

Consolidation of Bylaw No. 46-85

CITY OF LEDUC TRAFFIC BYLAW

Adopted May 13, 1985

As Amended By:

Bylaw 94-86 adopted November 10, 1986
Bylaw 112-87 adopted September 28, 1987
Bylaw 238-91 adopted November 25, 1991
Bylaw 328-94 adopted November 14, 1994
Bylaw 352-95 adopted July 24, 1995
Bylaw 365-96 adopted February 12, 1996
Bylaw 377-96 adopted November 12, 1996
Bylaw 400-97 adopted April 28, 1997
Bylaw 402-97 adopted June 23, 1997
Bylaw 412-97 adopted September 9, 1997
Bylaw 434-98 adopted October 13, 1998
Bylaw 451-99 adopted June 28, 1999
Bylaw 558-2004 adopted March 9, 2004
Bylaw 730-2009 adopted August 31, 2009
Bylaw 749-2010 adopted September 13, 2010
Bylaw 771-2011 adopted August 2, 2011

This Consolidation is not an Official Bylaw. It is prepared by the City Clerk's Office for assistance only. Copies of the Official Bylaw(s) may be purchased from the City Clerk's Office.

This Consolidated Bylaw was authorized pursuant to Bylaw No. 389-97.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

A BYLAW OF THE CITY OF LEDUC IN THE PROVINCE OF ALBERTA, TO ESTABLISH A TRAFFIC BYLAW TO REGULATE VEHICLE, ANIMAL AND PEDESTRIAN TRAFFIC IN THE CITY OF LEDUC.

WHEREAS: the *Highway Traffic Act*, Chapter H-7 of the 1980 Revised Statutes of Alberta, Section 16(1) and Section 16(2) empowers the City Council to pass Bylaws dealing with the regulation, control and management of vehicle, animal and pedestrian traffic;

AND WHEREAS: the aforesaid Section 16(1) in part reads as follows:

“With respect to highways under its direction, control and management, the Council of a Municipality may make Bylaws, not inconsistent with this Act and on matters for which no provision is made in this Act, for the regulation and control of vehicle, animal and pedestrian traffic.”

AND WHEREAS: the aforesaid Section 16(2) reads as follows:

“The Council of a Municipality may make Bylaws not inconsistent with this Act and for which no provision is made in this Act:

- (a) preventing or restricting, controlling and regulating the parking of vehicles in privately owned trailer parks;
- (b) prohibiting the owner of a vehicle or the person in charge of a vehicle from parking or leaving the vehicle on private property without authority from the owner, tenant, occupant or person in charge or control of the private property and providing for:
 - (i) the impounding and removal from the private property of a vehicle so parked or left thereon without authority; and
 - (ii) the laying of an information and complaint against the owner or person in charge of the illegally parked vehicle for the parking offence; and
- (c) prescribing speed limits on lanes or other thoroughfares prepared for the use of vehicles in privately owned trailer parks.”

Bylaw No. 46-85
City of Leduc Traffic Bylaw

AND WHEREAS: the *Municipal Government Act*, Chapter M-26, of the 1980 Revised Statutes of Alberta, gives a Municipality certain powers in regard to highways, including the power to prohibit and control the placement of advertising signs;

NOW THEREFORE: the Municipal Council of the City of Leduc, in the Province of Alberta, hereby enacts a Bylaw to regulate vehicle, animal and pedestrian traffic in the City of Leduc.

PART I: DEFINITIONS

101 This Bylaw may be cited as **“The Leduc Traffic Bylaw”**.

102 Except wherein this Bylaw or in a context otherwise required in this Bylaw, terms defined shall have the same meaning as is ascribed to them in the *Highway Traffic Act*:

(1) Alley: means a narrow highway providing access to the rear of buildings and parcels of land.

(2) Bicycle: includes any cycle propelled by human power upon which a person may ride, regardless of the number of wheels it may have.

(3) Boulevard:
means, in an urban area, that part of a highway that:

- (a) is not a roadway; and
- (b) is that part of the sidewalk that is not especially adapted to the use of or ordinarily used by pedestrians.

(3.1) Carrier: means any person operating a vehicle and includes the owner of such vehicle used for the conveying of dangerous goods into, through or out of the City by any vehicle; *Addition - Bylaw 328-94 adopted November 14, 1994*

(4) Centre Line:
means:

- (a) the centre of a roadway measured from the curbs or, in the absence of curbs, from the edges of the roadway; or

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (b) in the case of a highway designated by traffic control devices:
 - (i) as an offset centre highway; or
 - (ii) as a highway having a certain number of traffic lanes for traffic moving in a certain direction at all times or at specified times the line dividing the lanes for traffic moving in opposite directions; or
- (c) in the case of a divided highway, that portion of the highway separating the roadways for traffic moving in opposite directions.

(4.1) Certificate Weight (C.W.) shall mean:

The gross weights of all axles for the various configurations defined in Section 6(3)(i) and Section 6(3)(j) of the "Fees for Overload Permits" section of the Public Vehicle Weight Regulation of the *Alberta Motor Transport Act* as amended from time to time. **Addition - Bylaw 328-94 adopted November 14, 1994.**

(5) City means:

the City of Leduc in the Province of Alberta.

(6) Commercial Vehicle shall:

bear the definition ascribed to it by the *Highway Traffic Act*, 1980 and amendments thereto.

(7) Committee means:

the Traffic Advisory Committee of the City.

(8) Construction Traffic means:

any vehicle used by, or on behalf of, a developer (as defined in the Land Use Bylaw) in the transporting of any materials, inclusive of building, electrical, plumbing, gas, landscaping and other related building construction, to or from a development (as defined in the Land Use Bylaw). **Addition - Bylaw 451-99 - adopted June 28th, 1999.**

(9) Council means:

the Municipal Council of the City of Leduc. **Renumbered from 102 (8) to 102 (9) - Bylaw 451-99 adopted June 28th, 1999.**

Bylaw No. 46-85
City of Leduc Traffic Bylaw

(10) Crosswalk means:

(a) that part of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite sides of the highway measured from the curbs or, in the absence of curbs, from the edges of the roadway; or **Renumbered from 102 (9 a) to 102 (10 a) – Bylaw 451-99 adopted June 28th, 1999.**

(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. **Renumbered from 102 (9 b) to 102 (10 b) – Bylaw 451-99 adopted June 28th, 1999.**

(11) Curb means:

the actual curb if there is one, and if there is no curb in existence shall mean the division of a highway between the roadway and the sidewalk or boulevard, as the case may be. **Renumbered from 102 (10) to 102 (11) – Bylaw 451-99 adopted June 28th, 1999.**

(11.1) “Dangerous Goods” means any product, substance or organism in amounts for which placards are required by the *Transportation of Dangerous Goods Control Act and Regulations*. **Addition – Bylaw 328-94 adopted November 14, 1994. Renumbered from 102(10.1) TO 102 (11.1) – Bylaw 451-99 adopted June 28th, 1999.**

(11.2) “Dangerous Goods Route” means those highways delineated on Schedule “V-A” and described in Schedule “V” of this Bylaw. **Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (10.2) to 102 (11.2) – Bylaw 451-99 adopted June 28th, 1999. Schedule V and Schedule V-A were repealed in entirety by Bylaw 558-2004 adopted March 9, 2004.**

(11.3) “Dangerous Goods Route Signs” means those signs identified in Schedule “VII” attached to and forming part of this Bylaw. **Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (10.3) to 102 (11.3) – Bylaw 451-99 adopted June 28th, 1999. Schedule VII was repealed in entirety by Bylaw 558-2004 adopted March 9, 2004.**

(11.4) “Director of Planning and Engineering” means a Municipal Official in the responsible role of Director of *Planning and Engineering*, or anyone designated to act in his stead. **Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (10.4) to 102 (11.4) – Bylaw 451-99 adopted June 28th, 1999. Position Title amended – Bylaw 451-99 adopted June 28th, 1999.**

(11.5) “Manager of Protective Services” means a Municipal Official in the responsible role of *Manager of Protective Services*, or

Bylaw No. 46-85
City of Leduc Traffic Bylaw

anyone designated to act in his stead. *Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (10.5) to 102 (11.5) – Bylaw 451-99 adopted June 28th, 1999. Position Title amended – Bylaw 451-99 adopted June 28th, 1999.*

(11.6) "Heavy Vehicle" means a vehicle or a vehicle with a trailer attached, with or without load weighing four thousand five hundred (4,500) kilograms or more, or exceeding twelve and one-half (12.5) meters in total length, recreation vehicles and buses excepted. *Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (10.6) to 102 (11.6) – Bylaw 451-99 adopted June 28th, 1999.*

(12) Highway means:

any thoroughfare, driveway, street, road, trail, avenue, parkway, 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 *Renumbered from 102 (11) to 102 (12) – Bylaw 451-99 adopted June 28th, 1999.*

(a) includes:

- (i) a sidewalk (including a boulevard portion thereof);
- (ii) where a ditch lies adjacent to and parallel with the roadway, the ditch; and
- (iii) 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; but:

(b) does not include a place declared by the Lieutenant Governor in Council not to be a highway.

