

TOWN OF WAWOTA

BYLAW NO. 2/2022

A BYLAW TO REGULATE THE OPERATION & PARKING OF VEHICLES AND THE USE OF THE HIGHWAYS

The Council of the Town of Wawota in the Province of Saskatchewan, enacts as follows:

1. This bylaw may be referred to as the "Traffic Bylaw."
2. That all the provisions and enactments set forth in this bylaw shall relate to and be in full force and effect within the limits of the Town of Wawota, and that this bylaw shall come into force and effect on the date of final passing thereof.
3. The headings throughout this bylaw are for convenience only and are not intended to be used to construe the intent of this bylaw or any part hereof, or to modify, amplify, or aid in the interpretation or meaning of the provisions of this bylaw.
4. If a court of competent jurisdiction should declare any section or subsection of this bylaw to be invalid, such section or subsection shall not be construed as having persuaded the Council to pass the remainder of the bylaw, and it is hereby declared that the remainder of this bylaw shall be valid and remain in force.
5. In the prosecution of an alleged contravention of any of the provisions of this bylaw, the onus of proof that the action giving rise to the charge was previously authorized shall lie upon the person charged.

6. **DEFINITIONS**

(1) For the purpose of this bylaw, the following terms and words shall have the following meanings:

- (a) **"angle parking"** means the parking of vehicles with the right front wheel drawn up on the right-hand side of the roadway, or at a distance of not more than thirty (30) centimeters from such curb; the said vehicles to be placed at an angle of forty-five (45) degrees with the curb;
- (b) **"administrator"** means the Administrator or duly appointed acting Administrator of the Municipality;
- (c) **"all terrain vehicle"** and/or **"ATV"** means all terrain vehicle as defined in *The All Terrain Vehicles Act*;
- (d) **"Council"** means the Council of the Town of Wawota;
- (e) **"curb"** means the lateral boundaries of a highway, whether or not marked by curbing;
- (f) **"dangerous goods"** means dangerous good as defined in *The Transportation of Dangerous Goods Act (Canada)*.
- (g) **"designated officer"** means the Administrator of the Municipality, Royal Canadian Mounted Police, Bylaw Enforcement Officer, or any other person(s) appointed by Council to enforce municipal bylaws;
- (h) **"driveway"** means a private right-of-way, paved or unpaved, that provides access for vehicles and pedestrians from a boulevard, curb, or

sidewalk to a lot or a carport, garage, parking pad, loading berth, or structure located on the lot;

- (i) **“heavy vehicle”** means a motor vehicle with a GVW of 8 tonnes (8,000kg) or greater; “Gross Vehicle Weight” or “GVW” refers to the total weight of the motor vehicle together with any trailer, cargo, and accessories; for the purposes of this bylaw, if the GVW of a motor vehicle cannot be readily determined due to the lack of immediately available scales, then a vehicle with a TARE of 7 tonnes (7,000kg) shall be considered as a “heavy vehicle”;
- (j) **“highway”** means a road, parkway, driveway, square, or place designated and intended for or used by the general public for the passage of vehicles, but does not include any area, whether privately or publicly owned, that is primarily intended to be used for the parking of vehicles and the necessary passageways on that area and does not include a provincial highway within the Municipality as designated pursuant to the provisions of *The Highways and Transportation Act, 1997*;
- (k) **“justice”** means a Justice of the Peace as per *The Interpretation Act, 1995*;
- (l) **“loading zone”** means that portion of a public highway adjacent to the curb designed by signs and/or markings for the exclusive use of vehicles loading and unloading passengers or goods;
- (m) **“lug vehicles”** means any vehicle with a portable engine or tractor engine having metal spikes, lugs, or cleats projecting from the face of the wheels or tires thereof, or having metal track-tread;
- (n) **“Municipality”** means the Town of Wawota;
- (o) **“one-way highway”** has the meaning ascribed thereto such a highway by *The Traffic Safety Act*;
- (p) **“parallel parking”** means the parking of a vehicle with both right wheels thereof drawn up to the curb on the right-hand side of the highway, or at a distance of not more than thirty (30) centimeters from such curb;
- (q) **“parking”** has the meaning ascribed thereto by *The Traffic Safety Act*;
- (r) **“pedestrian”** means any person on foot, and shall include baby carriages/strollers and wheelchairs, motorized or otherwise;
- (s) **“power turn”** means to maneuver a vehicle in such a manner to cause part of the vehicle to depart from its ordinary line of progress by the sudden use of acceleration and/or braking;
- (t) **“sidewalk”** means that portion of the right-of-way designed and intended for or used by pedestrians, whether or not paved;
- (u) **“speed zone”** means any portion of a highway within the Town of Wawota, as designated herein, and identified by a sign erected and maintained at each end thereof, indicating the maximum speed applicable thereto;
- (v) **“Town”** means the Town of Wawota;
- (w) **“u-turn”** means the turning of a vehicle so as to cause it to proceed in the opposite direction from which it was proceeding immediately prior

