

BYLAW 13-2011
TRAFFIC BYLAW

(Repeals Bylaws 55-93, 33-94, 9-98, 55-2001, 78-2001, 105-2003, 9-2004, 13-2008, and 9-2011)

Report Purpose

To give two readings to a new Traffic Bylaw which would regulate all activities that occur in the road right-of-way.

Recommendation

THAT Council give first and second reading to Bylaw 13-2011, Traffic Bylaw.

Council History

December 14, 1993 – Bylaw 55-93, Off-Highway Vehicle Use Bylaw was passed by Council.

November 1, 1994 – Bylaw 33-94, the Roads: Deposit of Ice, Snow and Debris Bylaw was passed by Council.

February 10, 1998 – Bylaw 9-98, the Truck Route Bylaw was passed by Council.

July 3, 2001 – Bylaw 55-2001, the Parking Bylaw was passed by Council.

August 28, 2001 – Bylaw 78-2001, the School Bus Use of Flashing Lights Bylaw was passed by Council.

December 9, 2003 – Bylaw 105-2003, the Special Roadway Events Bylaw was passed by Council.

March 9, 2004 – Bylaw 9-2004, the Transportation of Dangerous Goods Route Bylaw was passed by Council.

June 24, 2008 – Bylaw 13-2008, the Weight Restrictions and Road Ban Bylaw was passed by Council.

April 26, 2011 – Bylaw 9-2011, an amendment to the Parking Bylaw was passed by Council.

Background/Justification

Strategic Plan:

Governance	X	Community Well Being	X
Community Sustainability		Economic Viability	
Service Delivery	X	Stakeholder Communication	X
		Resource Management	

Legislative/Legal: Pursuant to County Policy GOV-002-021: Mandatory Review of Bylaws and Policies, Strathcona County will periodically review and evaluate all bylaws and policies to ensure that they are timely, effective and appropriate. Section 7 of the Municipal Government Act provides that a Council may pass bylaws for Municipal purposes.

Economic: n/a

Social: Safety on Strathcona County roads.

Environmental: n/a

Stakeholder: All County residents

Interdepartmental: All internal departments.

Summary

This proposed Traffic Bylaw will repeal eight (8) separate current bylaws, encompassing them into one, while providing mechanisms to control the following activities in our road right-of-way: construction; placement/storage and use of items; and commercial and recreational vehicle parking.

This bylaw includes a section on Transportation of Dangerous Goods and therefore, will need to be signed by the Alberta Minister of Transportation prior to third reading.

Communications Plan

Communication with: Strathcona County residents

Method of Communication:

Letter		Newspaper Advertisement	x
News Release	x	Meeting	
Other: Councillor newsletters, County website			

Enclosures

I Traffic Bylaw PowerPoint Presentation (PWOPS 104143)

II Traffic Bylaw 13-2011 (PWOPS 96188)

Author: Bekki Materi, Transportation and Agriculture Services

Date: September 28, 2011

Director: Ian Gray, Transportation and Agriculture Services

Associate Commissioner: Peter Vana, Infrastructure and Planning Services



Traffic Bylaw

David Churchill, CLGM
Manager, Public Works ¹

Background

Currently there are a number of Bylaws that control activities occurring within the road right-of-way:

- 13-2008 Weight Restrictions and Road Ban
- 9-2004 Transportation of Dangerous Goods Route
- 78-2001 School Bus use of Flashing Lights
- 105-2003 Special Roadway Events
- 55-2001 Parking
- 9-2011 Parking Amendment
- 53-93 Off-Highway Vehicle Use
- 9-98 Truck Route
- 33-94 Roads: Deposit of Snow, Ice and Debris

Many of these bylaws required updating and amendments to address changes in infrastructure and challenges we are experiencing throughout the community.

Current Situation

No mechanism currently exists to control the following activities occurring within our road right-of-ways:

- a) Construction Activity including Temporary Traffic Control
- b) Placement and use of items in the right-of-way; ie) dumpsters, moving pods, rubber mats
- c) Commercial and Recreational Vehicle Parking

Solution

Development of an all-inclusive Traffic Bylaw that covers all aspects of activities within the road right-of-way with appropriate penalties will deter inappropriate and unsafe work in our road right-of-way



Bylaw Sections

- Weight Restriction and Road Ban Bylaw
 - Imposes mechanisms to protect the road infrastructure against heavy and/or multiple loads; including Road Use Agreements and Road Bans
 - Requires an operator of a tridem axle configured tractor or trailer to obtain a permit to operate on local roads
 - Imposes weight restrictions through road bans on local roads during seasons where the infrastructure is susceptible to damage

Bylaw Sections

- Transportation of Dangerous Goods
 - Imposes control and management by designating the route and time of travel of vehicles transporting dangerous goods
 - Controls and manages the transportation of dangerous goods by prohibiting dangerous goods on specified highways

Bylaw Sections

- School Bus Use of Flashing Lights
 - Prohibits the use of alternating flashing lights and stop arm by a school bus on any roadway within the Urban Service Area



Bylaw Sections

- Special Roadway Events
 - Provides control and regulation of special roadway events such as parades, road races, triathlons and processions on road rights-of-way within Strathcona County

Bylaw Sections (New)

- Rights-of-way Construction Activity
 - Outlines requirements on persons wanting to perform work in road rights-of-ways
 - Including obtaining consent in one or more of the following forms: development permit, access agreement, and line assignment
 - Ensures Strathcona County is protected from costs, damages or liabilities associated with the requested work
 - The requirement to obtain an approved and valid Right-of-way Construction and Activity Permit including appropriate traffic accommodation plans

Bylaw Sections

- Parking

- Imposes parking restrictions on rights-of-way, parking on private property (commercial lots), the parking of trailers, truck parking, dangerous goods, metered parking and disabled parking
- Imposes maximum 36 hour parking of vehicle and trailer or recreational vehicles on roadways; and stipulates maximum twice in a seven day period
- Imposes parking restrictions with placement of portable “no parking” signs

Bylaw Section

■ Parking Section Additions

- An owner or operator of a Vehicle shall not park the Vehicle on a Roadway, Highway or Highway Right-of-way if in the opinion of a Peace Officer, the Vehicle constitutes an obstruction, presents a safety concern or otherwise impedes the progress of other users of the Roadway, Highway or Highway Right-of-way
- An owner or operator of a Vehicle and Trailer or Recreational Vehicle shall not Park the Vehicle and Trailer or Recreational Vehicle on private property by which any part or attachment of the Vehicle or Trailer extends over the top of curb or back of sidewalk, which ever is closer to residence
- a Vehicle shall be deemed to be continuously parked in the same location unless it has been moved at least one (1) block away from the location it was first observed
- An owner or operator of a Commercial Vehicle shall not park the Vehicle on a Roadway, Highway or Right-of-way adjacent to a residence not owned by the Owner or Operator without consent of the residence owner

Bylaw Sections

- Off-Highway Vehicle Use
 - Requires Off-Highway vehicle groups to receive authorization to use road rights-of-ways in Strathcona County
 - Imposes restrictions on maximum speed and regulations for Off-Highway vehicle operators concerning travel within Strathcona County



Bylaw Sections

- Off-Highway Vehicle Use Section Additions
 - All groups, organizations, societies or clubs must apply to the Director, TAS for a Permit authorizing use of highways under the direction, control or management of the County
 - The map showing permitted routes has been removed, and every application will be reviewed to ensure safety of all road users and local residents

Bylaw Sections

- Truck Route
 - Outlines routes and times for the movement of heavy vehicles within the Urban Service Area of Sherwood Park



Bylaw Sections

- Truck Route Section Additions
 - No person shall apply or engage engine retarder brakes on any Commercial Vehicle within the Urban Service Area or residential area.

Bylaw Sections

- Roads: Deposit of Snow, Ice and Debris
 - Prohibits placement of foreign matter onto any roadway, sidewalk, or fire hydrant
 - Prohibits the damage of any fire hydrant



Bylaw Sections (New)

- Obstructions in the Right-of-way
 - No person shall place or deposit, or allow the placement or deposit, of any object, refuse, building or other materials, dumpsters, snow earth, sand, gravel, sod, or any other material in the road rights-of-way that will impede or obstruct traffic
 - The placement of driveway aides in the road rights-of-way will be permitted from April 15 to November 1

Recommendation

- THAT Council give Bylaw 13-2011, Traffic Bylaw, first and second reading

**BYLAW 13-2011
TRAFFIC BYLAW**

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**BYLAW 13-2011
TRAFFIC BYLAW**

**A BYLAW OF STRATHCONA COUNTY IN THE PROVINCE OF ALBERTA TO
CONTROL AND MANAGE TRAFFIC UPON THE HIGHWAYS WITHIN
STRATHCONA COUNTY**

WHEREAS the Municipal Government Act, RSA 2000, c. M-26 provides that a municipality has the direction, control and management of all roads within the municipality;

AND WHEREAS the Municipal Government Act, RSA 2000, c. M-26 provides that Council may pass bylaws for municipal purposes respecting the safety, health and welfare of people and the protection of people and property and the people, activities and things in, on or near a public place or place that is open to the public;

AND WHEREAS the Dangerous Goods Transportation and Handling Act, RSA 2000, c. D-4 provides that Council may, by Bylaw, regulate the transportation of dangerous goods on highways under its direction, control and management;

AND WHEREAS the Traffic Safety Act, RSA 2000, c. T-6 ("the Act") provides that the Council of a municipality may, with respect to a highway under its direction, control and management, make bylaws that are not inconsistent with the Traffic Safety Act;

NOW THEREFORE, the Council of Strathcona County, duly assembled, enacts as follows:

SECTION 1: SHORT TITLE

- 1.1 This Bylaw may be cited as the Strathcona County "Traffic Bylaw".

