

**BYLAW NO. 1893-17**  
**OF THE CITY OF WETASKIWIN**  
**IN THE PROVINCE OF ALBERTA**

**A BYLAW OF THE CITY OF WETASKIWIN IN THE PROVINCE OF ALBERTA FOR  
THE REGULATION OF STREETS, SIDEWALKS AND THOROUGHFARES IN THE  
CITY OF WETASKIWIN**

**WHEREAS** the *Traffic Safety Act* authorizes a municipality to regulate and control vehicle, animal and pedestrian traffic as well as parking on streets and property within the municipality;

**AND WHEREAS** the *Municipal Government Act*, allows a municipality to pass Bylaws as well as delegate authority with respect to streets under its direction, control and management;

**NOW THEREFORE**, the Municipal Council of the City of Wetaskiwin in the Province of Alberta hereby enacts a Bylaw to regulate Vehicle, Animal and Pedestrian Traffic in the City of Wetaskiwin as follows:

**This Bylaw may be cited as the City of Wetaskiwin “Traffic Bylaw”**

**1. DEFINITIONS**

For purposes of this Bylaw, all definitions and interpretations of the *Traffic Safety Act* and all subsequent regulations shall apply, unless otherwise defined in this Bylaw, as follows:

- A. **“Alley”** means a Roadway which primarily serves to provide access to the rear of buildings and parcels of land.
- B. **“Bicycle”** means a cycle propelled by human power on which a person can ride, regardless of the number of wheels it has, and includes a vehicle that:
  - I. may be propelled by muscular or mechanical power;
  - II. is fitted with pedals that are continually operated to propel it;
  - III. weights no more than 35 kilograms;
  - IV. has a motor that produces not more than 750 watts and that is driven by electricity or has an engine displacement of not more than 50 cubic centimetres;

- V. has no hand or foot operated clutch or gearbox driven by the motor that transfers the power to the driven wheel; and
- VI. does not have sufficient power to enable it to obtain a speed greater than 35 kilometres per hour on level ground within a distance of 2 kilometres from standing start.

C. **“Bus”** means a public passenger vehicle that is owned or operated as part of the municipal bus system.

D. **“Bylaw Enforcement Officer”** means employed by the City of Wetaskiwin in accordance with the Municipal Government Act.

E. **“Centre Line”** means

- I. the centre of a Roadway measured from the Curbs or, in the absence of Curbs, from the edges of the Roadway,
- II. in the case of a Highway
  - (A) that is offset centre Highway as designated by a Traffic Control Device, or
  - (B) that has a certain number of traffic lanes for traffic moving in a certain direction at all times or at specified times as designated by a Traffic Control Device,  
the line dividing the lanes for traffic moving in opposite directions, or
- III. in the case of a divided Highway, that portion of the Highway separating the Roadways for traffic moving in opposite directions.

F. **“City”** means the City of Wetaskiwin in the Province of Alberta.

G. **“City Engineer”** means the individual designated by the City Manager as the City Engineer, and if no person is so designated, the City Manager.

H. **“City Manager”** means the person appointed by Council to be the Chief Administrative Officer of the City in accordance with Council Bylaw.

- I. **“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.
- J. **“Council”** means the council of the City of Wetaskiwin, duly assembled and acting as such.
- K. **“Crosswalk”** means:
  - i. That part of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite side of the highway measured from the curbs, or in the absence of curbs, from the edges of the roadway; or
  - ii. Any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by traffic control devices or by line or by other markings on the surface;
- L. **“Curb”** means the concrete or asphalt edge of a Roadway, or the division point between a Roadway and a Boulevard or sidewalk.
- M. **“Dangerous Goods”** means any product, substance or organism included by its nature or by the regulations to the *Dangerous Goods Transportation and Handling Act* in any of the classes listed in the Schedule to the *Dangerous Goods Transportation and Handling Act*.
- N. **“Dangerous Goods Permit”** means permits issued by the Fire Chief or designate that evidences the Fire Chief’s permission to transport Dangerous Goods within a residential district as referenced or defined in the Land Use Bylaw.
- O. **“Dangerous Goods Route”** means any Roadway designated by the City upon which trucks are authorized to travel on specified dates only.
- P. **“Disabled Persons Vehicle”** means a Vehicle that displays a disabled placard or license plate that issued or recognized by the Registrar of Motor Vehicle Services (or any Person who, on the directions of the Registrar, is acting on behalf of the Registrar of Motor Vehicle Services).
- Q. **“Emergency Vehicle”** means
  - I. a vehicle operated by a police service as defined in the *Police Act*;

- II. a fire-fighting or other type of vehicle operated by the fire protection service of a municipality
- III. an ambulance operated by a person or organization providing ambulance services;
- IV. a vehicle operated as a gas disconnection unit of a public utility;
- V. a vehicle designated by regulation as an emergency response unit.

R. **“Explosive”** means any gunpowder, blasting powder, fulminate of mercury, or other substances, whether of chemical compound or mechanical mixture, used or manufactured with a view to producing a violent explosion or incendiary, and shall include percussion caps or detonators.

S. **“Fire Chief”** means the person appointed by the City Manager as Fire Chief that is head of the Wetaskiwin Fire Service or any other person designated by the Manager to act on his behalf.

T. **“Gross Weight”** means:

- I. In respect of a single axle of a vehicle, the total weight that a single axle transmits to a highway;
- II. In respect of an axle group of a vehicle, the sum of the weights transmitted to a highway by all the axles within the axle group;
- III. In respect of a tire of a vehicle, the total weight that the tire transmits to a highway;
- IV. In respect of a vehicle, the total weight of a vehicle or combination of vehicles calculated as the sum of the weights transmitted to a highway through each of the axles.

U. **“Heavy Vehicle”** means a Commercial Vehicle, or a Vehicle with trailer attached, having a maximum gross Vehicle weight of 4500 kg or more, or 12.5 meters in total length.

V. **“Highway”** means any thoroughfare, street, road, trail, avenue, parkway, viaduct, lane, alley, square, bridge, causeway, trestle way or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicle, and includes:

- i. A sidewalk, including a boulevard adjacent to the sidewalk,
- ii. If a ditch lies adjacent to and parallel to 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 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.

- W. **"Industrial Vehicle"** means any Vehicle used for the loading or unloading of merchandise or other object from a Vehicle. This does not include manpower.
- X. **"Inoperative Vehicle"** means any vehicle which cannot be legally operated on the street because of lack of registration, lack of engine, transmission, wheels, windshield or any other part or equipment necessary to operate on public streets and/or highways.
- Y. **"Intersection"** means an at-grade junction where two or more roads meet or cross.
- Z. **"Land Use Bylaw"** means the City of Wetaskiwin Bylaw 1804-13 as amended, repealed or replaced.
- AA. **"Mobile Unit"** means any structure whether ordinarily equipped with wheels or not, that is constructed or manufactured to be moved from one point to another by being towed or carried and to provide living accommodation for or other use by one or more Persons.
- BB. **"Municipal Government Act"** means the Municipal Government Act of Alberta, RSA 2000, c. M-26, as amended, repealed or replaced.
- CC. **"Obstruction"** means an encroachment, excavation, structure or other obstacle, which interferes or may be expected to interfere with sight lines, or the safe passage, maintenance or use of Highways or public places by Vehicles or pedestrians.
- DD. **"Off-Highway Vehicle"** is as defined in Section 117 of the *Traffic Safety Act*, R.S.A 2000, c. T-6, as amended, repealed, or replaced.

- EE. **“On Street Construction/Permit to Construct Permit”** means permits issued by the City Engineer or designate that evidences the City Engineer’s permission to engage in construction work on a highway.
- FF. **“Owner”** means the person who owns a vehicle and included any person renting a vehicle or having 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.
- GG. **“Parade or Procession”** means any group of pedestrians or Vehicles on a Highway that is likely to block, obstruct, impede, hinder, or otherwise interfere with pedestrian or vehicular traffic on the Highway; with the exception of a military or funeral procession(s).
- HH. **“Park”** means to allow a vehicle (whether occupied or not) to remain standing in one place except
  - I. when standing temporarily for the purpose of and while actually engaged in loading and unloading of passengers; or
  - II. when standing in obedience to a Peace Officer or traffic control device.
- II. **“Parkland”** means any grassed, cultivated or otherwise improved land used for the purposes of a playground or recreation area, any public park, parkway or square. This definition shall not include golf courses.
- JJ. **“Peace Officer”** means a member of the Royal Canadian Mounted Police (R.C.M.P), a Community Peace Officer appointed by the Solicitor General of Alberta in accordance with the *Peace Officers Act* R.S.A. 2006 Chapter p-3.5.
- KK. **“Pedestrian”** means a person on foot and a person in or on a mobility aid.
- LL. **“Person”** includes any individual, corporation, society, association, partnership or firm.
- MM. **“Playground Area”** means a section of a roadway that is denoted by Playground Area signage only.
- NN. **“Playground / School Zone”** means a section of a roadway that is denoted by School Zone or Playground Zone signage and a Thirty (30) kilometer per hour

(km/h) speed limit sign. Each sign will be posted with start time and end time and are in effect 7 days a week, 365 days a year.

OO. **“Private Passenger Vehicle”** means a Vehicle used solely for personal transportation.

