

**TOWN OF TURNER VALLEY
BYLAW 20-1106**

A Bylaw to control traffic and parking within the corporate limits of the Town of Turner Valley.

WHEREAS pursuant to the Municipal Government Act, R.S.A. 2000, c. M-26 and amendments thereto, Council may pass a Bylaw for the purpose of regulating and controlling traffic, and parking within the Town of Turner Valley;

WHEREAS the *Traffic Safety Act* and amendments thereto, provides that the Council may authorize the policing, erecting or marking of the traffic control devices at any location considered necessary for controlling highways subject to its direction, control and management.

WHEREAS the *Traffic Safety Act* and amendments thereto, provides that a Council may make bylaws restricting the weight of vehicles or of vehicles with their loads using the highways or any particular highway in the Town;

WHEREAS the *Traffic Safety Act* and amendments thereto, provides that a Town may regulate activities on highways under its direction, control and management, make bylaws not inconsistent with the *Traffic Safety Act*.

NOW THEREFORE, the Council of the Town of Turner Valley, duly assembled, hereby enact as follows:

1 TITLE

This Bylaw may be cited as the "Turner Valley Traffic and Parking Control Bylaw".

2 DEFINITIONS

Wherever in the Bylaw the following terms are used, they shall have the meanings respectively ascribed to them in this section. Any terms not defined in this Bylaw shall have the meaning as defined in the *Traffic Safety Act*, except as otherwise defined.

2.1 "Act" means the *Traffic Safety Act* and amendments thereto.

2.2 "Alley" means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land.

2.3 "Boulevard" means that part of a highway in an urban area that is not roadway: and is that part of the sidewalk that is not especially adapted to the use of or ordinarily used by pedestrians.

2.4 "CAO" means the Chief Administrative Officer of Turner Valley, Alberta appointed by Council, or his designate.

2.5 "Commercial Vehicle" is as defined in the *Traffic Safety Act*.

2.6 "Council" means the Municipal Council of the Town of Turner Valley;

2.7 "Dangerous Goods" is as defined in the *Dangerous Goods and Transportation and Handling Act* RSA 2000 Chapter D-4, as amended.

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- 2.8 "Disabled Parking Zone" means a space or portion of a highway or parking lot set apart and designated exclusively for the parking of vehicles bearing a valid disabled placard or license plate issues or recognized by the Alberta Registrar of Motor Vehicle Services, and so marked with a sign or other marking authorized by the CAO.
- 2.9 "Highway" means any thoroughfare, street, road, trail, avenue, parkway, viaduct, lane, alley, square, bridge, causeway, trestle way or other place or any part of any of them, whether publicly or privately owned, that the public are ordinarily entitled or permitted to use for the passage or parking of vehicles and includes:
- a) A sidewalk, including a boulevard adjacent to the sidewalk; and
 - b) if a ditch lies adjacent to and parallel with the Roadway, the ditch; and
 - c) if 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, but does not include any place declared not to be a Highway.
- 2.10 "Lane" means that portion of a Highway used to provide secondary access to land, in addition to the primary access provided by the street in front of the lands;
- 2.11 "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 and, without limiting the generality of the foregoing, includes, when specifically designed for such travel:
- a) 4-wheel drive vehicles,
 - b) low pressure tire vehicles,
 - c) motorcycles and related 2-wheel vehicles,
 - d) amphibious machines,
 - e) all-terrain vehicles,
 - f) miniature motor vehicles,
 - g) snow vehicles,
 - h) minibikes; and
 - i) any other means of transportation that is propelled by any power other than muscular power or wind, but does not include any other vehicle exempted from being an off-highway vehicle by regulation;
- 2.12 "Operations and Facilities Manager" means the Operations and Facilities Manager of Public Works for the Town of Turner Valley, or his a designate;
- 2.13 "Parade and Procession" means a group of pedestrians and/or vehicles on a Highway that is likely to block, obstruct, impede, hinder, or otherwise interfere with pedestrian or vehicular traffic on the Highway, excluding a funeral procession.

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- 2.14 "Park, parked, and parking" 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 engaged in loading or unloading passengers; or
 - b) when standing in obedience to a Peace Officer or Traffic Control Device.
- 2.15 "Pedestrian Pathway" means paved or unimproved paths that may be referred to as foot paths or trails. Pedestrian paths that are shared with bicyclists and typically paved are formally called "shared use paths."
- 2.16 "Peace Officer" means a member of a Police Service, or a Peace Officer appointed pursuant to the Peace Officer Act, S.A. 2006, c. P-3.5 and the regulations thereof, as amended or replaced from time to time.
- 2.17 "Person" means an individual or any business entity including a firm, partnership, association, corporation, company, or society.
- 2.18 "Provincial Offences Procedure Act (POPA)" means the Provincial Offences Procedure Act, R.S.A. 2000, Chapter P-34, and the regulations thereof, as amended or replaced from time to time.
- 2.19 "Recreational Vehicle" means a vehicle or trailer that is designed, constructed and equipped, either temporarily or permanently, as a dwelling place, living abode or sleeping place, but does not include a vehicle so equipped if that vehicle, without such equipment is or was also manufactured as a passenger car.
- 2.20 "Residential Area" means all land within a residential district as defined in the Town of Turner Valley Land-Use Bylaw #03-869 and any amendments thereto, including all Highways abutting Residential Areas, whether or not those Highways abutting the other districts.
- 2.21 "Roadway" means that part of a Highway intended for use by vehicular traffic.
- 2.22 "Sidewalk" means that portion of a street between the curb lines, or the lateral lines of a roadway, and the adjacent property lines, intended for use of pedestrians.
- 2.23 "Stop" means:
- a) when required, a complete cessation of vehicular movement; and
 - b) when prohibited, any halting, even momentarily, of a vehicle whether occupied or not except when necessary to avoid conflict with other traffic or in compliance with the directions of a Peace Officer or a Traffic Control Device.
- 2.24 "Store" means the parking of a vehicle or trailer on a highway for more than seventy-two (72) consecutive hours at one location on a Highway without any discernible, apparent or noticeable movement of that vehicle or trailer;
- 2.25 "Street" means any thoroughfare, highway, road, trail, avenue, parkway, viaduct, lane, alley, square, bridge, causeway, trestle way or other place or any part of any of them, whether publicly or privately owned, that the public are ordinarily entitled or permitted to use for the passage or parking of vehicles.