(13) Holiday means: *Renumbered from 102 (12) to 102 (13) – Bylaw 451-99 adopted June 28th, 1999.*

- (a) New Year's Day;
- (b) Good Friday;
- (c) Victoria Day (the first Monday immediately preceding the 25th day of May in each year);
- (d) Dominion Day;
- (e) Annual Civic Holiday to be proclaimed by the Council or by the Mayor (first Monday in August);

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (f) Labour Day (first Monday in September);
- (g) Thanksgiving Day (second Monday in October), when proclaimed as a holiday by the Government of Canada or the Government of the Province of Alberta;
- (h) Remembrance Day;
- (i) Christmas Day;
- (j) The 26th day of December, or when such day falls on a Sunday, then the 27th day of December, usually known as Boxing Day;
- (k) Any other day when proclaimed as a Holiday by the Government of Canada, or the Government of the Province of Alberta or City of Leduc.

(14) Intersection means:

the area embraced within the prolongation or connection of: **Renumbered from 102 (13) to 102 (14) – Bylaw 451-99 adopted June 28th, 1999.**

- (a) the lateral curb lines or, if none;
- (b) the exterior edges of the roadways of two or more highways which join one another at an angle whether or not one highway crosses the other.

(15) Manager means:

the City Manager as appointed by Council. **Renumbered from 102 (14) to 102 (15) – Bylaw 451-99 adopted June 28th, 1999.**

(16) Parade or Procession, with the exception of a military parade or funeral procession, shall mean any group of: **Renumbered from 102 (15 a-c) to 102 (16 a - c) – Bylaw 451-99 adopted June 28th, 1999.**

- (a) more than fifty (50) pedestrians; or
- (b) more than ten (10) vehicles; or
- (c) any combination of pedestrians and vehicles which together exceed fifty (50) in number;

on a highway that is likely to block, obstruct, impede, hinder or otherwise interfere with pedestrian or vehicular traffic on the highway.

(17) Park, when prohibited, means:

allow a vehicle (whether occupied or not) to remain standing in one place, except: **Renumbered from 102 (16) to 102 (17) – Bylaw 451-99 adopted June 28th, 1999.**

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (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.
- (18) Passenger Loading Space shall mean:
a space on a portion of a highway designated by the Manager and marked by a sign permitting parking therein for the period of loading or unloading passengers, and the said sign shall indicate the time or times when the space is restricted to these purposes.
Renumbered from 102 (17) to 102 (18) – Bylaw 451-99 adopted June 28th, 1999.
- (19) Peace Officer means:
a member of the Royal Canadian Mounted Police, a Bylaw Enforcement Officer, or Special Constable appointed pursuant to the provisions of Section 38 of the *Police Act*, 1980, Chapter P-12, Revised Statutes of Alberta 1980. **Renumbered from 102 (18) to 102 (19) – Bylaw 451-99 adopted June 28th, 1999.**
- (20) Pedestrian means:
a person afoot or a person in a wheelchair. **Renumbered from 102 (19) to 102 (20) – Bylaw 451-99 adopted June 28th, 1999.**
- (20.1) “Permitted Vehicle Storage Location” means any area which is at least one hundred and fifty (150) meters away from the nearest residential, institutional or assembly occupancy or is approved by the Manager of Protective Services; where the following definitions apply: **Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (19.1) to 102 (20.1) – Bylaw 451-99 adopted June 28th, 1999. Position Title amended – Bylaw 451-99 adopted June 28, 1999.**
- “Assembly Occupancy” means the occupancy or the use of a building or part thereof, by a gathering of persons for civic, political, travel, religious, social, educational, recreation or like purposes, or for the consumption of food or drink;
- “Institutional Occupancy” means the occupancy or use of a building or part thereof by persons harbored or detained to receive medical care or treatment, or by persons involuntarily detained; and

Bylaw No. 46-85 City of Leduc Traffic Bylaw

“Residential Occupancy” means the occupancy or use of a building or part thereof by persons for whom sleeping accommodation is provided but who are not harbored or detained to receive medical care or treatment or are not involuntarily detained.

(20.2) “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. **Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (19.2) to 102 (20.2) – Bylaw 451-99 adopted June 28th, 1999**

(20.3) “Residential Roads” means roads that are classified urban local roads as defined in the Manual of Geometric Design Standards for Canadian Roads, 1986 Metric Edition Section A.5.5. **Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (19.3) to 102 (20.3) – Bylaw 451-99 adopted June 28th, 1999.**

(21) Roadway means:
that part of a highway intended for use by vehicular traffic. **Renumbered from 102 (20) to 102 (21) – Bylaw 451-99 adopted June 28th, 1999.**

(21.1) “School Bus” means a motor vehicle:

- (i) that is:
 - (a) owned or leased by a school board; and
 - (b) used primarily to transport pupils to or from a school.**Addition – Bylaw 238-91 adopted November 25th, 1991. Renumbered from 102 (20.1) to 102 (21.1) – Bylaw 451-99 adopted June 28th, 1999.**

(22) Service Road means:
a road that runs parallel to a main road and is separated from the main road by a boulevard or curb. **Renumbered from 102 (21) to 102 (22) – Bylaw 451-99 adopted June 28th, 1999.**

(23) 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 thereof (or the edge of the roadway, where there is no curb line) and the adjacent property line, whether or not paved or improved. **Renumbered from 102 (22) to 102 (23) – Bylaw 451-99 adopted June 28th, 1999.**

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (24) Sign shall mean:
a "Traffic Control Device" as defined by Section 1(U) of the *Highway Traffic Act*, 1980, Chapter H-7, Revised Statutes of Alberta, 1980. **Renumbered from 102 (23) to 102 (24) – Bylaw 451-99 adopted June 28th, 1999.**
- (25) Stop means:
- (a) when required, a complete cessation from 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 traffic control device. **Renumbered from 102 (24) to 102 (25) – Bylaw 451-99 adopted June 28th, 1999.**
- (26) Whenever "Time" is referred to in this Bylaw it shall mean:
either Mountain Standard Time or Mountain Daylight Savings Time, whichever is proclaimed to be in effect by the Province of Alberta. **Renumbered from 102 (25) to 102 (26) – Bylaw 451-99 adopted June 28th, 1999.**
- (27) Trailer means:
a vehicle so designed that it may be attached to or drawn by a motor vehicle and 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 the construction or maintenance of highways; **Renumbered from 102 (26) to 102 (27) – Bylaw 451-99 adopted June 28th, 1999.**
- (28) Truck means:
a vehicle designed primarily for the transportation of property or equipment but does not include a chassis-cab, crawler mounted vehicle, trailer, machinery or equipment used in the construction or maintenance of highways or an off-highway vehicle as defined in the *Off Highway Vehicle Act*; **Renumbered from 102 (27) to 102 (28) – Bylaw 451-99 adopted June 28th, 1999.**
- (29) Truck loading and unloading space shall mean:
a space on a portion of a highway designated by the Manager and marked by a sign for the purpose of loading or unloading, permitting truck parking therein for

Bylaw No. 46-85
City of Leduc Traffic Bylaw

a period as indicated by the said sign. For the purpose of this definition a truck means any vehicle licensed under the *Highway Traffic Act* as a public service or commercial vehicle. **Renumbered from 102 (28) to 102 (29) – Bylaw 451-99 adopted June 28th, 1999.**

(29.1) “Truck Route” means a highway so designated in Schedule IV of this Bylaw. A truck route shall only be deemed to include the main thoroughfare and shall exclude all side streets and service roads adjacent to them. **Addition – Bylaw 328-94 adopted November 14th, 1994. Renumbered from 102 (28.1) to 102 (29.1) – Bylaw 451-99 adopted June 28th, 1999.**

(30) Truck Tractor means:
a truck that is designed primarily for drawing another vehicle and that is not designed to carry any load other than part of the weight of the vehicle drawn, and includes a vehicle that is designed to accommodate a 5th wheel coupling, but does not include a crane equipment breakdown vehicle; **Renumbered from 102 (29) to 102 (30) – Bylaw 451-99 adopted June 28th, 1999.**

(31) Vehicle means:
a device in, upon or by which a person or thing may be transported or drawn upon a highway. **Renumbered from 102 (30) to 102 (31) – Bylaw 451-99 adopted June 28th, 1999.**

PART 2: RULES FOR OPERATION OF VEHICLES

OBSTRUCTING
TRAFFIC

- 201 (1) No owner of a vehicle or person operating a vehicle shall stop a vehicle or permit a vehicle to be left upon any highway in such a manner to block, obstruct, impede or hinder traffic thereon.
- (2) Notwithstanding Subsection (1), where the obstruction is unavoidable due to mechanical failure the operator will not be in breach of this Section provided he promptly takes measures to remove such vehicle from the highway.

PARADE OR
PROCESSION

202 Notwithstanding Sections 95, 97 to 101, 108 and 109 of the *Highway Traffic Act*, 1980, and pursuant to Section 110 of the aforesaid Act, any vehicle in a funeral procession, except the lead vehicle may, during daylight hours, enter an intersection without stopping if:

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (a) the head lamps are alight;
- (b) the vehicle is traveling immediately behind the vehicle in front of it so as to form a continuous line of traffic; and
- (c) the passage into the intersection can be made in safety.