PP. **“Public Place”** means an indoor or outdoor area, whether privately or publicly owned, to which the public have access by right or by invitation, expressed or implied, whether by payment of money or not, but not a place when used exclusively by one or more individuals for a private gathering or other personal purpose.

QQ. **“Recreational Vehicle”** means a vehicle used or intended for primarily recreational use, and without restricting the generality of the foregoing, includes any motor home, holiday trailer, trailer, camper, tent trailer, any van or bus converted for use as a recreational vehicle, boat trailer, ATV trailer or non-commercial utility trailer.

RR. **“Residential Area”** shall refer to lands districted as Residential, with Residential districts including those districts identified in Sections 6.1 to 6.13 of the Land Use Bylaw, and shall include any Highways or public property abutting such districts.

SS. **“Residential Parking Permit”** means a permit issued by the City authorizing the parking of a Vehicle within a Residential Area of the City subject to prohibitions against non-residential Parking.

TT. **“Road Ban”** means an axle weight restriction imposed by the City in respect of a Highway, pursuant to this Bylaw.

UU. **“School Bus”** means a bus that is used primarily to transport students to and from school.

VV. **“Street Furniture”** means items such as poles, traffic control devices, waste receptacles, benches, bus enclosures, trees, plants, grass, utilities, planters, bicycle racks, newspaper boxes or any other similar property placed on a highway.

WW. **“Taxi”** means a licensed vehicle for hire in the City to pick up and transport passengers, while on duty, whether or not passengers are embarked.

XX. **“Temporary Construction Barricade”** means any fencing, boarding or barrier required to enclose an obstruction on a Highway or Public Place for the purpose of construction.

YY. **“Time”** means either Mountain Standard Time or Mountain Daylight Savings Time, whichever is proclaimed to be in effect by the Province of Alberta.

ZZ. **“Track” or “Tracking”** means to allow, cause or permit any substance or material of any nature or kind whatsoever to become loose, detached, blow, drop, spill, or fall from any Vehicle, accessories or tires onto any Highway.

AAA. **“Traffic Control Device”** means any sign, signal, signal, marking or device placed, marked or erected under the authority of this bylaw or under the *Traffic Safety Act* of Alberta RSA 2000, c. T-6.

BBB. **“Traffic Safety Act”** means the *Traffic Safety Act of Alberta RSA 2000*, c. T-6, as amended, repealed or replaced.

CCC. **“Trailer”** means a vehicle so designated that it

- i. May be attached to or drawn by a motor vehicle or tractor, and
- ii. Is intended to transport property or persons,

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

DDD. **“TRAVIS Permit”** means Transportation Routing and Vehicle Information System. TRAVIS issues a permit to travel through a municipality for oversize and overweight loads. Information is collected by the Province for a fee and allocates a portion back to the municipality for road damage and administration costs.

EEE. **“Truck”** means any vehicle, other than a registered Disabled Persons Vehicle, Recreations Vehicle, School Bus or Transit bus, that is:

- I. Greater than 12 metres in length, or
- II. registered (in any jurisdiction) to operate at a maximum gross weight of 4500 kg or more.

FFF. **“Truck Route”** means a Highway designated in Schedule “F” of this Bylaw. Such Highways shall only be deemed to include the main thoroughfare and shall exclude all side streets and services roads adjacent to them.

GGG. **“Vendor Stand”** means structure advertising, displaying or containing goods or services for sale.

HHH. **“Violation Tag”** means a tag or similar document issued by the City pursuant to the *Municipal Government Act*.

III. **“Violation Ticket”** means a notice issued under Part two (2) or Part three (3) of the *Provincial Offences Procedure Act* as amended, replaced or repealed.

## 2. TRAFFIC CONTROL DEVICE

No person may act contrary to any traffic control device, regardless of whether that traffic control device is on public or private property.

- (1) The City may cause temporary traffic control devices to be placed along a portion of a highway or any other place, for the purpose of facilitating construction, maintenance, repair work or any other reason, including removal of snow and ice.
- (2) All temporary traffic control devices carry the same authority and penalty as a permanent traffic control devices.
- (3) Duly placed temporary traffic control devices shall supersede any other traffic control device located in the vicinity.
- (4) A traffic control device may provide an effective time period, for which the provisions of that temporary traffic control device shall go into effect. No person shall act or allow action in a manner contrary to that traffic control device when the time period is in effect.
- (5) No person shall alter, move or in any way change any traffic control device either permanent or temporary, at any time.
  - I. Subsection 2(5) of this bylaw shall not apply to any person, duly designated to alter a traffic control device for the purposes of maintenance, construction or relocation. This exemption includes city workers and emergency services.

**3. SIDEWALK AND BOULEVARD**

Unless a traffic control device permits or requires, a vehicle shall not be parked on a sidewalk or boulevard or any part of a sidewalk or boulevard.

**4. CROSSWALKS**

Unless a traffic control device permits or requires, a vehicle shall not be parked:

- (1) on a crosswalk or any part of a crosswalk; or
- (2) within 5 meters of the near side of a marked crosswalk.

**5. STOP OR YIELD SIGNS**

Unless a traffic control device permits or requires, a vehicle shall not be parked in the instance of an approach to a stop sign or yield sign within 5 meters of the stop sign or yield sign.

**6. INTERSECTIONS**

Unless a traffic control device permits or requires, a vehicle shall not be parked:

- (1) at an intersection within 5 meters of the projection of the curb or edge of the roadway;
- (2) within an intersection other than immediately next to the curb or edge of the roadway in a "T" intersection; or
- (3) within 1.5 meters of an access to a garage, private road or driveway or a vehicle crossway over a sidewalk.

**7. FIRE HYDRANTS**

- (1) Except as permitted in this section a vehicle shall not be stopped on a highway within 5 meters of a fire hydrant or, when the hydrant is not located at the curb, within 5 meters from the point on the curb nearest the fire hydrant.
- (2) A taxi may stop within 5 meters of a hydrant identified as a taxi zone only if:
  - (i) the operator remains in the vehicle at all times; and

- (ii) the operator immediately removes the vehicle from the taxi zone upon the direction of a peace officer or the Fire Chief or designate.

## **8. DOUBLE PARKING**

Unless a traffic control device permits or requires, a vehicle shall not be parked on the roadway side of a vehicle that is parked at the curb or edge of the roadway.

## **9. DIVIDED HIGHWAY**

Unless a traffic control device permits or requires, a vehicle shall not be parked on that portion of the highway that is to the left of the yellow line if the highway is divided into two or more roadways by a boulevard, ditch or other physical barrier.

## **10. ALLEY PARKING**

- (1) A vehicle shall not be parked in an alley unless:
  - (i) a traffic control device permits such parking; or
  - (ii) the vehicle is a commercial vehicle with hazard warning lights alight and in the process of loading or unloading goods.
- (2) Notwithstanding subsection (1) (ii) a commercial vehicle shall not be parked in an alley for more than 30 minutes.
- (3) Nothing in this section permits a person to park a vehicle in an alley in a manner that blocks or obstructs the movement of traffic.

## **11. PARKLAND**

- (1) A vehicle shall not be parked on Parkland except in a developed parking lot or other area specifically designated for the parking of vehicles.
- (2) No person shall operate an vehicle or off highway vehicle upon any parkland, skating rink, recreational area, tennis court, park, playground or school ground except as authorized by this bylaw.
- (3) Subsection 11(1) and 11(2) of this bylaw shall not apply to vehicles or off highway vehicles operated by authorized agents or contractors engaged in the performance of duly authorized duties of the City.

**12. MARKED SPACE**

A vehicle parked on a highway in a location marked by lines or otherwise shall be parked entirely within the markings.

**13. OBSTRUCTION**

- (1) A vehicle shall not be parked on a highway in a manner that blocks or obstructs:
  - (i) the movement of traffic on the highway;
  - (ii) a doorway to a building; or
  - (iii) the approach to any fire station, police station, hospital or other place where emergency vehicles require regular access.
- (2) Notwithstanding subsection 13(1)(i) of this Bylaw, where the obstruction is unavoidable due to mechanical failure, the operator will not be in breach of this bylaw provided they take measures as soon as practicable to remove such vehicle from the highway and must activate warning or hazard lights.
- (3) No person shall construct or place an obstruction of any kind, in, upon or above any highway unless granted pursuant to a City issued permit.
- (4) Any Person who, after having been issued a permit under Subsection 13(3) of this Bylaw, fails to comply with the terms and conditions of that permit shall be guilty of an offence and shall, in addition to any other penalty, remove the Obstruction within twenty-four (24) hours after receiving notice to do so. If an obstruction is not removed within twenty four (24) hours, the City may cause the removal of the Obstruction and such removal shall be at the expense of the Person causing, placing or permitting the obstruction on the Highway or public place.
- (5) In the event of an emergency or where the Obstruction is deemed to pose a danger to users of a Highway, the City may cause the immediate removal of the Obstruction without notice shall be at the expense of the Person causing, placing or permitting the obstruction on the Highway or public place.
- (6) The permit holder shall be required to produce the permit upon request of the City Manager or authorized designate.

(7) Where an Obstruction of any kind exists in, upon or above a Highway or public place and creates an unsafe condition, the City shall be entitled to take such measures as are required for the protection of life or property.