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- 2.26 "Town" means the municipal corporation of the Town of Turner Valley, in the Province of Alberta, or the area within the Town of Turner Valley's corporate limits, as the context requires;
- 2.27 "Traffic Control Device" means any sign, signal, marking, or device placed, arched or erected under the authority of federal, provincial or municipal legislation for the purpose of regulating, warning or guiding traffic.
- 2.28 "Traffic Safety Act" mean the Traffic Safety Act, R.S.A. 2000, c. T-6 as amended or substituted from time to time.
- 2.29 "Trailer" means the vehicle so designed that it may be attached to or drawn by a motor vehicle and intended to transfer 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 the construction or maintenance of Highways.
- 2.30 "Truck" shall include but is not limited to any vehicle either commercial or privately registered and designed primarily for the transportation of property or equipment including but not limited to a bed truck, truck, picker truck, truck tractor, winch truck or trailer, which vehicle, with or without load, exceeds any of the following:
- a) more two axles;
 - b) eight (8) meters in length;
 - c) two and a half (2.5) meters in width;
 - d) a gross vehicle weight is in excess of 4500 kilograms.
- 2.31 "Violation Notice" means a ticket or similar document issued by a Peace Officer pursuant to *Alberta Provincial Offences Act* R.S.A. 2000, c P-34.
- 2.32 "Violation Tag" means a tag or similar document issued by the Town pursuant of the *Municipal Government Act*.

3 APPLICATION

- 3.1 Nothing in this Bylaw relieves a Person from complying with any provision of any federal or provincial law or regulation, other bylaw or any requirement of any lawful permit, order, or license.
- 3.2 Any heading, sub-headings, or tables of contents in this Bylaw are included for guidance purposes and convenience only and shall not form part of this Bylaw.
- 3.3 Where this Bylaw refers to another Act, bylaw, regulation, or agency, it includes reference to any Act, bylaw, regulation or agency that may be substituted, therefore.
- 3.4 All the schedules attached to this Bylaw shall form a part of this Bylaw.

4 SPEED LIMITS- GENERAL

- 4.1 No driver of a vehicle shall drive a vehicle within the Town of Turner Valley at a speed in excess of 40 kilometers per hour unless otherwise posted.

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5 SPEED LIMITS- PLAYGROUND ZONES

- a) Pursuant to Section 107(3) of the Traffic Safety Act, no operator of a motor vehicle shall exceed a speed greater than 30 kilometers per hour in a playground zone, between 0730hrs and one hour after sunset daily.

6 TRAFFIC CONTROL DEVICE

- 6.1 The Operations and Facilities Manager is hereby authorized to prescribe where the Traffic Control Devices are to be located, including Traffic Control Devices restricting the speed of vehicles.
- 6.2 No driver of a vehicle shall operate or park a vehicle in contravention of any Traffic Control Devices within the Town.

7 STORAGE

- 7.1 No driver of a vehicle shall Store a vehicle or permit a vehicle to be stored upon a Highway longer than seventy-two (72) hours.

8 OBSTRUCTIONS OF HIGHWAYS

- 8.1 No driver of a vehicle shall stop a vehicle or permit a vehicle or allow an object to be left upon any Highway in such a manner to block, obstruct, impede, or hinder traffic on the Highway.
- 8.2 No person or operator of a motor vehicle shall allow, permit or cause that motor vehicle to deposit or track, mud, dirt or gravel on to a highway
- 8.3 No person, except emergency personnel, shall allow, cause or is permitted to place a cord, wire, hose or any other obstruction across any sidewalk, roadway, or pathway.
- 8.4 Notwithstanding Section 8.1, where the obstruction caused by a vehicle is unavoidable due to mechanical failure, that Person will not be in breach of Section 8.1 provided the Person:
 - a) promptly takes measures to remove such vehicle from the Highway; and
 - b) does not leave the vehicle unattended if the vehicle has been placed on a jack or jacks.
- 8.5 Subject to Section 8.2 and 8.3, no Person shall make or place an obstruction of any kind or permit any obstruction to be made or placed in, upon or above any Highway unless written permission has been granted by the Operations and Facilities Manager.
- 8.6 Every Person who fails to obtain or to comply with the provisions of Section 8 of this bylaw shall be guilty of an offence and shall, in addition to any other penalty, and shall cause the removal of the obstruction within a period of no longer than twenty-four(24) hours of being notified to do so by the Town. After the expiration of the twenty-four-hour (24) period, the Town may cause the removal of the obstruction and such removal shall be at the expense of the person that owes, causing, placing or permitting the obstruction on the Highway.

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- 8.7 Notwithstanding Section 8 where an obstruction of any kind exists in, upon or above any Highway, and in the opinion of the Operations and Facilities Manager, creates an unsafe condition, the Town shall be entitled to take immediate measures as are required for the protection of life or property.
- 8.8 The Town assumes no responsibility for damage either to the property that is causing obstruction, or the property that is abutting the Highway when work is being done pursuant to Sections 8.4 of this bylaw.

