

**THE SUMMER VILLAGE OF SEBA BEACH
IN THE PROVINCE OF ALBERTA**

BY-LAW NO. 03-07

**BEING A BY-LAW IN THE SUMMER VILLAGE OF SEBA BEACH
IN THE PROVINCE OF ALBERTA TO PROVIDE FOR THE
CONTROL AND REGULATION OF TRAFFIC**

WHEREAS, by virtue of the authority vested in the Summer Village Council of Seba Beach and by virtue of the TRAFFIC SAFETY ACT, being Chapter T-6 of the Revised Statutes of Alberta, 2000, and amendments thereto, which made provision for the enactment of bylaws relating to the regulation of vehicle and highway traffic.

NOW THEREFORE, the Municipal Council of the Summer Village of Seba Beach, duly, assembled, with all members present hereby enacts as follows:

This By-law may be cited as the "Seba Beach Traffic By-law".

1. **DEFINITIONS** – In this By-law, unless the context otherwise requires, the definitions or interpretations used shall be as defined in the Traffic Safety Act, R.S.A. 2000, Chapter T-6 and amendments thereto.
2. **ENFORCEMENT** – The Peace Officer appointed by the Council is hereby charged with the duty of enforcing this By-law.
3. **PARKING** – No person shall park a vehicle for any period of time whatsoever:
 - a. Within five (5) meters of any stop sign erected upon any highway nearer than five (5) meters to any street or lane intersection

J.M.

- b. No person shall park on any street or portion thereof leading eastward from 1st Avenue to the waters of Lake Wabamun which has been designated as a “No Parking” area, and signs designating such areas shall be erected.

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c.

“No person shall drive or park any vehicle or trailer on any portion of the lake-shore with the exception of the main pier where any launching of watercraft shall be carried out with all reasonable speed, and the vehicle and/or trailer shall be immediately removed from the lake-shore”.

- d. No person shall park on any street or portion thereof which is designated a “No Parking” area and is marked by a “No Parking” sign.

- e. No parking in lanes shall be permitted except when a vehicle is standing temporarily for the purpose of loading or unloading, or for temporary repairs.

- f. The area of lots 11, 12 & 13 in Block 7 Plan 5976AF lying on the westerly side of the community hall known as the Heritage Pavilion shall be a public parking area within which the parking of vehicles is permitted, but only within the spaces or stalls provided or marked, and such vehicles shall be parked at an angle or ninety (90) degrees to the flow of traffic.

- g. The area described as Block “R”, Plan 2145CL and lying between cottages numbered 465 and 467 on 1st Avenue North shall be a public parking area.

- h. Throughout the length of 4th Street South all vehicles shall, when parked, be parked at an angle of forty-five degrees to the sidewalk and in the direction of the flow of traffic on the north side of the street, and parallel to the sidewalk on the south side of the street.

- i. No person shall leave a parked vehicle, during restricted hours, on any highway which may from time to time be designated as a restricted parking area, and which is marked with signs showing the restricted parking hours.

- j. A vehicle left standing on a highway within the village for more than seventy-two (72) consecutive hours shall be deemed to have been abandoned at that location, and the registered owner of the vehicle may be issued with an order by the Administrator of the village to remove the vehicle . Failure to do so within the time limit granted in the order shall constitute an offense against this by-law. The abandoned vehicle may be removed by the village in accordance with the provisions of Section 77 of the Traffic Safety Act.
- k. No vehicle used in construction or maintenance work shall remain parked on a village highway for a period longer than ten (10) consecutive hours.
- l. No vehicle shall be parked as to block any driveway or lane.
- m. No person shall park any trailer (whether designed for occupancy by persons or for carrying of goods or equipment) upon any highway unless said trailer is attached to a vehicle by which it may be propelled or drawn and when so attached, the trailer may be deemed part of the vehicle and subject to the regulations pertaining to vehicles.
- n. Any person who contravenes any section of the above by-law shall be deemed to have committed an offense and subject to a fine as set out in Section 7 of this by-law.
- o. A Peace Officer may cause any vehicle parked contrary to the provisions of this by-law to be removed and or impounded, and he may cause such vehicle to remain impounded until such time as the traffic tag penalty and the costs of removing and storing the vehicle have been paid.