#### **14. RECREATIONAL VEHICLE RESTRICTIONS**

- (1) A recreational vehicle shall not be parked on a highway unless it is parked in a location completely adjoining the recreational vehicle owner's residence as shown in the records of the Motor Vehicle Registry.
- (2) A recreational vehicle parked pursuant to this section:
  - (i) shall not be parked for more than 72 consecutive hours; and
  - (ii) shall be removed to an off-highway location for at least 48 consecutive hours before it may be parked again on a highway.
- (3) A recreational vehicle parked on a highway shall not be occupied.

#### **15. UNATTACHED TRAILER**

- (1) Notwithstanding any other provision of this bylaw, a trailer shall not be parked on a highway unless the trailer is attached to a vehicle by which it may be drawn.
- (2) No person shall use a mobile unit, or permit any other person to use a mobile unit for overnight residency, where that mobile unit is located upon a highway or upon public property unless that property has been designated by the City for use as a mobile unit park or trailer court.

#### **16. PARALLEL PARKING**

- (1) A vehicle parked on a highway shall be parked:
  - (i) with:
    - I. the sides of the vehicle parallel to the curb or edge of the roadway, and
    - II. the right wheels of the vehicle not more than 500 millimeters from the right curb or edge of the roadway, or

- (ii) in the case of a one-way highway where parking on either side is permitted, with:
  - I. the sides of the vehicle parallel to the curb or edge of the roadway,
  - II. the wheels that are the closest to a curb or edge of the roadway not more than 500 millimeters from that curb or edge, and
  - III. the vehicle facing in the direction of travel authorized for the highway;

(2) Notwithstanding subsection (1) a motorcycle may be parked:

- (i) at an angle, other than perpendicular, to the curb or edge of the roadway, and
- (ii) with:
  - I. a wheel of the motorcycle not more than 500 millimeters from the curb or edge of the roadway, and
  - II. the motorcycle angled in the direction of travel authorized for the traffic lane that is adjacent to the lane on which the motorcycle is parked.

(3) Subsection (1) does not apply where angle parking is permitted or required.

## **17. ANGLE PARKING**

(1) When:

- (i) a sign indicates that angle parking is permitted or required, and
- (ii) parking guide lines are visible on the roadway, a vehicle shall be parked with the vehicle's sides between and parallel to any two of the guide lines, and
- (iii) in the case of a vehicle other than a motorcycle, with one front wheel not more than 500 millimeters from the curb or edge of the roadway, or

- (iv) in the case of a motorcycle, with
  - I. a wheel of the motorcycle not more than 500 millimeters from the curb or edge of the roadway, and
  - II. the motorcycle angled in the direction of travel authorized for the traffic lane that is adjacent to the lane on which the motorcycle is parked;

(2) When:

- (i) a sign indicates that angle parking is permitted or required, and
- (ii) no parking guide lines are visible on the roadway, a vehicle shall be parked with the vehicle's sides at an angle of between 30 and 60 degrees to the curb or edge of the roadway and
- (iii) in the case of a vehicle other than a motorcycle, with one front wheel not more than 500 millimeters from the curb or edge of the roadway, or
- (iv) in the case of a motorcycle with:
  - I. a wheel of the motorcycle not more than 500 millimeters from the curb or edge of the roadway and
  - II. the motorcycle angled in the direction of travel authorized for the traffic lane that is adjacent to the lane on which the motorcycle is parked;

(3) A vehicle with a total length exceeding 5.8 meters shall not be parked at an angle on a highway unless:

- (i) a sign specifically permits such parking; or
- (ii) the vehicle displays a permit issued by the city authorizing such parking.

## **18. IDLING VEHICLE**

(1) No person shall park any vehicle with a motor running for more than 10 minutes, in such a manner and such a location as to cause a disturbance.

(2) A vehicle shall not be deemed to be idling in contravention of section 18(1) if

- i. a vehicle idling due to traffic, an emergency or mechanical difficulty;
- ii. armored vehicles engaged in the secure delivery and pick up of goods;
- iii. emergency vehicles;
- iv. vehicles that must remain idling so as to power a heating or refrigeration system required for the preservation of perishable cargo;
- v. vehicles that must remain idling so as to power any tools or equipment required for or incidental to the provision of services by a municipality or public utility.

## **19. VEHICLE ON JACK**

A vehicle shall not be parked and left unattended on a highway if:

- (1) the vehicle is on a jack or a similar device, and
- (2) one or more wheels have been removed from the vehicle or part of the vehicle is raised.

## **20. ABANDONED VEHICLE**

- (1) A vehicle shall not be abandoned on a highway.
- (2) Without restricting the generality of subsection (1) a vehicle that is left standing in one location on a highway for more than 72 consecutive hours is deemed to have been abandoned at that location.

## **21. PASSENGER LOADING ZONE**

A vehicle shall not be parked on a highway in any location identified as a passenger loading zone for a period of time longer than that permitted.

## **22. COMMERCIAL LOADING ZONE**

- (1) A vehicle shall not be parked on a highway in any location identified as a commercial loading zone unless the vehicle is a commercial vehicle.
- (2) A vehicle shall not be parked on a highway in any location identified as a commercial loading zone for a period of time longer than that permitted.

## **23. COMBINATION LOADING ZONE**

- (1) A vehicle shall not be parked on a highway in any location identified as both a passenger and commercial loading zone for a period of time longer than that permitted for the passenger loading zone unless the vehicle is a commercial vehicle.
- (2) A vehicle shall not be parked on a highway in any location identified as both a passenger and commercial loading zone for a period of time longer than that permitted for the commercial loading zone.

## **24. NO PARKING**

- (1) A vehicle shall not stop or be parked on a highway in any location identified as a zone where parking is prohibited.
- (2) A vehicle shall not be stopped on a highway in any location identified as a zone where stopping is prohibited.
- (3) A vehicle shall not be stopped on a highway where the vehicle will obstruct the flow of traffic.
- (4) Notwithstanding any other provision of this bylaw, the following classes of vehicles are exempt from parking prohibitions:
  - I. Emergency vehicles
  - II. Public utility vehicles
  - III. Municipal or other government public works vehicles
  - IV. Towing service vehicles

while any such vehicle is being used for work requiring that it be stopped or parked in contravention of any such prohibition.

**25. PARTICULAR CLASS OF VEHICLE**

- (1) A vehicle shall not be parked on a highway in any location identified as being for the use of a particular class of vehicle unless the vehicle is within the particular class.
- (2) For the purpose of subsection (1) particular classes of vehicles may include, but are not limited to:
  - (i) small cars;
  - (ii) police or other emergency vehicles;
  - (iii) Wetaskiwin Transit Service vehicles;
  - (iv) tour line buses;
  - (v) funeral cars;
  - (vi) school buses;
  - (vii) taxis;
  - (viii) motorcycles;
  - (ix) vending units;
  - (x) media vehicles;
  - (xi) Department of Justice vehicles; and
  - (xii) Solicitor General vehicles.

**26. EMERGENCY ACCESS**

A vehicle shall not be parked on a highway in any location identified as a fire lane, an emergency access zone or otherwise being for the use of emergency vehicles.

**27. DISABILITY PARKING**

A vehicle shall not be parked on a highway in any location identified as being for the use of persons with disabilities unless the vehicle:

- (1) displays a valid disabled placard or license plate issued or recognized by the Registrar; and
- (2) is being used for the transportation of a person with a disability.

## **28. BUS ZONE**

- (1) Except as permitted in this section a vehicle shall not be stopped on a highway in any location identified as a bus zone unless the vehicle is a bus.
- (2) A taxi may stop in the forward 6 meters of any bus zone while in the process of actually loading or unloading passengers.

## **29. PARK OVERTIME**

- (1) A vehicle shall not be parked on a highway in any location identified as a time limited zone for a period of time in excess of the time limit.
- (2) When a vehicle, that has been subject of a Violation Tag or a Provincial Violation Ticket issued for a contravention of Subsection 29 (1) of this Bylaw, remains parked beyond the expiration of the time limit indicated on the traffic control device for more than sixty (60) minutes past the time of the issuance of the Violation Tag or Provincial Violation Ticket, this shall be deemed to constitute a second or subsequent contravention of Subsection 29(1) of this Bylaw, for which a new Violation Tag or Provincial Violation Ticket may be issued.

## **30. PRIVATE PROPERTY WITH PUBLIC ACCESS**

- (1) A vehicle shall not 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 property or person having possession or control of the property has been given for such parking.
- (2) This section applies only where the privately owned property has been clearly identified as having restrictions on parking.
- (3) A vehicle on privately owned property to which vehicles driven by members of the public generally have access parked in contravention of any specific restrictions on parking identified for the location is presumed to be:

- (i) parked without the permission or authorization in subsection (1); and
- (ii) is notwithstanding the contravention of subsection (1), subject to any higher penalty for the particular contravention specified in this Part.

### **31. CITY PROPERTY**

- (1) No person shall park a vehicle on a City owned parking lot in contravention of any Traffic Control Device indicating the terms, conditions or prohibitions governing the use of that parking lot.
- (2) No person shall park or place any vehicle or item on property owned by the City of Wetaskiwin, regardless if vacant or not.