9 TEMPORARY REPAIRS AND STREET MAINTENANCE

- 9.1 The Operations and Facilities Manager may cause movable signs to be placed on or near a Highway to restrict parking during emergency street repairs, generally maintenance, snow removal, street cleaning and utility repair and when so marked, such signs shall take precedence over all other Traffic Control Devices.
- 9.2 The Town shall ensure, that any temporary signage that limits parking on a specific highway or area, is installed prior no less than twenty-four (24) hours prior to the commencement of work is scheduled to begin.
- 9.3 The Town must use all reasonable means in an attempt notify persons residing adjacent or that use that road of the impending parking restrictions of the roadway. The means of notifying vehicle owners may include the following:
- a) The use of social media and the Town of Turner Valley website;
 - b) Attaching a warning tag to the vehicle prior the commencement of work;
 - c) Contacting the registered owner, at the phone number listed on the owner's drivers licence;
 - d) If the owner of the vehicle resides within the Town of Turner Valley, attending the residence, listed on the vehicles certificate of registration.
- 9.4 No owner of a vehicle shall Park a vehicle or permit a vehicle to be parked on a Highway from the time a sign or signs referred to in Section 9.2 have been placed, and until such sign or signs have been removed.
- 9.5 The failure to remove a vehicle from the highway, as directed in Section 9.1 of this bylaw, shall be an offence pursuant to this bylaw, which may result in the issuance of a violation tag or the impoundment of the vehicle.
- 9.6 Where the vehicle was parked prior to the placement of the signs referred to in Section 9.2, no driver of a vehicle shall leave that vehicle parked or permit that vehicle to remain parked on the Highway after the expiration of 24 hours from the time the sign or signs were placed, and until such sign or signs have been removed.
- 9.7 Notwithstanding Section 9 of this Bylaw, the Manager of Operations and Facilities, may order all vehicles must be removed so the municipality may conduct snow clearing, street cleaning or emergency road or utility maintenance.

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- 9.8 Where the vehicle was parked prior to the placement of the signs referred to in Section 9.1, no owner of a vehicle shall leave that vehicle parked or permit that vehicle to remain parked on the Highway after the expiration of 24 hours from the time the sign or signs were placed, and until such sign or signs have been removed.

10 TRACKED VEHICLES

- 10.1 Unless permission to do so has been granted by the Operations and Facilities Manager, no Person shall operate or permit to be operated on a Highway:
- 10.2 a vehicle having metal spikes, logs or cleats or bands projecting from the surface or the wheel or tire of such vehicle; or
- a) a vehicle having skids or not using triple ground or flat surface tracks.
- 10.3 This section does not apply to any vehicle owned or operated by the Town or public utility.

11 RIGHTS AND DUTIES OF PEDESTRIANS

- 11.1 No pedestrian shall cross any Highway at any point other than an intersection or crosswalk.
- 11.2 For the purposes of Section 11.1 above, Highway shall not include a lane.
- 11.3 No Person shall cross the Highway at an intersection if a sign or red light prohibits such crossing.
- 11.4 No Person shall stand in a group of three (3) or more persons so near to each other or on any Highway as to obstruct the entrance to buildings or to obstruct or prevent other Persons from using such Highway and forthwith after the request has been made by a Peace Officer to do so, shall disburse and move away.
- 11.5 No person shall obstruct or distract vehicular or pedestrian traffic or as to inconvenience or startle any other person upon the Highway.
- 11.6 Nothing in Section 11.4 and 11.5 above shall be construed as prohibiting the assembly of Persons for the purpose of watching a Parade or Procession duly authorized by the CAO.
- 11.7 No Person shall stand on a street for the purpose of soliciting a ride from the operator of any vehicle within the corporate limits of the municipality.

12 CYCLISTS AND HORSE DRAWN CARRIAGES

- 12.1 The driver or other Person in charge of any horse drawn vehicle on a Highway shall remain up on such vehicle while it is in motion or shall walk beside the horse drawing such vehicle.
- 12.2 No Person shall ride a bicycle, roller skate, in-line skate, skateboard, or ride a scooter upon a sidewalk at any rate of speed that is unreasonable having regard to the nature, condition, and use of the sidewalk and the amount and kind of pedestrian traffic that is or might reasonably be expected to be on the sidewalk.

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- 12.3 Every Person cycling, roller-skating, in-line skating, skateboarding, or riding a scooter upon a sidewalk shall:
- a) yield the right of way to the pedestrians;
 - b) when passing a pedestrian, or other Person on the sidewalk, use care and control required to ensure the safety of a pedestrian or other Person;
 - c) stay at a reasonable distance from other Persons using a sidewalk;
 - d) give an audible signal; and
 - e) before overtaking a pedestrian, which signal will be produced a reasonable time prior to overtaking, by voice, bell, or other warning device, which is audible to the pedestrian.
- 12.4 No Person shall ride a skateboard on any property if prohibited from doing so by a Traffic Control Device.
- 12.5 No Person shall ride a skateboard on private property without the expressed prior written consent of the property owner.
- 12.6 Every Person under the age of 18, who while riding a bicycle, roller-skating, in-line skating, skateboarding, or riding a scooter, shall wear a CSA approved helmet.
- 12.7 A parent or adult guardian shall ensure that any Person under the age of 18, and is under their supervision, who while riding a bicycle, roller-skating, in-line skating, skateboarding, or riding a scooter, is wearing a CSA approved helmet.

13 PARKING IN LANES

- 13.1 No driver of a vehicle shall Park or stop a vehicle or permit a vehicle to be parked or stopped in a Lane unless a Traffic Control Device otherwise permits such parking for the following purposes:
- a) The loading or unloading of goods from a Truck; or
 - b) the loading or unloading of goods or passengers from a vehicle other than a Truck.
- 13.2 Notwithstanding Section 13(1) above, no driver of a vehicle while loading or unloading passengers or goods shall Park a vehicle or permit a vehicle to be parked in such a manner as may obstruct the passage of other vehicles in the Lane.

14 PARKING/STOPPING

- 14.1 No driver of a vehicle shall stop or Park a vehicle contrary to a Traffic Control Device.
- 14.2 No driver of a vehicle shall stop or Park a vehicle in any bus zone properly marked by a sign.
- 14.3 No driver of a vehicle shall stop or Park a vehicle in the entrance and block access to any fire hall, police station, or in the ambulance entranceway to its garage or to a healthcare facility.