SECTION 2: DEFINITIONS

Except as otherwise provided in this Bylaw, the terms used in the Act where used or referred to in this Bylaw shall have the same meaning as used or defined in the Act.

- 2.1 "Alignment" means a location specified or approved by the Municipality for the location of Equipment In Rights-of-Way.
- 2.2 "Applicant" means a person applying for a Permit.
- 2.3 "Bus Stop" or "Transit Zone" means an area designated by a sign that extends twelve (12) metres in front and twenty-three (23) metres behind the sign, or is designated by two (2) signs marking the beginning and end of the zone; and is expressly reserved for the use of transit Vehicles.

- 2.4 "Chief Commissioner" means the Chief Administrative Officer of Strathcona County as appointed by Council and whatever subsequent title may be conferred on that officer by the County or by Statute, and includes his or her designate.
- 2.5 "Commercial Vehicle" means any Vehicle, Trailer or semi-trailer, used for the purpose of conducting a business activity except:
- (a) a truck, Trailer, semi-trailer or Transit Vehicle that is a public service Vehicle; or
 - (b) a truck, Trailer, semi-trailer or Transit Vehicle or any class of Vehicle that is exempted from being classified as a Commercial Vehicle by the regulations or by any order of the Alberta Motor Transport Board;
- and includes:
- (c) a Vehicle from which sales are made of goods, wares, merchandise or commodity; and
 - (d) a Vehicle that is used for the delivery of goods, wares, service, merchandise or commodity to a purchaser or consignee thereof.
- 2.6 "Council" means the Council of Strathcona County.
- 2.7 "County" means Strathcona County.
- 2.8 "Dangerous Goods" means any product, substance or organism specified in the regulations or included by its nature in any of the classes listed in the regulations under the Dangerous Goods Transportation and Handling Act, RSA 2000, c. D-4 as amended.
- 2.9 "Dangerous Goods Route" means all or any portion of those Highways under the direction, control or management of the County designated for the Transportation of Dangerous Goods as described on Schedule "A" and shown on the map on Schedule "C" both of which are attached to and form part of this Bylaw.
- 2.10 "Dangerous Goods Route Signs" means signs identified in Schedule "D" attached to and forming part of this Bylaw.
- 2.11 "Director, CPC" means the County's Director of Capital Planning and Construction and includes his or her designate.

- 2.12 "Director, DS" means the Director of Disaster Services of the County and whatever subsequent title may be conferred on that position by Council or Statute.
- 2.13 "Director, ES" means the County's Director of Emergency Services for Strathcona County who performs the duties and responsibilities of a Fire Chief, and includes his or her designate.
- 2.14 "Director, PDS" means the County's Director of Planning and Development Services and includes his or her designate.
- 2.15 "Director, RPC" means the County's Director of Recreation, Parks and Culture and includes his or her designate.
- 2.16 "Director, TAS" means the County's Director of Transportation and Agriculture Services and includes his or her designate.
- 2.17 "Driveway Aids" means any material placed on the Roadway Right-of-Way to assist access to a driveway including but not limited to rubber ramps, metal grates, wood ramps, and concrete blocks.
- 2.18 "Emergency Work" means the installation, maintenance, repair or replacement of Equipment in Rights-of-Way where health, safety or the provision of essential services is endangered.
- 2.19 "Emergency Services" means the County's Emergency Services Department.
- 2.20 "Emergency Vehicle" means
- (a) a fire fighting or other type of Vehicle operated by the fire protection service of the Municipality;
 - (b) an ambulance operated by a Person or organization providing ambulance services;
 - (c) a Vehicle operated by a police force or Peace Officer;
 - (d) a Vehicle operated as a gas disconnection unit of a public utility; and
 - (e) a Vehicle designated as an emergency response unit under the Act.
- 2.21 "Equipment" means any poles, cables, pipes, conduits, pedestals, antennas, vaults, support structures or other similar facilities or structures.

- 2.22 "Fees and Charges Bylaw" means a Bylaw approved by Council that sets the Fees and Charges, which is updated and replaced from time to time.
- 2.23 "Fire or Emergency Lane" means all that portion of a Highway used to provide access to buildings, and so marked by signs stating Fire or Emergency Lane.
- 2.24 "Fire Hydrant" means any privately-owned Fire Hydrant within the County, and any Fire Hydrant controlled and managed by the County.
- 2.25 "Foreign Matter" means snow, ice, dirt, debris or other such material.
- 2.26 "Hamlet" means a small rural unincorporated community and includes those lands located within the Hamlets of Antler Lake, Ardrossan, Collingwood Cove, Half Moon Lake, Hastings Lake, Josephburg, North Cooking Lake, or South Cooking Lake as defined in Bylaw 40-2009, as amended or replaced from time to time; and all lands within the Sherwood Park Urban Service Area as defined in Strathcona County's Land Use Bylaw 8-2001 as amended or replaced from time to time.
- 2.27 "Heavy Vehicle" means a Vehicle, with or without load, exceeding any one of the following:
- (a) two axles;
 - (b) twelve point five (12.5) metres in length; or
 - (c) a maximum allowable weight of five thousand five hundred (5,500) kilograms;
- but does not include Recreational Vehicles.
- 2.28 "Highway" means any thoroughfare, street, Road, trail, avenue, parkway, driveway, viaduct, Lane, alley, square, bridge, causeway, trestleway, parkade or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or Parking of Vehicles and includes the following, but does not include a place declared by regulations not to be a Highway:
- (a) a Sidewalk, including a boulevard adjacent to the Sidewalk;
 - (b) a ditch, if it lies adjacent to and parallel with the Roadway; and

- (c) all the land between the fences, or all the land between the fence and the edge of the Roadway, as the case may be, if a Highway Right-of-Way is contained between fences or between a fence and one side of the Roadway.
- 2.29 "Highway Right-of-Way" means all of the land between the property line on one side of the Highway and the property line on the other side of the Highway for the length of the Highway.
- 2.30 "Holiday" means any day declared as a Holiday by municipal, provincial or federal authority and includes Saturdays and Sundays.
- 2.31 "Identification Placard" means a placard issued by the Motor Vehicles Branch of the Department of Justice to identify a Vehicle operated or used by a disabled Person.
- 2.32 "Landowner" means any Person having a legal or equitable interest in any land or building and includes any resident, tenant or occupier of such land or building.
- 2.33 "Lane" means all that portion of a Highway used to provide access to lands, in addition to the access provided by the street in front of the said lands.
- 2.34 "Local Road" means any road within the Urban Service Area not listed on Schedule "H" which is attached hereto as part of the Bylaw.
- 2.35 "Municipality" means Strathcona County.
- 2.36 "Off-Highway Vehicle" means any motorized mode of transportation built for cross-country travel on land, water, snow, ice or marsh or swamp land or on other natural terrain.
- 2.37 "Operator" means a Person responsible for the operation of a Vehicle.
- 2.38 "Owner" with respect to a Vehicle, Heavy Vehicle or an Off-Highway Vehicle means:
 - (a) the Person in whose name the Vehicle is registered under the Act;
 - (b) any Person renting a Vehicle, a Heavy Vehicle or an Off-Highway Vehicle or having the exclusive use of that Vehicle, Heavy Vehicle or Off-Highway Vehicle under a lease or otherwise for a period of more than thirty (30) days.

- 2.39 "Park" when prohibited, means to allow a Vehicle (whether occupied or not) to remain standing in one place, except:
- (a) when standing temporarily for the purpose of and while actually engaged in loading or unloading passengers; or
 - (b) when standing in obedience to a Peace Officer or traffic control device.
- 2.40 "Parking Meter" means a device that registers the amount of time purchased for the Parking of a Vehicle, at the expiration of which the driver is liable for a fine.
- 2.41 "Peace Officer" means a member of the Royal Canadian Mounted Police or a Bylaw Officer of Strathcona County or a Peace Officer appointed by the Province of Alberta.
- 2.42 "Permit" means any one of the Permits required pursuant to this Bylaw together with any corresponding applications.
- 2.43 "Person" includes one or more individuals, partnerships, corporate or unincorporated organizations, government bodies or agencies, trustees, executors, administrators or other legal representatives, other than the Municipality or its legal representatives, and specifically includes the Applicant and the Owner of the Work or Equipment being done or located within the Rights-of-Way together with the Owner's agents, contractors, invitees or legal representatives.
- 2.44 "Private Property" means any property within the County not owned by or occupied by the Government of Canada, Government of Alberta or by the County, unless otherwise outlined in Section 8.
- 2.45 "Public Place" means any place to which the public has access as of right or by invitation, express or implied, and without restricting the foregoing, to constitute a Public Place it is not necessary that all segments of the public have a right of access thereto.
- 2.46 "Public Property" means any property owned by or under the control and management of the Government of Canada, Government of Alberta, or by the County.

