer, permit, or allow to be placed or maintained, at any location in the Village, a light, sign, or any object that emits or reflects light in such manner so as to distract, or interfere with the vision of, persons operating vehicles on any highway in the Village.
- b) No person operating premises for the sale of new or used vehicles or for washing vehicles shall permit or allow water, mud, or any material washed from a vehicle to flow or be deposited upon a sidewalk or highway.
- c) No person shall load or unload goods or merchandise across a sidewalk or boulevard where loading and unloading facilities have been provided in the premises to which the goods or merchandise are being delivered or from which they are being taken.
- d) No person shall place any goods, wares, merchandise or other articles of any kind upon a 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 highway unless permission for such use is first obtained from the Village, but the provisions of this section does not prohibit the moderate use of a portion of a sidewalk for a reasonable time during the taking in, or delivering of, goods, wares, or merchandise.
- e) No person shall place an electrical cord across any Village boulevard, sidewalk or highway.
- f) No person shall build any fence, house, building, or structure of any kind, or part thereof, over the property line of any highway after the same has been duly established by law, registered survey plan, or resolution of Council, or shall obstruct in any way the highways within the Village except as specifically permitted for in this Bylaw or except in accordance with any contract that may be entered into between the Village and that person.
- g) No person shall place, pile or store any material or equipment on Village property without first applying for and obtaining permission for such purpose from the Chief Administrative Officer.

- h) No person shall drain the radiator or any other fluid of a vehicle so that the contents thereof fall upon or flow to any sidewalk and/or highway.
 - i) Any person placing or causing to be placed, any dirt, gravel, concrete or any such obstruction on Village property without a permit shall remove or cause the removal thereof as soon as reasonably possible and in any event no later than 24 hours after notification to do so by the Chief Administrative Officer. After 24 hours or such lesser time as specified by the Chief Administrative Officer, the Village may remove the obstruction, perform all necessary repairs and charge the costs thereof to the person causing the obstruction.
- 26. PLACEMENT OF SALT ON SIDEWALKS**
- a) No person shall sprinkle, spread, or place any salt on a public sidewalk, or on a public roadway, unless with the permission, or under the direction, of the Chief Administrative Officer.
- 27. ENCROACHMENT/TREES**
- a) An owner of private property shall ensure that trees or shrubs growing on his property shall be properly trimmed and shall not have any branches projecting over a sidewalk area at an elevation of less than 225 cm (7.5 ft.) or over a roadway or alley at an elevation of less than 412 cm (13.5 ft.).
- 28. RECOVERY OF COSTS**
- a) The Chief Administrative Officer may require any person concerned to comply with and remedy a breach of the provisions of this bylaw. If a person fails to comply with such notice, the Chief Administrative Officer may direct employees or agents of the Village to carry out the work and to enter upon private property, if necessary, for such purpose.
 - b) All costs incurred by the Village to remedy such default shall be paid on demand to the Village by the person in default.
- 29. OFF-HIGHWAY VEHICLES**
- a) A peace officer, Village employee or agent of the Village may operate an off-highway vehicle on highways or lands owned by the Village where such operation is required in connection with the patrol or maintenance duties of such person or in case of emergency.
 - b) For the purpose of this section, off-highway vehicle shall have the meaning given to it in the Off-Highway Vehicle Regulation.
- 30. DANGEROUS GOODS**

- a) No person shall dump or spill, or suffer, allow or permit the dumping or spilling of any dangerous goods for which placards are required by the Dangerous Goods Transportation and Handling Act and regulations made thereon or any similar legislation on any Village lands or highway.

31. AUTHORITY OF THE CHIEF ADMINISTRATIVE OFFICER

- a) The Chief Administrative Officer is hereby authorized to designate:
 - i. any highway for through traffic purposes;
 - ii. the location of cross-walks upon highways;
 - iii. any intersection, highway, or place on a highway, including a place where a railway right-of-way crosses a highway, as a place where U-turns are prohibited;
 - iv. any highway as one which is closed temporarily in whole or in part to traffic;
 - v. any areas as one in which parking privileges are temporarily suspended;
 - vi. any highway as one to be divided into traffic lanes of such number as the Chief Administrative Officer considers proper;
 - vii. the location of school zones and playground zones;
 - viii. any boulevard upon which parking is permitted;
 - ix. loading or unloading zones;
 - x. the distance from any intersection within which no parking is permitted;
 - xi. portions of highways where parking is limited to a period of time;
 - xii. portions of highway where stopping is prohibited entirely, or for a specified period of time;
 - xiii. Village employee parking areas wherein only parking for employees is allowed;
 - xiv. areas for angle parking and parallel parking;
 - xv. parking spaces upon a highway for the use of any taxi cab business holding a valid and subsisting taxi cab license issued by the Village, as a taxi stand;
 - xvi. parking spaces designated for Disabled Parking.
- b) The Council hereby delegates the power to direct where traffic control devices are to be installed or removed.
- c) The Chief Administrative Officer shall cause a record of the locations of all erected signs to be kept, which shall be open to public inspection during the hours that Village Administration is open for business.
- d) The Chief Administrative Officer may:
 - i. prohibit or restrict the movement of vehicles from a private driveway onto a highway or from a highway onto a private driveway when the Chief