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- 14.4 No driver of a vehicle shall Park a vehicle in any alley outside of their property line, except in the following circumstances:
- a) The loading or unloading of goods from a commercial vehicle for a period not exceeding 45 minutes; or
 - b) the loading or unloading of goods or passengers from the vehicle other than a commercial vehicle for a period not exceeding five (5) minutes.
 - c) Notwithstanding a) and b), if any commercial or non-commercial vehicle is parked in a manner which obstructs or prevents other vehicles from passing along the alleys, the owner of the vehicle so parked shall be guilty of an offence.
- 14.5 Section 15 does not apply to the alley located on the south side in the 500 Blk of Sunset Boulevard, and Blacklock Way.
- 14.6 No driver owner of a Truck shall permit a truck to be parked in a residential area at any time.
- 14.7 No driver of a vehicle shall Park a Truck on any Highway within the Town unless such parking is authorized by a Traffic Control Device or through written authorization of the Operations and Facilities Manager, or within an area designated by the Town.
- 14.8 No owner of a vehicle shall Park or allow to be parked, a vehicle on a Highway that is leaking engine oil or transmission fluids or other fluids of any type.
- 14.9 Unless permitted by a Traffic Control Device, a driver of a vehicle shall not park a vehicle in the following areas:
- a) on or across sidewalk, or walking path;
 - b) on a boulevard; on public land;
 - c) on a crosswalk or any part of a crosswalk;
 - d) within an intersection or at an intersection nearer than 5 meters to the projection of the corner property line immediately ahead or immediately behind;
 - e) within five (5) meters of the approach to any Stop sign, yield sign or crosswalk;
 - f) within five (5) meters of any fire hydrant, or when the fire hydrant is not located at the curb, within 5 meters of the point on the curb nearest the fire hydrant;
 - g) within one (1) meter of an access to a garage, private road or driveway, or a vehicle crossway over a sidewalk;
 - h) within five (5) meters of any speed control sign;
 - i) when parallel parking on a Highway, a driver of a vehicle shall not park that vehicle with the sides of it parallel to the curb or edge of the Roadway; and

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- j) with the right-hand wheels of the vehicle more than fifty (50) centimeters from the right-hand curb or edge of the Roadway; with the vehicle facing against the direction of travel authorized for that Highway.
 - k) on private property without permission of the property owner
- 14.10 No vehicle is permitted to angle park adjacent to the curb, unless permitted by a traffic control device or approval from the CAO.
- 14.11 No Person shall leave a vehicle unattended on a Highway if the vehicle has been placed on a jack or a similar device or the vehicle is inoperable or incapable of moving under its own power.
- 14.12 No person shall leave, place or permit any vehicle or trailer in an inoperable condition on a highway.
- 14.13 No driver of a vehicle shall stop or park a vehicle in an area designated by signs as a Fire Lane or Driving Lane.
- 14.14 No Person, except in the case of a breakdown or other emergency not allowing the vehicle to be moved, shall stand or park a vehicle on a Highway for the purpose of servicing or repairing the vehicle.
- 14.15 No person shall allow or park a vehicle in a manner that in the opinion of a Peace Officer constitutes a traffic hazard for other road users or pedestrians.

15 IDLING OF VEHICLES

- 15.1 A person shall not cause, permit or allow a motor vehicle to idle for more than five minutes total in any continuous thirty-minute period on any highway, or within ten (10) meters to a place designated as a learning institution or medical facility.
- 15.2 Section 15.1 does not apply to:
- a) Motor vehicles in which the engine is used to operate auxiliary equipment that is essential to the basic function of the vehicle and/or Motor vehicles containing equipment that must be operated inside or in association with the vehicle.
 - b) Any Emergency vehicle, school bus or vehicles owned or operated by the Town, the Province or Federal Government or a vehicle used to service a public utility.

16 TRAILERS

- 16.1 No driver shall Park any trailer, or permit any trailer to be parked upon any Highway within the Town unless the trailer is attached to a vehicle by its primary means of attachment, to which it may be propelled or drawn; when the trailer is attached it shall be deemed to be part of the vehicle to which it is attached, and shall be subject to the regulations pertaining to vehicles unless otherwise authorized by the Operations and Facilities Manager.
- 16.2 No Person shall occupy or permit any other Person to occupy a trailer upon a Highway or upon property owned or controlled by the Town unless property has been designated by the Town for use as a campground, or the Operations and Facilities Manager has given approval for such occupation.

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- 16.3 No driver or owner shall park or permit any trailer to be parked in a manner which obstructs any sidewalk, Highway or pathway unless otherwise authorized by the Operations and Facilities Manager.
- 16.4 No person shall park a vehicle with a trailer attachment exceeding an overall length of twelve and a half (12.5) meters to be parked on a residential street, unless
- a. the trailer is in the immediate process of being loaded or unloaded;
 - b. the trailer is currently being used to aid with construction, landscaping or demolition;
- 16.5 Section 16.4 of this bylaw does not apply to recreational vehicles.

17 RECREATIONAL VEHICLES

- 17.1 An owner or operator of a recreational vehicle must not park the recreational vehicle on a street in the Town, except in the area of the street immediately adjoining the owner or operator's place of residence without prior authorization from the Manager of Operations and Facilities or designate.
- 17.2 An owner or operator of a recreational vehicle may not park a recreational vehicle on the street for a period of more than 48 consecutive hours.
- 17.3 Recreational vehicles may not be parked on a highway within the Town between November 1 and May 1 of each year, unless they are immediate process of loading or unloading.
- 17.4 Notwithstanding anything else in this section, an owner or operator of a recreational vehicle must not park the recreational vehicle on any street in the Town in such a manner as to constitute a hazard to other persons using the street or sidewalk.