Vehicles on
City Property
203

- (1) No person shall operate or permit to operate a vehicle upon any land owned by the City, except on areas that have been specifically developed for parking purposes or areas that the Manager may designate by a sign or signs.

(1.1) Notwithstanding (1), a recognized community organization may request in writing, approval from Council to operate a vehicle or vehicles upon land owned by the City for a specific event organized for a defined purpose. **Addition – Bylaw 365-96 adopted February 12, 1996.**

- (a) For the purpose of this Section:
 - (i) land owned by the City shall not include “Highway” as defined in Part 1 of Bylaw No. 46-85; **Addition – Bylaw 365-96 adopted February 12, 1996.**
 - (ii) “recognized community organization”, “community organization” or “organization” means a group of people who have joined together to form an organization for a community purpose. **Addition – Bylaw 365-96 adopted February 12, 1996.**
- (b) The written request shall state specifically: **Addition – Bylaw 365-96 adopted February 12, 1996.**
 - (i) the event and the purpose of the event to be held;
 - (ii) the name of the community organization responsible for sponsoring and organizing the event;
 - (iii) the date and times the event is to be held;
 - (iv) the type of motorized vehicle/s as defined in this Section and the approximate number of vehicles that would be operated in the event;

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (v) a description of the proposed route, describing the area of public property where the vehicles would travel upon and identifying any private property the route would include; and
 - (vi) that the organization will ensure that the organization or each participant in the event carries adequate liability insurance.
- (c) Each written request shall be accompanied by: **Addition – Bylaw 365-96 adopted February 12, 1996.**
- (i) written confirmation that the organization will be responsible for and ensures adequate crowd control, traffic control and security by means of qualified volunteers and with the use of barricades where required; and
 - (ii) a map of the proposed route.
- (d) Requests for an event that would take place any time between the hours of 11:00 p.m. of one day and 7:00 a.m. of the following day shall not be approved. **Addition – Bylaw 365-96 adopted February 12, 1996.**
- (e) Council may grant approval to a request, and may attach certain conditions; or may refuse the request and shall provide reasons why. **Addition – Bylaw 365-96 adopted February 12, 1996.**
- (f) In the case of a disaster or an emergency, any approval granted by the Council may be waived, varied or suspended by the City Manager. **Addition – Bylaw 365-96 adopted February 12, 1996.**
- (2) The foregoing restrictions shall not apply so as to prohibit such vehicle being operated or parked on land owned by the City for the purpose of maintenance or construction purposes and those vehicles of firms where the City has granted a “special franchise” as defined by Section 1(y) of the *Municipal Government Act*, 1980, Chapter M-26, Revised Statutes of Alberta, 1980.
- (2.1) Upon written application, the City Manager may issue a permit to authorize the operation of off-highway vehicles on any Municipal highway. Such permit may be subject to certain conditions. **Addition – Bylaw 412-97 adopted September 8, 1997.**
- (3) For the purpose of this Section “Vehicle” means:

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (a) a device in, upon, or by which a person or thing may be transported or drawn upon a highway.
- (b) Any motorized vehicle designated for cross-country travel on land, water, snow, ice, marsh or swamp land or on other natural terrain and, without limiting the generality of the foregoing, includes, when designed for such travel:
 - (i) 4-wheel drive or low pressure tire vehicles;
 - (ii) motor cycles and related 2-wheel vehicles;
 - (iii) amphibious machines;
 - (iv) all terrain vehicles;
 - (v) miniature motor vehicles;
 - (vi) snow vehicles;
 - (vii) minibikes; and
 - (viii) any other means of transportation which is propelled by any power other than muscular power or wind.

Construction
Traffic

204 Construction Traffic is prohibited from travelling on or entering on Residential Roads except as designated in writing by the Director, unless the roadway is an arterial roadway, major collector or designated for Heavy Vehicle Traffic in accordance with Part 13 of this Bylaw. **Addition Bylaw 451-99 adopted June 28th, 1999.**

PART 3: SPEED

Speed Limit in
Alleys

301 No person shall drive a vehicle in any alley within the City at a speed in excess of twenty (20) kilometres per hour.

Speed Limit in
Black Gold Centre &
Alexandra Park

302 No person shall drive a vehicle, except a siren bearing vehicle of a type described in Section 68 of the *Highway Traffic Act*, 1980, being Chapter H-7, Revised Statutes of Alberta 1980, at a speed in excess of thirty (30) kilometres per hour, within any part of the land owned by the City known generally as the Black Gold Centre and Alexandra Park.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

PART 4: RIGHTS AND DUTIES OF PEDESTRIANS

No Crowding or
Jostling

401 No pedestrian shall crowd or jostle other pedestrians in such manner as to create or cause discomfort, disturbance or confusion.

Obstructing
Highway

402 (1) No person shall stand in a group of three (3) or more persons or so near to each other on any highway as to obstruct the entrance to buildings or to obstruct or prevent other persons using such highway and forthwith after request has been made by a Peace Officer or other person duly authorized so to do, shall disperse and move away.

(2) No person shall so conduct himself or otherwise position himself on a highway in such a manner as to obstruct vehicular or pedestrian traffic or as to inconvenience any other person upon the highway.

Public
Meetings

403 Nothing in Section 402 shall be construed as prohibiting (except on 50th Avenue between Canadian Pacific Railway right-of-way and 52nd Street and on 50th Street from 47th Avenue to 54th Avenue) the congregating or assembling of individuals to attend and listen to street preaching or public speaking so long as the proceedings thereat are peaceable and orderly and sufficient space is left on the highway to allow free movement of the ordinary traffic; but should any highway at or near such assembly become so obstructed as to obstruct or impede such ordinary traffic, the persons so obstructing or impeding shall forthwith move away upon being requested so to do by a Peace Officer or by any other person duly authorized. Any person refusing or failing to forthwith move away upon being requested as aforesaid shall be guilty of a breach of this Bylaw.

Watching
Parade

404 Nothing in Section 402 shall be construed as prohibiting the assembling of persons for the purpose of watching a parade or procession or public activity duly authorized by the Mayor or Council by resolution.

Hitchhiking

405 No person shall stand upon or walk along a roadway for the purpose of soliciting a ride from the driver of any vehicle.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

PAGE 15

Code 04/10

PART 5: HORSE-DRAWN VEHICLES

Control Of
Horse Drawn
Vehicle

501 The driver or any other person in charge of any horse-drawn vehicle on a highway shall remain upon such vehicle while it is in motion, or shall walk beside the horse drawing such vehicle.

Passenger
Loading

502 No person shall park a horse or horse-drawn vehicle on any portion of a highway except when actually taking or discharging passengers for a period not exceeding fifteen (15) minutes.

PART 6: PARKING

Distance From
Centre Line

601 No person shall park a vehicle upon any highway in such a manner that any part of the vehicle is within three (3) metres of the centre line of the highway provided that the foregoing shall only apply to highways where the portion thereof intended for vehicular traffic is twelve (12) metres or more in width.

Prohibited
Parking
Construction

602 (1) No person shall park a vehicle for any period of time whatsoever at the following locations namely:

(a) Upon any portion of a highway adjacent to any structure in the course of erection or repair when such parking will impede or obstruct traffic;

Truck Loading

(b) In any truck loading or unloading space marked by a sign indicating the restrictions which apply thereto except a commercial vehicle lawfully engaged in loading or unloading merchandise. Notwithstanding the foregoing, such space may be used for the normal parking of a vehicle on a Sunday or any holiday or at times other than those restricted by the sign;

Bylaw No. 46-85
City of Leduc Traffic Bylaw

Entrance to
Firehall or Hospital

- (c) In the entranceway to any fire hall or to any police station or the ambulance entranceway to any hospital;

Certain Classes
of Vehicles Only

- (d) No person shall park a vehicle at a place or area where the sign indicates that parking there is restricted to a special class of vehicles only;

- (e) For the purposes of the foregoing Subsection, the following special classes of vehicles are established:
 - (i) Small Cars: cars having a wheel base of two hundred and seventy (270) centimetres or less;
 - (ii) Police Vehicles;
 - (iii) Tour Line Busses;
 - (iv) Funeral Cars;
 - (v) School Buses;
 - (vi) Bookmobiles;
 - (vii) Taxicabs.

Deletion (e) (viii)– Bylaw 771-2011 adopted August 2, 2011

- (f) (i) Upon any roadway or alley providing emergency vehicle access to a multiple unit development, emergency vehicles excepted, where such alley or roadway is marked as such by signs on or near such alley or roadway.

- (ii) In this Section, multiple unit development shall mean a development consisting of two or more self-contained units on a parcel of land in excess of one thousand (1,000) square metres and without restricting the generality of the foregoing shall include shopping centres and townhouse developments.

No Parking: Snow
Removal or Street
Cleaning

- 603
- (1) Notwithstanding any other provision in this Bylaw, the Manager may cause “No Parking Signs” to be placed on or near a roadway for roadway maintenance or construction purposes.