- Administrative Officer considers such prohibition or restriction is in the public interest and the better regulation of traffic;
- ii. engage members of the Canadian Corps of Commissionaires to issue and place on vehicles parked in contravention of the Traffic Safety Act, and amendments thereto or this Bylaw, the offence ticket in the form approved, from time to time, by the Chief Enforcement Officer of the Village;
 - iii. specify the types of vehicles which are prohibited from parking on any Village owned parking lot;
 - iv. approve the form and content of all signs and traffic control devices utilized by the Village and by the owners of private land regulated under the provisions of this Bylaw.
- e) The Chief Administrative Officer may permit parades, processions, and foot races, in writing, such permission shall specify the hour and the route of the parade, procession, or foot race, and contain such directions to the applicant as the Chief Administrative Officer considers necessary to prevent unnecessary and unreasonable obstruction of highway and tend to prevent a breach of the peace.
- f) The Chief Administrative Officer may direct the temporary closure of highways, parking lots, or any other Village property during parades, processions, foot races or any other public event where, in the sole discretion of the Chief Administrative Officer, such temporary closure is desirable for the public safety.
- g) After receiving permission, the parade organizer shall notify the Royal Canadian Mounted Police, County of Lamont Fire Department and Ambulance so that all necessary arrangements may be made by them for the proper policing of the highway during such parade, procession, or foot race.
- h) If the Chief Administrative Officer refuses to permit a Parade Permit, the applicants therefore may make further application to Council which may, by resolution, direct permission subject to the provisions of this Bylaw, and such other conditions as it deems necessary.

32. PENALTIES AND POWERS OF PEACE OFFICERS

- a) A peace officer is hereby authorized to remove or cause to be removed any vehicle or trailer:
- i. operated or parked in contravention of any provision of this Bylaw; or
 - ii. where emergency conditions may require such removal from a highway.

- b) Such vehicle may be removed to a place designated by the Chief Administrative Officer, where it will remain until claimed by the owner thereof or his agent.
- c) No impounded vehicle shall be released to its owner or his agent until the impounding charge and removal charge on the vehicle have been paid, 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 hereinafter provided. The Village is not responsible for impounding, towing or removal charges.
- d) Notwithstanding anything herein contained, in conjunction with snow removal, street cleaning or road repair operations carried on by the Village employees or contractors, the Village may tow or remove vehicles from the street being cleaned, cleared or repaired and, without impounding them, may remove them to an adjacent street. Payment of any removal charge in addition to any fine or penalty imposed in respect of such violation shall be made on demand to the Village.

33. PROSECUTION OF OFFENCES

- a) Any person who contravenes any provisions or requirements of this Bylaw is guilty of an offence and is liable for and subject to the penalties herein provided.
- b) The penalties specified in SCHEDULE "B" hereafter are hereby established for contravention of the sections of this Bylaw.
- c) Where a peace officer has reasonable grounds to believe that a person has contravened any provision of this Bylaw, he may serve upon such person an offence ticket allowing the payment of the specified penalty listed in SCHEDULE "B" annexed hereto and made part of this Bylaw, to the Village which shall be accepted by the Village in lieu of prosecution for the offence.
- d) Service of an offence ticket shall be sufficient if it is:
 - i. personally served; or
 - ii. attached to the vehicle in respect of which an offence is alleged to have been committed; or
 - iii. if mailed to the address of the registered owner of the vehicle or to the person in possession of the said vehicle.

34. TRANSITIONAL PROVISIONS

- a) Notwithstanding the repeal of Bylaw No. 2015-03 and Bylaw No 94-14 the amendments thereto, the provisions of Bylaw No. 2015-03 and Bylaw No 94-14, and the amendments thereto, shall remain in full force and effect for the purposes

of any traffic tags, offence tickets, or prosecutions pending or entered for contravention of Bylaw No. 2015-03 and 94-14 and amendments thereto, prior to third reading of this Bylaw.

35. EFFECTIVE DATE

- a) That Bylaw 2015-03, Bylaw No 94-14, and any amendments thereafter, are hereby repealed.

READ a first time this th day of , 20.

READ a second time this th day of , 20.

READ a third time and final reading, thisth day of, 20 and finally passed.