18 OFF-HIGHWAY VEHICLES

- 18.1 No person shall operate an off-highway vehicle on any portion of a;
- a) Highway
 - b) Recreation area
 - c) School ground
 - d) Open space or parkland
 - e) Developed or landscaped areas
 - f) Private property without permission of the owner of such property;
 - g) within the Town of Turner Valley.
- 18.2 A Peace Officer who on reasonable and probable grounds believes that an offense under this section of the bylaw has occurred may seize and detain any off-highway vehicle in respect of which the offense was committed for a period of 30 days.

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- 18.3 When seizure and detainment occur, the owner of the off-highway vehicle shall be responsible for all towing, storage and all other associated fees.
- 18.4 This section of the Bylaw does not include Off-Highway vehicles owned or operated by a commercial entity, that are being used solely for the purpose of snow clearing on a commercial property or the sidewalks adjacent to that property.

19 SPECIAL CLASSES OF VEHICLES

- 19.1 No driver of a vehicle shall Park a vehicle, with no attachments, on any Highway within the Town where the vehicle is over eight (8) meters in length other than in areas designated by the Operations and Facilities Manager or a Traffic Control Device for such purposes.
- 19.2 No driver of a vehicle shall Park a vehicle on any Highway within the Town where the vehicle is over two (2) meters in width, other than in areas designated by the Town or by a Traffic Control Device for such purposes.
- 19.3 No driver of a vehicle shall apply or engage engine retarder brakes on any truck in any part of the Town.
- 19.4 The provisions of Sections 19.1 and 19.2 do not apply to vehicles parked for the purpose of loading or unloading goods or passengers to and from the premises abutting the Highway, for only such time as it is reasonably necessary to load and unload the vehicle.
- 19.5 The provisions of sections 19.1 and 19.2 do not apply to Recreational Vehicles, however owners must remain in compliance of Section 17 of this bylaw.
- 19.6 No driver of a vehicle shall drive on a Highway a motor vehicle with or without trailer with either the box of the motor vehicle, the trailer, or body filled with refuse, sand, gravel, rocks, earth or other loose material, whether similar or dissimilar, unless the box or body is completely covered and secured by a tarpaulin or other covering.
- 19.7 No driver of a vehicle, with or without a trailer, shall allow refuse or any other goods or materials to escape or be scattered upon a Highway or upon land in the vicinity thereof.

20 HANDICAPPED PARKING

- 20.1 The owner or operator of a motor vehicle which is not identified by a visible handicap placard or licence plate that is issued or recognized by the Solicitor General for Persons with disabilities shall not Stop or park or permit the stopping or parking of the vehicle in a parking space designated as handicapped parking.

21 PARKING SIGNS AND PERMITS

- 21.1 Where a Traffic Control Device upon a Highway restricts parking thereon to residents, or a provision of this bylaw restricts such action no driver of a vehicle shall park a vehicle contrary to a Traffic Control Device unless such vehicle displays upon the front windshield of such vehicle a permit authorized by the Operations and Facilities Manager.

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- 21.2 No driver of a vehicle shall display upon a vehicle a permit purporting to exempt such vehicle from the provisions of Section 21.1 above, unless such permit was authorized by the Operations and Facilities Manager.
- 21.3 No person shall park a motor vehicle contrary to the conditions of a parking permit.
- 21.4 Any person requesting the installation of the specialized parking signage, must make application to the Operations and Facilities Manager for the Town of Turner Valley.
- 21.5 Any person requesting the installation of specialized signage is responsible for any and all costs incurred by the Town in completing such a request. All payments must be received by the Town prior to the commencement of the work being completed.
- 21.6 It is the responsibility of the Operations and Facilities manager to approve and direct all work associated to any requests for specialized signage.

22 REMOVAL AND IMPOUNDMENT OF VEHICLES

- 22.1 Any Peace Officer is authorized to remove or cause to be removed any vehicle or trailer:
 - a) parked in contravention of a provision of this Bylaw; or
 - b) where emergency conditions exist that require the removal of a vehicle or trailer necessary to assist emergency or public works crews.
 - c) Any vehicle or trailer removed pursuant to Section 22 may be removed to an impound lot where it will remain impounded until claimed by the owner.
 - d) Unless the CAO agrees, no impounded vehicle or trailer shall be released to its owner until all removal and impounding charges have been paid to the Town and/or the towing/impound company.
- 22.2 All charges for removal and/or impounding shall be in addition to any fine or penalty in respect of any violations pursuant to this Bylaw.

23 PARADES AND PROCESSIONS

- 23.1 No Person shall march, join or participate in a parade or procession unless the CAO has issued a permit for such procession or parade.
- 23.2 Any Person wishing to organize or arrange a parade shall advise the CAO of the proposed route and submit in writing, at least 48 hours prior to the time of the parade, an application for a Parade Permit established by the Town from time to time.
- 23.3 The application for a Parade or Procession shall include:
 - a) Name and address of applicant and if the applicant is an organization, the names and addresses of the executives of the organization;
 - b) nature and object of the Parade and Procession;
 - c) day, date, and hour of the Parade;

