

**TOWN OF PEACE RIVER
BYLAW NO.**

BYLAW # 1746

TOWN OF PEACE RIVER

TRAFFIC & STREETS BYLAW

Whereas the municipal council of the Town of Peace River, in the Province of Alberta, has the authority to implement a Traffic & Streets Bylaw in accordance with the Traffic Safety Act and the Municipal Government Act, being respectively Chapter T-6 and Chapter M-26.1 of the Revised Statutes of Alberta, 2000, and amendments thereto; and

Whereas the Municipal Council deems it necessary to provide such a bylaw: and

Now Therefore the Council of the Town of Peace River, in the Province of Alberta, duly assembled enacts the following:

101. This bylaw may be cited as the "Traffic & Streets Bylaw".

102. Wherever in this bylaw the following terms are used, unless the context otherwise requires, they shall have the meanings respectively ascribed to them in this section, or in the Traffic Safety Act, that is to say:

(1) "Boulevard" means

- (a) that portion of the highway lying between the curb line of a highway and the adjacent property line, whether actually painted or improved or not, excepting that portion occupied by a sidewalk, or
- (b) where there is no curb that portion of a highway lying between the portion of the highway ordinarily traveled by vehicles and the adjacent property line, whether actually painted or not, excepting that portion occupied by a sidewalk.

(2) "Chief Administrative Officer" "CAO" means the Chief Administrative Officer of the Town of Peace River.

(3) "Commercial Vehicle" means a commercial vehicle as defined in the Traffic Safety Act.

(4) "Coordinator, Field Services" means the Coordinator of Field Services for the Town of Peace River

(5) "Council" means the Council of the Town of Peace River.

- (6) "Crosswalk" means
- (a) that part of a roadway at an intersection included within the connection of the lateral line of the sidewalk on opposite sides of the highway measured from curbs or, in the absence of curbs, from the edges of the roadway, or
 - (b) any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or by other markings on the road surface.
- (7) "Curb" means the actual curb or division point between that portion of the street intended for the use of vehicles and that portion intended for the use of pedestrians.
- (8) "Emergency Vehicle" means an ambulance, fire apparatus or police vehicle.
- (9) "Holiday" means any day defined as a holiday under the Interpretation Act.
- (10) "Highway" means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, and includes:
- (a) (i) a sidewalk (including a boulevard portion thereof), where a ditch lies adjacent to and parallel with the roadway, the ditch, and
 - (ii) where a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fence and the edge of the roadway, as the case may be,
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- (b) does not include a place declared by the Lieutenant Governor in Council not to be a highway.
- (11) "Loading or Unloading Zone" means a space on the vehicle portion of the highway, marked with a sign authorized by this bylaw permitting the parking therein for the purpose of loading or unloading passengers or merchandise.

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- (12) "Motor Vehicle" means
- (a) a vehicle propelled by any power other than muscular power and includes an off-highway vehicle and motorcycles & mopeds but does not include a bicycle, aircraft an implement of husbandry or a motor vehicle that runs only on rails.
- (13) "Owner" means
- (a) in the case of land, any person who is registered under the Land Titles Act as the owner of land, or
 - (b) in the case of property other than land, any person who is lawful possession thereof, or
 - (c) in the case of vehicles, "owner" includes any person renting a motor vehicle or having the exclusive use of it under a lease or otherwise for a period of more than thirty (30) days
- (14) "Park" or "Parking" shall mean the leaving of a motor vehicle standing in one place motionless on a highway with or without a person in charge thereof for any space of time.
- (15) "Parking Lot" means a lot or portion of a lot whether publicly or privately owned any part of which the public is ordinarily entitled to use for the purpose of parking vehicles.
- (16) "Parking Stall" means a portion of a street indicated by markings as a parking space for one vehicle.
- (17) "Passenger Zone" means an area or space on a street established for the loading or unloading of passengers only.
- (18) "Peace Officer" means a Bylaw Enforcement Officer or member of the Royal Canadian Mounted Police.
- (19) "Pedestrian" means any person making use of public highways for passage.
- (20) "Skateboard" means a device for coasting made of a board mounted on coasters or wheels, commonly called a "skateboard" or other wheeled conveyances.

