



TOWN OF BLACKFALDS BY-LAW 1147/12

A BY-LAW OF THE TOWN OF BLACKFALDS IN THE PROVINCE OF ALBERTA TO REGULATE STREET, WALKS AND PEDESTRIAN TRAFFIC WITHIN THE TOWN

WHEREAS By authority of the Municipal Government Act, R.S.A 2000, chapter. M-26.1 and amendments thereto, the Council of the Town of Blackfalds, duly assembled, enacts as follows:

1 TITLE

This Bylaw may be cited as the "Traffic Bylaw".

2 DEFINITIONS

The definitions contained in the *Traffic Safety Act*, R.S.A. 2000, c.T-6 and regulations there under shall apply to this bylaw unless a contrary intention is specifically stated in this Bylaw. In this Bylaw, the following terms shall have the meanings shown:

- (a) "**Business Section**" means that part of the Town designated in the Land Use By-Law as Downtown and Highway Commercial Districts
- (b) "**Caterpillar Treads**" mean a system of vehicle propulsion in which modular metal plates are linked into a continuous band driven by wheels.
- (c) "**Chief Administrative Officer**" means the Chief Administrative Officer appointed by the Town of Blackfalds.
- (d) "**Council**" means the Town of Blackfalds elected members of Council.
- (e) "**Curb**" means the concrete curb as per the Town design Guidelines and if there is no curb in existence, Curb shall mean the division of a highway between that part thereof intended for the use of vehicles and that part thereof intended for the use of pedestrians.
- (f) "**Dependant**" means a person who is, or appears to be relying on another person for support or a child who is, or appears to be under the age of 10 years.
- (g) "**Director**" means the Director of Infrastructure and Property Services as appointed by the Town of Blackfalds.
- (h) "**Double Parking**" means that parking of any vehicle on a highway parallel to a vehicle parked beside the curb or to the rear of any vehicle that is angle parked at the curb.
- (i) "**Emergency Vehicle**" means a motor vehicle used;
 - (i) for police duty
 - (ii) by a fire department
 - (iii) as an ambulance
 - (iv) for purposes relating to maintenance of public utility and designated as an emergency vehicle by the R.C.M.P.
- (j) "**Heavy Vehicle**" means any vehicle whose gross vehicle weight exceeds 7,500 kg or whose length exceeds 10 m or whose height exceeds 4.5m. Motorhomes, buses or recreation vehicles shall be excluded from being considered heavy vehicles.
- (k) "**Loading zones**" means a portion of a street set aside adjacent to a curb designated for the exclusive use of vehicles for the loading or unloading of passengers or of materials.
- (l) "**Parade or Procession**" means any group of persons or trail of persons or vehicles, except military and funeral processions, using the highway within the Town for show or display."
- (m) "**Passenger Unloading Zone**" means a space on the highway marked with a Town

authorized sign with the words ``Passenger Unloading Zone Only`` permitting parking thereon for the period necessary to load or unload passengers, provided such period is 15 minutes or less.

- (n) **"Peace Officer"** includes a member of the Royal Canadian Mounted Police, a Bylaw Enforcement Officer, Community Peace Officer appointed through the Alberta Solicitor General, or any employee of the Town appointed or assigned to enforce the provisions of this bylaw as a or Bylaw Enforcement officer;
- (o) **"Residential"** means that part of the Town of Blackfalds which is designated residential in the Land Use By-Law.
- (p) **"Town"** means the Town of Blackfalds.
- (q) **"Town Forces"** means any employee working on behalf of the Town.

