



BYLAW 2020-03
Office Consolidation Current as of August 17, 2022

**A BYLAW OF THE TOWN OF CANMORE, IN THE PROVINCE OF ALBERTA,
TO CONTROL AND REGULATE TRAFFIC, PARKING, AND
THE USE OF ROADS AND PUBLIC PLACES**

WHEREAS the *Traffic Safety Act RSA 2000 Chapter T-6* as amended authorizes council to make bylaws that are not inconsistent with that Act; and

WHEREAS the *Municipal Government Act RSA 2000 Chapter M-6* as amended authorizes council to pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property; people, activities and things in, on or near a public place or place that is open to the public; and transport and transportation systems;

NOW THEREFORE The Council of the Town of Canmore, in the Province of Alberta, duly assembled, enacts:

TITLE

1. This bylaw shall be known as the Traffic and Road Use Bylaw.

INTERPRETATION

2. Words which have been defined in the Traffic Safety Act and its regulations, the Municipal Government Act, and/or the Interpretation Act shall have the same meaning when used in this bylaw unless otherwise defined in section 3. A glossary of these words is attached as Schedule B; where there is a discrepancy between the glossary and a provincial statute, the definition in the statute shall apply.
3. In this bylaw,
 - (a) “bicycle” means:
 - (i) any cycle propelled by human muscular power upon which a person may ride, regardless of the number of wheels that the cycle may have; and
 - (ii) a pedal electric bicycle.
 - (b) “controlled pay parking zone” means that portion of a street or parking lot where parking is subject to payment and regulation in accordance with the applicable traffic control device or permitting in accordance with this bylaw.

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 - (b.1) “controlled resident parking zone” means that portion of a street or parking lot where parking is subject to regulation in accordance with the applicable traffic control device or permitting in accordance with this bylaw.

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- (c) “curb” means the concrete or asphalt edge of a roadway or the division point between the roadway and a boulevard or sidewalk.
 - (d) “cycle crossing” means a crossing designated exclusively for the use of people riding bicycles or anyone permitted by this bylaw to use an exclusive bicycle lane.
 - (e) “dispose” means discharge, dump, place, throw, drop, discard, abandon, spill, leak, pour, emit, or empty.
 - (f) “dwelling unit” has the same meaning as set out in the Town of Canmore Land Use Bylaw as amended.
 - (f.1) “e-scooter” means an electric powered vehicle that
 - (i) consists of a footboard mounted on one or more wheels and may include a long steering handle,
 - (ii) is designed to be operated from the standing position, and
 - (iii) while capable of being propelled by muscle power, may be propelled by one or more electric motors.
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- (g) “multi-use crossing” means a crossing designated for pedestrians and people riding bicycles.
 - (h) “multi-use trail” means:
 - (i) any asphalt pathway or natural trail or pathway under the control of the Town; and
 - (ii) any concrete sidewalk designated as a multi-use trail by a traffic control device.
 - (h.1) “notice of administrative penalty” specifically refers to a notice of administrative penalty issued in accordance with the *Provincial Administrative Penalties Act*, as amended, and the regulations thereunder.
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- (i) “occupant” means the person residing or carrying on business within any premises, as a lessee of the owner or pursuant to a licence of occupation granted by the owner.
 - (i.1) “parking permit” means a parking permit issued by the chief administrative officer in accordance with this bylaw.
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- (j) “pedal electric bicycle” means a bicycle where the rider’s pedaling is assisted by a small electric motor which is activated by a sensors only when the bicycle is pedaled.
 - (k) “private property” means land owned in fee simple, held under a lease, sub-lease or license of occupation and is controlled by an individual or business.

- (l) “public place” means any land owned or leased by the municipality, other than a highway, that the public is ordinarily entitled or permitted to use and includes:
 - (i) parks, as defined in the Parks Bylaw, as amended,
 - (ii) parking lots, and
 - (iii) land developed, used or managed by the Town for public utilities.
- (m) “recreational vehicle or recreation trailer” means a motor vehicle or trailer designed or used for travel with temporary living accommodation for vacations or camping purposes.
- (n) “special event” means any activity or event that is open to, or intended to attract, the general public;
- (o) “Town” means the Town of Canmore in the Province of Alberta or the land lying within the corporate limits of the Town, as the context requires.
- (p) “violation tag” means a municipal tag or similar document issued by a peace officer in relation to an offence under this bylaw,
- (q) “violation ticket” means a ticket issued pursuant to the Provincial Offences Procedures Act, as amended, and the regulations thereunder.
- (r) “written permission” means the explicit approval of the chief administrative officer through a written permit or agreement.

PART 1: TRAFFIC

OPERATION OF VEHICLES

- 4. No person shall operate a vehicle on a sidewalk, pathway, or trail, except where:
 - (a) there is a lane or prepared crossing,
 - (b) written permission has been granted from the Town, or
 - (c) operation is permitted elsewhere in this bylaw.
- 5. No person shall drive a vehicle into any intersection or crosswalk unless there is sufficient space to allow the vehicle to clear the intersection or crosswalk.
- 5.1 No owner of a vehicle or driver shall stop a vehicle or permit a vehicle to be left upon any highway in such a manner that as to obstruct traffic, unless the obstruction is unavoidable due to mechanical failure of a vehicle, provided the owner or driver of the vehicle promptly takes measures to remove the vehicle from the highway.