 - (2) After such signs are placed on or near a roadway, no person shall park or leave a vehicle on the portion of roadway contrary to provision of such signs.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (3) (a) When roadway maintenance or construction commences, any vehicle parked on the signed roadway may be removed pursuant to Section 1001 hereof.
- (b) When it is practicable the vehicle, on removal from the signed roadway will be left nearby to minimize the inconveniences and expenses to its owner or operator.

Passenger
Loading

604 Except when actually taking or discharging passengers, no person shall park a vehicle at the following locations:

- (1) In a passenger loading space marked with a sign.
- (2) On any portion of a highway marked by sign as "No Parking".

Alley
605

(1) No person shall park a vehicle in an alley unless a sign otherwise permits except for the following purposes:

- (a) The loading or unloading of goods from a commercial vehicle for a period 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 not exceeding five (5) minutes.

(2) Notwithstanding Section (a) and (b) above, no person while loading or unloading passengers or goods shall park a vehicle in such a manner as may obstruct the passage of other vehicles along the alley.

Two Hours or
Less

606 (1) Where a sign restricts the parking of vehicles to two hours or less, it shall be an offense to park a vehicle in excess of the time so designated and marked on the sign.

(2) After the issuance of a traffic tag to a vehicle for a first violation of Subsection (1) hereof and a vehicle remaining parked in excess of the time permitted on the sign for a further period, a second offense shall be deemed to have occurred.

(3) The provisions of this Section shall not apply on a holiday.

Private

Bylaw No. 46-85
City of Leduc Traffic Bylaw

Property

- 607 (1) No person shall park a vehicle on private land which has been clearly marked as such by a sign containing the words meaning "No parking private property. Unauthorized vehicles will be towed at owners expense", or words to like effect, 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 the said private land.
- (2) No person shall park a vehicle on a parking lot on private land to which the public has access contrary to the terms, conditions or prohibitions contained in a clearly marked sign erected at the entrance to or within the boundaries of such private land by the owner, tenant, occupant or person in charge of such private land.
- (3) Should any owner, tenant, occupant or person in charge of private land be satisfied that any person is violating the prohibition set forth in Section 607(1) or 607(2) he may report the license number and location of the illegally parked vehicle to a Peace Officer. Any person so reporting shall give his name, address and telephone number on request.

Parking in
Rented Stalls

- 608 (1) No person other than the lessee shall park a vehicle in any leased parking stall without the express permission of the lessee thereof.
- (2) The lessee of a leased parking stall or his agent may report to a Peace Officer the license number and location of any vehicle illegally parked. Any person so reporting shall give his name, address and telephone number on request.

City Property

- 609 (1) No person shall park or leave a vehicle upon any land owned by the City, including lands that are used as Playgrounds, Recreational Areas, Public Parks, Municipal Reserves, Buffers, Boulevards, Parkways, Ornamental Areas or Squares, to which the public is permitted to use for either active or passive recreation, except on areas that have been specifically developed for parking purposes or areas that the Manager may designate by a sign or signs.
- (2) The foregoing restrictions shall not apply so as to prohibit such vehicle being parked on land owned by the City for the purpose of maintenance or construction purposes and those vehicles of firms where the City has granted a "special franchise" as defined by

Bylaw No. 46-85
City of Leduc Traffic Bylaw

Section 1(y) of the *Municipal Government Act*, 1980, Chapter M-26,
Revised Statutes of Alberta, 1980.

Vehicle

610 For the purpose of Sections 607, 608 and 609, "Vehicle" means:

- (a) A device in, upon or by which a person for cross-country travel on land, water, snow, ice, marsh or swamp land or on other natural terrain and, without limiting the generality of the foregoing, includes, when designated for such travel:
 - (i) 4-wheel drive or low pressure tire vehicles;
 - (ii) motor cycles and related 2-wheel vehicles;
 - (iii) amphibious machines;
 - (iv) all terrain vehicles;
 - (v) miniature motor vehicles;
 - (vi) snow vehicles;
 - (vii) minibikes; and
 - (viii) any other means of transportation which is propelled by any power other than muscular power or wind.

City

Parking Lots

611 No person shall park a vehicle on a City owned parking lot in contravention of the prohibitions stated on a sign placed in the said parking lot.

Unattached

Trailer

- 612
- (1) No person shall park any trailer (whether designated for occupancy by persons or for the carrying of goods or equipment) upon any highway unless the said 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 regulation pertaining to vehicles unless otherwise authorized by order of the Manager.
 - (2) No person shall occupy or suffer or permit any other person to occupy a mobile unit upon a highway or upon public property unless such property has been designated for use as a mobile unit park or trailer court.
 - (3) For the purposes of this section "mobile unit" means:
 - (a) any vacation trailer or house trailer or relocatable trailer; or

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (b) any structure whether ordinarily equipped with wheels or not, that is constructed or manufactured to be moved from one point to another by being towed or carried and to provide living accommodation for or other use by one or more persons.

Recreational
Vehicle
Parking
613

- (1) (a) For the purposes of this Section, “dwelling” and “multi-family dwelling” each have the same meaning as in the City Land Use Bylaw. **Addition – Bylaw 377-96 adopted November 12th, 1996.**
- (b) For the purposes of this Section and Section 702(1), “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. **Addition – Bylaw 377-96 adopted November 12th, 1996.**

- (2) No person shall park a recreational vehicle on a highway in areas of the City designated as residential districts under the City Land Use Bylaw, except in the area of the roadway immediately adjoining: **Addition of 2 (a) & (b)– Bylaw 377-96 adopted November 12th, 1996. Deletion and Substitution – Bylaw 400-97 adopted April 28th, 1997.**

- (a) a dwelling or mobile home, other than a multi-family dwelling with verbal or written permission of the:
 - (i) owner of the dwelling; or **Addition of 2 (a) & (b) – Bylaw 377-96 adopted November 12th, 1996. Deletion and Substitution – Bylaw 400-97 adopted April 28th, 1997.**
 - (ii) in the case where the dwelling is rented, the tenant of the dwelling; or **Addition of 2 (a) & (b)– Bylaw 377-96 adopted November 12th, 1996. Deletion and Substitution – Bylaw 400-97 adopted April 28th, 1997.**

- (b) vacant property, with the verbal or written permission of the owner of the vacant property. **Addition of 2 (a) & (b)– Bylaw 377-96 adopted November 12th, 1996. Deletion and Substitution – Bylaw 400-97 adopted April 28th, 1997.**

and for not more than seventy-two (72) consecutive hours, following which the person shall move the recreational vehicle to an off-highway location for a period of not less than forty-eight (48) hours before the recreational vehicle may be parked again in the area immediately adjoining the dwelling or vacant property, as the case may be. **Addition – Bylaw 377-96 adopted November 12th, 1996.**

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- 614 A vehicle shall not be parked on a highway in any location identified as a fire lane, an emergency access zone or otherwise being for the use of emergency vehicles.
- 615 (1) A vehicle shall not be parked on a highway in any location identified as being for the use of persons with disabilities unless the vehicle:
- (a) displays a valid disabled placard or license plate issued or recognized by the Registrar; and
 - (b) is being used for the transportation of a person with a disability.
- (2) For the purposes of this section, "Registrar" means the Registrar of Motor Vehicle Services and includes any person who, on the directions of the Registrar, is acting on behalf of the Registrar of Motor Vehicle Services. *Addition of 614 & 615 – Bylaw 771-2011 adopted August 2, 2011.*

PART 7: SPECIAL CLASSES OF VEHICLES

Angle Parking of
Vehicle Exceeding
6.0 Metres

- 701 No person shall angle park any vehicle which exceeds six (6.0) metres in length upon any highway except at such locations as have been designated by the Manager either by a sign or in writing.

Parking Vehicle
Exceeding
7.0 Metres

- 702 (1) No person shall park a vehicle or a vehicle with any type of trailer attached thereto upon any highway in front of, or across from, or on the flankage of property in areas of the City designated residential districts under the City Land Use Bylaw, if the overall length of the vehicle or the vehicle with trailer exceeds seven (7) meters. The provisions of Section 702 shall not apply to recreational vehicles or to a school bus between 0900 hours and 1500 hours of any day of the week on which school is held. *Addition – Bylaw 238-91 adopted November 25th, 1991. Deletion & Replacement – Bylaw 377-96 adopted November 12th, 1996. Addition – Bylaw 402-97 adopted June 23rd, 1997.*
- (2) No person shall park a vehicle or a vehicle with any type of trailer attached thereto upon any highway specified in Schedule III hereof if the overall length of the vehicle or the vehicle with trailer

Bylaw No. 46-85
City of Leduc Traffic Bylaw

exceeds seven (7) metres, which said Schedule is hereby incorporated into and made part of this Bylaw.

- (3) The foregoing restrictions shall not apply so as to prohibit such vehicle being parked on a highway for the purpose of unloading or loading goods to or from premises abutting such highway provided that if the loading or unloading is taking place during a period of restricted visibility, then the vehicle and its trailer shall have all front and rear parking lights illuminated.