PART 1 - PEDESTRIAN, BICYCLES OR OTHER CONVEYANCES

1.
 - (1) No pedestrian shall cross any highway at a point where signs prohibits such crossing.
 - (2) No person shall obstruct, impede or inconvenience vehicular or pedestrian traffic or a parade or precession.
 - (3) No person shall stand upon or walk along a highway for the purpose of soliciting a ride from the driver of any vehicle.
 - (4) No person shall operate or park a motor vehicle on any sidewalk, path or any public lands owned by the Town.
 - (5) Any Person can legally operate a scooter, rollerblades or other conveyance on the sidewalks unless otherwise signed and provided that the Person yields to all pedestrians on such sidewalk and operates said conveyance safely in the opinion of the Peace Officer.
 - (6) No person, other than a Dependent, can legally operate a bicycle on the sidewalks, unless the sidewalk is part of the Town's Master Trails Plan.
 - (7) No person shall leave any bicycle, scooter, roller blades, skate board or other conveyance lying or left in any manner unattended so as to create a hazard upon any highway, public area or public sidewalk in the Town.
 - (8) No person, except if accompanying a Dependent, shall operate a bicycle, on sidewalks within the Business Section of the Town.
 - (9) A Peace Officer may seize and impound for a period of up to 14 days any bicycle, scooter, skateboard, or other conveyance which is used or operated in contravention of this Bylaw.

PART 2 - HEAVY VEHICLE RESTRICTIONS AND TRUCK ROUTES

2.
 - (1) The routes designated in Schedule "B" attached to this By-Law, are designated as "Truck Routes".
 - (2) Except as provided in Part 2, Section 2(2.1), no person shall operate a Heavy Vehicle upon a highway with the Town of Blackfalds other than on a highway designated as a Truck Route in Schedule B of this Bylaw, unless prior written authorization has been obtained by the owner of the Heavy Vehicle from the Director.
 - (2.1) Section 2(2) shall not apply to Heavy Vehicles being operated in their normal business when providing services in residential areas if they are on the most direct and practicable route between the premises or location concerned and the nearest Truck Route as designated in Schedule B of this Bylaw.
 - (3) No person shall stop or park a Heavy Vehicle within the Town of Blackfalds other than as designated in Schedule B of this Bylaw."
 - (4) No person shall drive, propel or move on any highway any vehicle having lugs,

cleats or bands projecting from the surface of the wheels or tires of such vehicle or any vehicle having caterpillar treads unless the Owner of such vehicle has obtained written authorization from the Director.

5) The Director may, when an emergency exists with regards to Restricted loads on certain portions of a highway, ban the highway to the passage of "Heavy Vehicles" and erect signs, governing load limits regardless of exemptions under Subsection 2(2) prohibiting said vehicles from passage thereupon.

PART 3 - PARADES AND PROCESSIONS

3. (1) Any person desiring to hold a parade or procession within the Town shall, at least ten (10) days prior to the time they desire to hold the same, make application in writing to the Chief Administrative Officer, and such application shall furnish information with respect to the following;
- a) The name and address of the applicant, and if such applicant is an organization, the name, address and occupations of the executive thereof.
 - b) The nature and object of such parade or procession.
 - c) The day, date and hours during which same will be held.
 - d) The intended route thereof.
 - e) The approximate number of persons who will take part therein.
 - f) The approximate size, number and nature of flags, banners, placards or such similar things to be carried therein, and particulars of signs, inscriptions, and workings to be exhibited thereof, and such written application shall bear the signatures and addresses of the person who will be in control of the parade or procession, and who undertake to be responsible for the good, order, conduct thereof.
- (2) The Chief Administrative Officer may for any reasons refuse to issue a permit, but in the event of such refusal, the applicants may apply to Council, and Council may, by resolution, direct the issue of such permit subject to the provisions of the Bylaw.
- (3) The Chief Administrative Officer shall fix the hour and route of the parade or procession as in his opinion will prevent any unnecessary or unreasonable obstruction to the street or sidewalk and tend to prevent a breach of the peace, and shall make the necessary arrangements for the proper policing of the streets in connection with such parade or procession.
- (4) No parade or procession shall obstruct the movement, use or operation of any fire apparatus or police vehicle.
- (5) It shall be an offence for any person or persons to hold or take part in any parade or procession without first having obtained a permit in accordance with the provisions of this Bylaw.
- (6) Every member of a parade or procession and the organizers or leaders thereof shall be guilty of an offence for each and every violation of the foregoing provisions of this part.

PART 4 - PARKING WITHIN THE TOWN

4. (1) Except as required or permitted by this Bylaw, no person, except town forces, shall park, stop or leave any vehicles at the following locations:
- (a) in a Construction area marked by a sign,
 - (b) at an entrance to a Town Building.
- (2) The loading or unloading of goods to businesses shall be from the rear or side of the business and not the front, except for businesses which are permitted to load and unload upon written authorization from the Director.
- (3) No person shall park or leave any vehicles parked on private land or property that has been clearly marked as such by a sign or signs erected by the owner or his agents unless the owner has obtained land use authorization to use the land as a parking lot on the said land or property.
- (4) An owner, tenant, occupant or person in charge or control of private land or property, if personally satisfied that any person is violating the prohibition set forth in this Section may fill out the standard Town complaint form for said vehicle and submit it to the Town.

(5.1) No person, except Town forces, shall park or drive any vehicle on any park at any time within the Town without obtaining prior written authorization from the Director.

(5.2) No Person, except Town forces, shall park or drive any vehicle on any town land at any time within the Town without obtaining prior written authorization from the Director.

(6.1) All parking for the handicapped, restricted time parking and no parking signs shall be specified by Council and may be updated from time to time by Resolution of Council.

(6.2) No person, except town forces, shall park any vehicle in restricted zones as outlined in Section 4(6)

(7) No person shall park a vehicle in an alley, unless a sign permits parking, but alleys may be used for:

- a) the loading or unloading of goods from a commercial vehicle for a period not exceeding 30 minutes; or
- b) the loading or unloading of goods or passengers from vehicles other than a commercial vehicle for a period not exceeding 5 minutes, provided that the vehicle concerned in such loading or unloading of passengers or goods does not obstruct the alley as to prevent other vehicles or persons from passing along such lane.

PART 5 - SPEED LIMIT

5. (1) The general maximum speed limit on highways of 50 km/hour shall not apply whenever authorized highway signs order a lesser speed or permit a greater speed; in such cases every person shall obey the speed limit fixed by the signs.

(2) No person shall drive a vehicle in an alley or lane at any speed in excess of 20 km/hour.

(3) No person shall drive a vehicle at any speed in excess of 20 km/hour on any land which is part of a trailer park, school, condominium property or any of the Town's public facilities or parking lots.

(4) No person, other than Town forces, shall operate a slow moving vehicle on highways within the Town boundaries except Highway 2A between the hours of 7:00 a.m. and 9:00 a.m. or between the hours of 4:00 p.m. and 6:00 p.m..

(5) No person shall drive within a school zone within an urban area at any rate of speed greater than 30 kilometres per hour during the times effectiveness as outlined on each sign between the hours of 7:30 a.m. to 4:00 p.m. on school days.

(6) No person shall drive within a playground zone within an urban area at any rate of speed greater than 30 kilometres per hour during the times effectiveness as outlined on each sign between the hours of 8:30 a.m. to 1 hour after sunset effective daily.

PART 6- SIGN PLACEMENT

6. (1) Council or the Director shall have appropriate signs placed and maintained wherever necessary on the highways of the Town to indicate to drivers of Heavy Vehicles the highway restricted to the use of Heavy Vehicles and designate those highways which are Truck Routes.

(2) Council or the Director shall have appropriate traffic control devices placed and maintained where necessary on the highways of the Town to indicate: School Zones, Playground Zones, Speed Limits and/or devices deemed necessary to provide proper control of traffic.

(3) The location type and placement of all traffic control devices shall be placed in the Town in accordance with the standards set by the Roads and Transportation Association of Canada. The maps and schedules pertaining to the location, type and placement of traffic control devices shall be updated accordingly.

(4) Council or the Director, is hereby authorized to, take such measures for the temporary closing of highways or the suspension of parking privileges and place

barricades or post appropriate notices on or near the highway concerned for repairs, maintenance or emergency, or any special circumstances as may be considered necessary in the circumstances.

(5) No person shall:

- (a) Tear down, remove or interfere with any barricades or notices of closing or suspension, erected or posted under authority of this Section.
- (b) Do anything in contravention of any notice posted under authority of this Section.