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6. No person shall drive a vehicle on a roadway with more than one vehicle in tow, except for a truck combination consisting of a truck tractor and two trailers, one of which is attached to the other, where the arrangement complies with all the requirements of the *Traffic Safety Act*, as amended.
7. No person shall operate a commercial passenger bus with a capacity to carry more than 24 people on a roadway other than on a roadway designated by the chief administrative officer, unless operated on the most direct and practicable route between the passenger loading location and the nearest approved roadway.
8. Any vehicle in a funeral procession, except the lead vehicle, may during daylight hours enter an intersection without stopping if:
 - (a) The vehicle's headlamps and hazard warning lamps are alight;
 - (b) The vehicle is travelling immediately behind the vehicle in front of it in the funeral procession so as to form a continuous line of traffic;
 - (c) The lead vehicle in the funeral procession is showing a purple flashing light; and
 - (d) The passage into the intersection can be made in safety.

HEAVY AND OVERSIZED VEHICLES

9. Unless issued written permission from the Town, no owner of a vehicle or driver shall:
 - (a) Operate a vehicle, other than a recreational vehicle, with a registered gross vehicle weight rating in excess of 4,500 kilograms on a roadway which is not designated as a truck route by the chief administrative officer, unless operated on the most direct and practicable route between the delivery, pick-up or other location concerned and the nearest truck route;
 - (b) Park a vehicle, other than a recreational vehicle, with a registered gross vehicle weight rating in excess of 4,500 kilograms on a roadway which is not designated as a truck parking zone by the chief administrative officer, unless it is:
 - (i) parked for the purposes of delivering or collecting goods to or from a premises for a duration of less than four hours; or
 - (ii) parked for construction purposes in accordance with the Land Use Bylaw, as amended.
 - (c) Operate a vehicle which exceeds a length of 23 metres, a height of 4.1 metres, or a width of 2.6 metres on a roadway which is not designated as a truck route by the chief administrative officer, unless the vehicle is:
 - (i) operated on the most direct and practicable route between the delivery, pick-up or other location concerned and the nearest truck route; or
 - (ii) operated in accordance with section 43 of this bylaw.

10. No person shall apply or engage engine retarder brakes within the limits of the Town.

BICYCLES

11. No person over the age of 12 shall ride a bicycle on a sidewalk unless:

- (a) A traffic control device indicates otherwise, or
- (b) That person is accompanying a person 12 years of age or younger.

11.1 No person shall ride a bicycle on a sidewalk on Main Street from 8 Avenue to 6 Avenue.

12. Bicycles are permitted on multi-use trails.

13. A person riding a bicycle on a sidewalk, multi-use trail, or in a closure/special event area shall yield the right of way to pedestrians

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14. A person riding a bicycle through a multi-use or cycle crossing shall yield the right-of-way to vehicles unless right-of-way is otherwise indicated by a traffic control device.

15. No person shall operate any electrically powered vehicle on a sidewalk or multi-use trail unless otherwise authorized by this bylaw.

16. No person shall store items other than bicycles and bicycle accessories in bicycle lockers.

17. No person shall store items in a bicycle locker for a period longer than 24 hours.

18. No person shall store a bicycle on a bicycle rack for a period longer than 72 hours.

19. Notwithstanding anything to the contrary contained in this or any bylaw, a Peace Officer may operate a bicycle while on duty on a highway or public place where the use of bicycles by the general public is prohibited or restricted.

EXCLUSIVE BICYCLE LANE

20. Only persons operating bicycles and non-motorized vehicles are permitted in exclusive bicycle lanes with the exception of:

- (a) a pedestrian on foot crossing the exclusive bicycle lane;
- (b) a pedestrian using a mobility aid;
- (c) a person operating an emergency vehicle;
- (d) a person operating a vehicle operated by the Town for Town purposes; or

- (e) a person operating a vehicle which has received authorization from the chief administrative officer to be operated, stopped or parked in an exclusive bicycle lane.
21. Notwithstanding section 20, a person may drive a vehicle across an exclusive bicycle lane:
- (a) to enter or exit from adjacent driveways or intersecting streets; or
 - (b) to enter or exit from existing parking structures, on-street parking spaces or parking lots adjacent to an exclusive bicycle lane.
22. A person other than a pedestrian who is about to enter onto a roadway or sidewalk from an exclusive bicycle lane or multi-use trail must yield before entering the roadway or sidewalk, unless the intersection is marked with a stop sign.
23. A person using an exclusive bicycle lane in accordance with section 20 must yield the right of way to a pedestrian crossing in a designated crosswalk.

OTHER VEHICLES

24. No person over the age of 12 shall roller skate, in-line skate, skateboard or ride a scooter or other non-motorized vehicle on a sidewalk unless:
- (a) A traffic control device indicates otherwise, or
 - (b) That person is accompanying a person 12 years of age or younger.
25. Use of roller skates, in-line skates, skateboards, scooters and other non-motorized vehicles are permitted on multi-use trails.
- 25.1 Use of e-scooters is permitted on multi-use trails. 2022-08
26. A person using roller skates, in-line skates, skateboards, scooters or other non-motorized vehicles on a sidewalk or multi-use trail shall yield the right of way to pedestrians.
- 26.1 A person using an e-scooter on a multi-use trail shall yield the right of way to pedestrians. 2022-08
27. No person shall cling to or attach themselves or their conveyance to a vehicle on a highway or within a public place. 2022-08

PEDESTRIANS

28. No pedestrian shall cross a roadway at a point where a traffic control device prohibits such crossing.
29. A pedestrian who is crossing an exclusive bicycle lane at any point other than in a crosswalk must yield the right of way to bicycles.