### **32. PERMIT REQUIRED**

- (1) A vehicle shall not be parked on a highway in any location where a permit to park is required unless a valid and subsisting permit is clearly displayed on the vehicle.
- (2) When a vehicle, that has been subject of a Violation Tag or a Provincial Violation Ticket issued for a contravention of Subsection 32 (1) of this Bylaw, remains parked beyond the expiration of the time limit indicated on the traffic control device for more than sixty (60) minutes past the time of the issuance of the Violation Tag or Provincial Violation Ticket, this shall be deemed to constitute a second or subsequent contravention of Subsection 32(1) of this Bylaw, for which a new Violation Tag or Provincial Violation Ticket may be issued.

### **33. TAXI STAND**

- (1) No person shall stop or park a vehicle that is not a taxi in a marked taxi stand allotted to a company or in an open taxi zone.
- (2) No operator of a taxi shall stop or park and leave the taxi unattended for a period exceeding fifteen (15) minutes at any open taxi zone.
- (3) Notwithstanding other provisions in this Bylaw or any other Bylaw, a Taxi shall be classified as an ordinary Private Passenger Vehicle not entitled to the benefit of any provision of this Bylaw addressed to Taxis, while not on duty and available for hire.

### **34. SPEED**

- (1) No person shall drive a vehicle in any alley at a speed in excess of twenty-five (25) kilometers per hour.
- (2) No person shall operate a vehicle on any highway within the City of Wetaskiwin at a speed in excess of fifty (50) kilometers per hour; except as set out within Schedule "C" of this Bylaw.
- (3) No person shall drive any vehicle in excess of thirty (30) kilometers per hour within a posted school zone or playground zone between the hours of 7:30 am and 9:00 pm, 7 days a week, 365 days a year. School zones and Playground zones are listed in schedule "B".
  - i. Zones begin at the point where the Traffic Control Device indicating the School Zone or Playground Zone or the commencement of the School Zone or Playground Zone, and
  - ii. Ends at the point where the Traffic Control Device indicating a greater rate of speed or the end of the zone.

## **35. RIGHTS AND DUTIES OF PEDESTRIANS**

- (1) Jay Walking
  - (i) No Pedestrian shall cross, or attempt to cross, from one side of a Roadway to another at any point other than within a Crosswalk.
  - (ii) A Pedestrian shall not cross, or attempt to cross, a Roadway at a designated Crosswalk when a Traffic Control Device prohibits such crossing.
  - (iii) Notwithstanding Subsection 5(1) (i) of this Bylaw a Pedestrian may cross an Alley at any point provided the right of way is yielded to vehicles on the Alley.

## **36. OBSTRUCTING HIGHWAY**

- (1) No person or group of people shall obstruct the entrance to any building from a highway or to prevent or interfere with the free movement of other persons using that Highway.

(2) No person or group of people shall so conduct themselves or otherwise position themselves on a Highway in such a manner as to prevent or interfere with the free movement of vehicular traffic upon the Highway.

### **37. CORDS**

No person shall place or leave on, cross, or above any highway, sidewalk, boulevard, or any other city property, a cord or cable that may transmit electrical energy from a private property to any part of aforementioned property where a vehicle may park. Cords must be at least 2.5 metres(8 feet) above the sidewalk.

### **38. PARADE WATCHING**

Nothing in Subsection 36 of this Bylaw shall be construed as prohibiting the assembling of Persons for the purpose of watching an authorized parade or procession.

### **39. HITCHHIKING**

No Person shall stand upon or walk along a Highway for the purpose of soliciting a ride from the driver of any Vehicle.

### **40. SKATEBOARDS, ROLLERBLADES, CYCLISTS, ANIMALS AND ANIMAL POWERED VEHICLES**

(1) Animals or Animal Drawn Vehicle on a Highway

The operator or Person responsible for any animal or animal drawn Vehicle operating on a Highway shall remain responsible for and in control of the animal and the Vehicle at all times including the disposal of any waste material.

(2) Bicycles on Sidewalks

No Person shall operate a Bicycle having a wheel diameter in excess of fifty (50) centimeters on any Sidewalk within the zone identified in Schedule "E" of this Bylaw.

(3) Skateboards/Rollerblades/Scooters

No Person shall ride and or operate a skateboard, rollerblade, scooter or similar device on any Public Place, Sidewalk or Highway where prohibited or, where permitted, in any manner so as to interfere with the safety of other persons or in

any manner that otherwise interferes with another person's use of a sidewalk or highway for its intended purpose.

(4) Seizure of Items

Notwithstanding any other penalty imposed, where a person contravenes Subsection 40(2) or 40(3) of this Bylaw, a Peace Officer may elect to seize and confiscate that person's bicycle, skateboard, roller blades, scooter, or similar device for a period not exceeding thirty (30) days.

Anything seized pursuant to this Bylaw that is not claimed by its owner within sixty (60) days of the last day of the period of seizure may be disposed of or otherwise dealt with in accordance with the *Municipal Government Act*.

**41. HEAVY VEHICLES**

(1) No person shall operate a heavy vehicle on any highway that is not designated as a truck route.

(i) Exemptions

The following Persons shall not be deemed to be operating a Vehicle in contravention of Subsection 41(1) of this Bylaw if the Vehicle is being operated on the most direct and practicable route between the premises or location concerned and the nearest Truck Route for the purposes stated herein:

- I. Persons delivering or collecting goods or merchandise, or providing services at the premises of a customer of the Person operating the Heavy Vehicle or the owner of that Heavy Vehicle.
- II. Persons travelling to or from the business premises of the owner of the Heavy Vehicle.
- III. Persons operating a Heavy Vehicle engaged in the moving of a structure or building for which a Permit has been granted by the City.
- IV. Persons travelling to or from commercial premises involved in the servicing or repair of Heavy Vehicles.

- V. Persons towing or pulling a disabled Vehicle from a Highway that prohibits Heavy Vehicles.
- VI. Persons travelling to or from the location of properly authorized construction, maintenance or repair work on a Highway, or while actually performing authorized construction, maintenance or repair work on a Highway.
- VII. Persons operating a bus, including a school bus, chartered bus or transit bus while picking up, transporting, or depositing passengers.
- VIII. Person who has a valid TRAVIS permit.

(2) Engine Retarder Brakes

No Person shall operate engine retarder brakes within the City limits.

(3) Length Restrictions

- (i) A vehicle or a vehicle with a trailer attached, with a total length exceeding 12.5 meters shall not be parked on a highway:
  - I. in a location adjoining residential property at any time; or
  - II. in a location not adjoining residential property at any time after 7:00 p.m. and before 7:00 a.m.
- (ii) This section does not apply if the vehicle:
  - I. is a recreational vehicle; or
  - II. is a commercial vehicle with the hazard warning lamps alight and in the process of loading or unloading goods.

(4) Weight Restrictions

- (i) A vehicle, or a vehicle with a trailer attached, that is registered for a weight exceeding 4,500 kilograms, or that weighs more than 4,500 kilograms, shall not be parked on a highway:
  - I. in a location adjoining residential property at any time; or

II. in a location not adjoining residential property at any time after 7:00 p.m. and before 7:00 a.m.

(ii) This section does not apply if the vehicle:

I. is a recreational vehicle; or

II. is a commercial vehicle with the hazard warning lamps alight and in the process of loading or unloading goods.

(5) In the absence of evidence to the contrary, a school bus is presumed to have a gross weight exceeding 4,500 kilograms.

(6) Over Dimension Permits

(i) No Person shall operate or permit to be operated a Vehicle within the City in excess of the size limits established under the Commercial Vehicle Dimension and Weight Regulation (AR 316/2002 of the *Traffic Safety Act*) as amended, repealed or replaced without first obtaining the required permit(s) from an authorized agency(s) to do so.

(ii) A Person operating or permitting the operation of an Over-Dimension Vehicle on a Highway without a lawful permit issued from an authorized agency(s), shall be responsible to reimburse the City for all costs and expenses incurred in correcting any damages done to the Highway or any public works located in, over, under or adjacent to the Highway, resulting from the operation or movement of the over-dimension Vehicle on that Highway.

(iii) In addition to reimbursing the City for any repair costs of an Over Dimension violation, a fine may be issued to the offending party pursuant to Schedule "A" of this Bylaw.

(7) Road Bans

No Person shall operate a Vehicle on a Highway in contravention of the weight restrictions imposed pursuant to a Road Ban issued under this Bylaw or any other temporary Road Ban in place.

## (8) Tracking

- (i) No Person shall drive, operate or permit to be driven or operated, any Vehicle or Industrial Vehicle of any nature or kind in such a manner as to Track any material upon a Highway.
- (ii) Any Person who Tracks materials upon a Highway shall, in addition to any other penalty imposed under this Bylaw, reimburse the City for all costs and expenses incurred in the clean-up and removal of the Tracked substances or materials.

## (9) Vehicle not equipped with Rubber Tires

- (i) No person shall operate a Vehicle or Industrial Vehicle having metal spikes, lugs, tracks, cleats, skids or bands projecting from the surface of the wheel or tire of the vehicle, upon a Highway, unless a permit to do so has been issued by the City Engineer or designate.
- (ii) Subsection 9(i) of this Bylaw does not apply to the use of studded tires.