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- d) intended route;
 - e) approximate number of people who will take part; and
 - f) approximate size, number and nature of flags, banners, placards, trailer, vehicles, animals, etc. participation in the Parade or Procession.
- 23.4 The CAO may unconditionally approve, approve with conditions or refuse an application for a Parade Permit.
- 23.5 Where an application has been approved with conditions, or refused, an applicant may appeal to Council who may uphold or repeal the CAO's decision.
- 23.6 No parade or procession shall obstruct the movement, use or operation of any fire apparatus or police vehicle, or emergency equipment or vehicles.
- 23.7 No Person driving any vehicle or riding or driving a horse shall drive or ride through, nor shall any pedestrian walk through, the ranks of any military or funeral procession, nor through the ranks of any other authorized parade or procession, or in any way obstruct, impede or interfere with the same.
- 23.8 Where a permit has been granted for a parade or procession:
- a) Notwithstanding the provisions elsewhere contained herein, Persons may congregate on the sidewalks or a portion of a street designated for the purpose of viewing the parade or procession;
 - b) the Town may temporarily close, for all or some types of traffic all or portions of the streets along or near the route set out in the permit for the anticipated time of the parade and for such additional time as necessary to again clear the street or streets for normal traffic; and
 - c) the Town may temporarily suspend parking and loading privileges on all or a portion of the streets on the route of the parade.
- 23.9 Where permission is obtained allowing floats, vehicles or animals to be placed in or on the route of a parade, the Person or Persons sponsoring the parade shall indemnify and save harmless the Town from and against any and all claims for injury to any Person or Persons and damage to any real or Personal property arising by reason of or in any way connected with the entry, placing or operation of the vehicle or float in the parade or procession whether prior to, during or after the parade or procession, and whether arising out of, or directly or indirectly caused by, any act, omission or negligence of the Town, its employees or agents.
- 23.10 Notwithstanding Section 23.9 of this Bylaw, the driver or operator of the vehicle or float and all Persons on such vehicle or float taking part in the parade or procession shall ensure that:
- a) No part of the vehicle or float will damage the streets, electric or telephone poles or wires, streetlights, cables or supports, traffic signal lights or signs, fire hydrants, or any other property of the Town or a public utility in, upon, over or beside a street;

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- b) the vehicle, the float or anything thereon or attached thereto will not injure any Person or cause damage to any real or Personal property; and
- c) no portion of the vehicle, or float, and nothing erected, placed on or attached to the vehicle or the float will come in contact with any telephone wire or any wire charged with or carrying out electric current.

24 WEIGHT RESTRICTIONS

- 24.1 No Person shall operate a commercial vehicle on a Highway under the direction, control, and management of the Town other than in accordance with the weight limitations as specified in the Traffic Safety Act, and regulations made under the authority of this Act.
- a) The Operations and Facilities Manager is hereby authorized to issue overweight permits on behalf of the Town.
 - b) The Operations and Facilities Manager may require any Person desiring to haul goods and materials on a local road to provide such security to the Town to ensure compliance with the terms of any overweight permit
 - c) Any Person issued an overweight permit, issued under the authority of this bylaw shall at all times ensure that the conditions attached to any overweight permit are complied with. Failure to comply with this bylaw will make the issued permit null and void.
 - d) Any Person issued an overweight permit shall produce it on demand of a Peace Officer.
- 24.2 The Operations and Facilities Manager is hereby authorized to issue a road ban order at their discretion to limit the allowable weights on any local road.

25 DESIGNATED TRUCK ROUTES

- 25.1 No driver of a truck shall operate a truck outside of the designated truck routes within Town limits.
- 25.2 Section 25.1 shall not apply to trucks required to exit the designated truck routes for the purposes of loading or unloading goods/supplies, or providing some work or service provided that the driver takes the most direct accessible connection between the nearest Truck Route and the destination and returns to the Truck Route using the same connection.
- 25.3 The designated Truck Routes in the Town of Turner Valley shall be as shown on attached Schedule B and outlined below.
- a) The length of road that is known as Provincial Highway 22 or Main Street North which extends from the Northern most limits of Turner Valley to the intersection of Secondary Highway 546 (Sunset Boulevard).
 - b) The length of road that is known as Main Street South from the intersection of Secondary Highway 546 (Sunset Boulevard) to the intersection of Kennedy Drive.

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- c) The length of road that is known as Provincial Highway 22 or Valley Trail from the intersection of Main Street to the Eastern most limits of Turner Valley.
- d) The length of road that is known as Kennedy Drive from the intersection of Main Street to Madison Street.
- e) The length of road that is known as Madison Street from Kennedy Drive to the intersection of Highway 22 (Valley Trail)
- f) The length of road known as Secondary Highway 546 (Sunset Drive) from the Western most limits of Turner Valley to the intersection of Sunset Boulevard.
- g) The length of road known as Sunset Boulevard from the intersection of Sunset Drive to the intersection of Provincial Highway 22 (Main Street)

25.4 No truck is permitted to be parked in a residential area, unless that truck is in the process of being loaded or unloaded, or actively involved in construction or demolition at that exact location.

26 ROAD OBSTRUCTION

26.1 No person, property owner or their agent, shall cause, allow or permit snow to be removed from a private property or sidewalk, and then deposited on a public property or highway.

27 OWNER LIABILITY

27.1 If a vehicle or trailer is involved in an offence referred to in this Bylaw, the owner of that vehicle or trailer is guilty of an offence.

28 PENALTIES

28.1 Any Person who contravenes any provision of this Bylaw by:

- a) Doing any act or thing which the Person is prohibited from doing; or
- b) failing to do any act or thing the Person is required to do; is guilty of an offence.
- c) Where there is a specified penalty listed for an offence in Schedule "A" to this Bylaw, that amount is the specified penalty for the offence.
- d) Where there is a minimum penalty listed for an offence in Schedule "A" to this Bylaw, that amount is the minimum penalty for the offence.
- e) Any Person who is convicted of an offence pursuant to this Bylaw is liable on summary conviction to a fine not exceeding \$10,000.00.
- f) Nothing in this Bylaw shall be construed as curtailing or bridging the right of the Town to obtain compensation or to maintain any action for loss of or damage to property from or against the Person or Persons responsible.

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29 VIOLATION TAGS AND VIOLATION TICKETS

- 29.1 Where a Peace Officer believes that a vehicle or trailer is parked in contravention of this Bylaw, he may:
- a) Place a Violation Tag on the vehicle or trailer; or
 - b) send a Violation Tag to the registered owner of the vehicle or trailer by ordinary mail.
 - c) A Violation Tag shall be in a form approved by the Town and shall state:
 - i. The licence plate of the vehicle or trailer;
 - ii. the offence;
 - iii. the appropriate penalty for the offence as specified in Schedule "A" of this Bylaw; and
 - iv. that the penalty shall be paid within twenty-one (21) days of issuance of a Violation Tag.
- 29.2 any payment for a violation tag, received by the Town Office within twenty-one (21) days of issuance, shall receive a thirty (30) percent reduction of the fine indicated on the violation tag.
- 29.3 If a Person who is responsible for a contravention of a provision of this Bylaw pays the specified penalty amount within the times and in the manner set out on the tag, payment will be accepted in lieu of prosecution.
- 29.4 If payments referred to in Section 29.3 are not made within the times and in the manner set out on the tag, a Violation Ticket may be issued to the registered owner of the vehicle or trailer in accordance with the Provincial Offences Procedures Act, R.S.A 2000, c. P-34
- 29.5 Nothing in this Section shall:
- a) Prevent any person from exercising his right to defend any charge of committing a breach of any Section of this Bylaw;
 - b) prevent any Peace Officer, in lieu of serving a tag, from issuing a Violation Ticket to a Person or owner pursuant to the Provincial Offences Procedures Act, R.S.A. 2000, c P-34; or
 - c) prevent any Peace Officer from issuing a Violation Ticket requiring the court appearance of the defendant, pursuant to the provisions of the Provincial Offences Procedures Act, R.S.A. 2000, c P-34, or from laying an information instead of issuing a Violation Ticket.
- 29.6 A person other than the owner or operator of a vehicle shall not remove any tag or notice places on or affixed to a vehicle by a Peace Officer in the course of his duties.
- 29.7 No person other than a Peace Officer shall place a tag on any vehicle.

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- 29.8 Where a contravention of this Bylaw is of a continuing nature, further Violation Tags may be issued by a Peace Officer provided that no more than one Violation Tag is issued for each day that the contravention continues.
- 29.9 In order to determine the time which a vehicle or trailer has been parked a Peace Officer may place an erasable chalk mark on the tire of the parked or stopped vehicle or trailer without such Peace Officer or other Person or the Town incurring any liability for so doing; and
- 29.10 No Person shall remove an erasable chalk mark placed under Section 29.9 while the vehicle or trailer remains parked in the location where it was marked.
- 29.11 In order to determine the time which a vehicle or trailer has been parked a Peace Officer may place a sticker on the parked or stopped vehicle or trailer without such Peace Officer or other Person or the Town incurring any liability for so doing.
- 29.12 No Person shall remove a sticker placed under Section 29.9 while the vehicle or trailer remains parked in the location where it was marked.

30 GENERAL

- 30.1 The provisions of this Bylaw do not apply to the following vehicles:
- a) Emergency vehicles;
 - b) Vehicles owned or within the lawful possession of the Town;
 - c) Vehicles engaged in maintenance or repair of a public utility, as defined in the Municipal Government Act;
 - d) A vehicle operated by a federal, provincial or municipal government, or with the approval of the federal, provincial or municipal government, for the purpose of construction or maintaining a Highway;
 - e) School buses, when authorized or buses for the handicapped, while transporting, loading or unloading passengers during the ordinary course of business

31 SEVERABILITY

- 31.1 If any Section or parts of this Bylaw are found in any course of law to be illegal or beyond the power of Council to enact, such Section or parts shall be deemed to be severable and all other Sections or parts of this Bylaw shall be deemed to be separate and independent there from and to be enacted as such.

32 STRICT LIABILITY OFFENCE

- 32.1 It is the intention of Town Council that all offences created by this Bylaw be interpreted to be strict liability offences.

33 COMING INTO FORCE

- 33.1 Whenever the singular and female gender is used in this Bylaw, the same shall include the plural, masculine and neutral gender whenever the context so requires.

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- 33.2 The Town is not required to enforce this Bylaw.
- 33.3 In determining whether to enforce this Bylaw, the Town may take into account any practical concerns, including the available budget and personnel resources.
- 33.4 No action for damages shall be taken or allowed against the Town or any person acting in good faith under the authority of this Bylaw in respect of the destruction, sale or other disposal of any vehicle or trailer impounded pursuant to this Bylaw.
- 33.5 It is the intention of the Council of the Town of Turner Valley that all offences created pursuant to this Bylaw be construed and considered as being Strict Liability Offences.
- 33.6 It is the intention of the Council of the Town of Turner Valley that each section of this Bylaw should be considered as being separate and severable from all other sections. Should any section or part of this Bylaw be found to have been improperly enacted, then such section or part shall be regarded as being severable from the rest of this Bylaw and that the Bylaw remaining after such severance shall be effective and enforceable

34 REPEAL OF PRIOR BYLAWS

- 34.1 Bylaws No. 03-855, 08-939 and 10-1001 are hereby repealed on the date that this Bylaw comes into force and effect.

35 EFFECTIVE DATE

This bylaw shall come into force and effect upon it receiving third reading by Council.

READ A FIRST TIME this 20th day of July, 2020.



Barry Crane, Mayor



Todd Sharpe, CAO

READ A SECOND TIME this 17th day of August 2020.



Barry Crane, Mayor



Todd Sharpe, CAO

READ A THIRD TIME this 17th day of August, 2020.