30. A pedestrian shall not stand or be in any other position on a highway so as to obstruct the entrance to a building, unless that pedestrian is participating in or assembled to watch a special event for which written permission has been issued pursuant to this bylaw.

PART 2: PARKING

GENERAL PARKING RESTRICTIONS

31. Unless required or permitted by this bylaw, by written permission, by a traffic control device, or in compliance with the directions of a peace officer, or to avoid conflict with other traffic, no owner of a vehicle or driver shall leave a vehicle stopped:
- (a) where a traffic control device prohibits stopping or parking;
 - (b) for any period longer than is designated and marked by the applicable traffic control device;
 - (c) in the entranceway, ramps, or gated access to any fire hall, ambulance station, emergency vehicle lane, marked fire lane or in any other manner so as to interfere with the proper operation of and access of emergency vehicles;
 - (d) where the vehicle will, in any way, interfere with the use of a doorway intended as a fire or emergency exit, or marked on the exterior as a fire or emergency exit;
 - (e) upon any land owned by the Town which is used as a playground, a recreation area, a public park, a grassed or seeded boulevard, or a multi-use trail;
 - (f) in any parking space upon Town owned property where such space has been reserved for vehicles operated by Town employees;
 - (g) on any Town owned or operated parking lot in contravention of the prohibitions stated on any traffic control devices posted in said parking lots;
 - (h) if the vehicle has a wheelbase greater than 270 centimetres, in a parking space designated for “small cars only;”
 - (i) in front of or within 7 metres of the side of any animal proof waste or recycling container;
 - (j) in any bus stop, taxi stand, passenger loading zone, or in any other place or area where a traffic control devices indicates that parking is restricted to a certain class of vehicles, unless the vehicle is a member of the exempt class
 - (k) in any loading zone marked by a traffic control device, except any commercial vehicle lawfully engaged in loading or unloading merchandise;
 - (l) unless for an emergency, for the purpose of servicing or repairing the vehicle, or

- (m) in excess of 72 consecutive hours on a highway.
32. Unless required or permitted by this bylaw, by written permission, by a traffic control device, or in compliance with the directions of a peace officer, or to avoid conflict with other traffic, no owner of a vehicle or driver shall leave a vehicle stopped:
- (a) on a sidewalk;
 - (b) on a crosswalk or on any part of a crosswalk;
 - (c) within 5 metres from the near side of a marked crosswalk;
 - (d) within 5 metres from any fire hydrant, or when the hydrant is not located at the curb, within 5 metres from the point of the curb nearest the hydrant;
 - (e) at an intersection nearer than 5 metres to the projection of the corner property line immediately ahead or immediately to the rear, except when the vehicle is parked in a space where a parking meter or other traffic control device indicated parking is permitted;
 - (f) within an intersection other than immediately next to the curb in a “T” intersection;
 - (g) within 5 metres on the approach to a stop or yield sign;
 - (h) within 1.5 metres from an access to a garage, private road, or driveway or a vehicle crossway over a sidewalk;
 - (i) on any bridge or in any underpass or on the approaches to either of them; or
 - (j) on the roadway side of a vehicle that is parked or stopped at the curb or edge of roadway.
33. No owner of a vehicle or driver shall leave a vehicle standing in a parking space designated as being for the use of disabled persons without having a placard issued by the Motor Vehicles Branch of the Alberta Government as a vehicle operated or used by the identified disabled person;
34. An owner of a vehicle or driver parking a vehicle in a parking space designated by painted lines shall ensure the vehicle remains wholly within the limits of the parking space designated by the painted lines.
35. A person being in charge or control of a new or used car dealership, garage, service station, radio shop or other premises where repairs or installations are made to vehicles for compensation, shall not leave, cause or suffer or permit to be left on any roadway or public place a vehicle which is left in his possession for carrying out of repairs or making installations or for any other purpose whatsoever.
36. No owner of a vehicle or driver shall park a vehicle in an alley except:

- (a) while engaged in the loading or unloading of goods from a commercial vehicle for a period not exceeding 30 minutes;
 - (b) while engaged in the load or unloading of goods or passengers from a vehicle other than a commercial vehicle, for a period not exceeding 5 minutes, provided that the vehicle concerned does not obstruct the safe passage of other vehicles or persons along the alley; or
 - (c) where authorized by a traffic control device.
37. No owner of a vehicle or driver shall load or unload goods or merchandise across a sidewalk or boulevard into a premise where alternate, non-obstructing loading and unloading facilities for the premise have been provided.
38. No operator or owner of a taxicab shall leave a taxicab unattended in a taxi stand for longer than ten minutes.
39. No owner of a vehicle or driver shall park a passenger bus with a capacity to carry more than 15 people on a highway within the town except at such locations as have been designated by a traffic control device.
40. No owner of a vehicle or driver shall park or leave his vehicle at a standstill with the engine running or idling anywhere within the Town for more than 5 minutes.
41. Where parallel parking is allowed, a person shall park their vehicle with:
- (a) the sides of the vehicle parallel to the curb or edge of the roadway; and
 - (b) the right hand wheels of the vehicle not more than 500 millimetres from the right hand curb or edge of the roadway or;
 - (c) in the case of a one-way highway where parking on either side is permitted, with the vehicle wheels closest to a curb or edge of the roadway not more than 500 millimetres from that curb or edge and with the vehicle facing the direction that travel is authorized for that highway.
42. No owner or driver shall park a vehicle or permit a vehicle to be parked on privately owned property to which vehicles driven by members of the public generally have access unless the permission or authorization of the owner of the private property or a person having lawful possession or control of the privately owned property has been given for such parking.
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- 42.1 Section 42 applies only where the privately owned property has been clearly identified as having restrictions on parking.
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RECREATIONAL VEHICLES AND TRAILERS