4. SIGNS

- a. The council hereby delegates to the Mayor and the Administrator the power:

To prescribe where signs and other traffic control devices are to be located, and authorizes that a record of such locations be kept, which shall be open to public inspection during the normal business hours.

To declare any highway street or lane within the corporate limits of the village closed to motorized traffic, either in whole or in part, when in the opinion of these officials any conditions have made the use of such highway, street or lane by motorized vehicles dangerous and when road conditions may be made worse by traffic.

- b. The ban on motorized traffic on any of the aforementioned highway, street or lane may be applied to all motorized vehicles and trailers.
- c. The ban on motorized vehicles, as in b. above, shall be deemed to be in force upon the erection of a "Road Closed and/or Road Ban signage, and shall be lifted upon the authorized removal of said signage.
- d. Any person or persons driving on any highway, street or lane within the village after a ban has been placed upon such traffic shall be guilty of an offence against this by-law and be subject to the issuance of a traffic tag penalty.
- e. Any person or persons who operate a vehicle contrary to the instructions of any traffic control device, or in any manner contravenes the provisions of this by-law, shall be guilty of an offence and shall be issued with a traffic tag, ticket or notice in the amount provided herein for the particular breach of the by-law.

5. SPEED LIMIT

- a. No person shall drive a vehicle upon any highway or street within the village at a speed in excess of 30 kilometers per hour.
- b. No person shall drive a vehicle upon any lane within the village at a speed in excess of 20 kilometers per hour.

6. CLEATED VEHICLE

No person shall operate or move upon or over any paved highway any vehicle or traction engine having cleats, tracks, or other devices attached to its wheels or made a part thereof, which may damage the highway.

7. TRAFFIC VIOLATION NOTICE

- a. Any person guilty of any breach or infraction of this by-law shall, upon summary conviction be liable to a penalty of not more than \$500.00 exclusive of costs, and in default of payment of penalty and costs, to imprisonment of not more than sixty (60) days.
- b. A Traffic Violation Notice may be issued by a Peace Officer to any person alleged to have committed any infraction of this by-law and the traffic tag shall state the amount of the penalty as set forth in the schedule attached to this by-law, and the official to whom such penalty shall be paid.

c. In lieu of prosecution as defined in clause 6 (a) herein any person to whom a traffic tag has been issued may pay the penalty specified thereon, provided the payment is made within seven (7) days from the date of issue.

d. A traffic tag shall be deemed to be sufficiently served if:

Served personally on the accused, or

Mailed to the address of the registered owner of the vehicle concerned, or

Attached to or left upon the vehicle in respect of which the offence is alleged to have been committed.

e. If a person has been prosecuted for the offence named in the traffic tag, and has been convicted of such an offence, then the fine imposed shall not be less than the original amount on the said traffic tag plus court costs.

f. Nothing in this by-law shall:

Prevent any person from defending a charge of committing a Breach of this by-law; or

Prevent any Peace Officer or other person from laying an information and complaint against any other person whether or not such other person has made a payment under the provisions of Clause 6 herein for a breach of any of the provisions of this by-law.

8. SCHEDULE OF PENALTIES

The following schedule of penalties shall apply for infractions of this by-law:

CLAUSE	INFRACTION	PENALTY
3 a, j, k	Parking	\$57.00
3 b, c, d, e, g, i, l	Parking	\$57.00
3 m	Parking an unattached trailer	\$57.00
4 d	Road Closed/Road Ban	\$500.00
4 e	Stop, Yield Signs	\$57.00
5	Speed limit	As in Traffic Safety Act
6	Cleated Vehicle	\$200.00

REPEAL OF PREVIOUS BY-LAWS


By-laws numbered 394, 227, 233, 275, 277 and amendments thereto are
Hereby repealed.

READ A FIRST TIME THIS 26TH DAY OF APRIL, 2007

READ A SECOND TIME THIS 28TH DAY OF MAY, 2007

READ A THIRD TIME AND DULY PASSED THIS 28th DAY OF
~~JUNE~~, 2007

MAY


Gary Schultz, Mayor
Susan Evans, Administrator