Recreation
Area

- 703 (1) For the purpose of Section 702(1) -- "P-1 - Recreational - General Recreation" district as identified in the City's Land Use Bylaw will assume the same classification as the property across a roadway.

Slow Moving
Vehicle

- 704 (1) For the purposes of this Section, slow moving vehicle shall mean a motor vehicle which is required to display an emblem indicating that such vehicle is a slow moving vehicle pursuant to Alberta Regulation adopted under the *Motor Transport Act* or any amendment thereof or any regulation substituted therefore.
- (2) Subject to Subsection (3) below, no person shall operate a slow moving vehicle upon any of the highways in the City between the hours of 7:00 a.m. and 9:00 a.m. or between the hours of 4:00 p.m. and 6:00 p.m., Monday through Friday inclusive.
- (3) The provisions of this Section shall not apply to any vehicle owned by or under contract to the City of Leduc or any other public utility while such vehicle is:
 - (a) actually engaged in street maintenance operations upon the highways in the City; or
 - (b) travelling to any location for the purpose of carrying out street maintenance operations.

Tracked
Vehicles

- 705 Unless a permit to so do has been issued by the Manager, no person shall operate on a highway:
 - (1) A vehicle or trailer having metal spikes, lugs or cleats or bands projecting from the surface of the wheel or tire of such vehicle; or

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (2) Any vehicle or trailer having skids or not using triple grouser or flat surface tracks.

PART 8: RULES FOR PARADES AND PROCESSIONS

Permit
Necessary
801

- (1) (a) No person shall hold or take part in any parade or procession without their first obtaining a permit from the Mayor or Council by resolution subject to such terms and conditions the Mayor or Council by resolution deems advisable, for the parade or procession to be held.
- (b) Every member of a parade or procession and the organization and leaders thereof shall be guilty of an offense for each and every violation of this Section.
- (2) Any person desiring to hold a parade or procession within the City of Leduc shall at least twenty-one (21) days prior to the time they desire to hold the same, make application in writing to the Mayor and in such application shall furnish to the Mayor information with respect to the following, namely:
 - (a) The name and address of the applicant, and if such application is an organization, the names, addresses, and occupations of the executive thereof;
 - (b) The nature and object of such parade or procession;
 - (c) The day, date and hours during which same will be held;
 - (d) The intended route thereof;
 - (e) The approximate number of persons and/or vehicles taking part therein;
 - (f) The approximate size, number and nature of flags, banners, placards or such similar things to be carried therein and particulars of signs, inscriptions and wording to be exhibited thereon; and such written application shall bear the signatures and addresses of the persons who will be in control of such parade or procession and who undertakes to be responsible for the good order and conduct thereof.
- (3) During such parade or procession all pedestrians not taking part therein shall be restricted to the use of the sidewalk area.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

Not to
Obstruct

- (4) No parade or procession shall move at a slower speed than five (5) kilometres per hour, or obstruct any highway for a longer period than is reasonably necessary.

PART 9: AUTHORITY OF THE MANAGER

General

- 901 The Manager is hereby delegated the authority to prescribe where traffic control devices are to be located, including traffic control devices restricting the speed of vehicles and such traffic control devices located by such persons pursuant to a delegation made under this clause shall be deemed to have been made by Bylaw of the Municipality and to maintain a record of all such locations which shall be open to public inspection during normal business hours.

Crosswalks

- 902 The Manager is hereby authorized to designate crosswalks upon any highway and to mark the same.

No Turn

- 903 The Manager is hereby authorized to designate any highway intersection or other place on a highway as a place at which no left hand turn or no right hand turn on both shall be made, and shall cause the said place to be signed, barricaded or otherwise restricted.

U-turns

- 904 The Manager is hereby authorized to designate any intersection 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 and shall cause same to be marked.

One Way
Traffic

- 905 When City Council has approved of any highway or a part of a highway being designated for one-way traffic and such highway description is recorded in Schedule I of this Bylaw then the Manager shall cause the same to be marked with signs.

Highway
Closing

- 906 The Manager is hereby authorized to designate any highway as one which is closed temporarily in whole or in part to traffic and shall cause such highway to be marked.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

School Zones

Playground

Zones

907 The Manager is hereby authorized to designate "School Zones" and "Playground Zones". The Manager shall cause such zones to be marked by signs posted along the highway or by markings on the pavement or by signs or lights or both, posted or suspended over the highway.

Speed

Limit

908 When City Council, pursuant to the City of Leduc Speed Bylaw No. 48-85, has designated vehicles' speed on any highway or a portion of a highway, then the Manager shall cause such speed limits to be marked.

Boulevard

Parking

909 The Manager is hereby authorized to designate any boulevard upon which parking is permitted and shall cause signs permitting such parking to be erected thereon.

Passenger and

Truck Loading

910 The Manager is hereby authorized to designate passenger or truck loading or unloading spaces and shall cause the same to be marked.

Temporary

Parking

911 The Manager is hereby authorized to designate Parking Areas on City property and shall cause the same to be marked.

Parking Near

Intersections

912 The Manager is hereby authorized to designate distances from any intersection within which no parking is permitted and shall cause signs to be erected indicating no parking. This provision shall not apply to vehicles stopped in compliance with any provision of this Bylaw.

Parking Time

Limits

913 The Manager is hereby authorized to designate portions of highway where parking is limited to a period of time and shall cause signs to be erected indicating such parking limitations.

Parking 2 a.m.

to 7 a.m.

914 The Manager is hereby authorized to designate those portions of highway upon which parking is prohibited between the hours of 2 o'clock in the forenoon and 7 o'clock in the forenoon of any day of the

Bylaw No. 46-85
City of Leduc Traffic Bylaw

week from Monday to Saturday inclusive, and shall cause the same to be marked by a sign.

City Parking
Lot

915 The Manager is hereby authorized to specify the types of vehicles which are prohibited from parking on any City owned parking lot and shall cause a sign to be erected on the said parking lot setting forth such prohibitions.

Parallel and
Angle Parking

916 The Manager is hereby authorized to designate angle parking on any highway and to cause the same to be marked.

Private Driveways
Prohibitive Signs

917 The Manager is hereby authorized to prohibit or restrict by signs the movement of vehicles from a private driveway onto a highway or from a highway onto a private driveway where such prohibition or restriction is deemed advisable in the public interest and for better regulation of traffic.

Medians

918 The Manager is hereby authorized to close any existing median or divider on any Municipal highway.

Traffic
Control
Devices

919 The Manager is hereby delegated the authority to authorize the placing, marking or erection of traffic control devices, including speed bumps. The Manager shall cause such devices to be marked by signs posted along the highway, by markings on the pavement, or by lights, posted or suspended over the highway.

PART 10: POWERS OF PEACE OFFICERS

Removal and
Impoundment
of Vehicle

1001 (1) A Peace Officer is authorized to remove or cause to be removed any vehicle or trailer:

- (a) operated or parked in contravention of any provision of this Bylaw; or
- (b) where emergency conditions may require such removal from a highway.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (2) Such vehicle may be removed to a place designated by the City Manager, where it will remain until claimed by the owner thereof or his agent.
- (3) No impounded vehicle shall be released to its owner or his agent until the impounding charge and removal charge on the vehicle have been paid; such charges shall be in addition to any fine or penalty imposed in respect of any such violation, or to any payment made in lieu of prosecution as hereinafter provided. The City is not responsible for impounding, towing or removal charges.

Traffic
Tag
1002

A notice or form commonly called a Traffic Tag having a printed wording approved by the Manager may be issued by a Peace Officer to any person alleged to have breached any provisions of this Bylaw and the said notice shall require forfeiture and payment of the appropriate fine specified for the particular breach of this Bylaw as provided in Schedule III attached hereto and declared to be a part of this Bylaw, to such official as the Manager may designate.

Traffic
Tag
Service
1003

- (1) A Traffic Tag shall be deemed to be sufficiently served:
 - (a) If served personally on the accused; or
 - (b) If mailed to the address of the registered owner of the vehicle concerned; or to the person concerned; or
 - (c) If attached to or left upon the vehicle in respect of which the offence is alleged to have been committed.
- (2) Except as provided in Section 1003(1) above, the provisions of Bylaw 49-85, a Bylaw to provide for the Imposition of Penalties for Infractions of City Bylaws, as amended, insofar as those provisions relate to the issuing of offence tickets as an alternative to the issuing of a summons and payment accepted in lieu of prosecution, shall apply to the issuing and payment of Traffic Tags under this Bylaw.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

Penalty
Received
Within
15 Days
1004

- (1) Where payment of the penalty for an offence ticket issued for contravention of any section of this Bylaw is received within 15 days of the date of service of the offence ticket, by a person authorized by the City to receive such payment, the penalty specified in Schedule II shall be reduced by \$10.00 and such reduced payment shall be accepted in lieu of prosecution.
- (2) If at any time after the expiration of the 15 days from service of the offence ticket, and up to but excluding the three days prior to the return date on any summons issued, a person tenders payment for an offence ticket issued for contravention of any section of this Bylaw, the person authorized by the City to receive such payment shall accept payment of the penalty specified in Schedule II in lieu of prosecution.
- (3) If the person upon whom such offence ticket is served fails to pay the required sum within the times herein before limited, the provisions of this section for acceptance of payment in lieu of prosecution do not apply.
- (4) Where any person has made payment pursuant to the provisions of this part and is prosecuted for the offence in respect of which such payment has been made, such payment shall be refunded.