VILLAGE OF ANDREW

GARY LEPPEK
MAYOR

PAT SKOREYKO
CHIEF ADMINISTRATIVE OFFICER

SCHEDULE "A"

TRUCK ROUTES

Permitted Truck Routes include all roadways contained within the Village map described below:

SCHEDULE "B"

SECTION	OFFENCE	PENALTY
SIDEWALKS-BICYCLE PATHS		
Section 4	Operate a motor vehicle upon a sidewalk, trail, path	60.00
	Bicycles on sidewalk where prohibited	60.00
	Skateboards on sidewalk where prohibited	60.00
PARKING		
Section 5	Stopping where prohibited	60.00
	Park in construction area	60.00
	Park to obstruct Emergency door	100.00
	Park in entrance, fire hall or hospital	100.00
	Park in area for designated vehicles	60.00
	Parking in area signed NO PARKING	60.00
	Parking in a fire lane	100.00
	Park in loading or unloading zone for a period of time exceeding 10 minutes	60.00
	Driving a vehicle contrary to Road Sign	60.00
	Interfering with Road Repair Sign	200.00
	No Parking - street cleaning, snow removal	60.00
	Parking in a lane	60.00
	Parking longer than designated time	60.00
	Parking longer than designated time (second offence)	120.00
	Parking unattached holiday trailer on highway	200.00
	Stopping or Parking:	60.00
	a) on a sidewalk or boulevard	
	b) on a crosswalk	
	c) within an intersection	
	d) at an intersection nearer than 5 metres to a curb	
	e) within 5 metres from a stop sign	
	f) within 5 meters from any fire hydrant	
	g) within 1.5 metres of access to any garage, private road or vehicle access over sidewalk	
	h) within 5 metres of a crosswalk	
	i) stopping or parking so as to obstruct traffic	
	j) where prohibited by a traffic control device	
	k) beside a parked vehicle	

SECTION	OFFENCE	PENALTY
PARALLEL/ANGLE PARKING		
Section 6	Parallel Angle Parking	.....60.00
VEHICLE ON JACK/ABANDONING OF VEHICLE		
Section 7	Vehicle on a jack	.....100.00
	Abandoning of vehicle on highway	.....200.00
	Abandoning of vehicle on private property	.....200.00
	Park so as to obstruct traffic	.....200.00
DISABLED PARKING		
Section 9	Parking in disabled space	.....150.00 (1st)
		.....300.00 (2nd)
PARKING ON TOWN PROPERTY		
Section 10	Park or operate vehicle – Village owned land	.....
60.00		
	Park in Employee stall	.....60.00
	Park contrary to signs - Village parking lot	.....60.00
	Parking prohibited in Village lot in excess of 36 hours.....	60.00
SPECIAL CLASSES OF VEHICLES		
Section 11	Angle park vehicle exceeding 6 metres	.....60.00
	Park vehicle over 6 metres - residential district	.....100.00
	Residing in holiday trailer or recreation vehicle	.....100.00
REFUSING TO STOP FOR AN ENFORCEMENT OFFICER		
Section 12	Refusing to stop for Peace Officer	.....200.00
	Refusal to permit weighing of vehicle	.....200.00
VEHICLE WITH METAL LUGS		
Section 13	Vehicle with metal lugs without permit	.....200.00
TRUCK ROUTES		
Section 14	Heavy vehicle operation off truck routes	.....200.00
PARADES AND PROCESSIONS		
Section 20	Unauthorized parade, procession, or foot race on highway.....	60.00
MISCELLANEOUS		
Section 21	Heavy vehicle operation across sidewalks	.....100.00
	Vehicular access on sidewalk or boulevard	.....60.00
REMOVAL OF SNOW AND OTHER OBSTRUCTIONS		
Section 22	Placing obstructions and snow on roadway	.....200.00
	Failure to clean sidewalks	.....100.00

ANIMAL TRAFFIC

Section 23 Allowing livestock to obstruct traffic200.00

ROADWAY/HIGHWAY REPAIRS

Section 24 Damaging roadway200.00

OBSTRUCTIONS

Section 25 Distraction by light or object60.00
Washing vehicles - drainage to sidewalk/highway60.00
Unloading across sidewalk60.00
Placing goods on highway60.00
Encroachment or obstruction on highway60.00
Storing material on Village property without permit200.00
Draining radiator on roadway500.00
Placement of obstruction60.00

PLACEMENT OF SALT ON SIDEWALK

Section 26 Placing salt on sidewalk60.00

ENCROACHMENT/TREES

Section 27 Failing to trim overhanging shrubs60.00

DANGEROUS GOODS

Section 30 Dumping dangerous goods on highway1,000.00

SECTION NOT SPECIFIED

Any other section to which a fine has not been specified60.00 (1st)
.....120.00 (2nd)