## (10) Operation of School Buses

No person shall activate the alternately flashing lights or stop arms of a school bus in a school bus loading zone located on or adjacent to school grounds.

## (11) Parking Vehicle – Dangerous Goods

- (i) No Person shall Park a Vehicle or a trailer used for the conveyance of dangerous goods upon a Highway.
- (ii) Except as required in the normal course of making deliveries or receiving goods, no Person shall Park a Vehicle or Trailer used for the conveyance of dangerous goods closer than fifteen (15) meters to any building or structure.
- (iii) Except as otherwise authorized by Provincial or Federal Statute or Regulation, all Vehicles and Trailers used in the conveyance of dangerous goods shall, at all times, bear a warning placard identifying the contents of their dangerous goods.

## (12) Securing of Loads

- (i) No person shall drive or pull onto or upon a roadway a vehicle containing a load unless the load is completely covered by a tarpaulin or other device secured in such a manner that no portion of the load can escape, blow, drop, spill or fall from the vehicle onto a highway or land adjacent thereto.
- (ii) In the event that any load or any portion thereof, or other material being carried by a vehicle, becomes loose, detached, blows, drops, spills or falls from any vehicle onto any highway so as to become an obstruction, the operator of that vehicle shall immediately take all reasonable precautions to draw the attention of other users of the highway to the presence of the obstruction and shall take any required action to remove the obstruction material(s) from the highway as soon as safely possible.

**42. SPECIAL EVENTS REQUIRING ROADWAY CLOSURES, PARADES AND PROCESSIONS**

## (1) Permit Required

- (i) No Person shall organize, hold, lead or participate in any special event requiring a roadway closure, Parade or Procession that has not been authorized pursuant to a permit issued through City Manager.
- (ii) Special events that require complete road closures of Main Street, 56 Street or other major roads must be approved by City Council
- (iii) No Person organizing, holding, leading or participating in a special event requiring a roadway closure, parade or procession shall engage in any conduct contrary to the conditions of the Permit issued by City Council, City Manager or City Engineer in relation to that Parade or Procession, or which otherwise may reasonably be expected to create a risk of injury or harm to any other Person or to private or public property.

(2) Permit Application

Any Person intending to hold a special event requiring a roadway closure, parade or procession within the City shall, at least ten (10) days prior to the date of the intended Parade or Procession, submit a formal application in writing to City Manager, or if twenty five (25) days that require City Council approval, providing:

- (i) The name and address of the applicant, and where the applicant is an incorporated entity, the names, addresses, and occupations of the Officers or Directors thereof;
- (ii) The purpose of the special event, parade or procession;
- (iii) The day, date and hours during which the special event, parade or procession will be held;
- (iv) The intended roadways to be closed or route;
- (v) The approximate number of persons expected to take part;
- (vi) The signatures and addresses of the persons who will be in control of the special event, parade or procession and who undertake to be responsible for the good order and conduct of the special event, parade or procession and the participants therein.

(3) All approved road closures for special event, parades or procession will require a traffic bypass plan developed by the applicant and submitted to the city for review/approval.

(4) During any parade or procession, all persons attending, but not participating in the parade or procession shall remain upon the sidewalk or otherwise clear of the roadway.

(5) No parade or procession shall move at speed less than five (5) kilometers per hour, or obstruct any highway for a period longer than is expressly permitted in the permit or which is otherwise, reasonably required to traverse the parade or procession route.

**43. FUNERAL PROCESSION**

- (1) A person driving a vehicle in a funeral procession, other than the lead vehicle in the funeral procession, may, during day time hours, drive the vehicle into an intersection without stopping the vehicle if:
  - (i) the vehicle's headlamps are alight;
  - (ii) 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; and
  - (iii) the passage into the intersection can be made safely.
- (2) No Driver shall:
  - (i) Break through the ranks of a military or funeral procession, or,
  - (ii) Break through the ranks of any other authorized parade or procession.

**44. TEMPORARY CONSTRUCTION BARRICADE**

- (1) Every Person required to erect any Temporary Construction Barricades shall obtain a City Permit to Construct and follow all requirements of the permit throughout the entire construction process.
- (2) The holder of a permit to erect any Temporary Construction Barricade shall maintain such enclosure in a clean and tidy condition as per requirements of the permit.
- (3) Fees and penalties established for the use of the Highway area enclosed by Temporary Construction Barricades may be levied for the duration stated on the permit granted.
- (4) Terms and fees outlined in the permit may be altered or waived when deemed appropriate by the City Manager.

**45. GATES**

No owner or occupant of any premises shall allow any gate located on the premises to swing or project over any portion of a public Highway.

**46. HIGHWAY CONSTRUCTION AND MAINTENANCE**

- (1) No Person shall perform any construction or maintenance work on a Highway without a valid City permit approving the work to be done.
- (2) In addition to any other penalty imposed for undertaking construction or maintenance on a Highway without a permit, the Person responsible for that construction or maintenance work shall be required to reimburse the City for all reasonable costs and expenses incurred as a result of the Person's actions.
- (3) Notwithstanding any other section of this Bylaw every Person(s) shall obey any temporary Traffic Control Device dutifully placed for any construction or maintenance required on Highways within the City.

**47. SNOW AND ICE CONTROL**

- (1) No person shall park a vehicle, or permit a vehicle to be parked on a highway marked as a snow route when a snow route ban has been declared by the City Manager or designate and is in effect until either a permanent or temporary traffic control device have been removed. Snow removal bans start at 7:00 am of the day listed on the Traffic Control device and are in effect till the street has been cleared.
- (2) All vehicles parked on signed snow routes after the ban is in effect as indicated in 47(1) are subject to a violation ticket issued or immediate removal at the expense of the registered owner of said vehicle.
- (3) Snow removal signs will be place in the area of the ban a minimum of 24 hours prior to removal. Signs will have the day of the week of snow removal.
- (4) A published notice in local newspaper, City of Wetaskiwin webpage, social media sites or a roadway signage shall constitute reasonable notice.

**48. INTERSECTION SIGHTLINES**

- (1) Shrubs at Intersections

No Person shall allow trees, hedges, or shrubs that are within five (5) meters of a Highway intersection and located on private property owned or occupied by that Person, whether planted before or after the date of the passing of this Bylaw, to grow to such a height or width that shall impede sight lines and visibility required

for safe traffic and pedestrian movement. Refer to City of Wetaskiwin Land Use Bylaw.

(2) Fences at Intersections

No Person shall erect or cause to be erected, built or placed, a fence, wall or other object within eight (8) meters of a Highway intersection, in such a manner as to interfere with sight lines and visibility required for safe traffic flow is thereby interfered with. Refer to City of Wetaskiwin Land Use Bylaw.

(3) Ongoing Hindrance to Satisfactory Sightlines

Where a fence, wall, or other object located on private property is determined to be a risk to the safe use of a Highway, the City may direct by way of an order pursuant to the *Municipal Government Act* that the owner or occupant of the property remove or alter the fence, wall or other object so as to remove the safety hazard, within a time limit set out within the order.

No Person, having received an order pursuant to Subsection 48(3) of this Bylaw, shall fail to comply with the directions stated in that notice for the purpose of removing a safety hazard, within the time limit set out therein.

(4) Non-compliance with Order

Where a Person fails to comply with a City order pursuant to Subsection 48(3) of this Bylaw within the required time limit, the City may take action to in accordance with the *Municipal Government Act*. Council may proceed to add any incurred costs and expenses to the tax roll for the lands subject to the order.

**49. VENDING OF GOODS ON HIGHWAYS**

(1) Street Vending

No Person shall sell or display goods or place any temporary or permanent Vender Stand related to the selling or displaying of such goods on any portion of a Highway without a valid permit.

(2) Newspaper Vendors

No newspaper vendor shall, unless duly authorized by permit or contract issued by the City Council, sell newspapers on the Highways of the City or place on the Sidewalk a Vender Stand for the exhibition of such newspapers.

- (3) A Person who violates Section 49(1) or (2) shall cease the sale of goods or services or cause the immediate removal of the Vendor Stand upon being notified to do so by the City.
- (4) If a Person fails to remove a Vendor Stand as required in section 49(3), the City may cause the Vendor Stand's removal.
- (5) Notwithstanding section 49(3) or (4), if the City Engineer determines that a Vendor Stand creates an unsafe condition, the City may immediately remove or alter the Vendor Stand as the City Engineer deems appropriate.
- (6) Any cost incurred by the City while acting in accordance of subsection 49(4) or (5) is a debt owing to the City by the owner of the Vendor Stand.
- (7) If appropriate, and if the Owner of an Obstruction or a Vendor Stand is ascertainable, the City shall notify the Owner immediately of the Obstruction's or Vendor Stand's removal in accordance with sections 49.
- (8) An Obstruction or Vendor Stand removed under subsection (7) shall be held in a storage facility until:
  - (a) claimed by the Owner or an agent of the Owner; and
  - (b) the City receives full payment of the amounts owing under subsection 49(6).
- (9) The City shall not be responsible for the condition of the Obstruction or Vendor Stand once claimed in accordance with subsection 49(8).
- (10) Notwithstanding subsection 49(8), if a stored Obstruction or Vendor Stand is not claimed within 30 days of its removal, the City may dispose of the Obstruction or Vendor Stand in any manner it deems appropriate.
- (11) Any cost incurred by the City while acting in accordance with this section is a debt owing to the City by the Owner of the Obstruction or Vendor Stand, and if the Owner cannot be ascertained, by the Person creating the Obstruction or placing the Vendor Stand.