Summary
Conviction

1005 Should a person not pay the penalty provided for contravention of any section of this Bylaw and a 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 offence ticket, and in default of payment of the penalty imposed by the Court, and subject to section 170 (2) of the *Highway Traffic Act*, to imprisonment for a period not exceeding 60 days.

Right to
Defend

1006 Nothing in Part 10 shall:

- (a) prevent any person from exercising his right to defend any charge laid for contravention of any sections of this Bylaw; or
- (b) prevent any Peace Officer in lieu of serving an offence ticket, or any other person, from laying an information or

Bylaw No. 46-85
City of Leduc Traffic Bylaw

complaint against any person for contravention of any section of this Bylaw; or

- (c) prevent any person from laying an information against any other person, whether such person had made payment under the provision of this Bylaw or not, for contravention of any of the sections of this Bylaw.

Juvenile

1007 Where a person charged with contravening the provisions of this Bylaw is a person under the age of 16 years, such person shall in respect of such offence be subject to the jurisdiction of the Youth Court as provided by the *Provincial Court Act*, Chapter P-20, R.S.A. 1980, as amended.

Duty to Enforce

1008 Each Peace Officer is hereby charged with the duty of enforcing the provisions of this Bylaw.

General Penalty

1009 Any person who contravenes any of the provisions of this Bylaw for which no penalty has herein been specified, shall be liable on summary conviction to a fine not exceeding \$2,500.00, and in case of non-payment of the penalty imposed by the Court, and subject to section 170(2) of the *Highway Traffic Act*, to imprisonment for a period not exceeding 6 months.

PART 11 - MISCELLANEOUS

Shrubs at Intersections

1101 (1) Notwithstanding any other provision of this Bylaw, no person shall place or maintain any object, structure, fence, hedge, shrub or tree in or on that part of a corner site located within any district other than commercial, which lies within a triangle formed by a straight line drawn between two points on the closest roadway curbs of the intersecting streets or lanes eight (8) metres from the point where the curbs would intersect if extended in a straight line whether planted before or after the date of the passing of this Bylaw, to grow to such a height that good visibility for safe traffic flow is thereby interfered with.

Notice to Remove

(2) The Manager may require any person concerned to comply with the provisions of Subsection (1) hereof within ten (10) days of being notified so to do. If the person fails to comply with such notice the

Bylaw No. 46-85
City of Leduc Traffic Bylaw

Manager may direct employees or agents of the City to enter upon the private property to carry out the necessary work, and may charge the cost of so doing against the person in default.

Fences at
Intersections

- (3) (a) No person shall erect or cause to be erected, built or placed, a fence, wall or other object on private property within eight (8) metres of a highway intersection, so that good visibility for safe traffic flow is thereby interfered with.
- (b) No person shall continue the existence of a fence, wall or other object on private property within eight (8) metres of an intersection after the passing of this Bylaw so that good visibility for safe traffic flow is thereby interfered with.
- (c) Where a person is required to remove or reduce in height pursuant to paragraph (b) a fence, wall or other object, in existence at time of this Bylaw coming into force in the City, then he shall be reimbursed by the City for reasonable cost.

Liability to
Prosecute

- (4) Nothing contained in this Section shall affect the liability of any person to prosecution for a breach of this Section.

Loading
Across
Sidewalk

1102 No person shall load or unload goods or merchandise across a sidewalk or boulevard where loading and unloading facilities have been provided in the premises to which the goods or merchandise are being delivered or from which they are being taken.

Fires

1103 No person shall pass beyond a point designated by a Peace Officer or a member of the Fire Department near the location of a fire.

Skating

- 1104 (1) No person shall ice skate, roller skate or skateboard upon a roadway.
- (2) No person shall coast on a sled, toboggan or skis or other conveyance, except a bicycle, upon a highway.

Washing
Vehicle

1105 (1) No persons shall wash a vehicle upon a roadway or so near a highway as to result in depositing mud or creating slush or ice upon a public sidewalk or roadway.

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (2) No person operating premises for the sale of new or used vehicles or for washing vehicles shall wash such vehicles so as to result in water, mud, or slush upon the public sidewalk or roadway.
- (3) No person shall wash or drain any article in such a manner as to result in mud, grease, oil or any item being placed upon a public roadway, boulevard or sidewalk.

Sidewalk
Hazard to
Pedestrians

- (4) No person operating business premises to which entry or exit for vehicles is made by a crossing located between the highway curb, and the private property line shall allow water or mud, slush or ice or icy frozen snow to remain on the public sidewalk or roadway portion of such crossing, but will keep the same clean and clear of all such matter, liquids or substances as may be or become a hazard to pedestrians.

Onus of
Proof
1106

- (1) Where a vehicle is driven, used, parked or left in contravention of any provision of this Bylaw, the owner of the vehicle is responsible for the contravention and liable to the penalty provided herein unless he proves to the satisfaction of the Provincial Judge trying the case that at the time of the contravention, the vehicle was not driven, used, parked or let by him or by any other person with his consent, express or implied.
- (2) The word "owner" as used in this Section means in the case of a vehicle registered pursuant to the *Motor Vehicles Administration Act* the person named on the Certificate of Registration.

Shopping
Carts

1107

- (1) Every owner of business premises shall display therein at a conspicuous place a sign stating that shopping carts cannot be removed from said premises or its parking area pursuant to this Bylaw.
- (2) Every owner of a shopping cart shall have the company name painted, printed or stamped thereon or plainly attached by a plate or similar device so as to readily identify the ownership of the shopping cart.
- (3) *No customer or other person shall remove a shopping cart from any premises or parking area referred to in this Section.*

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (4) If City Personnel find a shopping cart abandoned on any land owned by the City they may take possession of it and store it under City care and the owner may recover the said shopping cart on payment of ten dollars (\$10.00) handling fee per shopping cart.

Throwing of
Projectiles
or Missiles

- 1108 No person shall cast, project or throw any stones or balls of snow or ice or other missiles dangerous to the public, or use any bow or arrow, catapult or other such contraptions in any of the highways or public places of the City.

PART 12: GENERAL

Traffic
Advisory
Committee

- 1201 A Traffic Advisory Committee shall be established to act in an advisory capacity to Council and the City Manager on any matters dealing with the regulation, control and management of vehicle, animal and pedestrian traffic within the City of Leduc. **Deletion & Substitution – Bylaw 352-95 adopted July 24th, 1995.**

The following persons/departments shall serve on the Traffic Advisory Committee as required to deal with traffic matters as they arise: **Deletion & Substitution – Bylaw 352-95 adopted July 24th, 1995.**

Director of Planning and Engineering **Position Title amended – Bylaw 451-99 adopted June 28, 1999.**
Manager of Engineering Services
Manager of Public Works
Protective Services
Bylaw Enforcement Services
R.C.M.P.
Council Liaison
Any other person appropriate

Breach

- 1202 (1) Any person who contravenes any of the provisions or requirements of this Bylaw is guilty of an offence and shall forfeit and pay a penalty as set out in Schedule II attached to and forming part of this Bylaw or provided in Section 1109.
- (2) Where a vehicle is driven, used, parked or left in contravention of any provision of this Bylaw, the registered owner of the vehicle is liable for the contravention and shall make payment of the

Bylaw No. 46-85
City of Leduc Traffic Bylaw

penalty prescribed herein unless there is evidence to the contrary before the Court that at the time of the contravention, the vehicle was not driven, used, parked or left by him or by any other person with his consent, express or implied.

Additional
Schedules

1203 THAT THE FOLLOWING SCHEDULES ARE ATTACHED AND FORM PART OF THIS BYLAW:

SCHEDULE I	SCHEDULE OF ONE-WAY ROADWAYS
SCHEDULE III	SCHEDULE OF RESTRICTED ROADWAYS

Transitional
Provisions

- 1204 (1) Notwithstanding the repeal of Bylaw 711 and all amendments thereto by this Bylaw, the provisions of Bylaw 711 and all amendments thereto shall remain in full force and effect for the purpose of any traffic tags, offence tickets or prosecutions pending or entered for contravention of Bylaw 711 and all amendments thereto prior to third reading of this Bylaw.
- (2) Bylaw 711 and all amendments thereto are hereby repealed effective 12 o'clock midnight June 30, 1985.
- (3) This Bylaw shall come into full force and effect at 12:00 o'clock midnight June 30th, 1985.

PART 13: HEAVY VEHICLE TRAFFIC

Addition – Bylaw 328-94 adopted November 14th, 1994.

Only to
Operate on
Truck Routes

1301 (1) No person shall operate or park a heavy vehicle on a highway other than a highway specified in Schedule IV of this Bylaw.