- 2.47 "Recreational Vehicle" means a Vehicle or Trailer that is designed, constructed and equipped, either temporarily or permanently, as a temporary accommodation for travel, vacation, or recreational use and includes duly licensed travel Trailers, motorized homes, slide-in campers, chassis-mounted campers, boats, all terrain vehicles, snowmobiles and tent Trailers.
- 2.48 "Restricted Dangerous Goods Route" means all or any portion of those Highways under the direction, control or management of the County, designated for the purpose of picking up Dangerous Goods from or delivering Dangerous Goods to any area in the County not located along or accessible by a Dangerous Goods Route as indicated on Schedule "B" and shown on the map on Schedule "C", both of which are attached to and form part of this Bylaw.
- 2.49 "Restricted Truck Route" means a Highway listed in Schedule "I" which is attached hereto as part of this Bylaw.
- 2.50 "Rights-of-Way" means the Highways, Roads, road allowances, streets, Lanes, road diversions, bridges, public utility lots, public space, public water or other public places within the jurisdiction of the Municipality, excluding:
- (a) reserve property;
 - (b) tax recovery property;
 - (c) easements, leases and licenses;
 - (d) fee simple titled property; or
 - (e) any other property designated by the Director, PDS.
- 2.51 "Rights-of-Way Construction Activity Permit" means a permit approved by Director, TAS, from time to time that contains one or more provisions for the granting of consent to a Person to do Work in Rights-of-Way upon compliance by such Person with all other applicable municipal requirements.
- 2.52 "Road" means land
- (a) shown on a plan of survey that has been filed or registered in a land titles office, or
 - (b) used as a public road

and includes a bridge forming part of a public road and any structure incidental to a public road.

- 2.53 "Road Ban" means the axle weight allowance prescribed in respect of the use of a Highway.
- 2.54 "Road Use Agreement" or "RUA" means an agreement entered into with the County for the purpose of ensuring that the Highway or Highways affected are protected.
- 2.55 "Roadway" means that part of the Highway intended for use by multi-modal traffic.
- 2.56 "Rural Rights-of-Way" shall mean all Rights-of-Way located within the boundaries of Strathcona County that are not located within the Urban Service Area.
- 2.57 "Safety Mark" means a placard as defined by the Dangerous Goods Transportation and Handling Act, to be displayed on containers or Vehicles in the handling, offering for transport or transporting of Dangerous Goods.
- 2.58 "Sidewalk" means that part of a Highway especially adapted to the use of or ordinarily used by pedestrians, and includes that part of a Highway between the curb line (or the edge of the Roadway, where there is no curb line) and the adjacent property line, whether or not paved or improved, and includes the Heritage Parkway Trail System.
- 2.59 "Special Roadway Event" means:
- (a) any procession or march organized primarily for the purpose of entertainment of spectators, and includes display, inspection or promotion of a cause or purpose; or
 - (b) an event or competition involving walking, running, or the use of bicycles, motorcycles, cars or other Vehicles taking place in whole or in part, on a Highway and which blocks, obstructs, impedes, hinders or otherwise interferes with or which may block, obstruct, impede, hinder or otherwise interfere with, pedestrians or vehicular traffic on a Highway and which consists of an organized group of:
 - (i) more than fifty (50) pedestrians; or
 - (ii) more than ten (10) Vehicles; or
 - (iii) any combination of pedestrians and Vehicles which together exceed fifty (50) in number;

- (c) but does not include:
 - (i) a military, police, or emergency services parade, or
 - (ii) a funeral procession, or
 - (iii) an event to be held entirely within the confines of the Broadmoor Lake Park and which has the approval of the Director, RPC.

2.60 "Stop" when prohibited, means to allow a Vehicle (whether occupied or not) to Stop, and to load or unload passengers or freight or goods.

2.61 "Temporary Traffic Control Permit" means a Permit, issued under the Act or under this Bylaw, authorizing the temporary control of traffic:

- (a) to minimize traffic disruption around a worksite;
- (b) to protect Equipment; and
- (c) to ensure the safety of motorists and pedestrians and employees within a work site.

2.62 "Terms and Conditions" shall mean those Terms and Conditions outlined in a Permit.

2.63 "Trailer" means a Vehicle so designed that it may be attached to or drawn by a Vehicle and is intended to transport property or Persons and includes any Trailer that is designed, constructed and equipped as a dwelling place, living abode or sleeping place, either permanently or temporarily, but does not include machinery or Equipment used in construction or maintenance of Highways.

2.64 "Transit Vehicle" means any Vehicle used to deliver public transit services, including transit support Vehicles.

2.65 "Transportation" means Transportation in or by means of a Vehicle.

2.66 "Tridem Axle Certificate" or "TAC" means a Permit, issued under the Act or under this Bylaw, authorizing the operation of a Commercial Vehicle, with any three consecutive axles on a Vehicle, on a Highway.

2.67 "Truck Loading Zone" means an area reserved expressly for Commercial Vehicle loading and unloading and signed accordingly.

- 2.68 "Truck Route" means a Highway listed in Schedule "H" which is attached hereto as part of the Bylaw serving as a truck route to, from, or through the Sherwood Park Urban Service Area, as authorized by Council.
- 2.69 "Urban Rights-of-Way" shall mean those Rights-of-Way located within the boundaries of the Urban Services Area for the Hamlet of Sherwood Park.
- 2.70 "Vehicle" means a device in, on or by which a Person or thing may be transported or drawn on a Highway and includes, without restricting the generality of the foregoing, an automobile, bicycle, motorcycle and moped, but does not include an aircraft, a tractor, whether equipped with rubber tires or not, an implement of husbandry or a motor Vehicle that runs only upon rails.
- 2.71 "Vehicle Storage Location" means a storage location for Vehicles which is:
- (a) at least twenty-five (25) metres away from the nearest residential, institutional or assembly occupancy;
 - (b) not located under electrical transmission lines;
- 2.72 "Violation Tag" means a ticket or similar document issued by the County pursuant to the Municipal Government Act, RSA 2000, c. M-26.
- 2.73 "Violation Ticket" means a ticket issued pursuant to Part II or Part III of the Provincial Offenses Procedure Act, RSA 2000 c. P-34 and the regulations thereunder.
- 2.74 "Work" means the installation, maintenance, repair, replacement, extension or operation of any Equipment in Rights-of-Way, excluding Emergency Work.

SECTION 3: WEIGHT RESTRICTIONS AND ROAD BANS

- Restrictions 3.1 The Director, TAS, in his or her sole discretion, may make a determination that the use of a Highway by a Commercial Vehicle or Commercial Vehicles may or will likely cause damage to a Highway due to:
- (a) the weight of the Commercial Vehicle or Commercial Vehicles; or
 - (b) the frequency of use of the Highway by the Commercial

Vehicle or Commercial Vehicles.

- 3.2 The Director, TAS, in exercising his discretion under Section 3.1, shall have consideration for the following:
- (a) Highway surface classification;
 - (b) daily vehicular traffic count; and
 - (c) number of occupied driveways adjacent to the Highway.
- 3.3 Where the determination is made that the use may or will likely cause damage to a Highway under Section 3.1, the Director, TAS, is authorized to require any Operator to enter into a RUA prior to operating a Commercial Vehicle upon a Highway.
- 3.4 An Operator entering into an RUA shall at all times ensure that the Terms and Conditions contained within the RUA are complied with.
- 3.5 Where an Operator has entered into an RUA, failure to comply with this Bylaw may result in the cancellation of that RUA.
- 3.6 Prior to operation of a Commercial Vehicle on a Highway, a Commercial Vehicle for which a TAC has been issued in accordance with the provisions of the Act must also have a TAC issued by the Director, TAS, pursuant to this Bylaw.
- 3.7 Notwithstanding Section 3.5, an Operator shall comply with all other provisions of the Act and this Bylaw, and without limiting the generality of the foregoing, shall obey all prohibitions, limitations, increases or restrictions imposed by an RUA.
- Road Bans 3.8 The Director, TAS, is hereby authorized to impose Road Bans from time to time to define:
- (a) load limits upon Highways;
 - (b) Highway locations with percentage axle weights for those Highways; and
 - (c) bridge locations with the maximum gross Commercial Vehicle weights to be posted on those bridges.
- 3.9 Where the Director, TAS, imposes a Road Ban with respect to a Highway, he shall cause signs to be erected along the Highway as he considers necessary to notify Operators using Commercial Vehicles on the Highway of the Road Ban Order.

Exemptions 3.10 This Section does not apply to:

- (a) snow removal and ice control Equipment, motor graders or Highway construction Equipment operated or hauled by or on behalf of the County;
- (b) Commercial Vehicles or combinations of Commercial Vehicles required by the County to transport materials needed for maintenance and repair of Highways; or
- (c) the movement of Equipment to a natural or man-made disaster such as a fire, flood, train derailment or pipeline spill, provided that the Director, TAS is immediately notified of the occurrence of such disaster.

SECTION 4: TRANSPORTATION OF DANGEROUS GOODS

Dangerous Goods Routes 4.1 Unless otherwise hereinafter specifically provided, no Person shall transport Dangerous Goods for which Safety Marks are required on a Highway under the direction, control or management of the County except on a Dangerous Goods Route, Restricted Dangerous Goods Route or a Temporary Dangerous Goods Route.

Temporary Dangerous Goods Routes 4.2 A Peace Officer or a member of Emergency Services is hereby delegated the power to establish a temporary route for the transportation of Dangerous Goods on any Highway under the direction, control or management of the County where he or she considers it necessary to do so in order to prevent or reduce any serious or imminent danger to life, health, property or the environment; provided that as soon as the danger to life, health, property or the environment has, in the opinion of the Peace Officer or member of Emergency Services, been prevented or adequately reduced, the temporary route shall be closed to Vehicles Transporting Dangerous Goods.

4.3 Notwithstanding Section 4.1, where a Person is required to transport Dangerous Goods for which Safety Marks are required off a designated Dangerous Goods Route, said Person may apply in writing to the Director, ES, 1933 Sherwood Drive, Sherwood Park, Alberta, T8A 3R3 for a Permit. Upon such application, the Director, ES may, in his absolute discretion, issue a Permit for the transportation of Dangerous Goods.