to the commencement of such turn;

(x) **“vehicle”** means any vehicle, trailer or semi-trailer, or motor vehicle as ascribed to by *The Traffic Safety Act*.

(2) Whenever in this Bylaw, the expression “vehicle,” “vehicular,” and/or “vehicular traffic” is used, it shall mean, and be held and included for the purpose of prosecution under this Bylaw, the driver or operator. In the absence of a driver or operator it shall include the registered owner of a vehicle.

7. **SCOPE - APPENDICES**

- (1) **Stop Streets:** highways listed in Appendix 1;
- (2) **Yield Streets:** highways listed in Appendix 2;
- (3) **No U-Turn Intersections:** intersections of the highways, approached from all four (4) directions, listed in Appendix 3;
- (4) **Angle Parking Areas:** highway locations listed in Appendix 4;
- (5) **No Parking Areas:** highway locations listed in Appendix 5;
- (6) **Dangerous Goods Route:** highway locations listed in Appendix 6;
- (7) **Heavy Vehicle “Truck” Route:** locations listed in Appendix 7;
- (8) **Speed Zones: Schools – Playgrounds:** locations listed in Appendix 8;
- (9) **Crosswalks:** locations listed in Appendix 9;
- (10) **Locations ATVs are Prohibited:** locations listed in Appendix 10;
- (11) **Form 1: Notice of Violation:** form located in Appendix 11;
- (12) **Form 2: Application to Park an Overweight Vehicle - Winter Parking:** form located in Appendix 12.
- (13) **Form 3: Application to Operate an Overweight Vehicle on Hall Street:** form located in Appendix 13.

8. **GENERAL INFRACTIONS**

- (1) **All Terrain Vehicles:**
 - (a) The operation of ATV’s shall be in accordance with *The All Terrain Vehicles Act* and the Town of Wawota’s All Terrain Vehicle Bylaw.
- (2) **Bicycles:**
 - (a) No person shall operate a bicycle on a sidewalk.
 - (b) No person shall leave a bicycle on a sidewalk.
 - (c) No person shall ride a bicycle on a street or public highway in a manner dangerous to the rider or to the public.
- (3) **Engine Retardant Brakes:**
 - (a) The use of engine retardant brakes is not permitted within the Municipality.

(4) Lug Vehicles:

- (a) No person shall propel, operate, or drive any lug vehicle upon any highway within the Municipality.

(5) Miscellaneous Signs:

- (a) No person shall, except where authorized by resolution of Council, or when duly authorized by law, erect upon or immediately adjacent to any highway, any sign, marker, signal or light or any advertising sign or device.
- (b) No person shall deface damage, destroy, or remove any sign or marker erected pursuant to this bylaw.

(6) Parking:

- (a) Except as otherwise provided herein, the parking of vehicles is permitted on all highways within the Municipality.
- (b) No vehicle shall be parked on a public highway unless it is displaying license plates for the current year.
- (c) Subject to the provisions of subsection 8(6)(d), no person shall park a vehicle in any lane, or in any street, so as to obstruct the entrance to any lane, driveway, or approach leading to private premises;
- (d) Notwithstanding the provisions of subsection 8(6)(c), a vehicle may be parked in any lane for the purpose of taking on or discharging cargo, provided no such vehicle shall be parked for a period exceeding thirty (30) minutes at one time, unless written permission has first been obtained from the administrator or a designated officer of the Municipality for an extension of such time.
- (e) Subject to subsection 8(6)(f), every person parking a vehicle upon a highway within the Municipality where parking is permitted, shall parallel park the same.
- (f) Every person parking a vehicle upon a highway listed in Appendix 4, "Angle Parking Areas," shall angle park the same.
- (g) No person shall park a vehicle in any "No Parking" area as designated in Appendix 5 at any time, whether such areas are marked on the curb or otherwise by signs erected and maintained in accordance with the provisions of subsection 11(4) to indicate that parking therein is prohibited.
- (h) No person shall park a vehicle within five (5) meters of any street intersection or fire hydrant.
- (i) No person shall park a vehicle on any highway at one place for a period of time exceeding forty-eight (48) consecutive hours.
- (j) No person shall park any vehicle in any private place or on any private property unless they are the owner, occupant, licensee, or permittee of said parking place or private property, except with the consent of such owner, occupant, licensee, or permittee.
- (k) No person shall park any vehicle designated for carrying or intended for the carrying of oil, gasoline, or other flammable, combustible, or explosive material, within thirty (30) meters from any building in the Municipality used or intended for use, in whole or in part, as a place of dwelling, a hotel, educational institution, or place of public assembly.
- (l) No person shall leave a trailer or semi-trailer parked on a highway

which is unattached from the vehicle for moving same.

(m) No person shall park a heavy vehicle, as defined in subsection 6(1)(i), on any highway designated as a Heavy Vehicle Truck Route as listed in Appendix 7 for a length of time greater than two (2) hours.

(i) As per the restrictions described in subsection 8(13) and section 10 of this Bylaw, no person shall park a heavy vehicle on a highway not designated as a Heavy Vehicle Truck Route, notwithstanding permissions as allowed for in a permit "To Park an Overweight Vehicle - Winter Parking" as prescribed under subsection 10(6).

(7) Power Turns:

(a) The operator of a vehicle shall not execute "power turns" on any highway in the Municipality.

(8) Snowmobiles:

(a) As per the provisions of *The Snowmobile Act* and *The Snowmobile Regulations, 1998*:

(i) it shall be lawful to operate a snowmobile between the hours of 7:00 a.m. and 11:00 p.m. on any highway except Provincial Highway Number 48 within the limits of the Municipality.

(ii) notwithstanding clause 5(8)(a)(i) of this bylaw, it shall be lawful to operate a snowmobile on the portion of Provincial Highway Number 48 for the purpose of crossing the Highway.

(iii) notwithstanding clause 5(8)(a)(ii), all Provincial highway crossings must be assessed by traffic operations staff from the Ministry of Highways & Infrastructure to ensure that any crossing safety issues are addressed. All snowmobile trails that run inside the right-of-way of a provincial highway must be permitted in writing by the Ministry of Highways & Infrastructure. All snowmobile trail permit applications must be sent to the Saskatchewan Snowmobile Association, who will forward any applications that they deem as requiring a permit to the Ministry of Highways & Infrastructure.

(iv) it shall be lawful to operate snowmobiles in the Municipality at hours other than those specified in clause 5(8)(a)(i) for the purpose of leaving the Municipality by the most direct route or returning to a residence by the most direct route.

(v) all snowmobile operators shall yield the right-of-way to vehicles on Highway Number 48 before crossing the highway.

(vi) any snowmobile crossing a public highway must come to a full stop prior to crossing and must take the most direct route across the highway.

(vii) any snowmobile entering onto a public highway shall do so from an established public highway approach.

(9) Speed:

(a) Subject to clause 5(9)(b), no person shall operate a vehicle in the Municipality at a speed greater than forty (40) km per hour.

(b) No person shall operate a vehicle at a speed greater than thirty (30) km per hour in the speed zones as set out in Appendix 8.

(10) Stop Streets:

- (a) The provisions of *The Traffic Safety Act* shall apply to all traffic approaching and facing a “stop” sign erected and maintained in accordance with the provisions of subsection 11(1).

(11) Stunting:

- (a) No person shall operate a vehicle on a public highway in such a manner as to spin tires and cause dust, rocks, stones, or other debris to rise in the air unnecessarily.
- (b) No person shall operate a vehicle on any public or private property to cause damage.
- (c) The Police may, without warrant, seize any vehicle found to be used in contravention of the stunting subsection of this bylaw until appearance is made in Provincial Court, as allowed for under law.

(12) U-Turns:

- (a) No person shall cause a vehicle to make a u-turn between intersections or at the intersection of a highway with a lane or an alley in the Municipality.
- (b) No person shall cause a vehicle to make a u-turn at any intersection designated as a no “U-Turn” intersection as listed in Appendix 3. This shall apply to all traffic approaching and facing a “No U-Turn” sign erected and maintained in accordance with the provisions of subsection 11(3).

(13) Weight Restrictions – Truck Routes

- (a) Notwithstanding subsection 10(3) and subject to any permissions granted under subsection 10(6) and 10(7), no person shall operate a heavy vehicle on a highway within the Municipality except on a highway designated as a Heavy Vehicle Truck Route, as listed in Appendix 7.
- (b) Subject to subsection 8(13)(a), no person shall operate a vehicle or a combination of vehicles with a GVW of thirty-five (35) tonnes (35,000kg) or greater on any highway within the Municipality.
- (c) The provisions of *The Police Act, 1990* and *The Highways & Transportation Act, 1997* shall apply to the operators of vehicles referred to in subsection 8(13)(a).

(14) Yield Streets:

- (a) The provisions of *The Traffic Safety Act* shall apply to all traffic approaching and facing a “yield” sign erected and maintained in accordance with the provisions of subsection 11(2).

9. DANGEROUS GOODS

- (1) The streets set out in Appendix 6 are hereby established as the Dangerous Goods Route.

- (2) No person shall operate a vehicle transporting or designed for transporting dangerous goods that requires placards other than on a Dangerous Goods Route except while such vehicle:

- (a) is making collection or delivery, provided that the operator proceeds by the most direct route to or from the point of collection or delivery, as the case may be, to or from the nearest Dangerous Good Route;

- (b) is proceeding to or from a garage for the purpose of repairs, servicing, or refueling, provided that the operator proceeds by the most direct route to or from the garage, as the case may be, to or from the nearest Dangerous Goods Route;
 - (c) is being operated in the service of the Town; or,
 - (d) is under escort by a marked vehicle operated by a member of the WWW Fire Protection District, Town of Wawota, or a Police Officer, in which case the vehicle shall travel on the Heavy Vehicle Truck Route except where necessary to reach a permitted destination.
- (3) Notwithstanding subsection 9(2), a person may operate a vehicle that requires placards transporting or designed for transporting in bulk on any route other than on a Dangerous Goods Route:
- (a) where the operator is in the course of delivering heating fuel to a residential dwelling; or,
 - (b) where the operator is in the course of delivering cylinders containing oxygen for medical purposes.
- (4) No person shall park a vehicle transporting or designed for transporting dangerous goods that requires placards within one hundred and fifty (150) meters of any place of dwelling, a hotel, educational institution, or place of public assembly for such period of time only as is necessary to unload the contents provided that:
- (a) it is not possible for the contents to be unloaded from any other area; and,
 - (b) the vehicle and the unloading procedure are under constant supervision during the entire time the vehicle is parked.

10. **HEAVY VEHICLE TRUCK ROUTE.**

- (1) The streets set out in Appendix 7 are hereby established as the Heavy Vehicle Truck Route.
- (2) Recreational vehicles shall be exempt from the operation of this bylaw.
- (3) No person shall operate a vehicle transporting or designed for transporting goods in bulk other than on a Heavy Vehicle Truck Route except while such vehicle:
 - (a) is making a collection or delivery within the Town of Wawota, provided that the operator proceeds by the most direct route to or from the point of collection or delivery, as the case may be, to or from the nearest Heavy Vehicle Truck Route;
 - (b) is proceeding to or from a garage or the purpose of repairs, servicing, or refueling, provided that the operator proceeds by the most direct route to or from the garage, as the case may be, to or from the nearest Heavy Vehicle Truck Route;
 - (c) is being operated in the service of the Town; or,
 - (d) is under escort by a marked vehicle operated by a member of the WWW Fire Protection District, Town of Wawota, or Police Officer, in which case the vehicle shall travel on the Heavy Vehicle Truck Route

except where necessary to reach a permitted destination.

(4) As set forth in subsection 8(6)(m):

(a) No person shall park a heavy vehicle on any highway designated as a Heavy Vehicle Truck Route for a length of time greater than two (2) hours.

(5) As set forth in subsection 8(13):

(a) No person shall operate a heavy vehicle on a highway within the Municipality except on a highway designated as a Heavy Vehicle Truck Route; and,

(b) Subject to subsection 8(13)(a), no person shall operate a vehicle or a combination of vehicles with a GVW of thirty-five (35) tonnes (35,000kg) or greater on any highway within the Municipality, including those designated as a Heavy Vehicle Truck Route.

(6) Residents of the Municipality may apply to the Town of Wawota for permission to park an overweight vehicle at their residence, including those not located on a Heavy Vehicle Truck Route, from November 01 to March 31 of the following calendar year.

(a) The "Application to Park an Overweight Vehicle - Winter Parking" shall be located in Form 2, Appendix 12, attached to and forming part of this bylaw.

(b) Prospective applications must meet the following guidelines:

(i) the applicant must be a resident of the Town of Wawota;

(ii) the heavy vehicle described in the application is to be used for business purposes only, and not personal purposes;

(iii) the application is specific to one vehicle only;

(iv) the application must state the specific identification of the vehicle;

(v) the application must state the specific TARE and the GVW of the vehicle;

(vi) the application must describe the specific route that the driver will follow within the Municipality; and,

(vii) the application must describe where the vehicle will be parked.

(c) Trailers will not be considered part of a vehicle's permit and, as such, will not be permitted to travel off the Heavy Vehicle Truck Route;

(d) As a condition of approval, the applicant must agree to inform the Town of Wawota of any changes to the approved application as required.

(e) Failure to abide by the provisions set out in subsection 10(6)(b-d) will result in:

(i) the permit will be considered void and the permissions allowed for thereunder revoked; and,

(ii) the applicant is guilty of an offence and liable on summary conviction to a penalty of \$2,000.00.

- (f) Applications that are approved will be valid for one (1) “winter season”
 - (i) The winter season shall be defined as November 01 continuing until March 31 of the following calendar year.
 - (ii) The permit shall be considered void and terminated on April 01 of the following calendar year after the permit took effect, and a new Application must be submitted to the Town for the following winter season.
- (g) A permit, in the form of an approved Application, must be authorized by a resolution of Council and re-written in a letter of authorization to be issued by the Administrator.
- (h) Council reserves the right to alter the conditions of the permit and/or terminate the permit at their discretion.
- (7) Application may be made to the Town of Wawota for permission to operate a heavy vehicle on the portion of Hall Street that is not listed as a heavy vehicle truck route, as per Appendix 7.
 - (a) The “Application to Operate an Overweight Vehicle on Hall Street” shall be located in Form 3, Appendix 13, attached to and forming part of this bylaw.
 - (b) Prospective applications must meet the following guidelines:
 - (i) the application must state the general purpose of the overweight vehicle(s);
 - (ii) the application must explain the reasoning for wanting to operate a heavy vehicle on Hall Street, as opposed to alternate routes;
 - (iii) the application must list the driver(s) who will be authorized to operate under the permit; and,
 - (iv) the applicant must agree to follow the provisions of the permit, as defined in subsection 10(7)(c) and listed on the “Application to Operate an Overweight Vehicle on Hall Street.”
 - (c) As a condition of validity, the applicant and all authorized drivers described in the Application must agree to continuously abide by the following provisions:
 - (i) prior to operating a heavy vehicle on Hall Street, the applicant or an authorized driver must contact either the Mayor, Deputy Mayor, or Administrator to receive permission;
 - a. The applicant or an authorized driver must speak directly to the Mayor, Deputy Mayor, or Administrator, whether in-person or via telephone conversation;
 - b. this permission shall be considered valid for a single use of the permit, and any subsequent uses will require additional permission; and,
 - c. the applicant or an authorized driver must receive explicit permission to operate a heavy vehicle on Hall Street prior to doing so.

- (ii) the overweight vehicle must be used for the purpose described in the Application.
- (d) Failure to abide by the provisions set out in subsection 10(7)(c) will result in:
 - (iii) the permit will be considered void and the permissions allowed for thereunder revoked; and,
 - (iv) the applicant is guilty of an offence and liable on summary conviction to a penalty of \$2,000.00.
- (e) If an agent or driver is hired, directed, contracted, or otherwise engaged by the applicant for the purposes of operating a heavy vehicle and this agent or driver does not abide by the provisions set out in subsection 10(7)(c), then the applicant shall be considered in violation of the provisions of the permit and will be liable to the penalties described in subsection 10(7)(d), whether or not the agent or driver is listed as an authorized driver on the Application.
- (f) Applications that are approved will be valid for the current calendar year in which the permit is issued.
 - (iii) The permit shall be considered void and terminated on January 01 of the following calendar year, and a new Application must be submitted to the Town.
- (g) A permit, in the form of an approved Application, must be authorized by a resolution of Council and re-written in a letter of authorization to be issued by the Administrator.
- (h) Council reserves the right to alter the conditions of the permit and/or terminate the permit at their discretion.

11. **SIGNS**

- (1) Council shall cause to be erected and maintained at all stop streets in Appendix 1, at a distance of approximately three (3) meters from point of intersection, an appropriate sign containing the word "Stop," so placed to face the traffic approaching the intersection.
- (2) Council shall cause to be erected and maintained at all yield streets listed in Appendix 2, at a distance of approximately three (3) meters from point of intersection, an appropriate "Yield" sign, so placed to face the traffic approaching the intersection.
- (3) Council shall cause to be erected and maintained at all "No U-Turn" intersections as listed in Appendix 3, at a distance of approximately three (3) meters from point of intersection, an appropriate sign prohibiting U-Turns, so placed to face the traffic approaching the intersection.
- (4) Council shall cause to be erected and maintained at all "No Parking" areas as listed in Appendix 5, appropriate signs and/or curb markings. Such signs or curb markings shall be visible from that part of the highway to which the restriction applies.
- (5) Council shall cause to be erected and maintained at all "Crosswalk" locations as listed in Appendix 9, appropriate signs and/or street markings. Such signs or street markings shall be visible, so placed to face the traffic approaching the crosswalk.

- (6) Council shall cause to be erected and maintained appropriate signs indicating the locations where the use of ATV's is prohibited, as set out in Appendix 10.
- (7) Council may by resolution provide for the erection and maintenance on any highway, and at any designated point or points thereon, of such signs as it may deem expedient for warning, guidance, directions, or information thereon.

12. **MISCELLANEOUS**

(1) **Hedges and Trees:**

- (a) Council can order by resolution that a hedge, shrub, tree, or other vegetation be removed or trimmed if deemed hazardous to traffic, and that such costs associated with the removal and/or trimming of the said vegetation shall be covered by the property owner.

(2) **Litter on Streets:**

- (a) No person shall throw or place or cause to be thrown or placed on any public highway, lane, sidewalk, public or private driveway:
 - (i) any glass;
 - (ii) refuse or garbage; and/or,
 - (iii) any burning substance, including but not limited to ashes, matches, and products such as cigarettes and cigars.

(3) **Soliciting From a Vehicle:**

- (a) No person shall solicit business from a vehicle, except where licensed to do so by the Town.

13. **PENALTIES**

(1) **Notice of Violation:**

- (a) The "Notice of Violation – Traffic Bylaw Contravention" shall be located in Form 1, Appendix 11, attached to and forming part of this bylaw.
- (b) Service of such "Notice of Violation – Traffic Bylaw Contravention" may be made by attaching the Notice of Violation to the vehicle in respect of which an offense has been committed or by mailing such Notice addressed to the person(s) who has committed the offense.

(2) **All Terrain Vehicles:**

- (a) Any person who contravenes any of the provisions of subsection 8(1) of this bylaw shall be liable to the penalty imposed by Section 32 of *The All Terrain Vehicles Act*.

(3) **Bicycles:**

- (a) Any person who contravenes any of the provisions of subsection 8(2) of this bylaw is guilty of an offence and liable on summary conviction to the following penalty:
 - (i) for the first infraction, impounding the bicycle for seven (7) consecutive days, and/or the penalties provided for by the General Penalty Bylaw of the Municipality; and,
 - (ii) for the second or additional infractions, impounding the bicycle for fourteen (14) consecutive days, and/or the penalties provided for by the General Penalty Bylaw of the Municipality.

(4) Engine Retardant Brakes:

- (a) Any person who contravenes any of the provisions of subsection 8(3) of this bylaw is guilty of an offence and liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.

(5) Litter on Streets:

- (a) Any person who contravenes any of the provisions of subsection 12(2) of this bylaw is guilty of an offence and liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.

(6) Lug Vehicles:

- (b) Any person who contravenes any of the provisions of subsection 8(4) of this bylaw is guilty of an offence and liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.

(7) Miscellaneous Signs:

- (a) Any person who contravenes any of the provisions of subsection 8(5) of this bylaw is guilty of an offence and liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.

(8) Parking, U-Turns, Loading Zones:

- (a) Subject to subsection 13(8)(b), any person who contravenes any of the provisions of the subsections listed under 13(8)(a)(i-x) of this bylaw is guilty of an offence and liable on summary conviction to the following penalties:

(i)	Clause 8(6)(c)	\$100.00
(ii)	Clause 8(6)(d)	\$100.00
(iii)	Clause 8(6)(e)	\$100.00
(iv)	Clause 8(6)(f)	\$100.00
(v)	Clause 8(6)(g)	\$100.00
(vi)	Clause 8(6)(h)	\$100.00
(vii)	Clause 8(6)(i)	\$100.00
(viii)	Clause 8(6)(l)	\$100.00
(ix)	Clause 8(12)(a)	\$100.00
(x)	Clause 8(12)(b)	\$100.00

- (b) If the penalties ascribed in subsection 13(8)(a)(i-x) are paid within five (5) calendar days upon issue of the "Notice of Violation," the penalty shall be reduced to \$25.00.

- (c) Any person who contravenes any of the provisions of subsection 8(6)(k) of this bylaw is guilty of an offence and liable on summary conviction to the maximum penalty provided in the General Penalty Bylaw of the Municipality.

- (d) Any person who contravenes any of the provisions of subsection 8(6)(m) of this bylaw is guilty of an offence and liable on summary conviction to a penalty of not less than \$1,000.00 for the first offence and not more than \$2,000.00 for each subsequent offence.

(9) Power Turns:

- (a) Any person who contravenes any of the provisions of subsection 8(7) of this bylaw is guilty of an offence and liable on summary conviction to a penalty of \$100.00.

(10) Snowmobiles:

- (a) Any person who contravenes any of the provisions of subsection 8(8) of this bylaw shall be liable to the penalties imposed by *The Snowmobile Act*.

(11) Soliciting From a Vehicle:

- (a) Any person who contravenes any of the provisions of subsection 12(3) of this bylaw is guilty of an offence and liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.

(12) Speed, Failing to Stop, Failing to Yield, etc.:

- (a) The penalties for these and other traffic violations other than parking under *The Traffic Safety Act*, *The All Terrain Vehicles Act*, *The Snowmobile Act*, and *The School Bus Operating Regulations* shall be liable to the penalties imposed by *The Summary Offences Procedure Act* and/or any other applicable legislation.

(13) Stunting:

- (a) Notwithstanding clause 8(11)(c) and subsection 13(12), any person who contravenes any of the provisions of subsection 8(11)(a-b) of this bylaw is guilty of an offence and liable on summary conviction to the penalties provided in the General Penalty Bylaw of the Municipality.

(14) Weight Restrictions, Truck Routes.

- (a) Any person who contravenes the provisions of subsection 8(13)(a) is guilty of an offence and liable on summary conviction to a penalty of not less than \$1,000.00 for the first offence and not more than \$2,000.00 for each subsequent offence.
- (b) Any person who contravenes the provisions of subsection 8(13)(b) is guilty of an offence and liable on summary conviction to a penalty of \$2,000.00.
- (e) As per subsection 13(8)(d), any person who contravenes any of the provisions of subsection 8(6)(m) of this bylaw is guilty of an offence and liable on summary conviction to a penalty of not less than \$1,000.00 for the first offence and not more than \$2,000.00 for each subsequent offence.
- (f) Any person who contravenes the provisions set out in subsection 10(7)(c) is guilty of an offence and liable on summary conviction to a penalty of \$2,000.00.

14. OUTSTANDING DEBTS - IMPOUNDING

- (1) In addition to and notwithstanding any provisions contained within Section 13 hereof, any person appointed as a designated officer pursuant to this bylaw:

- (a) may remove or cause to be removed any vehicle that:

- (i) is unlawfully placed, left or kept on any street, public parking place, or other public place;

- (ii) is unlawfully parked pursuant to clause 8(6)(j) when requested by the owner, occupant, licensee, or permit holder of said property; or,

- (iii) is found on a street, public parking place, other public place, or municipally-owned property when:

- (A) the owner of the vehicle owes three or more outstanding fines to the Municipality for parking offences;

- (B) the appeal period against the imposition and amount of said fines has expired;
 - (C) at least two notices that the fines are outstanding were sent to the owner at least one week apart; and,
 - (D) a justice, having been satisfied by evidence provided by way of oath, affidavit or statutory declaration of the existence of the facts mentioned above in clauses 14(1)(a)(iii)(A-C), has issued an order authorizing the removal and impoundment.
- (2) Pursuant to subsection 14(1)(a), the Municipality may seize, impound, or store such vehicle.
- (a) The Municipality may retain a vehicle which has been impounded or stored after it has been removed under subsection 14(1)(a) until the amount of outstanding fines, if any, and the costs incurred in removing and impounding or storing the vehicle have been paid, and upon payment of said outstanding fines and costs the vehicle shall be released to the owner.
 - (b) If the fines and costs described in subsection 14(1)(b)(i) have not been paid within a period of thirty (30) days, the Municipality shall have the right to recover same from the owner of the vehicle by:
 - (i) legal action in a court of competent jurisdiction;
 - (ii) sale of the impounded vehicle through public auction; or,
 - (iii) private sale of the impounded vehicle.
 - (c) Prior to the sale of a vehicle which has been impounded or stored under this section, the Municipality shall provide notice designating the time and place of the sale at least fourteen (14) days prior to the sale by:
 - (i) publishing a notice in a newspaper circulating in the Municipality;
 - (ii) sending a copy of said notice by regular mail to the owner at the address last appearing on the vehicle registration; and
 - (iii) by any additional means which Council may consider appropriate.
 - (d) The proceeds from the sale of a vehicle which has been impounded or stored under this section shall be applied firstly against the fines and costs described in subsection 14(2)(a) and the balance remaining, if any, shall be paid to the owner.
 - (i) If the proceeds from such sale are insufficient to satisfy the fines and costs described in subsection 14(2)(a), the amount of the shortfall shall be a debt due and owing from the owner and enforceable by the Municipality in any manner allowed by law.

15. **REPEALED**

- (1) Bylaw 1/2022 is hereby repealed.

16. **COME INTO FORCE**

(1) This bylaw shall come into force and effect on the date of final passing thereof.

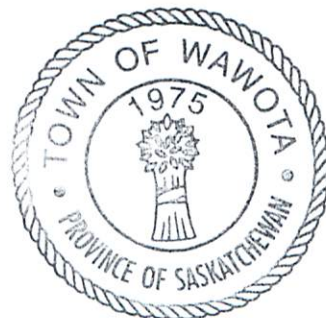



Mayor

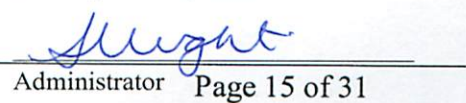

Administrator

Read a third time and adopted this 21st day of June, 2022.


Administrator



Certified a true copy of Bylaw No. 2/2022 adopted by resolution of Council on the 21st day of June, 2022.


Administrator