## 50. MISCELLANEOUS

- (1) Littering

No Person shall dump, discard, abandon or place any substance or thing on any Highway.

(2) Loading Across Sidewalk

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.

(3) Fire/Emergency

No Person shall pass beyond a control point as designated by a Peace Officer, a Member of the Fire Department, appointed flag Person or Traffic Control Device.

(4) Activities upon Highways

(i) No Person shall ice skate upon a Roadway.

(ii) No Person shall coast on a sled, toboggan, ski or similar winter conveyance upon a Highway.

(5) Onus of Proof

For the Purposes of this Bylaw, an Owner shall mean the Person named on the certificate of registration for the subject Vehicle.

(i) Where a Vehicle is driven, used, parked or left in contravention of any provision of this Bylaw, the Owner of the Vehicle shall be deemed responsible for the contravention and liable to the penalty provided herein unless he or she proves to the satisfaction of the presiding Traffic Commissioner or Provincial Judge that, at the time of the contravention, the Vehicle was not driven, used, Parked or left by that owner, or any other Person acting under the owner's consent, express or implied.

(6) Street Furniture

No Person shall climb upon, deface, damage or otherwise interfere with any street furniture, protection system, utility system or public work of the City.

(7) Graffiti and Defacement

No Person shall deface, or make any advertisement, legend, poster or sign of any kind on any Highway, Traffic Control Device, street furniture or Temporary Construction Barricades.

(8) Construct Crossing

- (i) Every owner or occupant of any premises or lot who, for the purpose of entering the premises or lot, is required to drive any Vehicle across any Sidewalk or Boulevard, shall cause to be constructed in place of the Sidewalk or Boulevard, a crossing of such a width and design as per engineering standards and approved by a City development permit, to be suitable for pedestrians using the Sidewalk or Boulevard, and for Vehicles using the crossing.
- (ii) No construction or repair of a crossing shall commence unless required permit(s) for the work has first been obtained from the authorized agency(s).
- (iii) Any owner or occupant of any premises or lot who constructs a crossing, in accordance with Subsection 50(8)(i) of this Bylaw, shall be responsible for any damage caused to any portion of the Sidewalk, Boulevard, Highway or other City property, and all costs of repair of such damage shall be charged to the owner or occupant of the premises or lot.

(9) Damage to Painted Lines

No Person shall drive or walk on or over a newly painted wet line on any roadway where the wet paint is indicated by signs, flags or other warning device.

(10) Merchandise on Sidewalks and Streets

No Person shall place any goods wares, merchandise or other articles of any kind upon any sidewalk, highway or expose any goods, wares, merchandise or other articles outside of any shop, warehouse or building which shall project over any portion of the sidewalk or street without first acquiring all appropriate permits from the City.

The provisions of Subsection 48(10) of this Bylaw shall not be construed to interfere with the moderate use of a portion of such street, or sidewalk, for a reasonable time, during the taking in or delivering of goods, wares, or merchandise.

(11) Distracting Lights

No Person shall place, cause, permit or allow to be placed, at any location in the City, any light or object that reflects light in such a manner so as to unreasonably distract, or interfere with the vision of Persons operating Vehicles on a Highway.

## 51. AUTHORITY OF THE CITY MANAGER

Without restricting any other power, duty or function granted by this Bylaw the City Manager may:

- (1) Prescribe and place the location of Traffic Control Devices, whether on a permanent or temporary basis, including Traffic Control Devices restricting the speed of Vehicles, and to maintain a record of all such locations, which shall be open to public inspection during normal business hours.
- (2) Designate the location of Crosswalks upon a Highway and to mark the same by means of Traffic Control Devices.
- (3) Designate Highway intersections or other places on a Highway as a place at which no left hand turn or no right hand turn or both shall be made.
- (4) Designate any intersection 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.
- (5) When approved by Council, restrict any Highway or a part of a Highway to one-way traffic.
- (6) Temporarily close any Highway, in whole or in part, to traffic for emergency purposes, for construction or road repairs.
- (7) Divide any roadway into the appropriate number of Traffic Lanes.
- (8) Mark School Zones, Playground Zones, as well as Playground Areas by the appropriate Traffic Control Devices.

- (9) Mark approved Speed Zones on City Highways by the appropriate Traffic Control Devices.
- (10) Prescribe where temporary Traffic Control Device(s) are to be located on any Highway.
- (11) Prescribe designated Vehicle loading spaces and identify the type or classification of vehicle allowed.
- (12) Designate the distance from any intersection within which no Parking shall be permitted.
- (13) Designate Parking time limits on any portion of a Highway.
- (14) Issue all permits, stickers and special permissions permitted to be issued under this Bylaw.
- (15) Specify the types of Vehicles prohibited from Parking on any City owned parking lot.
- (16) Designate angle parking on any Highway.
- (17) Establish load limits, through a Road Ban, upon Highways.
- (18) Prohibit or restrict the movement of Vehicles from a private driveway on to a Highway or from a Highway on to a private driveway when required.
- (19) Delegate any powers, duties or functions under this Bylaw to an employee of the City.

## 52. ENFORCEMENT AND PENALTY

### (1) Offence

Except as otherwise provided herein, any Person who contravenes any provision of this Bylaw is guilty of an offence, and shall be liable, upon summary conviction, to the fine as set out in Schedule "A" of this Bylaw.

(2) A Peace Officer is hereby authorized and empowered to issue a Violation Tag to any Person, whom the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.

(3) A Violation Tag may be issued to such person:

(i) personally;

(ii) by registered mail sent to the postal address of the person, as shown on the Tax Assessment Roll or on the Certificate of Title for the property; or

(iii) by leaving it with a person apparently over eighteen (18) years of age at the place of residency of the person to whom the Violation Tag is addressed.

(4) Any Violation Tag shall conform to a format approved by the City Manager and shall include all required content.

(5) Subject to the provisions of section "2" and "3", upon issuance and service of a Violation Tag under section (1) the amount the City will accept for the alleged offences shall be the amount of the specified penalty, and upon payment to a person authorized by the City Manager to receive such payment there shall be issued an official receipt therefor and such payment shall be accepted in lieu of prosecution for the alleged offence.

(6) In the event that a Violation Tag has been issued and the penalty specified on the Violation Tag has not been paid within the prescribed time, a Peace Officer may issue a Violation Ticket to the Person to whom the Violation Tag was issued.

(7) A Violation Ticket issued with respect to a violation of this Bylaw shall be served upon the Person responsible for the contravention in accordance with the *Provincial Offences Procedure Act*.

(8) The person to whom the Violation Ticket has been issued may plead guilty by making a voluntary payment in respect of the summons by delivering to the Provincial Court, on or before the initial appearance date, the Violation Ticket together with an amount equal to the specified penalty for the offence as provided within Schedule "A" of this Bylaw.

(9) When Court records the receipt of a voluntary payment pursuant to *Provincial Offences Procedure Act*, the act of recording the receipt of that payment constitutes acceptance of the guilty plea and also constitutes the conviction and the imposition of a fine in the amount of the specified penalty.

(10) Subject to subsection (5), where payment is tendered within 7 days from the date of service of a Violation Tag issued and served under section (3) for and alleged offence listed in Schedule "A", to a person authorized by the City Manager to received such payment set out in section (5) shall be reduced by 50% of the specified penalty and such payment shall be accepted in lieu of prosecution.

(11) Nothing in this Bylaw shall be read or construed as:

- (i) preventing any person from exercising their right to defend an allegation that he has committed an offence listed in Schedule "A" or,
- (ii) preventing a Bylaw Enforcement Officer from issuing a summons or offence notice under the *Provincial Offences Procedure Act* or otherwise initiating court process in any other manner permitted by law, in respect of an alleged offence which a violation tag may be issued.

(12) Chalking Tires

In order to determine the time period over which a Vehicle has been parked in a location where Parking is restricted to a specific time limit, a Peace Officer may place an erasable chalk mark on the tread face of the tire of a Parked Vehicle.

(13) Tow-Away Authority

Where a Peace Officer has reasonable grounds to believe that:

- (i) A Vehicle has been left unattended on a Highway in a manner that may obstruct the normal movement of traffic;

- (ii) A vehicle is parked on a Highway in contravention of this Bylaw, including the provisions of any Traffic Control Device;
- (iii) A vehicle is Parked on a Highway in a manner that impedes or prevents access to a fire hydrant by fire suppression equipment;
- (iv) A vehicle is parked in a manner that impedes advertised City snow removal; or
- (v) A vehicle is parked in a manner that impedes emergency or municipal operations.

That Peace Officer may cause that Vehicle to be removed, relocated or impounded by the City.

### **53. VICARIOUS LIABILITY**

For the purpose of this bylaw, an act or omission by an employee or agent for a person is deemed also to be an act or omission of the person if the act or omission occurred in the course of the employee's employment with the person, or in the course of the agent exercising the powers of or performing duties on behalf of the person under their agency relationship.