Barry Crane, Mayor



Todd Sharpe, CAO

Schedule A
Penalties for Violations

SECTION	VIOLATION	MINIMUM PENALTY	SPECIFIED PENALTY
7.1	Store motor vehicle on highway	\$200.00	\$300.00
8.1	Impede/obstruct highway	\$100.00	\$200.00
8.2	Driver track/deposit mud/dirt on highway	\$100.00	\$200.00
8.3	Person place obstruction on highway/sidewalk/pathway	\$150.00	\$250.00
9.4	Park vehicle contrary to temporary traffic control device	\$75.00	\$115.00
10.1	Operate tracked vehicle on highway	\$100.00	\$200.00
10.2(a)	Operate skid equipped vehicle on highway	\$100.00	\$200.00
11.1	Jay walking	\$75.00	\$150.00
11.3	Cross roadway when prohibited by a traffic control device	\$75.00	\$150.00
11.4	Pedestrians loitering to obstruct access	\$75.00	\$150.00
11.5	Pedestrian/Driver obstruct/distract/startle other road users	\$250.00	\$500.00
11.7	Hitch-hike within corporate limits	\$150.00	\$300.00
12.1	Fail to control horse drawn vehicle	\$300.00	\$500.00
12.2	Ride bike/skateboard/in line skate on sidewalk in reckless manner	\$115.00	\$200.00
12.3(a)	Rider on sidewalk fail to yield to pedestrian	\$115.00	\$200.00
12.3(b)	Rider fail to pass pedestrian with care	\$115.00	\$200.00
12.3(c)	Rider fail to maintain safe distance	\$115.00	\$200.00
12.3(d)	Rider fail to provide audible signal	\$115.00	\$200.00
12.3(e)	Rider fail to give audible signal prior to passing	\$115.00	\$200.00
12.4	Skateboard where prohibited by sign	\$75.00	\$150.00
12.5	Skateboard on private property without permission	\$75.00	\$150.00
12.6	Youth cycle/skateboard without helmet	\$50.00	\$250.00
12.7	Parent/Guardian fail to ensure child is wearing CSA helmet	\$50.00	\$250.00
13.1	Park/Stop in driving lane	\$75.00	\$150.00
14.1	Park or stop contrary to traffic control device	\$75.00	\$150.00
14.2	Park or stop in marked bus zone	\$75.00	\$150.00
14.3	Park or stop in entrance and block access to firehall, police station or healthcare facility	\$250.00	\$500.00

Schedule A
Penalties for Violations

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
14.4	Park vehicle in alley	\$115.00	\$200.00
14.6	Park truck in residential zone	\$150.00	\$250.00
14.7	Park truck in unauthorized area	\$150.00	\$250.00
14.8	Park vehicle leaking fluid on highway	\$250.00	\$350.00
14.9(a)	Park across sidewalk or pathway	\$115.00	\$200.00
14.9(b)	Park on boulevard	\$150.00	\$250.00
14.9(c)	Park on crosswalk	\$150.00	\$250.00
14.9(d)	Park within 5m of a corner	\$115.00	\$150.00
14.9(e)	Park within 5m of stop sign, yield sign or crosswalk	\$115.00	\$150.00
14.9(f)	Park within 5m of fire hydrant	\$75.00	\$150.00
14.9(g)	Park within 1m of driveway/alley	\$75.00	\$150.00
14.9(h)	Park within 5m of speed control sign	\$75.00	\$150.00
14.9(j)	Park against the flow of traffic	\$75.00	\$150.00
14.9(k)	Park on private property without permission	\$200.00	\$300.00
14.10	Angle park when prohibited	\$115.00	\$200.00
14.11	Leave vehicle unattended on jack	\$350.00	\$500.00
14.12	Inoperable vehicle/trailer on highway	\$250.00	\$350.00
14.13	Park or stop in Fire/Driving Lane	\$75.00	\$150.00
14.14	Service/repair vehicle on highway	\$200.00	\$300.00
14.15	Park vehicle in manner that creates safety hazard	\$115.00	\$200.00
15.1	Idle vehicle on highway longer than 5 minutes	\$115.00	\$200.00
16.1	Unattached trailer on highway	\$150.00	\$250.00
16.2	Occupy trailer on highway or park	\$200.00	\$300.00
16.3	Park/permit trailer to impede sidewalk/pathway/highway	\$115.00	\$200.00
16.4	Overlength vehicle/trailer parked on residential street exceed 12.5m	\$200.00	\$300.00
17.1	Fail to park RV adjacent to owner's property	\$115.00	\$250.00
17.2	RV parked on street longer than 48hrs	\$115.00	\$250.00
17.3	Park RV on highway between Nov 1 st and May 1 st of each year	\$115.00	\$250.00
17.4	Park RV in manner that constitutes traffic/pedestrian hazard	\$115.00	\$200.00
18.8	Operate OHV within corporate limits	\$300.00	\$500.00

Schedule A
Penalties for Violations

SECTION	OFFENCE	MINIMUM PENALTY	SPECIFIED PENALTY
19.1	Park overlength vehicle where prohibited	\$150.00	\$300.00
19.2	Park over width vehicle where prohibited	\$150.00	\$300.00
19.3	Use engine retarder brakes within corporate limits	\$250.00	\$350.00
19.6	Drivers fail to secure/cover lose load with tarpaulin	\$200.00	\$350.00
19.7	Drivers fail to secure load	\$200.00	\$350.00
20.1	Fail to display handicapped parking placard	\$200.00	\$350.00
21.1	Fail to display parking permit when required	\$200.00	\$350.00
21.2	Improper use of parking permit	\$200.00	\$350.00
21.3	Park contrary of permit conditions	\$200.00	\$350.00
23.1	Participate in unauthorized parade	\$75.00	\$300.00
23.6	Parade obstruct emergency vehicles	\$100.00	\$200.00
23.7	Person break ranks/obstruct/impede parade	\$250.00	\$350.00
23.10(a)	Parade float/vehicle damage town/utility property	\$750.00	\$1000.00
23.10(b)	Parade float/vehicle injure person/damage personal property	\$750.00	\$1000.00
23.10(c)	Parade float/vehicle contact phone/electrical lines	\$750.00	\$1000.00
24.1(c)	Fail to comply with conditions of overweight permit	\$1000.00	\$2000.00
24.1(d)	Fail to produce overweight permit	\$150.00	\$250.00
25.1	Operate truck off truck route	\$200.00	\$350.00
25.4	Park truck off truck route	\$200.00	\$350.00
26.1	Deposit snow on highway	\$150.00	\$250.00

Schedule B
Designated Truck Routes