PART 7 - SNOW ON HIGHWAY

7. (1) No person shall place, or cause to be placed, upon any highway any snow, ice, dirt or other obstruction except in places where the building is directly adjacent to the sidewalk.
- (2) Any person who contravenes section 7(1) shall remove any such snow, ice, dirt, or obstruction from the highway within 48 hours of the time that such snow, dirt, or obstruction was placed thereon.
- (3) The Town may, after the expiry of the 48 hours aforesaid, or if deemed necessary at any time, remove and clear away the snow, ice, dirt, or obstruction required to be removed in section 7(1).
- (4) The person who has placed, caused or allowed to be placed the snow, ice, dirt, or obstruction contrary to sections 7(1), shall pay the Town on demand all costs of removal and will be subject to a Bylaw infraction.
- (5) No employee of the Town shall be liable for contravention of sections 7(1) when acting in the performance of his/her duties.

PART 8 - SNOW ON SIDEWALKS

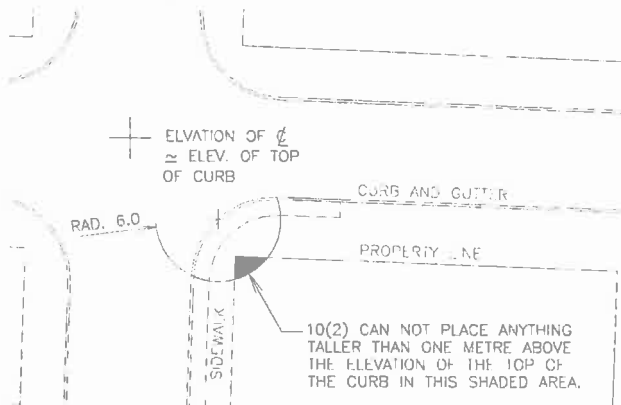
8. (1) All persons owning or occupying premises in the Town, shall be responsible for the removal and clearing away all snow, ice, dirt and other obstructions from the sidewalk situated on land adjoining the property owned or occupied by them within 48 hours of the time that such snow, ice, dirt or other obstructions were deposited thereon.
- (2) The Town may after the expiry of the 48 hours aforesaid, or if deemed necessary at any time, remove and clear away the snow, ice, dirt, or obstruction required to be removed in section 8(1).
- (3) The person who has placed, caused or allowed to be placed the snow, ice, dirt, or obstruction contrary to section 8(1), shall pay the Town on demand all costs of removal and will be subject to a Bylaw infraction.

PART 9 - MISCELLANEOUS

9. (1) No person shall place or shall cause, suffer, permit, or allow to be placed a light, sign, or any object that emits or reflects light in such a manner so as to distract, or interfere with the vision of persons operating vehicles on any highway in the Town.
- (2) No person shall allow himself to be pulled by a vehicle while he is on a sled, toboggan, skateboard, skis, or other conveyance.
- (3) No person shall permit any livestock, horse drawn vehicle or sleigh to stand or be upon any highway so as to obstruct traffic thereon without a permit from the Town.
- (4) No person shall damage any highway or walkway or remove any earth, gravel, concrete, pavement, or other highway appurtenances or make any excavation within or under any highway or highway within the Town without having first obtained a permit from the Director.
- (5) No person shall drain the radiator or other fluid of a vehicle so that the contents thereof fall upon or flow onto the highway.
- (6) No person shall place, or allow to be placed, an extension cord, rope or any other potential tripping hazard across any sidewalk, walkway or pathway within the Town.

PART 10 - MAINTENANCE

10. (1) An owner of private property shall ensure that trees or shrubs growing on his property, and on adjacent boulevards within his property line, shall be trimmed so that no branches project over a sidewalk at elevations less than 225cm (7.5 ft) or over a highway or laneway at an elevation of less than 412 cm (13.5 ft).
- (2) No owner of a parcel of land in the Town of Blackfalds shall allow hedges, shrubs, vegetation, fences, walls or other structures planted or erected before or after the passing of this By-Law to grow or to remain at a greater height than one (1) metre above the established elevation of the centre point of an intersection of the highway at a place on such parcel of land at or adjacent to and within the distance of six (6) metres measured on the radius of the intersection of the Highway nearest to the parcel of land concerned.