### **54. SEVERABILITY**

If a court of competent jurisdiction should declare any Section or Subsection of this Bylaw to be invalid, that Section or Subsection shall be severed from the remainder of the Bylaw, and the remaining provisions of this Bylaw shall continue to be valid and enforceable

**55. TRANSITION AND EXECUTION**

- (1) This Bylaw shall repeal Bylaw No. 1870-16 and amendments thereto on the date of final passing.
- (2) This Bylaw shall come into full force and effect on the date of final passing.

Read a first time this 11<sup>th</sup> day of December, 2017

Read a second time this 11<sup>th</sup> day of December, 2017

Read a third time this 11<sup>th</sup> day of December, 2017

ORIGINAL SIGNED  
MAYOR

ORIGINAL SIGNED  
CITY MANAGER

## SCHEDULE "A"

The description used for each offense listed in this schedule exists solely for purposes of identifying and referencing and referencing the particular offense listed in the Bylaw, and shall not be construed as limiting or altering any provision or offence identified in the test of the Bylaw itself.

<b>Offences</b>	<b>Section</b>	<b>Reduced fine (if paid within 7 days)</b>	<b>Specified penalty</b>
2(1)	Fail to obey traffic control device	\$150.00	\$300.00
2(5)	Alter, move or change traffic control device	\$150.00	\$300.00
3	Park on sidewalk or boulevard	\$39.00	\$78.00
4(1)	Park on crosswalk	\$57.50	\$115.00
4(2)	Park within 5m of crosswalk	\$39.00	\$78.00
5	Park within 5m of stop sign/yield sign	\$57.50	\$115.00
6(1)	Park within 5m of intersection	\$39.00	\$78.00
6(2)	Park within 5m of "T" intersection	\$39.00	\$78.00
6(3)	Park within 1.5m of driveway	\$39.00	\$78.00
7(1)	Park within 5m of fire hydrant	\$57.50	\$115.00
7(2)(i)	Taxi driver fail to remain in vehicle by hydrant	\$175.00	\$350.00
8	Double parking	\$175.00	\$350.00
9	Park left of yellow line on divided highway	\$57.50	\$115.00
10(1)	Park in alley	\$39.00	\$78.00
10(2)	Commercial vehicle parked more than 30 minutes	\$39.00	\$78.00
10(3)	Block alley	\$57.50	\$115.00
11(1)	Park in parkland	\$57.50	\$115.00
11(2)	Operate OHV in parkland	\$57.50	\$115.00
12	Parked outside markings	\$39.00	\$78.00
13(1)(i)	Park obstructing flow of traffic	\$39.00	\$78.00
13(1)(ii)	Park obstructing doorway	\$39.00	\$78.00
13(1)(iii)	Park obstructing emergency access	\$175.00	\$350.00
13(3)	Construct or place obstruction on Highway	\$57.50	\$115.00
13(6)	Fail to produce obstruction permit	\$57.50	\$115.00
14(1)	Fail to park RV at residents location	\$57.50	\$115.00
14(2)(i)	Parked for more than 72 hours	\$57.50	\$115.00
14(2)(ii)	Rv not removed for 48 consecutive hours	\$57.50	\$115.00
14(3)	Occupied RV	\$39.00	\$78.00
15(1)	Unattached trailer	\$39.00	\$78.00
15(2)	Mobile unit on highway	\$57.50	\$115.00
16(1)(i)(i)	Vehicle not paralleled parked to curb	\$39.00	\$78.00
16(1)(i)(ii)	Vehicle more than 500mm from curb	\$39.00	\$78.00
17(1)(i)	Vehicle not angle parked where permitted	\$39.00	\$78.00
17(1)(ii)	Vehicle not parked in lines	\$39.00	\$78.00
17(1)(iii)	Vehicle right tire more than 500mm from curb	\$39.00	\$78.00

Offences	Section	Reduced fine (if paid within 7 days)	Specified penalty
17(3)	Vehicle exceed 5.8m parked on angle	\$39.00	\$78.00
18	Allow vehicle to idle more than 30 minutes	\$100.00	\$200.00
19(1)	Vehicle on jacks or similar device	\$57.50	\$115.00
19(2)	Vehicle on jack with wheel(s) removed	\$57.50	\$115.00
20(2)	Abandoned vehicle	\$57.50	\$115.00
21	Park in passenger loading zone	\$39.00	\$78.00
22(1)	Park in commercial loading zone	\$39.00	\$78.00
23(1)	Park in loading zone longer than permitted	\$39.00	\$78.00
24(1)	Park where prohibited	\$39.00	\$78.00
24(2)	Stopped on highway where prohibited	\$39.00	\$78.00
24(3)	Park where obstructing traffic	\$39.00	\$78.00
26	Park in fire lane	\$150.00	\$300.00
27	Park in handicap zone	\$125.00	\$250.00
28(1)	Park in bus zone	\$39.00	\$78.00
29(1)	Park in excess of timed parking	\$39.00	\$78.00
30(1)	Park on private property	\$39.00	\$78.00
31(1)	Park on City property where prohibited	\$39.00	\$78.00
31(2)	Park on City property	\$39.00	\$78.00
32	Park where permit required	\$39.00	\$78.00
33(1)	Park in a taxi stand	\$39.00	\$78.00
33(2)	Taxi unattended in taxi stand	\$39.00	\$78.00
35(1)(i)	Jaywalking	\$25.00	\$50.00
35(1)(ii)	Cross against traffic control device	\$25.00	\$50.00
36(1)	Person(s) obstruct entrance to building	\$39.00	\$78.00
36(2)	Person(s) obstruct traffic	\$39.00	\$78.00
37	Have extension cord across sidewalk	\$75.00	\$150.00
39	Hitchhiking	\$39.00	\$78.00
40(1)	Animal or animal drawn vehicle on highway	\$39.00	\$78.00
40(2)	Bicycle on sidewalk	\$39.00	\$78.00
40(3)	Skateboard/rollerblade/scooter on sidewalk	\$39.00	\$78.00
41(1)	Commercial vehicle of truck route	\$125.00	\$250.00
41(1)(viii)	Fail to produce permit for commercial vehicle of truck route	\$300.00	\$600.00
41(2)	Use engine retarder brakes	\$75.50	\$150.00
41(3)(i)	Total length exceeding 12.5 m in residential property	\$125.00	\$250.00
41(3)(ii)	Total length exceeding 12.5m in residential area between times	\$125.00	\$250.00

Offences	Section	Reduced fine (if paid within 7 days)	Specified penalty
41(4)(i)	Commercial vehicle overweight	50%/total	\$27.00/100kg for overloads to 5000kg and \$47.00 over 5000kg plus 15% victim fine surcharge
41(6)	Over dimensional load without Permit	\$250.00	\$500.00
41(7)	Operate overweight during road ban	50%/total	\$34.00/100kg for overloads to 5000kg and \$47.00 over 5000kg plus 15% victim fine surcharge
41(8)(i)	Tracking on highway	\$57.50	\$115.00
41(9)(i)	Vehicle with improper tire on highway	\$57.50	\$115.00
41(10)	Activate flashing lights in school bus loading zone	\$25.00	\$50.00
41(11)(i)	Park vehicle with dangerous goods	\$250.00	\$500.00
41(11)(ii)	Park vehicle with dangerous goods within 15m of any building	\$250.00	\$500.00
41(11)(iii)	Fail to display placard	\$75.00	\$150.00
41(12)(i)	Unsecured load	\$150.00	\$300.00
42(1)(i)	Fail to obtain special events permit	\$125.00	\$250.00
43(2)	Break rank in Military/Funeral procession	\$50.00	\$100.00
44(1)	Fail to obtain temporary barricade permit	\$125.00	\$250.00
44(2)	Fail to maintain barricade	\$57.50	\$115.00
45	Allow gate to swing onto highway	\$150.00	\$300.00
46(1)	Perform construction/maintenance on highway without permit	\$300.00	\$600.00
47(1)	Park in snow removal route	\$100.00	\$200.00
48(1)	Shrubs in intersection sightline	\$75.00	\$150.00
48(2)	Fence in intersection sight line	\$75.00	\$150.00
49(1)	Unauthorized sale or display of goods	\$115.00	\$230.00
49(2)	Unauthorized sale of newspapers	\$39.00	\$78.00
50(1)	Littering	\$57.50	\$115.00
50(2)	Loading across sidewalk	\$75.00	\$150.00
50(3)	Cross Fire/Emergency line	\$50.00	\$100.00
50(4)(i)	Ice skate on roadway	\$39.00	\$78.00
50(4)(ii)	Coast sled/toboggan/ski on highway	\$39.00	\$78.00
50(6)	Climb/interfere with street furniture	\$50.00	\$100.00
50(7)	Graffiti/Defacement	\$115.00	\$230.00

<b>Offenses</b>	<b>Section</b>	<b>Reduced fine (if paid within 7 days)</b>	<b>Specified penalty</b>
50(8)	Fail to obtain permit of sidewalk crossing	\$125.00	\$250.00
50(9)	Damage to painted lines	\$39.00	\$78.00
50(10)	Merchandise on sidewalks/street	\$39.00	\$78.00
50(11)	Distracting lights	\$39.00	\$78.00