43. No owner of a vehicle or driver shall park a recreational vehicle or a recreational trailer attached to a motor vehicle between midnight and 8 a.m. on a roadway or public place other than a campground unless:
- (a) it is parked on the area of the street immediately adjoining the owner or operator's place of residence;
 - (b) it is parked for a period no longer than 36 consecutive hours;
 - (c) it has not been parked in an area of the street immediately adjoining the owner or operator's place of residence at any time during the preceding 48 hour period.
44. No owner of a vehicle or driver shall park a recreational vehicle or a recreational trailer attached to a motor vehicle on a roadway in such a manner as to constitute a hazard to other persons.
45. No owner of a vehicle or driver shall extend any projections from a recreational vehicle or recreational trailer while parked on a roadway.
46. No owner of a vehicle or driver shall leave parked on any roadway or public place between midnight and 8 a.m. a trailer, a semi-trailer or mobile equipment attached to a vehicle where the length of the two vehicles combined exceeds 10 metres.
47. No owner of a vehicle or driver shall leave parked on any roadway or public place a trailer, a semi-trailer, mobile equipment or any vehicle which has been detached from the vehicle which is used to draw it.
48. When attached to the vehicle which is used to draw it, the trailer, semi-trailer or mobile equipment shall be deemed to be a part of the vehicle and subject to the regulations and provisions of this bylaw and the *Traffic Safety Act*, as amended.

CONTROLLED PAY PARKING ZONE

49. When parking in a controlled pay parking zone, the owner or driver of a vehicle shall register for the use of the parking space in the controlled pay parking zone immediately after parking in accordance with the instructions on the payment terminal or given by the cellular phone payment service or other payment service as may be designated by the Town.
- 2022-08
50. Where parallel parking is permitted, a vehicle or combination of a vehicle and attached trailer may be parked in two adjoining spaces, both parallel to the curb in a controlled pay parking zone, if the owner or driver of the vehicle has registered payment for both the vehicle and the trailer.
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51. No owner or driver of a vehicle shall leave the vehicle stopped in a controlled pay parking zone:
- (a) without registering or making any required payment,

- (b) for longer than the period of time for which payment is made; or
- (c) contrary to the terms and conditions of any permit or pass issued for parking in a controlled pay parking zone.

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CONTROLLED RESIDENT PARKING ZONE

51.1 No owner or driver of a vehicle shall park in a controlled resident parking zone without a valid parking permit.

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PARKING PERMITS

52. A vehicle for which a valid and subsisting parking permit has been issued may be parked in a controlled pay parking zone and be exempt from sections 49 and 51 provided the vehicle is parked in accordance with the conditions of the permit and in the zone for which the permit was issued.

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52.1 A vehicle for which a valid and subsisting parking permit has been issued may be parked in a controlled resident parking zone and may be exempt from section 51.1. provided the vehicle is parked in accordance with the conditions of the permit and in the zone for which the permit was issued.

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53. The owner or operator of a vehicle that

- (a) has a valid Alberta vehicle registration showing a physical address in Canmore, or
 - (b) owns, but does not permanently reside in, a dwelling unit in Canmore, or
 - (c) meets the eligibility requirements of any overnight parking or reasonably comparable program established by the Town, or
- (c.1) meets any other eligibility requirements set by the chief administrative officer
is eligible to apply to the Town for a parking permit.

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54. A person applying for a parking permit must submit an application to the chief administrative officer on a form supplied by the Town.

55. The chief administrative officer is authorized to create parking permit regulations including but not limited to:

- (a) maximum number of permits per dwelling unit;
- (b) parking permit fees;
- (c) types and sizes of vehicles for which a permit will be granted;

- (d) programs for overnight parking established by the Town;
 - (e) locations that permit holders are permitted to park; and
 - (f) duration and expiry of permits.
56. The chief administrative officer, upon being satisfied that:
- a) either
 - i) a person resides on a parcel of land or directly adjacent to a parcel of land where controlled spaces have been designated, or
 - ii) owns, but does not reside in, a dwelling unit on a parcel of land or directly adjacent to a parcel of land where controlled spaces have been designated, or
 - iii) meets the eligibility requirements of any overnight parking or reasonably comparable program established by the Town, and
 - b) that meets the requirements as set out in this Bylaw and the regulations established by the chief administrative officer,
- may issue a parking permit for the vehicle owned or operated by that person.
57. Any person who relies on a permit has the onus of proving that they were the holder of valid and subsisting permit.

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EXCEPTIONS TO PARKING RESTRICTIONS

58. The provisions of this bylaw relating to stopping or parking of vehicles and the restriction of idling vehicles do not apply to any of the following vehicles while being used in work requiring that the vehicle be stopped or parked and idling:
- (a) emergency and automated traffic enforcement vehicles;
 - (b) vehicles used in conjunction with the servicing of public utilities including telephone systems, electric systems, natural gas systems and cable vision systems;
 - (c) municipal and other government public works vehicles; or
 - (d) towing service vehicles.
59. The provisions of this bylaw relating to stopping or parking vehicles in controlled spaces do not apply to municipal government vehicles.
60. Where the operator of a vehicle stops, stands or parks pursuant to section 58, contrary to other provisions of this bylaw, they shall take due precautions to indicate the presence of such vehicle on a highway while so parked or stopped.

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61. The provisions of this bylaw relating to the restriction of idling vehicles do not apply to a refrigeration vehicle, delivery vehicle, or taxi that, while in use for its commercial purpose, complies with the stopping and parking requirements of this bylaw.

PART 3: HIGHWAY USE AND MAINTENANCE

GENERAL HIGHWAY USE

62. No person shall stop or restrict pedestrians, cyclists or vehicles in the lawful use of a highway or public place, unless written permission has been issued authorizing use of a highway or public place, or a portion of either.
63. No person shall undertake any of the following activities on any portion of a highway or public place unless authorized by the Land Use Bylaw, as amended, or by written permission:
 - (a) placement of any building materials or building tools or machinery or construction device,
 - (b) parking, leaving, standing, or stationing a mobile crane or other mobile building construction machine,
 - (c) leave standing a portable garbage or recycling container,
 - (d) placement of scaffolding,
 - (e) excavation/breaking up the surface of a roadway or public place,
 - (f) placement of a pole or a guywire, or other means of support for a pole,
 - (g) placement of a vending machine,
 - (h) placement of a sign,
 - (i) commercial filming,
 - (j) a special event,
 - (k) the sale or offer for sale of any goods or services,
 - (l) busking, and
 - (m) installation of sidewalk seating/café.
64. Where an activity requires the partial or complete closure of a highway or public place, the applicant may, at the discretion of the chief administrative officer, be required to:

- (a) pay all costs incurred by the Town in connection with the activity, including advertising, signage, barricading and labour; and
 - (b) provide evidence of general liability insurance coverage for a minimum amount of two million (\$2,000,000) dollars to cover any loss, claim, liability, or damage of any kind which is suffered by any person using the roadway or public place by reason of the existence or presence of the activity, under which the Town shall be named an additional insured.
65. Notwithstanding section 63, a utility company may proceed with an excavation prior to obtaining written permission in emergency situations where services must be restored to the public.
66. No person shall distribute advertising material on any portion of a highway or public place.

SIGNS

67. Unless a receptacle or structure has been provided for the express purpose of posting of notices or advertising, as in the case of a kiosk or notice board, no person shall post, exhibit, or cause to be posted or exhibited, any notice, bill, placard, pamphlet, leaflet, notice, or printed matter to or on any highway or public place including:
- (a) a building or structure of any nature that is the property of the Town;
 - (b) any traffic control device; or
 - (c) a bridge, fence, post, sign post, roadway light pole, electric pole, railing, monument, overpass, or receptacle of any kind that is the property of the Town.
68. Subject to any contrary provisions in the Land Use Bylaw, no sign shall:
- (a) obstruct the free and clear vision of vehicular or pedestrian traffic,
 - (b) be located or display any colours, where it may interfere with or be confused with a traffic control device,
 - (c) be attached to any Town signpost or traffic control device, or
 - (d) otherwise create a traffic hazard.

PROTECTION OF SURFACES

69. No owner of a vehicle or driver shall drive, operate, or permit any tractor, tracked vehicle or machinery of any kind with cleats, with or without lugs attached to such vehicle, upon a highway unless proper means are taken to protect the highway or prevent any damage to the highway.
70. No person shall tamper with or remove a manhole cover or valve cover from a highway.

71. A registered owner or operator of a vehicle shall not permit engine or transmission fluids, or vehicle fluids of any type, from being discharged onto a highway or public place. If such a discharge occurs, the registered owner of the vehicle shall remove the fluid from the highway or public place promptly.
72. A vehicle found to be leaking engine, transmission or other chemical fluids or fluids of any type shall be deemed to constitute a danger to public safety and may be removed by the Town without notice and taken to a place of storage, and returned to the owner upon payment of any costs for removal and storage.
73. No person shall direct a flow of water onto or across any portion of a highway from a private property adjacent to a highway.
74. No person shall permit or allow soaps or solvents, petroleum products, mud, dirt, or other construction debris to be tracked or drained onto a roadway from their business premises, or property that they own or lease.
75. No person shall wash vehicles so as to result in mud, slush, or any non-biodegradable substance upon any town highway
76. No person, in the course of developing private land, shall alter the existing grade of an adjacent highway unless authorized by written permission.

PRIVATE PROPERTY OBSTRUCTIONS

77. No person shall place an electrical cord, hose, chain, or other similar obstruction upon or across any portion of a highway.
78. No person shall place or dispose of any material on any portion of a highway, unless the material consists of sand, gravel, or de-icer placed only upon an icy portion of a sidewalk to minimize the danger of slippery conditions.
79. An owner of a dwelling unit or commercial unit within a structure shall be deemed responsible for any object disposed of from within the premises of such unit onto any portion of a highway adjacent to the premises.
80. The owner or occupant of any private property adjacent to a highway shall not allow any hedge, shrub or tree which may overhang from such property to interfere with pedestrians or the sight-line of vehicular traffic lawfully using such highway.
81. An owner or occupant of any private property shall be liable for damage to municipal infrastructure caused by the roots of any hedge, shrub, or tree planted on property owned or occupied by them.

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DRIVEWAYS

82. Every owner or occupant of a premises who, for the purpose of entering the premises, is required to drive a vehicle across a sidewalk or boulevard, or both, where no crossing is constructed, shall

obtain written permission and cause a crossing to be constructed at the expense of the owner or occupant.

83. No owner or occupant shall prepare, construct, commence or attempt to prepare or construct a driveway between the roadway and their own property, whether such driveway is merely excavated, built-up, filled or strengthened with rock or gravel, paved with concrete or asphalt, or any other preparation unless written permission is received prior to commencement of the work.

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84. No owner or occupant shall paint, damage, cut away, break or remove any portion of a curb or sidewalk without written permission.

85. No owner or occupant shall use a boulevard as a driveway without written permission.

SHOPPING CARTS

86. All retail outlets or stores of any nature that provide shopping carts shall:

- (a) not permit a person to remove such shopping cart from the legal boundaries of the parking lot or the property where such retail outlet or store is located, and
- (b) have the name of such retail outlet or store displayed on each shopping cart for identification purposes, and
- (c) ensure any shopping cart abandoned outside of the retail or store property is returned to the store within twenty-four (24) hours of being notified by the Town to do so.

87. Repealed 2022-16

88. Repealed 2022-16

89. Repealed 2022-16

90. Repealed 2022-16

91. Repealed 2022-16

92. Repealed 2022-16

93. Repealed 2022-16

94. Repealed 2022-16

95. Repealed 2022-16

96. Repealed 2022-16

97. Repealed 2022-16

BOULEVARD MAINTENANCE

98. The owner or occupant of any private property adjacent to a boulevard that is sown to grass or where there is grass growing naturally shall cut such grass at such regular intervals as are necessary to keep the boulevard in a tidy and attractive condition and shall control weeds.

99. No owner or occupant of private property adjacent to a highway shall plant any trees, plants, or shrubbery of any nature on the boulevard without first obtaining written permission.

PART 4: AUTHORITY AND ENFORCEMENT

DELEGATION OF AUTHORITY

100. The chief administrative officer is authorized to:

- (a) prescribe speed limits;
- (b) temporarily close any portion of a highway or public place as deemed necessary;
- (c) locate traffic control devices;
- (d) designate portions of sidewalks as multi-use trails;
- (e) designate multi-use crossings and cycle crossings, and shall mark these crossings with traffic control devices;
- (f) designate any portion of a highway or public place as an exclusive bicycle lane;
- (g) establish time limits for parking;
- (h) establish parking zones for the exclusive use of special classes of vehicles which, without restricting the generality of the foregoing, may include taxis, buses, and disabled persons' vehicles;
- (i) designate parking spaces on any street or in any parking lot as controlled spaces and cause to be installed a payment terminal, or offer cellular phone payment, or any other designated method of payment, for the payment for the use of the space;
- (j) designate fees and any method of payment for the use of controlled spaces;
- (k) designate routes for vehicles or classes of vehicles;
- (l) restrict the weight of vehicles;
- (m) issue written permission for:
 - (i) oversize weight or oversized vehicles;
 - (ii) special events and any other use of a roadway or a public place that may temporarily interrupt normal traffic or pedestrian movement;
 - (iii) the construction of driveway access; and
 - (iv) excavations;

- (n) schedule roadway cleaning, snow removal, line painting, or any other roadway maintenance program as may be necessary;
 - (o) remove, impound, or dispose of any signs or any other objects located on Town highways, boulevards, or sidewalks; and
 - (p) alter, or cause to be altered, the grade of any roadway at any time; and relocate or relay any poles or utility services of any type.
101. A peace officer, when enforcing the provisions of the Traffic Safety Act, as amended, or this bylaw, may place an erasable chalk mark on the tread face of a tire on any parked or stopped vehicle without such peace officer or the Town incurring any liability for doing so.
102. No person shall remove an erasable chalk mark placed under section 101 while the vehicle remains parked in the location where it was marked.
103. Any vehicle parked in a temporary no parking zone prior to the placement of a traffic control device prohibiting parking may be removed and impounded by the Town 72 hours after the placement of the traffic control device.
104. A peace officer may remove and impound, or cause to be removed and impounded, any vehicle or trailer parked or left at a standstill in contravention of this bylaw or when emergency conditions may require such removal from a roadway.
105. Pursuant to sections 103 and 104, any vehicle or trailer may be removed by a towing company contracted by the Town to perform such services to a place designated by the chief administrative officer, where it will remain impounded until claimed by the owner or his authorized agent.
106. A peace officer may seize and impound for a period not exceeding 30 days a bicycle, roller skates, in-line skates, skateboards, scooters and other similar vehicles:
- (a) used or operated in contravention of this bylaw or the *Traffic Safety Act*, as amended; or
 - (b) deemed by a peace officer to be lost or abandoned.
107. A peace officer may seize and impound any of the following when displayed on a roadway or public place in contravention of this bylaw or the Traffic Safety Act, as amended:
- (a) any goods or structures related to the sale of goods, and
 - (b) any sign, notice, or other object.
108. Any item seized and impounded in accordance with this bylaw or the Traffic Safety Act, as amended will be returned to the owner upon payment of the fee specified in Schedule A.
109. The Town will dispose of any item not claimed within 30 days.

110. Fees charged in accordance with section 108 of this bylaw shall be in addition to any penalty paid in lieu of prosecution.

VIOLATIONS AND ENFORCEMENT

111. Any person who contravenes the provisions of this bylaw is guilty of an offence and shall be liable for a minimum penalty in accordance with Schedule A of this bylaw, and not exceeding \$10,000.

112. Any person who contravenes any provision of this bylaw or condition of written permission issued pursuant to this bylaw for which a penalty is not set out in Schedule A of this bylaw is liable to a minimum penalty of \$250.

Section 112 amended May 8, 2021 by Bylaw 2021-11

113. If a vehicle is involved in an offence referred to in this bylaw, the owner of that vehicle is guilty of an offence.

114. A peace officer is hereby authorized and empowered to issue a violation tag to any person, who a peace officer has reasonable and probable grounds to believe has contravened any provision of this bylaw.

115. A violation tag may be issued to such person:

- (a) either personally; or
- (b) attached to the vehicle in respect of which an offence is alleged to have been committed; or
- (c) by mailing a copy to such person at their last known address.

116. The person to whom a violation tag is issued may, in lieu of being prosecuted for the offence, pay to the Town the penalty specified on the violation tag.

117. If the penalty specified on a violation tag has not been paid within the prescribed time, then a peace officer is hereby authorized and empowered to issue a violation ticket pursuant to the Provincial Offences Procedures Act, as amended, or notice of administrative penalty.

2022-08

118. Notwithstanding Section 114 of this bylaw, a peace officer is hereby authorized and empowered to immediately issue a violation ticket pursuant to the Provincial Offences Procedures Act, as amended, or a notice of administrative penalty to any person who a peace officer has reasonable grounds to believe has contravened any provision of this bylaw.

2022-08

119. In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which it continues and a person guilty of such an offence is liable to a fine in an amount not less than that established by this bylaw.

120. Upon the failure by any person to comply with the provisions of this bylaw, the Town may proceed in accordance with the Municipal Government Act, as amended and perform any corrective measures required. All costs incurred may be recovered from the person specified in the violation tag and shall be deemed a debt due to the Town by the person specified in the violation tag. Debts due may be charged against the property concerned as a special lien to be recovered in like manner as property taxes.
121. If, in the opinion of the chief administrative officer, a contravention of this bylaw requires immediate action, the Town may perform any work necessary to address the contravention of this bylaw without prior notice and all costs incurred by the Town will be payable by the person alleged to have contravened this bylaw.
122. The imposition of a fine either by issuance of a violation tag or by summary conviction in court shall not relieve any person so fined from any liability to pay to the Town any expenses arising from any damage caused by that person to Town property, including any costs incurred in having work performed by the Town where authorized by this bylaw.
123. A person other than the owner or operator of a vehicle shall not remove any violation tag or notice placed on or affixed to the vehicle by a peace officer in the course of their duties.

2022-08

ENACTMENT/TRANSITION

124. Should any provision of this bylaw be found to be invalid by a court of law it shall be severed from the remainder of the bylaw and shall not invalidate the whole bylaw.
125. Schedule A forms part of this bylaw.
126. Bylaws 2014-06 and 2017-20 hereby repealed.
127. This bylaw comes into force on March 9, 2020.

FIRST READING: March 3, 2020

SECOND READING: March 3, 2020

THIRD READING: March 3, 2020

DATE IN FORCE: March 9, 2020

OFFICE CONSOLIDATION

This document is a consolidation of a bylaw with one or more amending bylaws. Anyone making use of this consolidation is reminded that it has no legislative sanction. Amendments have been included for convenience of reference only. The approved bylaws should be consulted for all purposes of interpreting and applying the law.

Bylaws included in this consolidation:

- | | |
|---------|--|
| 2020-03 | Traffic and Road Use |
| 2021-11 | Traffic and Road Use Amendment – Street Closures |
| 2022-08 | Traffic and Road Use Amendment – Parking Amendments and Addition of E-Scooters |
| 2022-16 | Community Standards Bylaw |

SCHEDULE A – FEES AND SPECIFIED PENALTIES**Seizing and Impoundment Fees**

Non-motorized, self-propelled wheeled device	\$50.00
Sign	\$50.00
Other Items	\$50.00
Vehicle: Towing	as specified by Tow Operator
Vehicle: Impoundment	as specified by Impoundment Operator

Specified Penalties

Section	Description	If paid within 7 days of offense	Minimum Specified Penalty
5.1	Park obstructing traffic	\$45	\$90
11	Ride Bicycle on Sidewalk	n/a	\$90
11.1	Ride Bicycle on Main Street	n/a	\$90
16	Store unlawful items in locker	n/a	\$90
17	Use locker longer than 24 hours	n/a	\$90
18	Use a bicycle rack longer than 72 hours	\$45	\$90
20	Stopping, parking or operating in a bicycle lane	\$45	\$90
22	Failing to yield before entering roadway or sidewalk	\$45	\$90
24	Skateboard on Sidewalk	n/a	\$90
28	Cross a highway where prohibited	n/a	\$50
29	Pedestrian fail to yield right of way when crossing exclusive bicycle lane	n/a	\$45
31	General parking	\$45	\$90
32	General parking	\$40	\$78
34	Park outside painted lines	\$45	\$90
36	Park in alley	\$45	\$90
37	Load/unload vehicle unlawfully	n/a	\$90
39	Park bus where not permitted	\$125	\$250
40	Allow vehicle to idle	\$45	\$90
41	Parallel parking	\$40	\$78
42	Parking on private property	\$45	\$90
43	Park RV or a recreational trailer attached to motor vehicle between midnight and 8 a.m.	\$45	\$90
46	Attached trailer exceeding size limit	\$45	\$90
47	Unattached trailer	\$45	\$90
51(a)	Park in controlled pay parking zone without making payment	\$45	\$90
51(b)	Park in controlled pay parking zone for longer than payment made	\$45	\$90
51(c)	Park in controlled pay parking zone contrary to condition of permit	n/a	\$90
51.1	Parking in a controlled resident parking zone without a valid parking permit	n/a	\$90
67	Post illegal notice	n/a	\$90