- (21) "Time" shall mean Mountain Standard or Daylight Saving Time, whichever is in effect and is expressed in this bylaw in 24-hour clock.
- (22) "Town" means the Town of Peace River.
- (23) "Trailer" means a vehicle so designed that it may be attached or drawn by a motor vehicle and intended to transport property or persons and includes any trailer that is designed constructed or 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.
- (24) "Traffic Control Device" means any sign, signal, marking or device placed, marked or erected under the authority of the Traffic Safety Act or t this bylaw for the purpose of regulating, warning or guiding traffic.
- (25) "Traffic Control Signal" means a traffic control device, whether manually, electrically or mechanically operated by which traffic is directed to stop and to proceed.

AUTHORITIES

201. The Council may by resolution exempt any class of vehicle from such provisions of this bylaw relating to parking and stopping as the Council may deem fit and under such conditions as the Council may impose, and may provide for the identification of such vehicles so exempted.
202. The Council may by resolution prescribe where traffic control devices and signals for controlling and regulating traffic in public places are to be located and delegate to the Chief Administrative Officer or Coordinator, Field Services the power to prescribe where traffic control devices and signals are to be located with a record of such locations to be kept and which shall be open to public inspection during normal business hours.
203. The Council may by resolution designate any highway as one to be divided into traffic lanes.

204. Any Peace Officer appointed pursuant to the Police Act (Chapter P-12.01 RSA) or Bylaw Enforcement Officer appointed pursuant to Section 555 of the Municipal Government Act (Chapter M26.1 RSA) may cause a vehicle or trailer to be removed and taken to and stored in a suitable place in accordance with Section 77 of the Traffic Safety Act (Chapter T-6 RSA) and all costs for removal and storage are a lien upon the vehicle or trailer.

A Peace Officer or Bylaw Enforcement Officer may cause a vehicle or trailer to be removed and taken to and stored in a suitable place when:

- a) it is abandoned on any highway under the municipality's control for a period in excess of seventy-two (72) hours.
- b) is parked in a location or manner so as to impede the normal movement of traffic
- c) is parked in a manner that restricts access by firefighting equipment to a fire hydrant
- d) is situated unattended at a location or in a condition that, in the opinion of the officer, it constitutes a present or potential hazard to persons or property.

205. No impounded vehicle or trailer shall be released to its owner or his agent until the impounding and removal charge of the vehicle or trailer has been paid; such charges shall be in addition to any fine or penalty imposed in respect of any such violation, or any payment made in lieu of prosecution as hereinafter provided.

206. Notwithstanding anything contained herein, in snow removal or highway cleaning operations carried on by Town employees or their contractors, the Town may tow and remove vehicles or trailers from the highway being cleaned or from which the snow is being removed, only after such highways have been posted twelve (12) hours prior to the commencement of such work. Vehicles parked in violation of such postings may be towed at the owner's risk and expense.

207. (1) No person shall, unless a permit has been obtained from the Town, sell or display goods, or place any temporary or permanent structure relating to the selling or display of goods on a highway.