Stopping within the County 4.4 No Person Transporting Dangerous Goods for which Safety Marks are required shall stop at any location within the County except:

- (a) at a permitted Vehicle Storage Location;

- (b) in accordance with the Terms and Conditions of a valid Permit issued by the Director, ES;
- (c) in response to a direction from a Peace Officer or a traffic control device;
- (d) to refuel or repair a Vehicle; or
- (e) to load or unload the Vehicle cargo.

Inspections 4.5 A Person shall, upon the request of a Peace Officer or member of Emergency Services, produce for inspection by the Peace Officer any shipping documents, Permit issued or other documentation establishing the origin and destination of travel and a description of the cargo carried. Particulars obtained by the Peace Officer under this Section and submitted as evidence before a Judge of the Provincial Court of Alberta, shall be prima facie proof of the particulars submitted in evidence, without proof of the signature or official capacity of the Persons signing the shipping documentation or other documentation.

Exceptions 4.6 No Person shall transport within Strathcona County any Dangerous Goods for which Safety Marks are required, in or on any Vehicle other than on a Dangerous Goods Route or Restricted Dangerous Goods Route, unless the said Person is:

- (a) picking up Dangerous Goods from or delivering Dangerous Goods to any place in the County which is not located along or accessible by a Dangerous Goods Route or Restricted Dangerous Goods Route, by using the most direct and practical route between a customer's premise and the nearest Dangerous Goods Route;
- (b) proceeding to or from a Vehicle Storage Location by the most direct Highway intersecting a Dangerous Goods Route;
- (c) Transporting petroleum products or fertilizers to farms or residences outside the Urban Service Area of Sherwood Park.

Recovery of Costs 4.7 Where Emergency Services has taken any action whatsoever for the purpose of mitigating or responding to a Dangerous Goods or hazardous material call or incident within or outside the County or for the purpose of preserving life or property or the environment from injury or destruction on land within or outside the County, including any such action taken by Emergency Services on a false

call or incident, the Director, ES, may, in respect of any costs incurred by the County in taking such action, charge any costs so incurred by the County to the Person who caused the call or incident or the Owner or occupant of the land in respect of which the action was taken.

- 4.8 The schedule of costs and fees to be charged by the County for services rendered pursuant to this Bylaw shall be as set out in Strathcona County Fee and Charges Bylaw.
- 4.9 In respect of the costs or fees described in Sections 4.7 and 4.8:
- (a) the County may recover such cost or fee as a debt due and owing to the County; or,
 - (b) in the case of action taken by the County in respect of land within the County, where the cost or fee is not paid upon demand by the County, then in default of payment, such cost or fee may be charged against the land as taxes due and owing in respect of that land.

SECTION 5: SCHOOL BUS WARNING LIGHTS AND STOP ARMS

- 5.1 The use of alternating flashing red lights and stop arm are prohibited by any school bus operating on any Highway under the control of Strathcona County within the Urban Service Area.

SECTION 6: SPECIAL ROADWAY EVENTS

- 6.1 Any Person desiring to hold a Special Roadway Event within the County shall, at least two weeks prior to the time desired to hold the same, make application in writing to the Director, TAS and in such application shall furnish information with respect to the following:
- (a) the name and address of the applicant;
 - (b) the nature and object of such Special Roadway Event;
 - (c) the day, dates and hours during which the same will be held;
 - (d) the intended route thereof;
 - (e) the approximate number of Persons and/or Vehicles taking part therein;

- (f) the nature of signs, flags, banners, placards or such similar things to be carried therein and particulars of inscriptions and wording to be exhibited thereon;
 - (g) the proposed use of public address systems or loudspeakers; and
 - (h) the signatures and addresses of the Persons who will be in control of such Special Roadway Event and who undertake to be responsible for the good order and conduct thereof; and
 - (i) any other information that might be requested by the Director, TAS.
- 6.2 The Director, TAS, may issue a Permit, refuse a Permit or may issue the Permit subject to such conditions as are deemed necessary in the circumstances, including the requirement for fees or bonds.
- 6.3 Failure to submit any information required by the Director, TAS or evidence of previous mismanagement of prior Special Roadway Events authorized by a Permit shall be good and sufficient reason for the Director, TAS to refuse issuance of a Permit.
- 6.4 Upon a Permit being granted under this Bylaw, the Director, TAS is hereby authorized, to the extent he deems necessary, to temporarily close or restrict the use of any Highway, subway, bridge or overpass or any part of any Highway, subway, bridge or overpass within the County, either as to the full width of it or as to part of the width of it and with respect to any class or any classes of Vehicles or with respect to pedestrians, and may provide for the proper enforcement of any such closing either by way of erection of barricades or by the adoption of any other means considered necessary or expedient.
- 6.5 No Person shall hold, conduct, manage, organize or take part in any Special Roadway Event unless and until a Permit for the Special Roadway Event has been issued by the Director, TAS or as expressly permitted by resolution of Council.
- 6.6 A non-refundable fee as set out in the Fees and Charges Bylaw shall accompany each application for a Permit under this Section.
- 6.7 No Person shall install or use a loudspeaker system or other device for the amplification of sound in any Public Place except as authorized by a Permit.

- 6.8 Section 6.7 does not apply to use of sound amplification devices by ambulance, police, firefighting or other Emergency Services.

SECTION 7: RIGHTS-OF-WAY CONSTRUCTION ACTIVITY

7.1 The purpose of this Section is to:

- (a) require every Person proposing to carry out Work for the installation, maintenance, repair, replacement, construction of Equipment in municipal Rights-of-Way to apply for any required Permits and to obtain the County's consent for any such Work; and
- (b) provide the County with information on the type and location of work to be undertaken in the Right-of-Way; and
- (c) protect the County from costs, damages or liability associated with the installation, maintenance, repair, replacement, and construction in Rights-of-Way by any Person.

Council may pass Rights-of-Way Resolutions and Council or the Director, PDS may approve Rights-of-Way Access Agreements, subject to such Terms and Conditions, as Council deems appropriate.

Consents &
Permits

7.2 No Person shall perform any Work in Rights-of-Way unless the Person has:

- (a) obtained the consent of the County or is acting on behalf of a Person who has obtained consent of the County by way of Rights-of-Way Permit;
- (b) obtained all applicable Permits required by the County as determined by the Director, PDS;
- (c) paid all applicable Rights-of-Way Fees required by the County as determined by the Director, PDS; and
- (d) obtained an approved and valid Rights-of-Way Construction Activity Permit including Temporary Traffic Control Permit and have setup the Work zone in accordance with such Permit.

Alternatives
to Consent

7.3 For the purposes of Section 7.1(a), the following agreements shall constitute consent of the County for the purposes of performing Work in Rights-of-Ways, however, the Person obtaining such

consent shall in all other respects be subject to and comply with this Bylaw:

- (a) development agreements;
- (b) existing utility franchise agreements approved by the Alberta Energy & Utilities Board; and
- (c) existing railway crossing agreements approved by the National Transportation Board.

7.4 Every Applicant shall provide all of the information required for a Permit. An application for a Permit that does not meet these requirements shall be deemed to be incomplete.

7.5 The Director, TAS may reject a Rights-of-Way Construction Activity Permit application where:

- (a) the application for the Permit is incomplete;
- (b) the payment of all applicable Rights-of-Way Fees has not been made;
- (c) the consent of the County has not been obtained in accordance with Section 7.3; or
- (d) any Conditions precedent to granting the Permit have not been met.

7.6 The Director, TAS, is hereby authorized to approve or deny any application for a Rights of Way Construction Activity Permit and to issue a Permit subject to such Terms and Conditions as he deems appropriate.

7.7 The Director, TAS shall provide an Applicant whose application for a Permit is refused, written reasons for the refusal at the time that the Applicant is advised of the refusal.

Compliance 7.8 Every Person who obtains a Permit shall comply with the Terms and Conditions of that Permit, including, without limitation, Terms and Conditions restricting Work in the Rights-of-Way to the Alignments or other portion of the Rights-of-Way for which authorization is granted in the Permit.

7.9 All Work zones must retain and produce upon request an approved Rights-of-Way Construction Activity Permit.

SECTION 8: PARKING

Parking on
Rights of
Way

- 8.1 No Person shall Park or permit to be Parked any Vehicle for any period of time whatsoever in any of the following locations:
- (a) upon a Highway in front of, adjacent to or abutting any building, structure, place or premises, in the course of construction or repair, when such Parking will impede or obstruct traffic; or
 - (b) in any Bus Stop or Transit Zone, except Transit Vehicles; or
 - (c) in any Truck Loading Zone properly marked by a sign indicating the restrictions which apply thereto, except a Commercial Vehicle lawfully engaged in loading or unloading goods;
 - (d) on a Roadway, Highway or Highway Right-of-Way if in the opinion of a Peace Officer, the Vehicle constitute obstruction, presents a safety concern, interferes with maintenance activities or otherwise impedes the progress of other users of the Roadway, Highway, or Highway Right-of-Way.
- 8.2 No Person shall Park or Stop or permit a Vehicle to be Parked or Stopped in a Fire or Emergency Lane for any period of time whatsoever.
- 8.3 No Person shall Park or Stop or allow to be Stopped or Parked a Vehicle within five (5) metres of any Fire Hydrant, or, when the hydrant is not located at the curb, within five (5) metres from the point on the curb nearest the hydrant.
- 8.4 An Owner or Operator of a Commercial Vehicle shall not Park the Vehicle on a Roadway, Highway or Right-of-Way adjacent to a residence not owned by the Owner or Operator without consent of residence owner.
- 8.5 Except when actually loading or unloading passengers, no Person shall Park a Vehicle on any portion of a Highway marked by a "No Parking" sign.
- 8.6 Except for a breakdown, no Person shall Stop a Vehicle on any portion of a Highway marked by a "No Stopping" sign.
- 8.7 No Person shall Park a Vehicle in a Lane unless a sign permits Parking, but Lanes other than designated Fire or Emergency

Lanes may be used for:

- (a) the loading or unloading of goods or passengers from a Commercial Vehicle for a period of time not exceeding thirty (30) minutes, or
- (b) the loading or unloading of goods or passengers from a Vehicle other than a Commercial Vehicle for a period of time not exceeding fifteen (15) minutes, provided that the Vehicle concerned in such loading or unloading of passengers or goods does not obstruct the Lane so as to prevent other Vehicles or Persons from passing along such Lanes.

8.8 No Person shall Park or Stop a Vehicle in excess of the time designated and marked on a sign posted for the purpose of restricting the time for Parking or Stopping a Vehicle.

8.9 After the issuance of a Violation Tag concerning a Vehicle for a violation of Section 8.7 and 8.8 hereof, and a Vehicle remains Parked in excess of the time permitted on the sign for a further period, then a second offence shall be deemed to have occurred and a further Violation Tag may be issued for such second offence, and may be tagged for subsequent offences for being Parked in excess of the time permitted on the sign for such further periods of time as the Vehicle remains Parked.

Portable No
Parking
Signs

8.10 Notwithstanding any other provisions of this Bylaw, the County may cause portable "No Parking" signs to be placed on or near a Highway, and when so placed such signs shall take precedence over all other Parking signs.

8.11 No Person shall Park, or leave Parked, a Vehicle on a Highway after the expiration of twenty-four (24) hours from the time a sign or signs referred to in Section 8.10 have been placed, and until such sign or signs have been removed.

8.12 For the purposes of Sections 8.13 to 8.15, Private Property also includes property located in the County and owned or occupied by the Government of Canada, the Government of Alberta or by the County.

Parking on
Private
Property

8.13 No Person shall Park a Vehicle on Private Property which has been clearly marked as such by a sign or signs, erected thereon, and as shown in Schedule "J" or similar, without the prior permission of the Owner, tenant, occupant or Person in charge of the Private Property.

8.14 Where, on Private Property used for a commercial or industrial purpose or for a purpose of the federal, provincial or municipal government, Parking space or spaces or a Parking area is provided for the Parking of the Vehicles of Persons who are customers or patrons of or are otherwise doing business with the Owner, tenant, occupant or Person in charge of the property, and the space is clearly marked as being:

- (a) Private Property, by a sign as shown in Schedule "J" or similar; and
- (b) set aside for Parking only of Vehicles of customers, or patrons of or Persons doing business with the Owner, tenant, occupant or Person in charge of the property;

a Person shall not Park or leave his Vehicle on the Parking space, spaces or area so designated unless he is immediately after Parking or leaving the Vehicle either a customer or patron or Person doing business with the Landowner, tenant, occupant or Person in charge of the property as indicated in the designation, or unless he has verbal or written permission from the said Landowner, tenant, occupant or Person in charge.

8.15 Any Landowner, tenant, occupant or Person in charge of Private Property who is satisfied that a Person is violating the provisions of Section 8.14 may report the violation to a Peace Officer by providing the licence number and location of the Parked Vehicle. A Person making such report shall give their name, address and phone number.

8.16 No Person shall Park any Vehicle upon any land owned by the County which the County uses or permits to be used as a playground, school ground, boulevard, recreation area or public park, except on such part thereof as may be designated by a sign or signs allowing Vehicle Parking.

8.17 No Person other than the Person to whom the space is assigned shall Park any Vehicle in a Parking space on County owned property, where such space has been reserved as indicated by signs.

8.18 A Vehicle shall not be Parked on a Highway in any space governed by a Parking Meter unless there is unexpired time remaining on the Meter.

- (a) This section is only in effect on the days and during the times a Parking Meter is identified as being in effect.

- (b) This section does not apply to a Vehicle displaying a valid and subsisting Permit issued by the County for metered space Parking so long as all conditions of the Permit are satisfied.

8.19 A Vehicle Parked on a Highway in any space governed by a Parking Meter shall:

- (a) be Parked completely within the Metered space; and
- (b) if the Metered space is parallel to the edge of the Roadway, be Parked so that:
 - (i) the front of the Vehicle is as close as possible to the Parking Meter if the Meter is situated at the front of the space; or
 - (ii) the rear of the Vehicle is as close as possible to the Parking Meter if the Meter is situated at the rear of the space; or
- (c) if the Metered space is at an angle to the edge of the Roadway, be Parked so that the front of the Vehicle is as close as possible to the Parking Meter.

Parking of
Trailers

- 8.20 No Person shall Park any Trailer upon any Highway unless the Trailer is attached to a Vehicle by which it may be propelled or drawn and when so attached the Trailer shall be deemed part of the Vehicle and subject to the requirements set out in this Bylaw pertaining to Vehicles.
- 8.21 No Person shall occupy or allow or permit any other Person to occupy a Trailer or Recreational Vehicle upon a Highway or upon County owned property, which has not been designated for Trailer or Recreational Vehicle Parking.
- 8.22 Notwithstanding the provisions of Section 8.21 a Person may Park and occupy a Trailer or Recreational Vehicle upon County owned property provided that written permission has been obtained from the Director, RPC.
- 8.23 An Owner or Operator of a Vehicle and Trailer or Recreational Vehicle shall not Park the Vehicle and Trailer or Recreational Vehicle on a Roadway for more than thirty-six (36) consecutive hours.

Parking
within a
hamlet

- 8.24 An Owner or Operator of a Vehicle and Trailer or Recreational Vehicle shall not be entitled to rely upon the provisions of Section 8.23 more than twice in any seven (7) day period commencing from the date that the Vehicle and Trailer or Recreational Vehicle is first observed to be Parked in accordance with Section 8.23.
- 8.25 An Owner or Operator of a Vehicle and Trailer or Recreational Vehicle shall not Park the Vehicle and Trailer or Recreational Vehicle on Private Property by which any part or attachment of the Vehicle and Trailer or Recreational Vehicle extends over the top of the curb or back of Sidewalk, whichever is closer to the residence.
- 8.26 Notwithstanding Section 8.20, 8.21, and 8.23, an Owner or Operator of a Vehicle and Trailer or Recreational Vehicle shall not Park the Vehicle and Trailer or Recreational Vehicle or any part thereof on a Roadway, Highway or Highway Right-of-Way if, in the opinion of a Peace Officer, the Vehicle and Trailer or Recreational Vehicle constitutes an obstruction, presents a safety concern or otherwise impedes the progress of other users of the Roadway, Highway or Highway Right-of-Way.
- 8.27 No Person shall Park a Vehicle or Vehicle with Trailer exceeding eight (8) metres in length on a Highway or any part of the Highway Right-of-Way within any Hamlet between the hours of 7:00 p.m. in any one day and 7:00 a.m. of the next succeeding day.
- 8.28 No Person shall Park a Vehicle or Vehicle with Trailer exceeding ten (10) metres in length or two point six (2.6) metres in width on a Highway or any part of the Highway Right-of-Way in any Hamlet, other than in an area designated by a sign for such purposes.
- 8.29 No Person shall Park a Heavy Vehicle on a Highway or any part of the Highway Right-of-Way within a Hamlet unless such Parking is authorized by a sign or signs.
- 8.30 The provisions of Sections 8.27, 8.28 and 8.29 shall not prohibit Vehicles from Parking on any Highway within a Hamlet for the purpose of loading or unloading goods to or from premises abutting such Highway provided, that the Vehicle or Vehicle with Trailer attached shall have all front and rear hazard lights illuminated
- 8.31 No Person shall Park a Vehicle or Vehicle with Trailer used for the conveyance of Dangerous Goods on a Highway unless authorized by a sign, or the holder is in possession of a valid Permit issued

Dangerous
Goods

under this Bylaw.

8.32 No Person shall Park a Vehicle or Trailer used for the conveyance of Dangerous Goods nearer than twenty-five (25) metres from a building.

Disabled
Parking

8.33 Section 8.28 shall not apply where a Vehicle or Trailer is obliged to be Parked while being loaded or unloaded or while being used as an "on-site" fuel source in the course of its ordinary business, provided the Vehicle or Trailer has a warning notice or notices clearly displayed.

Removal of
Vehicles

8.34 No Person shall Park a Vehicle in a Parking space designated for the exclusive use of disabled Persons unless such Vehicle has clearly displayed an Identification Placard, and is at that time being operated by or transporting the Person to whom the Identification Placard has been issued or has a Disabled Parking License Plate.

8.35 For the provisions of Section 8 of this bylaw, a Vehicle shall be deemed to be continuously Parked in the same location unless it has been moved at least one (1) block away from the location it was first observed.

8.36 A Peace Officer is hereby authorized to remove and impound or cause to be removed and impounded any Vehicle Parked in contravention of any provision of this Bylaw.

8.37 No impounded Vehicle shall be released to its Owner or his agent until the impounding charge and removal charge against the Vehicle has been paid.

8.38 The impounding charge and removal charge shall be in addition to any fine or penalty imposed by the provisions of this Bylaw.

8.39 Where a Vehicle is impounded or stored pursuant to this Section, and is not claimed within thirty (30) days of its removal, it may be disposed of in accordance with the provisions of the Act.

8.40 Notwithstanding anything herein contained, where portable "No Parking" signs are placed on or near a Highway by the County, its employees, servants, agents or representatives, removal of Vehicles may be required. The County, its employees, servants, agents or representatives may tow such Vehicles at the expense of their Owner and Park the same on an adjacent Highway or local parking lot without impounding the Vehicles after the expiration of twenty-four (24) hours from the time the portable "No Parking" signs are erected or declaration made by the Director, TAS.

Exemptions

8.41 Notwithstanding anything elsewhere in this Bylaw, the provisions relating to Parking of Vehicles do not apply to:

- (a) Emergency Vehicles;
- (b) Vehicles used in conjunction with the servicing of Highways, trails, parks, and public utilities including water and sewer systems, telephone systems, electric systems and cablevision systems;
- (c) funeral cars being operated by a funeral director, during a funeral;
- (d) towing service Vehicles; while any such Vehicle is being used in Work requiring that it be Stopped or Parked.

SECTION 9: OFF-HIGHWAY VEHICLES

Permits

- 9.1 Off-Highway Vehicle groups, organizations, societies or clubs may apply to the Director, TAS for a Permit authorizing the use of specific Highways under the direction, control or management of the County for specific dates and times and for appropriate purposes as outlined in Schedule "E", "F", and "G", as attached hereto and forming part of this Bylaw.
- 9.2 The Director, TAS may approve or refuse an application, or may grant an application specifying the dates and times for such events, and may impose any such conditions as the Director, TAS, deems suitable in the circumstances.
- 9.3 No Person shall operate an Off-Highway Vehicle except as authorized pursuant to the Act or pursuant to a Permit granted under this Bylaw.
- 9.4 A Person who is authorized to operate an Off-Highway Vehicle pursuant to the Act or this Bylaw shall:
 - (a) travel at a maximum speed of thirty (30) kilometres per hour;
 - (b) travel in a single file in the ditches of such Highways, except as otherwise permitted in this Section;
 - (c) travel in the Parking Lane for as short a distance as necessary to by-pass any hazard or obstruction in the ditch, or where there is No Parking Lane the extreme right-hand

Operating
Restrictions

- side of the Roadway;
- (d) travel in the same direction as the Vehicles travelling on that side of the Highway.

- 9.5 No Person shall operate or be a passenger on an Off-Highway Vehicle where the Persons on the Off-Highway Vehicle exceeds the number of Persons that the Off-Highway Vehicle is designed to carry.
- 9.6 The provisions of this Bylaw shall not apply to a Peace Officer, or agents or employees of the County while operating an Off-Highway Vehicle in the performance of their official duties.
- 9.7 During an emergency, disaster, or search and rescue operation within the County, as determined by the Director, ES, the provisions of this Bylaw may be waived, varied or suspended by the Director, DS.

SECTION 10: TRUCK ROUTES

- 10.1 No person by himself or by an agent or employee shall:
 - (a) operate a Heavy Vehicle within the Urban Service Area on a Highway other than a Truck Route or Restricted Truck Route;
 - (b) operate a Heavy Vehicle on a Restricted Truck Route between 22:30 and 06:30 (10:30 p.m. and 6:30 a.m.) local time within the Urban Service Area;
 - (c) operate a Heavy Vehicle within the Urban Service Area on a Highway outside the times stipulated on a sign placed on the Highway.

Exemptions

- 10.2 No Person shall be deemed to be operating a Heavy Vehicle in contravention of Section 10.1 if the Heavy Vehicle is:
 - (a) being operated on the most direct and practicable route between a bona fide customers premises (within a Hamlet) and the nearest Truck Route or Restricted Truck Route;
 - (b) being operated to or from the business premises of the Heavy Vehicle;
 - (c) moving a building for which the necessary Permits have been issued;
 - (d) travelling to or from premises licensed to service or repair Heavy Vehicles;

- (e) pulling a disabled Vehicle from a Highway or Local Road prohibited to Heavy Vehicles;
- (f) owned by or contracted to the County and is instructed by the County to Work at locations otherwise prohibited to Heavy Vehicles.

10.3 No person shall apply or engage engine retarder brakes on any Commercial Vehicle within the Urban Service Area or residential area.

SECTION 11: DEPOSIT OF SNOW, ICE AND DEBRIS ON ROADS

- 11.1 No Person shall place or permit to be placed any Foreign Matter onto any Roadway, boulevard, Sidewalk, or ditch.
- 11.2 No Person shall place, permit to be placed, or allow to remain any Foreign Matter on or within one point five (1.5) metres of any Fire Hydrant located on Public or Private Property.
- 11.3 No Person shall damage, or permit to be damaged, any Highway or Fire Hydrant by scraping, cutting or in any other manner whatsoever, whether or not such Person is engaged in removing Foreign Matter from any Highway or Fire Hydrant.
- 11.4 No Person shall place or deposit or allow the placement or deposit of any object, refuse, building or other materials, dumpsters, snow, earth, sand, gravel, sod, or any other material in the Rights-of-Way that will impede or obstruct traffic.
- 11.5 The placement of Driveway Aids in the Rights-of-Way will be allowed from April 15 to November 1.
- 11.6 The provisions of this Bylaw shall not apply to any agents or employees of the County in the performance of their assigned duties.

Obstructions
in the Right-
of-way

SECTION 12: DELEGATION OF AUTHORITY

- 12.1 The Chief Commissioner is hereby authorized to designate
 - (a) any Highway for through traffic purposes;
 - (b) the location of cross-walks upon Highways;
 - (c) any intersection, Highway 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;

- (d) any Highway as one which is closed temporarily in whole or in part to traffic;
- (e) any areas as one in which Parking privileges are temporarily suspended;
- (f) any Highway as one to be divided into traffic Lanes of such number as the Director, CPC considers proper;
- (g) the location of "school zones" and "playground zones";
- (h) any boulevard upon which Parking is permitted;
- (i) loading or unloading zones;
- (j) the location of Bus Stops or Transit Zones;
- (k) the distance from any intersection within which no Parking is permitted;
- (l) portions of Highways where Parking is limited to a period of time;
- (m) portions of Highways where Stopping is prohibited entirely, or for a specified period of time;
- (n) the location of Metered zones, Meter locations and Metered spaces;
- (o) areas for angle Parking, back-in Parking and parallel Parking;
- (p) the maximum load permitted on any bridge; and
- (q) Parking spaces designated for disabled Parking.

12.2 The Chief Commissioner may:

- (a) issue a card or sticker concerning a Vehicle from the provisions of Section 8.34 of this bylaw, which said card, sticker or Permit shall state the Parking restrictions applicable to the said Vehicles;
- (b) temporarily prohibit Parking at any Parking Meter;

- (c) prohibit or restrict the movement of Vehicles from a private Highway onto a Highway when the Director, TAS considers such prohibition or restriction is in the public interest and the better regulation of traffic;
- (d) specify the types of Vehicles which are prohibited from Parking on any County owned Parking lot;
- (e) approve the form and content of all signs and traffic control devices utilized by the County and by Landowners of Private Property regulated under the provisions of this Bylaw.

12.3 The Director, TAS, is hereby delegated the authority to:

- (a) direct where traffic control devices are to be installed or removed and to cause a record of the locations of all erected signs to be kept, which shall be open to public inspection during the County's regular business hours; and
- (b) temporarily close the whole or any part of a Road at any time that a construction or maintenance project on or adjacent to the Road may create a hazard.

SECTION 13: OFFENCES

- 13.1 Any Person who contravenes any provision of the Bylaw is guilty of an offence and is liable to a penalty as set out in Schedule "K".
- 13.2 Under no circumstances shall any Person contravening any provision of the Bylaw be subject to the penalty of imprisonment.

SECTION 14: VIOLATIONS TAGS

- 14.1 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.
- 14.2 A Violation Tag may be issued to such Person:
 - (a) either personally; or
 - (b) by attaching it to the Vehicle in respect of which a offense is alleged to have been committed; or
 - (c) by mailing a copy to such Person at his last known post

office address.

- 14.3 The Violation Tag shall be in a form approved by the County and shall state:
- (a) the name of the Person;
 - (b) the offence;
 - (c) the appropriate penalty for the offence as specified in this Bylaw;
 - (d) that the penalty shall be paid within thirty (30) days of the issuance of the Violation Tag; and
 - (e) any other information as may be required by the County.
- 14.4 Where a contravention of this Bylaw is of a continuing nature, further Violation Tags may be issued by the Peace Officer, provided that no more than one Violation Tag shall be issued for each day that the contravention occurs.
- 14.5 Where a Violation Tag is issued pursuant to this Bylaw, the Person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the County the penalty specified on the Violation Tag.
- 14.6 Nothing in this Bylaw shall prevent a Peace Officer from immediately issuing a Violation Ticket for the mandatory Court appearance of any Person who contravenes any provision of this Bylaw.

SECTION 15: VIOLATION TICKET

- 15.1 If the penalty specified on a Violation Tag is not paid within the prescribed time period then a Peace Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to Part II of the Provincial Offences Procedure Act, RSA 2000, c. P-34.
- 15.2 Notwithstanding Section 15.1 of this Bylaw, a Peace Officer is hereby authorized and empowered to immediately issue a Violation Ticket pursuant to Part II of the Provincial Offences Procedures Act, RSA 2000, c. P-34, as amended, to any Person who the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.

SECTION 16: SEVERABILITY

- 16.1 Should any provision of this Bylaw be invalid, then such provision

PERMITS

Special Event Permits

Off-Highway Vehicle Permits

Rights-of-Way Permits

Dangerous Goods Route Permits

Parking Permit

Tridem-Axle Certificate

Road Use Agreement

Temporary Traffic Control Permit

Utility Line Assignment Permit

SCHEDULES

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SCHEDULE "J"	PRIVATE PROPERTY "NO PARKING" SIGNS
SCHEDULE "K"	OFFENCES

SCHEDULE "A"

DANGEROUS GOODS ROUTES

- A) 34 Street from the Sherwood Park Freeway to Baseline Road
- B) 17 Street from the Sherwood Park Freeway to Highway 16
- C) Baseline Road from 34 Street to Highway 216
- D) Petroleum Way from 17 Street to Broadmoor Boulevard
- E) Broadmoor Boulevard from Petroleum Way to Highway 16
- F) Range Road 214 north of Highway 15 to Township Road 562

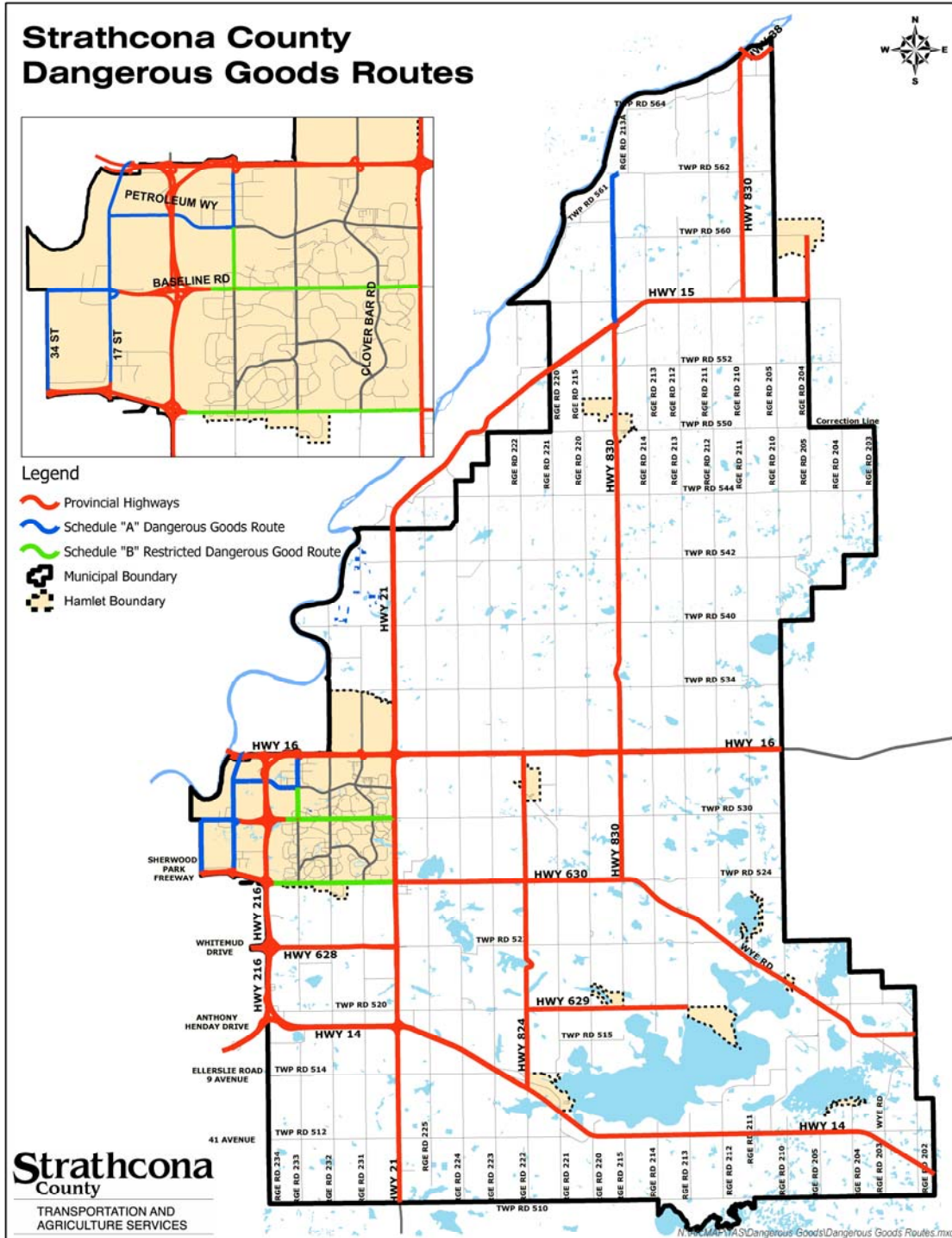
SCHEDULE "B"

RESTRICTED DANGEROUS GOODS ROUTES

- A) Broadmoor Boulevard from Petroleum Way to Baseline Road
- B) Baseline Road from 500 metres west of Broadmoor Boulevard, the boundary with Alberta Transportation, to Highway 21
- C) Wye Road from 100 metres west of Ordze Road, the boundary with Alberta Transportation, to Highway 21

SCHEDULE "C"

MAP SHOWING MUNICIPAL DANGEROUS GOODS ROUTES AND RESTRICTED DANGEROUS GOODS ROUTES



SCHEDULE "D"

DANGEROUS GOODS ROUTE SIGNS

Dangerous Goods Route Signs will be used to indicate regulations related solely to the movement on streets and Highways of Vehicles classified as Dangerous Goods carriers. The signs will be made to reflect, or lit to show the same colour and shape both day and night.

Dangerous Goods Route Sign (RB-69)

The Dangerous Goods Route Signs will show that Dangerous Goods carriers, as defined by legislation, are allowed to travel along a street or Highway.

Proper advance and directional arrows (1 B-5 to 1 B-9) will be added to the sign to indicate a turn or a change in the direction of a designated route. Advance turn arrows will be placed between 50 metres and 150 metres before an intersection where the route changes direction.

The tab sign (RB-69T) may be used for an educational period.

"DANGEROUS GOODS ROUTE" signs shall have a green circle circumscribing a black diamond symbol on a white background.



RB – 69
60 x 60 cm



RB – 69T
60 cm x 30 cm

OPTIONAL

Dangerous Goods Prohibition Sign (RB-70)

The Dangerous Goods Prohibition Sign will show that carriers of Dangerous Goods, as defined by legislation, may not travel on a particular street or Highway.

The sign will be placed along the street or Highway from which Dangerous Goods are barred. The sign will be placed where the street or Highway intersects a Dangerous Goods route, to prevent illegal entry of Vehicles carrying Dangerous Goods.

The tab sign (RB-70T) may be used for an educational period.

“DANGEROUS GOODS PROHIBITION” signs shall have a red circle circumscribing a black diamond symbol on a white background with a red diagonal superimposed over the diamond symbol. Where the sign is erected, Dangerous Goods carriers are prohibited from travelling upon the street or Highway.



RB – 70
60 x 60 cm



RB – 70T
30 x 30 cm

SCHEDULE "E"

GUIDELINES FOR APPLICATIONS AND APPROVAL FOR USE OF HIGHWAYS FOR OFF-HIGHWAY VEHICLE EVENTS

1. Written application will be received for specific rides or events from groups, organizations, societies or clubs which:
 - i. intend to raise funds for a "Charitable Purpose" as defined in the Public Contributions Act, R.S.A. 1992, C. P-26, as amended, and who meet the requirements of the said Act; or
 - ii. wish to hold a recreational ride or event to encourage or promote their membership or group activities.
2. A group, organization, society or club shall be allowed only two rides or events, as set out in (1) above, per month.
3. A Statutory Declaration (Schedule "F") shall be provided certifying that a responsible Person within the group, organization or club has:
 - i. determined that all members or participants who take part in the ride or event hold a current financial responsibility card for liability insurance which indicates that it remains in force during the ride or event, and all Off-Highway Vehicles are properly licensed as per Motor Vehicles Administration Act, R.S.A. 1980, C. M-22, as amended.
 - ii. checked the Highways or portion of the Highways to be used, and is satisfied themselves that the ditches and Highway sides to be used are satisfactory and, in his opinion, safe for the intended purpose.
4. A Waiver or Release, Schedule "G" signed by each member or participant involved in the ride or event shall be provided and shall release the County of any responsibility which may arise from the use of the Highways or portions of Highways for the intended purpose.
5. The application shall be submitted to the Director, TAS at least three (3) weeks prior to the time of the proposed ride or event and shall include the date and times of the ride or event together with the name, address and telephone number of a contact Person.
6. Upon application, the Director, TAS shall be authorized by Council to allow, if he deems it necessary, a pre-ride or pre-event run by representatives of the group, organization, society or club to certify the safety of the route or to mark the route or any hazards in relation to the Highways or portions or Highways as specified for use in the applications.

7. Prior to the placing of markers for the route of for hazards along the proposed route approval must be obtained from the Director, TAS.
8. All signs or markings which have been placed along the route shall be removed within twenty-four (24) hours following the completion of the ride or event.
9. Failure to comply with any of the requirements of the Bylaw, the attached Schedules or any conditions of the approval, as granted, may result in cancellation of the approval and the refusal of future applications.

SCHEDULE "F"

STATUTORY DECLARATION FOR OFF-HIGHWAY VEHICLE EVENTS

CANADA
PROVINCE OF ALBERTA
TO WIT:

}

In the Matter of

I, _____

of _____ in the Province of Alberta,

do solemnly declare that I have on behalf of the _____

checked Strathcona County Highways or portion of the Highways to be used for

_____, which will be held by the _____

_____, on the dates of _____,

and have satisfied myself that the Highways or portions of the Highways to be used for the said event or ride are satisfactory and safe for the intended use by the members or participants of such event or ride.

AND I make this solemn declaration conscientiously believing it to be true and knowing that it is of the same force and effect as if made under oath.

DECLARED before me at the _____

of _____

in the Province of Alberta, this _____

day of _____ A.D., 20 ____

}

Signature of Declarant

A Commissioner for Oaths or Notary Public in and for the Province of Alberta

SCHEDULE "G"

RELEASE, WAIVER AND INDEMNITY AGREEMENT FOR OFF-HIGHWAY VEHICLE EVENTS

Group Members
Strathcona County
Traffic Bylaw 13-2011

This is to certify that we the members of the _____ of _____ in the Province of Alberta who have attached our signatures hereto, intend to participate, at our own risk, in the event or ride being the _____ held by the _____ on the date(s) of _____, 20____ and in consideration of using Strathcona County's Highways or a portion of Highways as authorized for the said event or ride and further good and valuable consideration, the receipt whereof being hereby acknowledged, I do hereby freely and voluntarily release Strathcona County, the Council of Strathcona County, and Councillors of Strathcona County, past, present, or future, its officers, employees, servants, independent contractors and agents (hereinafter collectively referred to as "Strathcona County") from all liability and do hereby waive as against Strathcona County all recourses, claims, causes of action and demands of any kind whatsoever, which I, my heirs, executors, and assigns might have against Strathcona County, and I do hereby agree to indemnify and hold harmless Strathcona County from any and all claims, demands, causes of action of any kind whatsoever, including those involving negligence on the part of the said Strathcona County, that may be made against Strathcona County, arising out of or connected with my preparation or participation in any of the programs or activities referred to above.

In confirmation of the above, we have attached our signatures hereto.

Dated at _____, in the Province of Alberta, this ____ day of _____ 20____.

SIGNATURES OF MEMBERS

Please Print Name

Signature

Print Name of Witness

Signature of Witness

Address of Witness

SCHEDULE "H"

HEAVY VEHICLE TRAFFIC – SCHEDULE OF TRUCK ROUTES IN THE SHERWOOD PARK URBAN SERVICE AREA

1. Turbo Industrial Park – part of W ½ 14-53-23-W4
2. Cloverbar – NE ¼ 8-53-23-W4
3. Boychuck Subdivision – N ½, SE ¼ 8-53-23-W4
4. Knightsbridge Industrial Park – SE ¼ 6-53-23-W4
5. 24 Street (Railway Street) plus connector to 17 Street – NE ¼ 31-52-23-W4
6. 92 Avenue, 17 Street – Kleysen's entrance
7. Sherwood Industrial Estates including 84 Avenue – part of the E ½ 30-52-23-W4
8. Wye Road, Ordze Road to Highway 21
9. 17 Street, Highway 16 to Highway 14
10. 34 Street, Baseline Road to Highway 14
11. Trans Mountain Service Road – SW ¼ 5-53-23-W4
12. Range Road 232, Highway 16 to Township Road 534
13. Range Road 231, Highway 16 to Township Road 534
14. Broadmoor Boulevard, Baseline Road to Highway 16
15. Petroleum Way, Broadmoor Boulevard to 17 Street
16. Baseline Road, Broadmoor Boulevard to a point 475 metres west, and from 775 metres east of 17 Street to 34 Street
17. Strathmoor Drive
18. Strathmoor Way
19. Range Road 233A, Strathmoor Way to Petroleum Way
20. Streambank Avenue

21. West side of Highway 21 Service Road (Range Road 230), from Township Road 534 south to the end of the Service Road north of Highway 16
22. Township Road 534 from Highway 21 to Range Road 232
23. North side of Highway 16 Service Road from Range Road 231 to Range Road 232
24. Road from Petroleum Way to Streambank Avenue

SCHEDULE "I"

HEAVY VEHICLE TRAFFIC – SCHEDULE OF RESTRICTED TRUCK ROUTES IN THE SHERWOOD PARK URBAN SERVICE AREA

1. Sherwood Drive, Wallace Drive to Highway 16
2. Broadmoor Boulevard, Sherwood Drive to Baseline Road
3. Brentwood Boulevard, 75 metres south of Estate Drive to Sherwood Drive
4. Granada Boulevard, Sherwood Drive to Cloverbar Road
5. Cloverbar Road, Wye Road to Highway 16
6. Highway 16 Service Road (south side), Broadmoor Boulevard to Sherwood Drive
7. Baseline Road, Broadmoor Boulevard to Highway 21
8. Lakeland Drive, Highway 21 to Broadmoor Boulevard

SCHEDULE "J"

PRIVATE PROPERTY "NO PARKING" SIGNS



SCHEDULE "K"

OFFENCES

SECTION	OFFENCE	PENALTY
3.3	Operating a Vehicle without a Road Use Agreement (i) first offence (ii) second offence (iii) third and subsequent offences	\$ 500.00 \$ 1000.00 \$ 2000.00
3.4	Failure to comply with the Terms and Conditions of a TAC or RUA	\$ 200.00
3.6	Operating a Vehicle without a TAC	\$ 500.00
4	Failure to comply with any provision of Section 4 (i) first offence (ii) second and subsequent offences, exclusive of costs	\$ 200.00 \$ 1000.00
6.5	Holding a Special Roadway Event without a Permit	\$ 200.00
6.7	Using a Loudspeaker without a Permit	\$ 100.00
7.1-7.2	Failure to comply with any provision of Section 7.1-7.2 (i) first offence (ii) second offence (iii) third and subsequent offences	\$ 200.00 \$ 500.00 \$ 1000.00
7.8	Failure to comply with any provision of Section 7.8	\$ 200.00
7.9	Failure to produce a ROWCAP when requested	\$ 200.00
8.1(a)	Parking in front of a building under construction	\$ 57.00
8.1(b)	Parking in a Bus Stop or Transit Zone	\$ 57.00
8.1(c)	Parking in a Truck Loading Zone	\$ 57.00
8.1(d)	Parking on a Highway, Roadway or Highway Right-of-Way	\$ 250.00
8.2	Parking or Stopping illegally in a Fire or Emergency Lane	\$ 200.00
8.3	Parking or Stopping within five (5) metres of a fire hydrant or point on curb nearest the hydrant	\$ 175.00
8.4	Parking of a Commercial Vehicle	\$ 57.00
8.5	Parking where there is a "No Parking" sign	\$ 57.00
8.6	Stopping in a "No Stopping" zone	\$ 57.00
8.7	Parking illegally in a Lane	\$ 57.00
8.8	Parking in excess of posted time limits	\$ 57.00
8.10-8.11	Parking when portable "No Parking" signs are in place	\$ 100.00
8.13-8.15	Unauthorized Parking on Private Property	\$ 57.00
8.16	Unauthorized Parking on Public Property	\$ 57.00
8.17	Unauthorized Parking in a reserved Parking space on Public Property	\$ 57.00
8.18-8.19	Parking in a metered stall after time expired	\$ 57.00
8.20	Parking of Trailer without Vehicle attached	\$ 150.00
8.21	Occupying a Trailer on a Highway	\$ 150.00
8.23-8.24	Parking a Vehicle and Trailer or Recreational Vehicle in excess of thirty-six (36) hours	\$ 100.00

8.25-8.26	Parking a Vehicle and Trailer or Recreational Vehicle that creates an obstruction, presents a safety concern or otherwise impedes traffic	\$ 150.00
8.27	Parking overlength Vehicle in a Hamlet between certain hours	\$ 57.00
8.28	Parking oversize Vehicle in an area of a Hamlet not designated by signs	\$ 57.00
8.29	Parking a Heavy Vehicle in a residential area in a Hamlet	\$ 250.00
8.31	Parking Vehicle used for hauling Dangerous Goods on a Highway	\$ 500.00
8.32	Parking a Vehicle used for hauling Dangerous Goods near a building (i) first offence (ii) second and subsequent offences, exclusive of costs	\$ 500.00 \$ 1000.00
8.34	Parking in space designated for Parking of Vehicle of Disabled Person	\$ 150.00
9	Failure to comply with any provision of Section 9 (i) first offence (ii) second offence	\$ 100.00 \$ 200.00
10.1	Failure to comply with any provision of 10.1	\$ 100.00
10.3	Use of engine retarder brakes on any Commercial Vehicle within the Urban Service Area or residential area	\$ 57.00
11.1	Placing or permitting to be placed Foreign Matter onto any Roadway or Sidewalk	\$ 200.00
11.2	Placing or permitting to be placed Foreign Matter onto any Fire Hydrant located on Public or Private Property	\$ 150.00
11.3	Damaging or permitting to be damaged any Highway or Fire Hydrant by scraping, cutting or in any manner whatsoever, whether or not such person is engaged in removing Foreign Matter from any Highway or Hydrant	\$ 200.00
11.4	Placing or depositing any object, refuse, building or other materials, dumpsters, snow, earth, sand, gravel, sod, or any other material in the road rights-of-way that will impede or obstruct traffic. (i) first offence (ii) second offense (iii) third and subsequent offences	\$ 100.00 \$ 500.00 \$ 1000.00
11.5	The placement of driveway aids in the road rights-of-way outside of permitted (i) first offence (ii) second offense (iii) third and subsequent offences	\$ 100.00 \$ 500.00 \$ 1000.00