2022-08

SCHEDULE B – GLOSSARY

This glossary is provided for information and does not form part of Bylaw 2020-03.

“alley” means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land;

“boulevard” means that part of a highway in an urban area that

- a) is not a roadway, and
- b) is the part of sidewalk that is not especially adapted to the use or ordinarily used by pedestrians;

“commercial vehicle” means a vehicle operated on a highway by or on behalf of a person for the purpose of providing transportation but does not include a private passenger vehicle.

“crosswalk” means

- a) that part of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite sides of the highway measured from the curbs, or, in the absence of curbs, from the edges of the roadway; or
- b) any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by line or by other markings on the road surface;

“development” means:

- a) an excavation or stockpile and the creation of either of them;
- b) a building or an addition to, or replacement or repair of a building and the construction or placing in, on, over or under land of any of them;
- c) a change of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the use of the land or building; or
- d) a change in the intensity of use of land or a building or an act done in relation to land or a building that results in or is likely to result in a change in the intensity of use of the land or buildings.

“emergency vehicle” means

- a) a vehicle operated by a police service or peace officer service as defined in the Police Act or Peace Officer Act,
- b) a fire-fighting or other type of vehicle operated by the fire protection service of a municipality,
- c) an ambulance operated by a person or organization providing ambulance services,
- d) a vehicle operated as a gas disconnection unit of a public utility,
- e) a vehicle designated by regulation as an emergency response unit.

“highway” means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestle way, or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles; and includes:

- a) a sidewalk, including a boulevard adjacent to the sidewalk;
- b) if a ditch lies adjacent to and parallel with the roadway, the ditch, and
- c) 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.

“off-highway vehicle” means any motorized mode of transportation built for cross-country travel on land, water, snow, ice or marsh or swamp land or on other natural terrain and, without limiting the generality of the foregoing, includes, when specifically designed for such travel:

- a) 4-wheel drive vehicles,
- b) low pressure tire vehicles,
- c) motor cycles and related 2-wheel vehicles,
- d) amphibious machines;
- e) all terrain vehicles;
- f) miniature motor vehicles;
- g) snow vehicles;
- h) minibikes, and
- i) any other means of transportation that is propelled by any power other than muscular power or wind,

but does not include

- a) motor boats, or
- b) any other vehicle exempted from being an off-highway vehicle by regulation.

“owner” means

- a) in respect of unpatented land, the Crown,
- b) in respect of other land, the person who is registered under the Land Titles Act as the owner of the fee simple estate in the land,
- c) in respect of any property other than land, the person in lawful possession of it, and
- d) the persons who owns a vehicle and includes any person renting a vehicle or having the exclusive use of a vehicle under a lease that has a term of more than 30 days or otherwise having the exclusive use of a vehicle for a period of more than 30 days.

“park” when prohibited, means allowing a vehicle to remain stationary in one place, except

- a) while actually engaged in loading or unloading passengers, or
- b) when complying with a direction given by a peace officer or traffic control device.

“peace officer” means a bylaw enforcement officer appointed by the chief administrative officer to do any act or perform any duties under this bylaw and includes a member of the Royal Canadian Mounted Police and, when authorized, a peace officer under the Peace Officer Act.

“pedestrian” means

- a) a person on foot, or
- b) a person in or on a mobility aid,
- c) and includes those persons designated by regulation as pedestrians.

“person” includes a corporation and the heirs, executors, administrators or other legal representatives of a person;

“power bicycle” means a vehicle that is a power-assisted bicycle under the Motor Vehicle Safety Regulations (Canada)(C.R.C., c.1038)

“roadway” means that part of a highway intended for use by vehicular traffic.

“registered gross vehicle weight” means

- a) the total weight in kilograms registered on the certificate ownership for the vehicle, or
- b) combination of vehicles that may or may not include the load.

“sidewalk” means the area between the curb lines or lateral lines of a roadway and the adjacent property lines improved for the use of pedestrians.

“recreational vehicle” means a motor vehicle designed or used for travel with temporary living accommodation for vacations or camping purposes;

“traffic control device” means any sign, signal, traffic island, marking or device placed, marked or erected, under the authority of the Traffic Safety Act or of this bylaw, for the purpose of regulating, warning or guiding traffic; and includes devices, whether manually, electrically, or mechanically operated, by which traffic is directed to stop and to proceed;

“trailer” means a vehicle so designed that it:

- a) may be attached to or drawn by a motor vehicle or tractor, and
- b) is intended to transport property or persons,

and it includes any vehicle defined by regulation as a trailer but does not include machinery or equipment solely used in the construction or maintenance of highways;

“vehicle” means a device in, on, or by which a person or thing may be transported or drawn on a highway includes a combination of vehicles but does not include a mobility aid.