- (2) If a permit has been obtained from the Town, no person shall place on the sidewalk any hazardous material or chemical for sale, or any other thing that may cause injury to any person walking on the sidewalk.
- (3) There shall be a minimum of 1.5 meters walking space for pedestrian traffic from the edge of the display and any street fixture.
- (4) When applying for a permit, the applicant shall provide proof of sufficient liability insurance in an amount prescribed by the Town and naming the Town as a co-insured.
208. Council or the Chief Administrative Officer may remove any unauthorized structure or other thing which projects into or obstructs the use of any highway, sidewalk or boulevard. Any charge for the removal and storage of any such structure or thing shall be paid by the owner or other person responsible therefore, and shall be in addition to any fine or penalty imposed or any payment in lieu of prosecution under Schedule "A" of this bylaw
209. Where the Council or CAO is satisfied that any tree, hedge or shrub heretofore or hereafter planted on private property interferes with or obstructs the view of the driver of any vehicle, they may require the owner, by giving seven (7) days notice by registered mail, to remove, prune, trim or alter such tree, hedge or shrub, and if the owner does not eliminate the obstruction within seven (7) days the Council may direct the work to be done and the full cost thereof to be added to the property tax account.
210. (1) Unless otherwise provided, all penalties related to this bylaw shall be as prescribed by the appropriate sections of the Traffic Safety Act and associated regulations.
- (2) The Council may amend specified penalties from time to time.
211. Any person who violates the provisions of this bylaw is guilty of an offence and liable to the penalties specified in this bylaw.

212. A notice or form specified in Schedule "B" and commonly called a "**Violation Ticket**", having a printed wording approved by the Council may be issued by a Peace Officer or Bylaw Enforcement Officer to any person alleged to have committed an offence under this bylaw and the said notice shall require payment to be made to the Municipal Treasurer of the amount specified for that particular offence, and shall state the time within which such payment shall be made.
213. (1) A person to whom a violation ticket has been issued may pay the penalty therein specified within the time stated thereon.
- (2) Should a person not pay the penalty within the specified time, and prosecution has been entered against him, he shall be liable on summary conviction to pay the minimum fine equal to the penalty stated in the said violation ticket, plus the sum of **fifty dollars (\$50.00)** as costs.
214. Notwithstanding any other penalty that may be provided by law, a Bylaw Enforcement Officer or a Peace Officer is hereby authorized to impound any bicycle, skateboard and/or roller blades operated in contravention of the provisions of this bylaw for a period not to exceed sixty (60) days.
215. Any expense incurred by the Town for the removal of any obstruction on a highway placed thereon in contravention of this bylaw is a debt due and owing the Town and may be recovered by adding the said amount to the property taxes of the person(s) responsible for placing the obstruction, as provided for under Section 553.1(1) of the Municipal Government Act.
216. A violation ticket shall be deemed sufficiently issued and served if:
- i. served on the accused personally, or
 - ii. mailed to the address of the registered owner of the vehicle or property concerned, or to the person concerned, or
 - iii. attached to or left upon the vehicle in respect of which the offence is alleged to have been committed
218. Nothing in Sections 209 and 215 shall:
- i. prevent any person from defending a charge of committing a breach of this bylaw,

- ii. prevent any Peace Officer or other person from laying any information against any other person, whether or not such person has made a payment under the provisions of Section 209 and 215 for violation of any of the provisions of this bylaw.

219. The Town of Peace River will not be responsible for any impounding or towing charges levied against a vehicle removed from a highway or parking lot pursuant to this bylaw.

PEDESTRIANS

301. (1) When a sidewalk or path is located beside a highway a pedestrian shall at all times when reasonable and practical to do so, use the sidewalk or path and shall not proceed along or remain on the highway.
- (2) If there is no sidewalk or path, a pedestrian who is proceeding along or on a highway shall at all times when reasonable and practical to do so, proceed only on the left side of the roadway or the shoulder of the highway facing traffic approaching from the opposite direction.
302. (1) Every pedestrian crossing a highway shall cross as quickly as is reasonably possible without stopping or loitering or otherwise impeding the free movement of vehicles thereon.
- (2) A pedestrian shall not step onto a highway or walk or run into the path of any vehicle that is so close that it is impractical for the driver of the vehicle to yield the right of way.
303. A pedestrian who is crossing the roadway at any point other than within a crosswalk shall yield the right of way to vehicles on the roadway.
304. At a place where there is a crosswalk, a pedestrian has, unless otherwise directed by a Peace Officer or a traffic control device, the right of way over vehicles for the purpose of crossing the roadway within the crosswalk, but nothing in this section relieves a pedestrian from the duty of exercising due care for his/her own safety.
305. Where a yellow light or a symbol indicating "Wait" is shown at an intersection by a traffic control signal at the same time as or following the showing of a green light:

- a) a pedestrian facing the yellow light or symbol indicating "Wait" shall not enter the highway and
 - b) a pedestrian proceeding across the highway and facing a yellow light or symbol indicating "Wait" after he has entered the roadway:
 - 1) shall proceed to the sidewalk as quickly as possible and
 - 2) has the right of way for that purpose over all vehicles.
306. Where a red light is shown at an intersection by a traffic control signal:
- a) a pedestrian facing the red light shall not enter the highway unless instructed that he may do so by a traffic control signal and
 - b) a pedestrian proceeding across the highway facing the red light shown after he entered the highway shall proceed to the sidewalk as quickly as possible and has the right of way for that purpose over all vehicles
307. A pedestrian waiting for a traffic control signal to change shall not stand on the highway.
308. Three or more persons shall not stand in a group or so near to each other on any highway or sidewalk as to obstruct or prevent other persons using such highway or sidewalk and forthwith after a request has been made by a Peace Officer or other person duly authorized to do so shall disperse and move away.
309. No person shall stand, sit or lie on any highway in such a manner as to obstruct vehicular or pedestrian traffic or as to annoy or incommode any other person lawfully upon the highway.
310. No person shall stand upon, or walk along a highway for the purpose of soliciting a ride from the driver of any vehicle.
311. No person shall break through the ranks of a parade or funeral procession or in any way obstruct, impede or interfere with the parade or procession. This section applies notwithstanding that the pedestrian is facing a green or walk light while the parade or procession is in the intersection.

312. Nothing in Sections 308 and 309 shall be construed as prohibiting the assembling of persons for the purpose of watching a parade or procession duly authorized by Council.

PARKING

401. Unless required or permitted by a traffic control device or signal or in compliance with the direction of a Peace Officer or to avoid conflict with other traffic, a driver shall not stop or park his vehicle:

- a) on a sidewalk or boulevard, or
- b) on a crosswalk or any part of a crosswalk, or
- c) within an intersection, or
- d) at an intersection nearer than 5 meters to the projection of the corner property line immediately ahead or immediately to the rear except when his vehicle is parked in a space where a traffic control device indicates parking is permitted, or
- e) within 5 meters of and “STOP” or “YIELD” sign, or
- f) within 5 meters of any fire hydrant or when the hydrant is not located at the curb within 5 meters of the point on the curb nearest the hydrant, or
- g) in such a manner as to obstruct access to a garage, private road or driveway or a vehicle crossway over a sidewalk, or
- h) within 5 meters of the nearest side of a marked crosswalk, or
- i) along side or opposite any street excavation or obstruction when stopping or parking would obstruct traffic, or
- j) on any bridge or in any subway or on the approaches thereto, or
- k) at any place where a traffic control device prohibits stopping or parking during such time as stopping or parking is so prohibited, or
- l) on the highway side of a vehicle parked or stopped at the curb or edge of the highway, or
- m) in any lane or alley, except for the purpose of discharging or loading passengers or goods, or
- n) in the entranceway to any fire hall, or ambulance entryway to any hospital, or
- o) in a place where a sign indicates parking is restricted to a designated class of vehicle only, or
- p) in such a manner or location as to obstruct access to or impede the progress of another vehicle, or

- q) in a space designated for the use of Disabled Persons unless an approved disabled persons' parking permit is clearly displayed, or
- r) at or near the site of any fire, accident or other emergency, if stopping or parking would obstruct traffic or hinder emergency vehicles or peace officers, firefighters, ambulance personnel or assistants or rescue officers or volunteers

402. (1) Section 401 shall not apply to vehicles owned or leased by the following corporations, companies, or emergency services during such times as the operators of such vehicles are engaged in duties arising from their employment that necessitates the parking of vehicles in the areas mentioned:

- a) the Town of Peace River
- b) Royal Canadian Mounted Police
- c) School Buses during such times that said buses are transporting students to and from the school, and loading and unloading such students
- d) Funeral cars owned and being operated by a Funeral Chapel in the course of performing a funeral.