- (3) No person shall remove, pollard, destroy, or injure any tree that is planted or growing on a boulevard planting strip or on any Town lands without prior written approval from the Parks and Facilities Manager. Where such permission is granted, the person with permission shall be responsible for all costs associated with the removal and value of the tree as determined by the Parks and Facilities Manager.
- (4) The Director may require any person concerned to comply with and remedy a breach of the provisions of sections 10(1), 10(2) and 10(3). If a person fails to comply with such notice, the Director may direct employees or agents of the Town to carry out the work and to enter private property, if necessary for such purpose.
- (5) All costs incurred by the Town to remedy such default shall be paid on demand to the Town by the person in default.

PART 11 - REMOVAL AND IMPOUNDMENT OF VEHICLES

11. (1) A Peace Officer is hereby authorized to remove or cause to be removed any vehicle or trailer:
- (a) operated or parked in contravention of any provision of this bylaw; or
 - (b) where emergency conditions may require such removal from a highway.
- (2) Such vehicle may be removed to a place designated by the Director, where it will remain until claimed by the owner thereof or his agent.
- (3) No impounded vehicle shall be released to its owner or his agent until the impounding charge and removal charge on the vehicle have been paid, such charges shall be in addition to any fine or penalty imposed in respect of any such violation, or to any payment made in lieu of prosecution as hereinafter provided. The Town is not responsible for impounding, towing or removal charges.
- (4) Notwithstanding anything herein contained, in conjunction with snow removal, street cleaning or road repair operations carried on by the Town employees or contractors, the Town may tow or remove vehicles from the street being cleaned, cleared or repaired and, without impounding them, may remove them to an adjacent street or impounding as per section 11(2) and 11(3).
- (5) Where a vehicle is driven, used, parked or left in contravention of any provision of this bylaw, the owner of the vehicle is liable for the contravention and shall make payment of the penalty prescribed herein unless there is evidence before the court that at the time of the contravention, the vehicle was not driven, used, parked or left

by him or by any other person with his consent, express or implied.

PART 12 - PROSECUTION OF OFFENCES

12. (1) Any person who contravenes any provisions or requirements of this bylaw is guilty of an offence and is liable for and subject to the penalties herein provided.
- (2) The penalties hereinafter specified in Schedule "A" are hereby established for contravention of the sections of this bylaw listed in Schedule "A".
- (3) Where a peace officer has reasonable grounds to believe that a person has contravened any provision of this bylaw listed in Schedule "A" annexed hereto and made part of this bylaw, he may serve upon such person an offence ticket allowing the payment of the specified penalty to the Town which shall be accepted by the Town in lieu of prosecution for the offence.
- (4) Service of an offence ticket shall be sufficient if it is:
- (a) personally served; or
 - (b) attached to the vehicle in respect of which an offence is alleged to have been committed; or
 - (c) if mailed to the address of the registered owner of the vehicle or to the person in possession of the said vehicle.
- (5) Any person who contravenes any of the provisions of this Bylaw for which no penalty has herein been specified, shall be liable on summary conviction to a fine not exceeding \$500.00 exclusive of costs, and in case of non-payment of the penalty and costs imposed by the Court, and subject to Section 160 of the Traffic Safety Act, to imprisonment for a period not exceeding 30 days.

Bylaw 787/97, 1055/07, 1133/12 and 1144/12 are hereby rescinded.

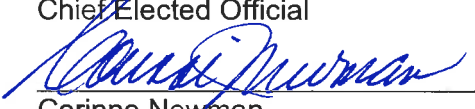
EFFECTIVE DATE

1. This Bylaw shall come into effect.

READ for the first time this 13th day of NOVEMBER A.D., 2012.


(RES. 685 /12)



Melodie Stol
Chief Elected Official


Corinne Newman
Chief Administrative Officer

READ for the second time this 13th day of NOVEMBER A.D., 2012.


(RES. 686 /12)

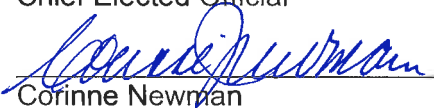

Melodie Stol
Chief Elected Official


Corinne Newman
Chief Administrative Officer

READ for the second time this 13th day of NOVEMBER A.D., 2012.

(RES. 688 /12)


Melodie Stol
Chief Elected Official


Corinne Newman
Chief Administrative Officer

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SCHEDULE "A" - PENALTIES

PART 1 - PEDESTRIAN, BICYCLES OR OTHER CONVEYANCES

Section 1 (1)-Pedestrian crossing Highway where prohibited.....	\$30.00
(2)-Person obstruct/impede traffic	\$30.00
(3)-Person on highway soliciting ride	\$30.00
(4)-Operating a motor vehicle on sidewalk, etc	\$50.00
(5)-Riding a bicycle or conveyance on sidewalk where prohibited.....	\$30.00
(6)-Leaving bicycle where prohibited	\$30.00
(7)-Riding a bicycle or conveyance on sidewalk where prohibited.....	\$30.00
(8)-Riding a bicycle or conveyance on sidewalk where prohibited.....	\$30.00
(9)-Riding a bicycle or conveyance on sidewalk where prohibited.....	\$30.00

PART 2 - HEAVY VEHICLE RESTRICTIONS AND TRUCK ROUTES

Section 2 (3)-Stop/Park Heavy Vehicle off designated Truck Route	\$250.00
(4)-Operating lugged vehicle on street	\$100.00
(5) Over Weight limits.....	\$250.00

PART 3 - PARADES AND PROCESSIONS

Section 3 (4)-Parade obstructing fire truck and police vehicle	\$100.00
(5)-Holding an illegal parade.....	\$100.00

PART 4 - PARKING WITHIN TOWN

Section 4 (1a)-Illegally parked in construction area	\$50.00
(1b)-Illegally parked at Town building entrance.....	\$50.00
(2)-Unloading of business goods in a prohibited area.....	\$50.00
(3)-Illegally parked on private property	\$50.00
(5)-Illegally parking or driving on Park	\$100.00
(6.1)-Illegally parked in handicap zone	\$150.00
(6.2)-Illegally parked in restricted zone	\$50.00
(7)-Illegally parked in Town lanes	\$100.00

PART 5 – SPEED LIMIT

Section 5 (1) Driving beyond posted speed limit on highway	as per Highway Traffic Act
(2) Driving beyond 20 km/h in lane or alley	\$100.00
(3) Driving beyond 20 km/h on any land which is part of trailer park, school, condominium property or any of the town's public facilities or parking lots	\$100.00
(4) Operating slow moving vehicles outside of hours listed	\$100.00
(5) Driving beyond 30 km/h in school zones.....	as per Highway Traffic Act
(6) Driving beyond 30 km/h in playground zones	as per Highway Traffic Act

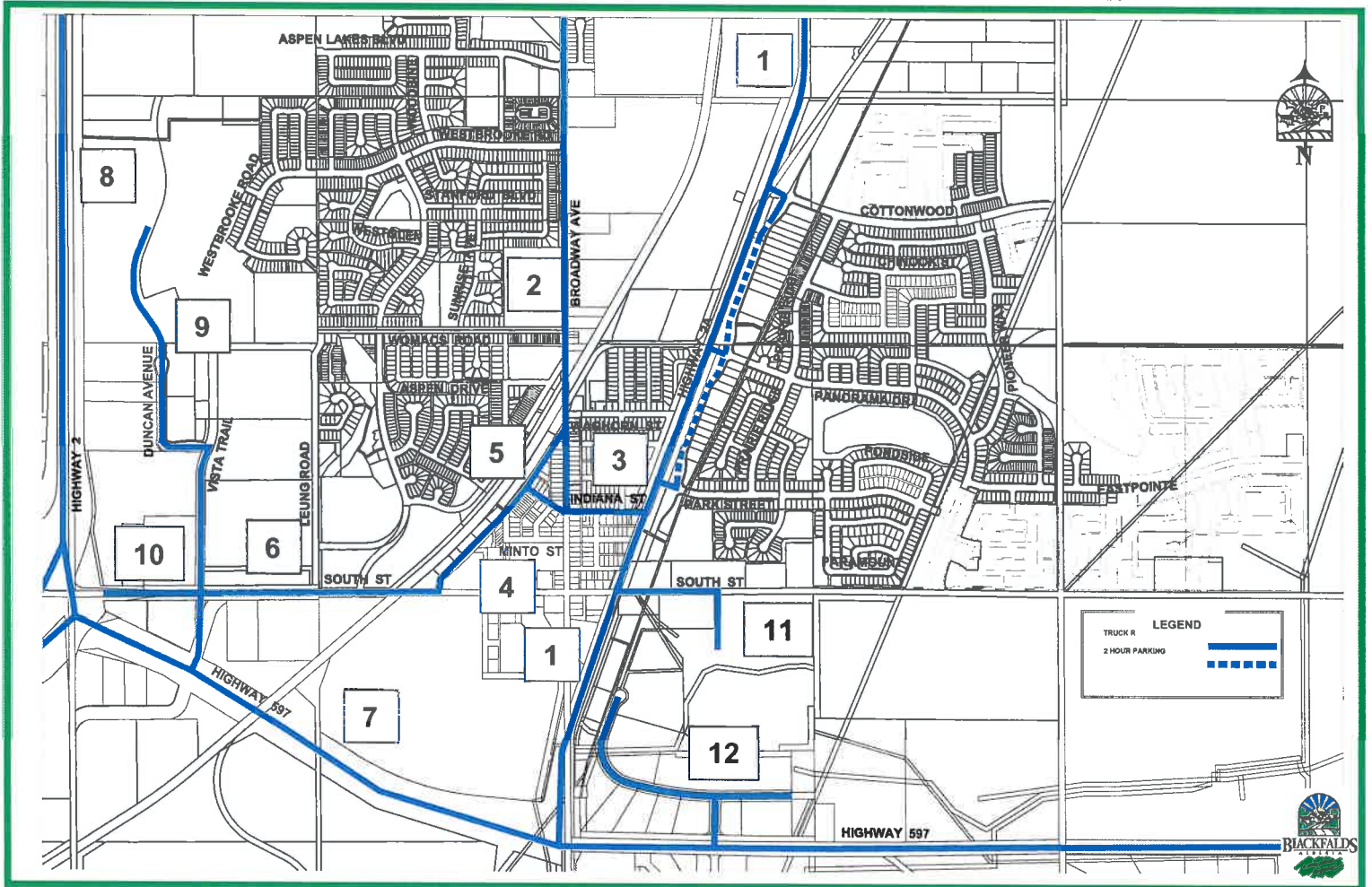
PART 8 - SNOW ON SIDEWALKS

(1) Failing to remove within 48 hours snow, ice, dirt or other obstructions depositing on adjacent sidewalks.....	\$50.00
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PART 9 - MISCELLANEOUS

(6) Placing, or allow to be placed, an extension cord, rope or any other potential tripping hazard across any sidewalk, walkway or pathway within the Town.....\$50.00

SCHEDULE "B" TRUCK ROUTE - TOWN OF BLACKFALDS:



1. Hwy 2A North and South
2. Broadway Avenue from the north boundary of town, south to Indiana Street
3. Indiana Street from Broadway Avenue to Highway 2A
4. East Railway Street from Broadway Avenue to South Street
5. Moore Street from East Railway Street to Broadway Avenue
6. South Street from East Railway Street to Hwy 597
7. Hwy 597 East and West
8. Highway 2 North and South
9. Vista Trail to Duncan Avenue
10. South Street West of Vista
11. South Street East of Highway 2A to Public Works
12. Octagon Commercial Subdivision

■ ■ ■ 2-Hour Daytime Parking (between the hours of 7:00a.m. and 8:00p.m.) along the west side of Parkwood Rd from Panorama Dr to Park St *follow Panorama Drive from Hwy 2A to Parkwood Road or follow Park Street from Hwy 2A to Parkwood Road Only