Exemptions

- 1302 (1) The following shall not be deemed to be operating a vehicle in contravention of Section 1301 if the vehicle was being operated on the most direct and practicable route between the premises or location concerned and the nearest truck route:
- (a) Persons delivering or collecting goods or merchandise to or from or providing services at the premises of bona fide customers;

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (b) Persons going to or from business premises of the owner of the heavy vehicle concerned located in Industrial/Commercial zoned areas;
- (c) Persons moving a building for which the necessary Permit as referenced in Section 1303 subsection (2);
- (d) Persons going to or from the premises for the servicing or repairing of the heavy vehicle;
- (e) Persons pulling a disabled vehicle from a highway prohibited to heavy vehicles;
- (f) Persons accessing lodgings located in approved commercial zones;
- (g) Persons going to or from or actually performing work on a highway;
- (h) Persons operating a public passenger vehicle;
- (i) Persons operating an emergency response vehicle;
- (j) Persons that have more than one delivery collection or service in the same area may make all deliveries, collections or services within that area before proceeding by the most direct and practical route to the nearest truck route;
- (k) Public utility vehicles being operated for the purpose of installation, servicing or repair of Public Utilities.

Overweight
and Over-
Dimensional
Permits

- 1303 (1) No person shall operate or be permitted to operate a vehicle within the City of Leduc in excess of the weight or size limits established by the *Motor Transport Act* of the Province of Alberta, Regulations and Board Orders as passed from time to time, without first obtaining from the City a permit to do so. Such permit or copy of same must be in possession of the operator of the said vehicle and such permit or copy of same shall be produced to a Peace Officer on demand.
- (2) (a) A person applying for a permit to operate a vehicle with an established indivisible load in excess of the weight limits established pursuant to subsection (1) of this section shall pay:

Bylaw No. 46-85
City of Leduc Traffic Bylaw

- (i) For a single trip, the sum of two dollars and fifty cents (\$2.50) per one thousand (1,000) kilograms over and above the certificate weight (C.W.); or
 - (ii) For open permits the sum of twenty (\$20.00) dollars a month for each vehicle when the gross weight of the vehicle does not exceed one hundred fifteen (115%) per cent of the certificate weight (C.W.); or
 - (iii) For open permits where the gross weight exceeds one hundred fifteen (115%) per cent of the certificate weight (C.W.), but does not exceed one hundred forty (140%) per cent of the certificate weight (C.W.), the sum of one hundred dollars (\$100.00) per month.
- (b) When the gross weight exceeds one hundred forty (140%) per cent of the certificate weight (C.W.), only an individual permit may be issued and the applicant shall pay two dollars and fifty cents (\$2.50) for every one thousand (1,000) kilograms above the certificate weight (C.W.)
- (c) All permit fees pursuant to this Section shall be rounded to the nearest dollar.
- (d) Notwithstanding the foregoing, the minimum permit fee pursuant to this section shall be fifteen dollars (\$15.00).
- (3) The Director of Planning and Engineering Services or his representative is hereby appointed as the Officer of the City to issue permits on behalf of the City under this part. **Addition – Bylaw 328-94 adopted November 14th, 1994. Amended – Bylaw 451-99 adopted June 28, 1999.**
- (4) Any person desiring to obtain a permit under Subsection (1) hereof shall apply for the permit in person, provide such information as may be required, pay the required permit fee as set out in Subsection 2 of this Section and shall abide by all conditions of the permit.
- (5) Notwithstanding the provisions of Section 1303(4), the Director of Planning and Engineering Services may: **Addition – Bylaw 328-94 adopted November 14th, 1994. Amended – Bylaw 451-99 adopted June 28, 1999.**
- (a) issue an open permit to an applicant for any number of trips and/or for such a period of time as he deems advisable;
 - (b) issue a permit to an applicant who phones or telegrams the information required for a permit, providing that such an

Bylaw No. 46-85
City of Leduc Traffic Bylaw

applicant has previously signed an agreement to pay all damages caused to the highway, or any works made or done over, upon or under the same, as a result of the operation and conveyance or movement of the vehicle or machinery.

Weight
Tolerance

- 1304 (1) Two axle vehicles which are designated by the manufacturer to be equipped with single tires at the rear axle and which are registered at a maximum gross weight not exceeding 3600 kilograms are permitted a weight tolerance of 50%;
- (2) All other vehicles are permitted a weight tolerance of 5% in excess of the maximum gross weight permitted by this Bylaw.

PART 14: TRANSPORTATION OF DANGEROUS GOODS

Addition – Bylaw 328-94 adopted November 14th, 1994.
Repealed in Entirety – Bylaw 558-2004 adopted March 9, 2004.

First Reading Date:	March 11, 1985
Second Reading Date:	March 11, 1985
Third Reading Date:	May 13, 1985
Date Signed:	N/A

"Oscar Klak"
Mayor

"Marvin Littman"
City Clerk

**Bylaw No. 46-85
City of Leduc Traffic Bylaw**

SCHEDULE I

THE SCHEDULE OF ONE-WAY ROADWAYS

49th Street Northbound from 50th Avenue to 51st Avenue

Lane West of Corinthia Park Shopping Centre Southbound from Corinthia Drive to Cayuga Street.

**Bylaw No. 46-85
City of Leduc Traffic Bylaw**

**SCHEDULE II
SCHEDULE OF FINES**

Rules for Operation of Vehicle - Part 2

OFFENCE	SECTION	FINE
Obstructing Traffic	201(1)	\$30.00
Vehicles on City Property	203(1)	30.00
Construction Traffic on unauthorized Roadway <i>Addition - Bylaw 451-99 adopted June 28th, 1999.</i>	204	\$110.00

Speed - Part 3 OFFENCE	SECTION	FINE
Speed Limit in Alleys	301	\$30.00
Speed Limit in Alexandra Park & Black Gold Centre	302	30.00

Rights and Duties of Pedestrians - Part 4 OFFENCE	SECTION	FINE
No Crowding or Jostling	401	\$25.00
Obstructing Highway	402(1)	35.00
Sit or Lie on a Highway	402(2)	35.00
Obstruct a Highway - Public Meetings	403	35.00
Hitchhiking	405	30.00

Horse-Drawn Vehicles - Part 5 OFFENCE	SECTION	FINE
Control of Horse Drawn Vehicle	501	\$25.00
Prohibited Parking - Horse or Horse Drawn Vehicle	502	25.00

Parking - Part 6 OFFENCE	SECTION	FINE
Distance from Centre Line	601	\$30.00
Prohibited Parking - Construction	602(1)(a)	20.00
Prohibited Parking - Truck Loading	602(1)(b)	30.00
Prohibited Parking - Entrance to Fire Hall or Hospital	602(1)(c)	25.00
Prohibited Parking - Certain Classes of Vehicles Only <i>Addition - Bylaw 402-97 adopted June 23rd, 1997.</i>	602(1)(d)	50.00
Prohibited Parking - Multiple Units - Emergency Access	602(1)(f)(i)	25.00
No Parking - Snow Removal or Street	603(2)	60.00

Bylaw No. 46-85 City of Leduc Traffic Bylaw

PAGE 39

Code 04/10

Cleaning		
Passenger Loading Zone	604(1)	30.00
No Parking Area	604(2)	30.00
Alley - Commercial Vehicles	605(1)(a)	30.00
Alley - Passengers	605(1)(b)	30.00
Alley - Obstruction of Alley	605(2)	35.00
Overtime - Two hours or less	606(1)	20.00
Overtime - Two hours or less - second violation	606(2)	20.00
Park on Private Property	607(1)	35.00
Park on Parking Lot on Private Property	607(2)	35.00
Parking in Rented Stalls	608(1)	35.00
Park on City Property	609(1)	35.00
Park on City Parking Lot	611	35.00
Park an Unattached Trailer on Highway	612(1)	30.00
Occupy Mobile Unit on Highway	612(2)	30.00
Illegally Park a Recreational Vehicle	613(2)	30.00
Park in an Emergency Access Zone	614	150.00
Parking in a Disabled Zone - Additions	615(1)	150.00
<i>613(2) & 614 & 615(1) - Bylaw 771-2011 - adopted August 2, 2011.</i>		

Special Classes of Vehicles - Part 7 OFFENCE	SECTION	FINE
Angle Park a Vehicle Exceeding 6.0 Metres	701	\$25.00
Park a Vehicle over 7 Metres in Residential area	702(1)	35.00
Park a Vehicle over 7 Metres on a Restricted Roadway	702(2)	35.00
Slow Moving Vehicle	703(1)	35.00
Slow Moving Vehicle - hours	703(2)	35.00
Drive Vehicle with Metal Spikes, Lugs or Cleats	704(1)	110.00
Drive Vehicle with Caterpillar Tracks etc. on Highway without Permit	704(2)	110.00

Rules For Parades and Processions - Part 8 OFFENCE	SECTION	FINE
Hold a Parade without a Permit	801(1)(a)	\$35.00
Be a Member of an unauthorized Parade	801(1)(b)	35.00
Pedestrians not involved in Parade	801(3)	35.00
Allow a Parade to Obstruct a Highway	801(4)	35.00

**Bylaw No. 46-85
City of Leduc Traffic Bylaw**

Miscellaneous - Part 11

OFFENCE	SECTION	FINE
Load or Unload Goods or Merchandise Across a Sidewalk	1102	\$20.00
Proceed Beyond A designated Point Near a Fire	1103	110.00
Ice Skating, Roller Skating or Skateboarding	1104(1)	25.00
Coasting	1104(2)	25.00
Wash a Vehicle on or Near a Highway	1105(1)	25.00
Wash a vehicle on a Car Lot Near a Highway	1105(2)	25.00
Allow water, mud, grease, oil etc. on a Roadway, Boulevard or Sidewalk	1105(3)	25.00
Allow slush, ice, mud or water on a sidewalk	1105(4)	35.00
Fail to Display Sign Prohibiting Shopping Cart Removal	1107(1)	20.00
Fail to Have Company Name on Shopping Cart	1107(2)	15.00
Remove a Shopping Cart	1107(3)	15.00

Heavy Vehicle Traffic - Part 13

*Addition – Bylaw 328-94 adopted November 14, 1994
Approved by Minister of Public Safety Services
October 20, 1994*

OFFENCE	SECTION	FINE
Drive Heavy Vehicle off Truck Route	1301	\$500.00

**Transportation of Dangerous Goods -
Part 14**

*Addition – Bylaw 328-94 adopted November 14, 1994.
Approved by Minister of Public Safety Services
October 20, 1994*

OFFENCE	SECTION	FINE
Drive Vehicle Carrying Dangerous Goods Off Assigned Route as Described in Schedule VA	1401	\$500.00

Bylaw No. 46-85
City of Leduc Traffic Bylaw

Drive Vehicle Carrying Dangerous Goods Without an Off-Route permit or in Violation of an Off-Route Permit	1402	500.00
Subject to Section 1405 of this Bylaw Stopping Vehicle Carrying Dangerous Goods	1405	500.00
Failure to Provide Documents Which Identify Load Content and Destination	1406	500.00

**SCHEDULE III
RESTRICTED ROADWAYS
(Parking a Vehicle Over 7 Metres)**

A. East-West Roadways

50th Avenue from 47th Street to Highway No. 2

59th Avenue from 47th Street to 50th Street *Addition – Bylaw 94-86 adopted November 10th, 1986.*

B. North-South Roadways

48th Street (East Side) from 49th Avenue to 50th Avenue

48th Street from 50th Avenue to 51st Avenue

Bylaw No. 46-85
City of Leduc Traffic Bylaw

SCHEDULE IV
HEAVY VEHICLE TRAFFIC ROUTE (DESCRIPTION)
(MODIFIED)

Addition – Bylaw 328-94 adopted November 14th, 1994

1. AVENUES

Highway 39 from West Corporate Limits to QEII Highway (Highway 2).

Deleted & Replaced – Bylaw 730-2009 adopted August 31, 2009

Highway 39 in the Westbound direction only, from 50th Street to QEII Highway (Highway 2) *Addition – Bylaw 749-2010 adopted September 13, 2010*

65th Avenue from 50th Street to 45th Street.

Rollyview Road from 50th Street to East Corporate Limits.

64th Avenue from Highway 2 Northbound to 50th Street (East Direction only).

Black Gold Drive from 46th Street to Rollyview Road.

65th Avenue from 45th Street to East City Limits. *Addition – Bylaw 434-98 adopted October 13th, 1998.*

2. STREETS

50th Street from 65th Avenue to 64th Avenue. *Deleted & Replaced – Bylaw 730-2009 adopted August 31, 2009*

50th Street from Highway 2A to Rolly View Road.

50th Street in the Soutbound direction only, from 64th Avenue to 50th Avenue *Addition – Bylaw 749-2010 adopted September 15, 2010*

Highway 2A from Highway 2 to 50th Street access.

46A Street from 65th Avenue to North Corporate Limits.

45th Street from 54th Avenue to 72nd Avenue.

46th Street from 54th Avenue to Black Gold Drive.

43rd Street from 72nd Avenue to Airport Road. *Addition – Bylaw 434-98 adopted October 13th, 1998.*

Bylaw No. 46-85
City of Leduc Traffic Bylaw

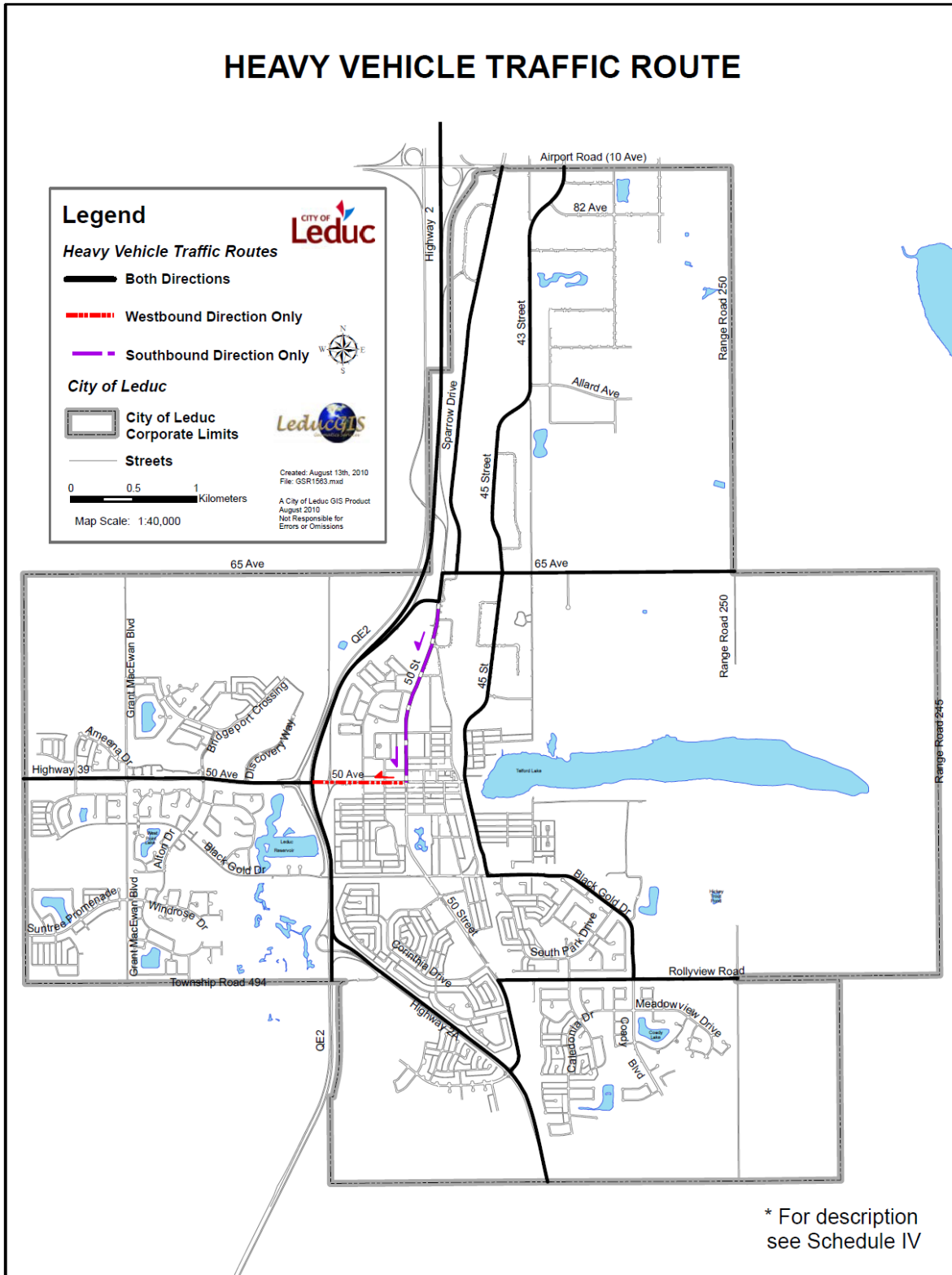
PAGE 44

Code 04/10

*FOR MAP REFER TO SCHEDULE IV-A *Deleted & Replaced – Bylaw 434-98 adopted October 13th, 1998.*

SCHEDULE IV-A HEAVY VEHICLE TRAFFIC ROUTE (MAP)

*Deleted & Replaced – Bylaw 730-2009 adopted August 31, 2009
Deleted & Replaced – Bylaw 749-2010 adopted September 13, 2010*



**Bylaw No. 46-85
City of Leduc Traffic Bylaw**

PAGE 1

Code 04/10

**SCHEDULE V
DANGEROUS GOODS TRANSPORTATION ROUTE
(DESCRIPTION)**

Schedule repealed in entirety – Bylaw 558-2004 adopted March 9, 2004

**SCHEDULE V-A
DANGEROUS GOODS TRANSPORTATION ROUTE
(MAP)**

Schedule repealed in entirety – Bylaw 558-2004 adopted March 9, 2004

**SCHEDULE VI
PERMIT FEES**

Schedule repealed in entirety – Bylaw 558-2004 adopted March 9, 2004

**SCHEDULE VII
DANGEROUS GOODS ROUTE SIGNS**

Schedule repealed in entirety – Bylaw 558-2004 adopted March 9, 2004