(2) Section 401 shall not apply to vehicles owned or leased by the following companies when performing work of an emergency nature:

- a) Atco Electric
- b) Atco Gas
- c) Telus

403. (1) Where a sign indicates that angle parking is permitted or required but no parking guide lines are visible on the highway a driver shall park his vehicle:

- (a) with the sides thereof at an angle of between 30 degrees and 60 degrees to the curb or edge of the roadway, and
- (b) with one front wheel thereof not more than 45 cm from the curb or edge of the highway.

(2) Notwithstanding the above, no person shall angle park any vehicle or trailer, which, singly or together, exceeds 6 meters in overall length upon any highway except at such locations as, may have been designated by the Council.

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- (3) No person shall park any vehicle or trailer, which, singly or together, exceeds 6 meters in overall length upon any highway in a residential area.
- (4) No person shall park any commercial vehicle exceeding three (3) tons gross vehicle weight upon any highway in a residential area.
- (5) No person shall park any vehicle or combination of vehicles which singly or together exceed 7.5 meters in overall length in any area or zone where parallel parking is permitted, subject however to the preceding prohibitions regarding parking in residential areas.
404. No person shall stand or park any vehicle on any highway for the purpose of servicing or repairing such vehicle except for emergency repairs, and
- (1) no vehicle shall be left unattended on a jack or similar device, or
- (2) one or more wheels have been removed from the vehicle or part of the vehicle is raised.
405. No driver of a vehicle shall allow the vehicle to remain at a standstill for longer than one minute at any place that is within 10 meters of the point of intersection of that highway with any other highway.
- (a) This section shall not apply to vehicles engaged in construction, repair, maintenance or inspection of public utilities located adjacent to, along, over or under the highway, or
- (b) to a school bus for the purpose of loading or unloading passengers where there is insufficient space to park off the roadway and still allow suitable space on the ground for passengers.
406. No person shall park a motor vehicle in front of any school entrance or exit.
407. Except where expressly permitted in this bylaw, no person shall
- (a) abandon a vehicle on a highway, or

- (b) abandon a vehicle on public or private property without the consent of the owner or person in possession or control of the property.

For the purposes of this section, a vehicle is deemed to be abandoned where the vehicle is left standing on a highway or on public or private property without the consent of the owner or person in possession or control of the property for more than seventy-two (72) consecutive hours.

408. (1) When parking on a highway the driver shall park his vehicle with the side thereof parallel to the curb or edges of the highway and shall park in the direction of the flow of traffic and
- (a) with the right-hand wheels thereof not more than 45 cm from the right-hand curb or edge of the highway or
 - (b) in the case of a one-way highway where parking on either side is permitted with the wheels closest to the curb or edge of the highway not more than 45 cm from that curb or edge.
- (2) This section does not apply where angle parking is permitted or required.
- (3) Where parking stalls have been marked on any highway the driver shall park the vehicle between the lines or markings indicating the limits of a single parking stall, provided that where any vehicle or combination of vehicle and trailer exceeds the length of a single parallel parking stall, the same may occupy two, but not more than two, parallel parking stalls.
409. No person shall park a motor vehicle adjacent to or alongside of a curb that is coloured yellow.
410. Except when actually loading or unloading goods or actually picking up or discharging passengers, no person shall:
- (a) park a vehicle in a loading or unloading zone
 - (b) park on any portion of a highway marked by a "No Parking" sign

411. No person shall park a vehicle in a lane or alley, but lanes and alleys may be used for:

- (a) the loading or unloading of goods from a commercial vehicle for a period not to exceed thirty (30) minutes, or
- (b) the loading or unloading of goods or passengers from a vehicle other than a commercial vehicle for a period not to exceed five (5) minutes;

Provided that the vehicle concerned in such loading or unloading of passengers or goods does not obstruct the lane as to prevent free passage of other vehicles.