## SCHEDULE "B"

### SCHEDULE OF SCHOOL ZONES, PLAYGROUND ZONES AND PLAYGROUND AREAS

Street or Avenue	Zoned as:
Aspen Avenue (Ashwood street to Applewood street)	Playground Zone
47 Street (50 to 53 Ave)	Playground Zone
52 Ave (45 to 47 Street)	Playground Zone
52 Avenue (53 to 55 Street)	Playground Zone
Northmount Drive (47 Street to Northlake Lane)	Playground Area
Garden Meadows Drive (Parkside Park to Knights of Columbus)	Playground Area
Garden Meadows Drive and Garnet Crescent	Playground Area
51 A Street (42 to 44 Ave) (Rotary Park)	Playground Area
37 Ave 53-54 Street (Lynnalta Park)	Playground Area
44-45 Ave (46-47 Street) (Ben George Park)	Playground Area
47A Ave (School Board Office)	Playground Area
47 Street (43 to 50 Avenues)	School Zone
52 Street (47 to 49 Ave)	School Zone
53 Street near 41 Avenue	School Zone
54 Street (40 to 43 Avenues)	School Zone
55 Avenue (Centennial Drive to 55 Street)	School Zone
52 Avenue (44 to 45 Street)	School Zone
47 Avenue (47 to 47A Street)	School Zone
56 Avenue (45 Street to Garwood Drive)	School Zone

**Note:**

Ranges listed in brackets are for reference only. Zones and Areas begin where signs are physically posted and end where signs are physically posted.

School Zones, Playground Zones and Playground Areas may cover the same area and therefore both apply.

Without limiting the above schedule any zones not listed, which are physically marked with posted signs, can also be enforced under this Bylaw.

Zones in effect from 7:30 am to 9:00 pm, seven days a week. 365 days a year.

Above list is for information only. Areas and zones may be added or removed at any time.

## SCHEDULE "C"

### SCHEDULE OF ROADS WITH POSTED SPEED LIMITS

On Street or Avenue	Speed Limit
50 Avenue (47 Street East to Norm Brown Field)Manluk parking lot entrance	30 km/hr
All Highways within the City of Wetaskiwin unless otherwise specified in this Bylaw	50 km/hr
40 Avenue (Highway 13 West) (West 60 Street to 57 Street)	60 km/hr
56 Street (Highway 2A) (Highway 13 to North of Centennial Drive)	60 km/hr
47 Street (Highway 13 to North of 60 Avenue)	60 km/hr
36 Street (Highway 13 to South of Garden Meadows Drive)	60 km/hr
50 Street (59 Ave to Northmount Drive)	60 km/hr
36 Street (South Garden Meadows Drive to 48 Avenue)	80 km/hr
Highway 13 East (36 Street to East of 47 Street)	90 km/hr
Highway 13 East (Train overpass to 47 Street)	80 Km/hr
Highway 13 West (57 Street to 60 Street)	60 Km/hr
Highway 13 West (60 Street to Reynolds Museum)	80 Km/hr

**Note:**

Ranges listed in brackets are for reference only. Zones begin where any Traffic Control Device is physically located and end where a Traffic Control Device is physically located indicating a change in speed limit. Without limiting the above schedule any zones not listed, which are physically marked with posted signs can also be enforced under this Bylaw.

**SCHEDULE "D"**

**SCHEDULE OF ROADS WITH 2 HOUR PARKING ZONE**

**On Street or Avenue**

Map of the Downtown Parking  
(Schedule E)

**Stipulations**

Monday - Friday,  
9:00 a.m. to 5:00 p.m.

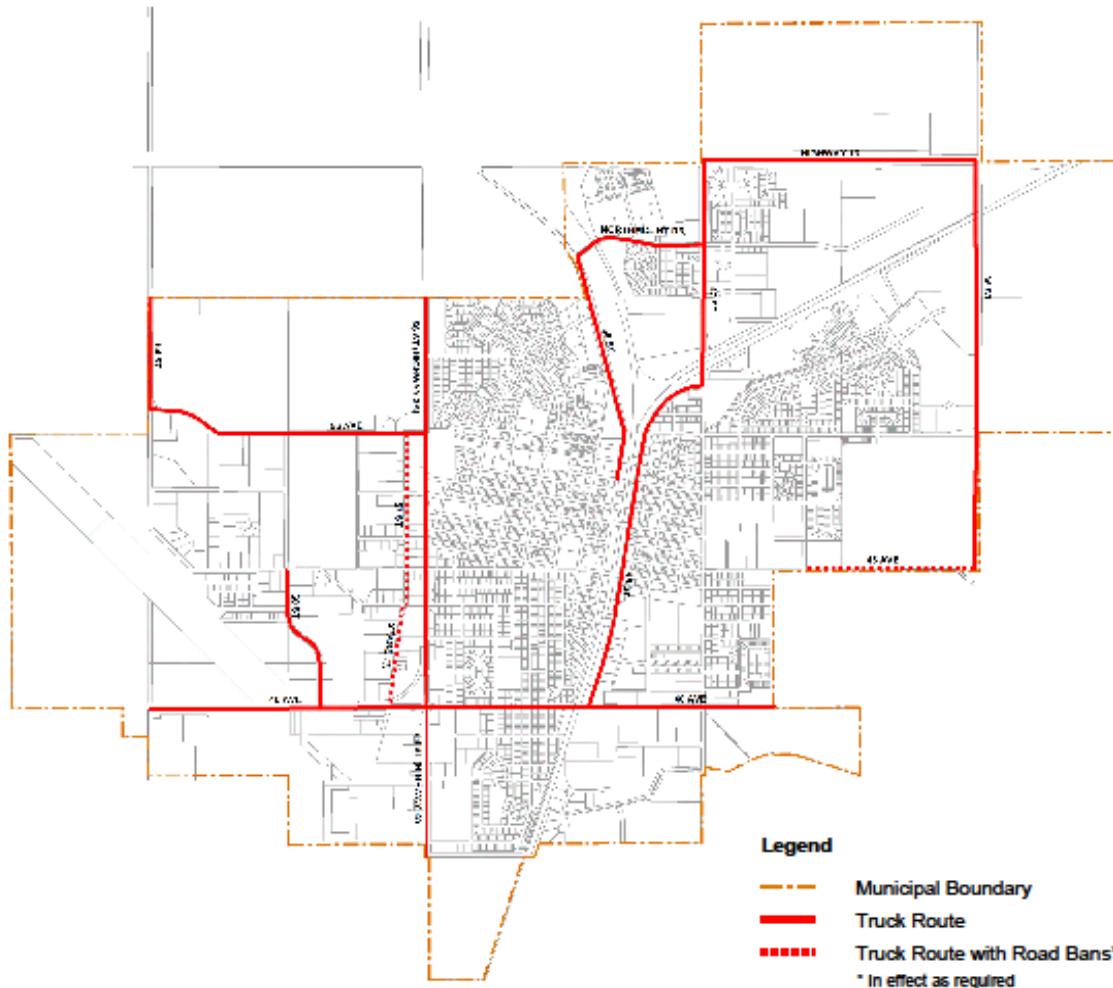
## **SCHEDULE “E”**

## DOWNTOWN AREA





## SCHEDULE 'F' TRUCK ROUTE



**SCHEDULE "G"**

**HEAVY TRUCK PERMIT PROCEDURES FOR**

**OFF TRUCK ROUTE**

1. All heavy vehicles as defined in bylaw 1893-17 must have a valid permit
  - A. School buses may be allowed to park on residential streets dependence on neighbourhood safety requirements.
  - B. Permits not available to vehicles with tandem axels over 15m length.
2. Permits are valid for 1(one) year from date of approval.
3. Renewal is required to date of permit.
4. If there is a registered complaint, permit may/will be revoked.
5. Permit is non-transferable.
6. Application must be signed off by neighbours directly affected by the permit.
7. Permit applications will be reviewed with respect to traffic safety and road capacity.
8. Permit applications will be reviewed and approved by and at the discretion of Protective Services Department and Engineering and Development Department.
9. Conditions may be affixed to the permit to the point of time restrictions and vehicle placement at the discretion of the Protective Services Department and Engineering and Development Department.
10. Failure to obtain a permit or renew a permit will be subject to a fine as per Schedule "A".

**APPEALS**

11. Decisions will be based on neighbourhood concerns and traffic safety.
12. Request for appeals sent to the Director of Protective Services in writing and will be reviewed in ten (10) working days.

# Residential Parking Application

## Heavy Truck – Bylaw #1893-17



Phone: 780-361-4401  
Fax: 780-352-0101

City of Wetaskiwin  
Protective Services  
4705-50 Avenue  
Wetaskiwin, AB T9A 2E9

APPLICANT:		PHONE #:	
ADDRESS:			

DRIVERS LICENSE #:		VEHICLE:	
ALBERTA LICENSE PLATE:		ADDRESS OF PARKED VEHICLE:	
GVW:			

APPLICANT SIGNATURE:	
EXPIRY DATE:	

Approved by Peace Officer:		DATE APPROVED:	
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Signature of Neighbours In Agreement to Parked Vehicle	Print Name	Address

OFFICE USE ONLY		
PERMIT#	PERMIT FEE: N/C	PAID: