

BYLAW NO. 2024-03

A BYLAW OF THE SUMMER VILLAGE OF PARKLAND BEACH IN THE PROVINCE OF ALBERTA, AUTHORIZING THE OPERATION, REGULATION, AND CONTROL OF VEHICLES ON HIGHWAYS AND MUNICIPAL LANDS IN THE SUMMER VILLAGE.

WHEREAS the *Municipal Government Act* provides that a council of a municipality may pass bylaws for the safety, health and welfare of people and the protection of people and property.

AND WHEREAS the *Traffic Safety Act* provides that a council of a municipality may by bylaw authorize or issue a permit authorizing persons to drive golf carts along any portion of a highway within the municipality subject to the conditions outlined in the Pilot Project (Golf Carts) Regulation;

AND WHEREAS the *Traffic Safety Act* further provides that a council of a municipality may by bylaw regulate and control the operation of golf carts on highways which are subject to the direction, control and management of the municipality and on property that is not a highway and is located within the municipality;

AND WHEREAS the Council of the Summer Village of Parkland Beach believes it is in the best interests of the residents of the summer village to promote safety and proper use of golf carts that a bylaw be passed to regulate and control the operation of golf carts pursuant to the powers granted to municipalities under the *Traffic Safety Act*;

NOW THEREFORE, the Council of the Summer Village of Parkland Beach in the Province of Alberta, duly assembled, enacts as follows:

1) TITLE

This bylaw shall be known as the "Pilot Project (Golf Carts) Bylaw."

2) APPLICATION

This bylaw applies to all golf carts operated on highways within the Summer Village of Parkland Beach.

3) DEFINITIONS

Definitions in the Pilot Project (Golf Carts) Regulation, and definitions in the *Traffic Safety Act* and its regulations, as applicable, are adopted for the purposes of the interpretation and the application of this bylaw.

In this bylaw:

- (a) "Act" means the Traffic Safety Act, RSA 2000, T-6;
- (b) "CAO" means the Chief Administrative Officer of the Summer Village, or designate;
- (c) "Council" refers to the Council of the Summer Village of Parkland Beach, and as defined in the *Municipal Government Act*, RSA 2000, M-26;

- (d) "Designated Highway" means a highway identified by the Summer Village and approved by the Registrar as a highway that golf carts may operate on;
- (e) "Owner" has the same meaning within the Act and further includes a person who is identified in a Permit issued under Section 7 of this bylaw;
- (f) "Peace Officer" means:
 - i. a Police Officer,
 - ii. a person appointed as a Peace Officer pursuant to the *Peace Officer Act*, S.A.2006, c. P-3.5, or
 - iii. a person appointed as a Bylaw Enforcement Officer pursuant to the *Municipal Government Act, RSA 2000, M-26*.
- (g) "Permit" means a permit issued in accordance with this Bylaw under Section 7.
- (h) "Summer Village" means the Summer Village of Parkland Beach;

4) OPERATION RESTRICTIONS FOR GOLF CARTS

No person shall:

- (a) Operate a golf cart in a manner contrary to the Act, its regulations, or this bylaw.
- (b) Operate a golf cart on any highway unless they are on a designated highway.
- (c) Operate a golf cart on a highway, unless they are in possession of a subsisting permit issued in respect of that golf cart by the summer village.
- (d) Operate a golf cart on a designated highway if they are less than 16 years old.
- (e) Operate a golf cart on a designated highway unless they are in compliance with the terms and conditions specified in a permit.
- (f) Operate a golf cart:
 - i) Without exercising due care and attention,
 - ii) Without reasonable consideration for other persons in the area or who might reasonably be expected to be in the area,
 - iii) If the number of passengers in the golf cart exceeds the number of passenger seats available.
 - iv) With any person being towed on, or
 - v) To tow vehicles or equipment on a designated highway.

- (g) Park a golf cart on any roadway in the summer village, as per the Traffic Bylaw. Golf carts may be parked in designated areas identified by signage.

5) OPERATOR RESPONSIBILITIES FOR GOLF CARTS

Every operator of a golf cart shall:

- (a) When approaching an oncoming vehicle, pass the vehicle on the right,
- (b) Yield the right of way to vehicles approaching from their right,
- (c) When overtaking another vehicle, pass that vehicle on the left,
- (d) Yield the right of way to all pedestrians that are approaching so close as to present a hazard, and
- (e) Except when overtaking another vehicle, maintain a safe following distance behind any other vehicle.

6) DESIGNATED HIGHWAYS

Council hereby designates those highways included in Schedule 'B' as designated highways for the purposes of this bylaw.

- (a) Any changes to designated highways shall be submitted to the Registrar for approval.
- (b) Designated highways shall be posted at a speed of no more than 50km/h.
- (c) The CAO shall ensure signs are erected on designated highways.
 - i) Signs shall be in the form and manner set out in Schedule 'C'.
- (d) Subject to a permit, golf carts may be operated on Summer Village owned lands where off-highway vehicles are permitted to operate, pursuant to the Off-Highway Vehicle Bylaw.

7) PERMITS

Council hereby authorizes the CAO to issue permits, attach conditions, and to charge a fee to regulate and control of golf carts within the Summer Village.

- (a) Permits at a minimum shall include:
 - i) The owners name and operator's license information,
 - ii) Make, model, serial number of golf cart,
 - iii) Conditions and responsibilities of golf cart operators and owners, and

- iv) Any other information as required by the Registrar.
- (b) Permits shall be valid for a 5-year period upon issuance.
- (c) Permit fees are identified in the Summer Village's Rates and Fees Bylaw.
- (d) Permits issued will include a numbered Registration Sticker which must be affixed to the golf cart location designated in the permit.

8) COLLISION REPORTS

- (a) Subject to subsection (b), if

- (i) a golf cart is involved in a collision on a designated highway, and
- (ii) the golf cart has a subsisting golf cart permit from the Summer Village,

the golf cart operator shall provide a report of the collision forthwith to the participating municipality in the form and manner specified by the Summer Village.

- (b) Subsection (a) does not apply if

- (i) no one is injured or dies as a result of the collision, and
- (ii) there is no property damage caused by the collision.

- (c) If the operator is incapable of making the report required by subsection (a) and there is a passenger of the golf cart capable of making the report, the passenger shall make the report forthwith.

- (d) If a report has not been made under subsection (1) or (3) and the operator or passenger is not the owner of the golf cart, the owner shall make the report forthwith after learning of the collision.

9) COMPLIANCE & ENFORCEMENT

- (a) Failure to comply with this Bylaw may result in penalties, including but not limited to, fines, suspension of golf cart privileges, or other sanctions as deemed appropriate by the summer village.

- (b) Stopping for Peace Officer

- i) For the purposes of administering and enforcing this bylaw, a Peace Officer may:

- (1) Signal or direct a driver of a golf cart to stop the vehicle, and
- (2) Request information from the driver of the golf cart and any passengers on or in the vehicle.

- (ii) When signaled or directed to stop by a Peace Officer, a driver of a golf cart shall:

- (1) Forthwith bring the vehicle to a stop,
- (2) Forthwith furnish to the Peace Officer:
 - (i) Their operator's license issued pursuant to the Act,
 - (ii) Any permit issued pursuant to this bylaw, and
 - (iii) Any other information respecting the driver or the vehicle that the Peace Officer requires, and
- (iii) Remain stopped until permitted by the Peace Officer to leave.

10) OFFENCES

- (a) The operator of a golf cart that is involved in a contravention of this bylaw is guilty of an offence and liable upon summary conviction to a fine specified in Schedule 'A' of this bylaw.
- (b) The owner of a golf cart involved in a contravention of this bylaw is guilty of an offence and liable upon summary conviction to a fine specified in Schedule 'A' of this bylaw.

11) VIOLATION TAG

- (a) A Peace Officer is hereby authorized and empowered to issue a Violation Tag to any person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this bylaw.

12) VIOLATION TICKET

- (a) A Peace Officer is hereby authorized and empowered to issue a violation ticket, pursuant to Part II of the Provincial Offences Procedure Act (Alberta), to any person who the Peace Officer has reasonable and probable grounds to believe has contravened any provision of this bylaw.

13) SEVERABILITY

- (a) Should any section or part of this bylaw be found to have been improperly enacted, such section shall be deemed to be severable from all other sections of this bylaw.

14) GENERAL

- (a) This bylaw shall be in effect on:
 - i) The date of the final passing thereof, and
 - ii) Upon the approval of the Registrar.
- (b) This bylaw shall expire on June 14, 2029.

Bylaw No. 2024-03

READ A FIRST TIME IN COUNCIL

THIS _____21st_____ DAY OF _____October_____, 2024

READ A SECOND TIME IN COUNCIL

THIS _____21st_____ DAY OF _____October_____, 2024

APPROVED BY THE (Minister responsible for Alberta Transportation and Economic Corridors, or delegated representative)

THIS _____ DAY OF _____, 20_____

READ A THIRD TIME IN COUNCIL

THIS _____18_____ DAY OF _____November_____, 2024

Mayor



Chief Administrative Officer

Minister, Alberta Transportation and Economic Corridors

Schedule “A”

Specified Penalties – Violation Tag

Bylaw Section	Offence	Fine
4 & 5	Operator restrictions and responsibilities	\$250
7(d)	Failure to display Registration Sticker	\$250
9(b)(ii)(1)	Fail to stop for a Peace Officer	\$500
9(b)(ii)(2)	Fail to produce documents for inspection	\$250
9(b)(iii)	Fail to remain stopped	\$500
Second offence within a 12-month period	Two times the fine indicated above	
Third offence within a 12-month period	Three times the fine indicated above	

Specified Penalties – Violation Ticket

Bylaw Section	Offence	Fine
4 & 5	Operator restrictions and responsibilities	\$250.00
7(d)	Failure to display Registration Sticker	\$250.00
9(b)(i)(1)	Fail to stop for a Peace Officer	\$500.00
9(b)(ii)(2)	Fail to produce documents for inspection	\$250.00
9(b)(iii)	Fail to remain stopped	\$500.00
Second offence within a 12-month period	Two times the fine indicated above	
Third offence within a 12-month period	Three times the fine indicated above	

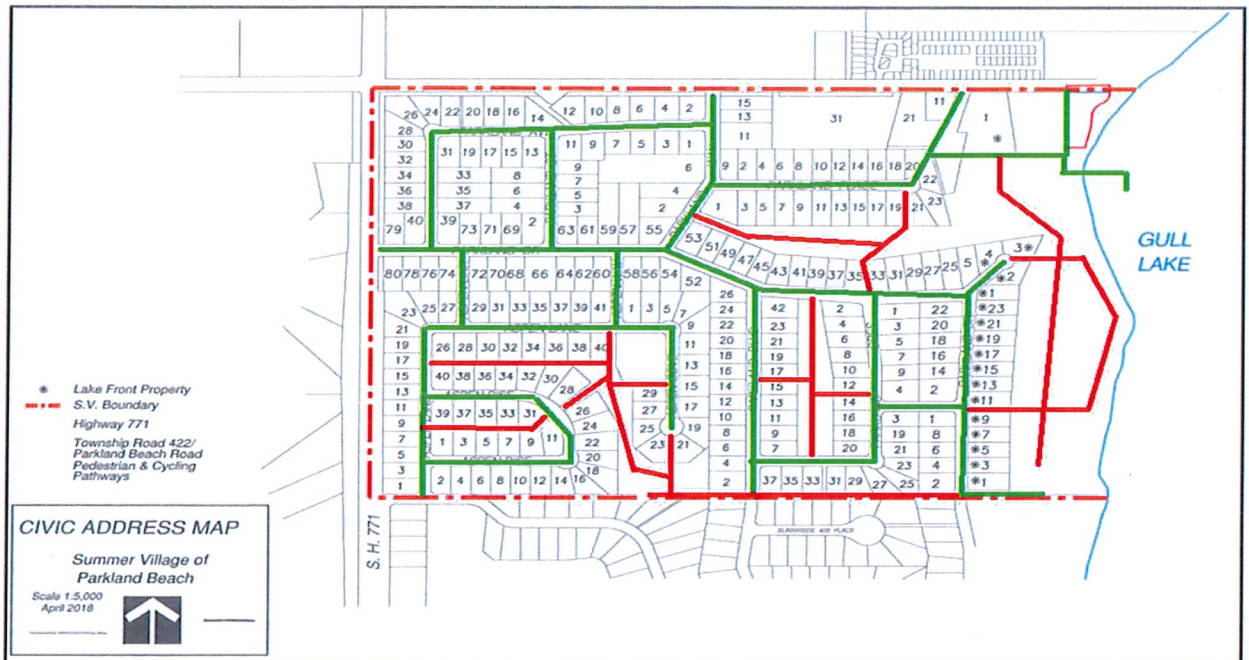
Schedule "B"

Designated Highways

The following roadways and paths within the Summer Village have been identified as Designated Highways whereupon golf carts may be legally operated:

DESIGNATED HIGHWAYS

- Golf Carts Allowed
- No Motorized Vehicles



Designated Highways:

- | | |
|--------------------|------------|
| Parkland Avenue | Aspen Link |
| Parkland Street | Aspen Way |
| Parkland Drive | Aspen Link |
| Parkland Way | Aspen Lane |
| Parkland Place | Aspen Cove |
| Parkland Boulevard | Aspen Rise |
| Parkland Crescent | |
| Parkland Drive | |
| Parkland Road | |
| Parkland Close | |

Schedule "C"



W-309-1R



W-129-T



W-132-IT