412. No person shall park a vehicle on private land that has been clearly marked as such by a sign erected by the owner, tenant or other agent unless such person has obtained the permission of the owner, tenant, occupant or person in charge of said private land.

413. Council authorizes any owner, tenant, occupant or person in charge of private land being satisfied that any person is violating the prohibition set forth in Section 411 to report to the police the licence number and location of the illegally parked vehicle.

414. Excepting only Town vehicles or emergency vehicles, no person shall drive or park any vehicle upon any land owned by the Town of Peace River which the said town uses or permits to be used as a playground, boulevard, recreation area or public park; except on such part thereof as may be designated as a highway by signs expressly permitting same.

415. No person shall park a vehicle that is not a taxicab in a marked taxi stand.

416. No person shall park any trailer, whether designed for occupancy by persons or for carrying goods or equipment, upon any highway unless the said trailer is attached to a vehicle by which it may be propelled or drawn, subject to the provisions of section 403 (3).

417. No person, other than a Town employee to whom a space is assigned, shall, between 0800-1700 Monday to Friday inclusive, except holidays, park a vehicle in any parking space upon Town owned property where such space has been reserved for a vehicle operated by an employee of the Town.
418. No person shall park a vehicle on a Town owned parking lot in contravention of the prohibitions stated on any sign placed in said parking lot.
419. No person shall, between 2300-0700 daily, park any vehicle with the motor running within 15 meters of any dwelling so as to cause a disturbance to residents.

OPERATION OF VEHICLES

501. (1) Unless otherwise designated, the maximum speed limit on all highways in the Town shall be 50 km per hour.
- (2) The speed limits as set out in subsection 1 may be altered at such locations as may be posted by regulatory or cautionary signs indicating a reduced speed.
- (3) Penalty provisions as established under the Traffic Safety Act shall apply to this section of this bylaw.
502. No person shall drive any vehicle at a rate of speed in excess of 25 km per hour on any lane or in turning any corner.
503. No person shall leave any vehicle on any highway which has been cleared or is about to be cleared for a parade, providing that sufficient signs have been placed at the particular intersections at least twelve (12) hours before such parade is to take place.
504. No person, other than the driver of an emergency vehicle responding to an emergency situation and displaying warning lights and sounding a siren, shall drive a vehicle so as to cause the vehicle to break through the ranks of a military, funeral or other authorized parade or procession.
505. No driver of any vehicle shall draw alongside of or pass or attempt to draw alongside of or pass any other vehicle travelling the same direction in any school zone or playground safety zone during the hours in which a speed limit of 30 km per hour is in effect.

506. No vehicle operator shall drive or stand a vehicle upon any highway in such a manner as to block, obstruct, impede or hinder traffic thereon, provided that where the obstruction is unavoidable due to mechanical failure, the operator will not be in breach of this section provided that he promptly takes measures to clear the disabled vehicle from the highway.
507. No driver shall turn a vehicle so as to proceed in the opposite direction:
- (a) on a highway between intersections, or
 - (b) at a place where signs prohibit making a "U" turn,
- or
- (c) at an intersection controlled by a traffic control signal or device, or
 - (d) at an alley intersection, or
 - (e) at an intersection when the vehicle is required to stop, or
 - (f) at any other intersection unless the movement can be made in safety.
508. No person shall back a vehicle into an intersection or a crosswalk.
509. (1) A driver shall yield the right of way to a pedestrian crossing the highway within a crosswalk.
- (2) Whenever any vehicle is stopped at a crosswalk to permit a pedestrian to cross the highway, any other driver approaching from the rear shall not overtake and pass the stopped vehicle.
510. Where an unprotected hose of the fire department has been laid down on any highway or driveway for use at a fire or alarm of fire, no person shall drive any vehicle over such hoses except with the consent of fire officer in charge of the scene.
511. Where a traffic lane is marked by a traffic control device showing the words "Left Turn Only" or "Right Turn Only" the driver travelling in that lane may make only the movement indicated by the traffic control device at the intersection or other place to which the traffic control device applies.

512. Where a highway or portion of a highway is marked by a traffic control device showing the words "Do Not Enter", or the internationally recognized symbol indicating that entry is prohibited, no driver shall enter into that portion of the highway so designated.
513. No driver of any vehicle shall permit the load, or any part of the load, or any fuel from any vehicle to be spilled. The driver shall forthwith remove any spillage from the highway. Any costs incurred by the Town to clean up any spillage shall be charged to the registered owner of the vehicle.
514. A person driving a motor vehicle shall not, during the period of time between 2200 and 0700 operate the motor vehicle on a highway in a residential area in a manner that unduly disturbs the residents of the residential area.
515. The use of engine retarder brakes ("jake brakes") is prohibited within the corporate limits of the Town.

USE OF STREETS

601. No person shall, without authorization from the Town, deposit any earth, rocks, trees, snow, ice or any other substance on any highway, sidewalk or boulevard within the Town, and if such deposits have been made without authorization and the Town removes same, the expense incurred shall be chargeable to the person responsible, which shall be in addition to any fine or penalty imposed or to any payment made in lieu of prosecution under this bylaw.
602. No person shall, without authorization from the Town, locate any dumpster, garbage bin, receptacle or vending machine upon any highway, sidewalk or boulevard within the Town.
603. No person shall remove, damage or interfere with any barricade, notice, mark, sign, flare pot or other highway device.
604. No person shall wilfully drive or walk on or over a newly painted line on any highway which is indicated by signs, flags or other warning device.

605. No person shall drive on, or haul on or over, any hard surfaced or gravelled highway in the Town, any tractor or motor vehicle or any type of equipment or building or thing which may in any way damage the said highway.
606. No person shall drive a vehicle upon any grassed or cultivated lands or improved areas, skating rinks, recreational areas, tennis courts, parks, playgrounds or school grounds, except on existing highways, or except in the performance of authorized duties.
607. No person shall drive a loaded truck or commercial vehicle over or upon any curb and gutter, or sidewalk within the Town, unless and until such curb and gutter or sidewalk has been suitably reinforced by timbers and or planks to ensure no damage will occur to said curb and gutter or sidewalk.
608. (1) The Coordinator, Field Services or person appointed by him is hereby authorized to make provisions and regulations in times of emergencies and in areas where construction or repairs are being carried out, upon or near highways, relating to the control and regulation of traffic, and without restricting the generality of the foregoing, may:
- (a) make provisions and regulations in order to temporarily close to traffic any highway or part thereof;
 - (b) suspend temporarily any parking privileges granted by this bylaw;
 - (c) restrict the speed of vehicles;
 - (d) close any portion of highways to any special class of vehicles;
 - (e) make such other provisions and regulations as may be deemed necessary.

The Coordinator, Field Services or person appointed by him is further authorized to cause signs, barricades, flares, or other things as he deems necessary, to be placed on highway warning persons of any such regulations and provisions in effect and may delegate an employee of the Town to cause such signs, barricades, flares, or such other things to be so placed.

- (2) No person shall drive a vehicle in contravention of any sign or signal placed in accordance with any provisions made by the Coordinator, Field Services or in contravention of any such provision or regulation.
- (3) No person shall tear down, remove, deface or interfere with any signs, signals, barricades, flares or other things placed in accordance with this bylaw.

SPECIAL CLASSES OF VEHICLES

701. Except as permitted by this bylaw, or under the terms & conditions of a permit issued by the Peace River Fire Department, no person shall drive or park a vehicle used for the conveyance of dangerous goods, as defined by the Transport of Dangerous Goods regulations (Transport Canada), on any highway in a residential area of the Town of Peace River.
702. Vehicles obliged to make deliveries in the course of their ordinary business may travel directly to and from their required destination via a route approved by the Peace River Fire Department. Travel off these approved routes is not permitted.
703. This section does not prevent a driver of such vehicle obtaining food or lodging, provided the vehicle is parked a minimum of 15 meters from any public institution or residential building.

BICYCLES AND SKATEBOARDS

801. A person operating a bicycle on a highway shall ride as near as practicable to the right hand curb or edge of the highway.
802. No person shall operate a bicycle, skateboard, roller skates or blades or any motor vehicle, on any sidewalk, except where expressly permitted to do so by this bylaw.
803. No person shall operate a skateboard on any highway or sidewalk without having due regard for the safety of other persons using the said highway.

804. No person travelling upon any bicycle, coaster, sled, skis, roller skates or blades, skateboard or any toy vehicle shall cling to or attach himself or his conveyance to any vehicle upon any highway.
805. Children's bicycles or tricycles having a wheel diameter of less than 50 centimetres are exempt from this section.

VOLUNTARY PAYMENT TICKETS

901. Where a Peace Officer believes that any person has committed a breach of the sections of this bylaw, he may serve upon such person a violation ticket in the manner provided herein, and the person so served shall pay to the Municipal Treasurer the amount so set out in Schedule "A" attached. **Where a vehicle is towed, the tow operator shall not release the vehicle to the owner or driver until proof of payment of any violation ticket is produced.**
902. A person served with such a ticket may, within ten (10) working days of issue, pay the amount indicated thereon to the Municipal Treasurer in lieu of prosecution.
903. If a person has been prosecuted for the offence named in the ticket where the offence is subject to a specified penalty and has been convicted of such offence then the fine imposed shall not be less than the original amount indicated on the said ticket, plus costs as defined in Section 212 (2)
904. Where a ticket is issued for a breach of any provisions of this bylaw, it may be paid in cash, cheque or money order by:
- (a) presenting the offence ticket and the amount of the fine indicated on the ticket directly to the Town Office during regular business hours, where an official receipt will be issued., or
 - (b) placing the exact amount of the fine indicated on the offence ticket in the envelope which forms an integral part of the ticket and mailing same to the address on the back of the ticket. Where payment is made in this manner, no receipt will be issued, or
 - (c) placing the exact amount of the fine indicated on the offence ticket and the offence ticket in an envelope and mailing it to the Town Office. No receipt will be issued for payments made in this manner.

TRANSITIONAL

1001. (1) Where proceedings for an offence against this bylaw were commenced before the coming into force of this bylaw, the offence shall, after the coming into force of this bylaw be dealt with, inquired into, tried and determined in accordance with this bylaw, and any penalty, forfeiture, or punishment in respect of that offence shall be imposed as if the bylaw had not come into force, but where, under this bylaw, forfeiture or punishment in respect of the offence is reduced or mitigated in relation to the penalty, forfeiture or punishment that would have been applicable if this bylaw had not come into force, the provisions of this bylaw relating to penalty, forfeiture and punishment shall apply.

(2) Where proceedings for an offence against this bylaw are commenced after the coming into force of this bylaw the following provisions apply, namely:

- (a) the offence, whenever committed, shall be dealt with, inquired into, tried and determined in accordance with this bylaw;
- (b) if the offence was committed before the coming into force of this bylaw, the penalty, forfeiture or punishment to be imposed upon conviction for that offence shall be that authorized or required to be imposed by this bylaw or by the law that would have applied if this bylaw had not come into force, whichever penalty, forfeiture or punishment is the less severe.

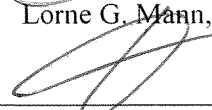
REPEAL OF CONFLICTING BYLAWS

1101. Bylaws 1381, 1501, 1528 and 1633 are hereby repealed.

Read a first time this 27 day of October, 2003.



Lorne G. Mann, Mayor



Kelly Bunn, CAO

Read a second time this 26 day of January, 2004



Lorne G. Mann, Mayor

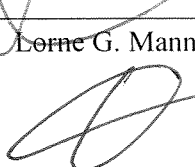


Kelly Bunn, CAO

Read a third and final time this 26 day of January, 2004



Lorne G. Mann, Mayor



Kelly Bunn, CAO