

Town of Beaumont
Bylaw # 834-14

**BEING A BYLAW OF THE TOWN OF BEAUMONT IN THE PROVINCE OF
ALBERTA, FOR THE PURPOSE OF REGULATING THE ACTIVITIES IN
RELATION TO HIGHWAYS**

WHEREAS pursuant to the Municipal Government Act, RSA 2000, c. M-26, as amended, the Council for the Town of Beaumont may pass bylaws for municipal purposes respecting the safety, health and welfare of people; the protection of people and property; nuisances; services provided by or on behalf of the municipality; the enforcement of bylaws; and

WHEREAS the Traffic Safety Act empowers the Council of the Town of Beaumont, to pass Bylaws not inconsistent with the Traffic Safety Act, respecting roadways under its direction, control and management, for the regulation and control of vehicles and Pedestrian traffic within the Town of Beaumont; and

WHEREAS the Council of the Town of Beaumont, deems it to be in the best interests of the residents of the Town, to regulate and control activities in relation to roadways and parking within the Town of Beaumont;

NOW THEREFORE, the Municipal Council of The Town of Beaumont, in the Province of Alberta, duly assembled and pursuant to the authority conferred upon it by the Traffic Safety Act and the Municipal Government Act, hereby enacts as follows:

PART I SHORT TITLE AND DEFINITIONS

SECTION 1: SHORT TITLE

1.01 This Bylaw may be cited as the **“Traffic Safety Bylaw”**.

SECTION 2: DEFINITIONS

2.01. **“Alley”** means a narrow roadway providing access to the rear of buildings and parcels of land.

2.02. **“Bicycle”** includes any manner of cycle propelled by human power on which a person may ride regardless of the number of wheels it may have.

2.03. **“Boulevard”** means, in an urban area, that part of a Highway that:

- a. Is not intended for use by vehicular traffic.
- b. Is that part of the sidewalk that is not especially adapted to the use of or ordinarily used by Pedestrians.

2.04. **“Chief Administrative Officer”** means the Person holding the position of Chief Administrative Officer (CAO) for the Town of Beaumont.

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- 2.05. **"Council"** shall mean the Council of the Town of Beaumont.
- 2.06. **"Crossing Guard"** means a person appointed by a school for the purposes of assisting in Pedestrian safety in school zones.
- 2.07. **"Crosswalk"** means any part of a roadway at an Intersection or elsewhere distinctly indicated for Pedestrian crossing by Traffic Control Devices or by line or other marking on the road surface.
- 2.08. **"Curb"** means the actual curb if there is one and, if there is no actual curb in existence, shall mean the division point of roadway between that part thereof intended for the use of Vehicles and that part thereof intended for the use of Pedestrians.
- 2.09. **"Disabled Person Vehicle"** means a vehicle identified as such, by either a disabled person's license plate or an Identification Placard, clearly displayed in the vehicle, bearing the international symbol of the disabled.
- 2.10. **"Emergency Vehicle"** means:
- a. A Vehicle operated by a police force.
 - b. A firefighting or other type of Vehicle operated by a fire protection service.
 - c. An ambulance by a Person or organization providing ambulance services.
 - d. A Vehicle operated as a gas disconnection unit of the public utilities.
 - e. A Vehicle designated as an emergency response unit, pursuant to the regulations under the Traffic Safety Act.
- 2.11. **"Emergency Lane"** means all that portion of a roadway used to provide access to buildings by Emergency Vehicles, and so marked by signs identifying is as emergency access only.
- 2.12. **"Highway"** means any thoroughfare, street, road, trail, avenue, parkway, driveway, 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 is 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.
 - b. If a ditch lies adjacent to and parallel with the roadway, the ditch.
 - c. If a roadway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be.

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- 2.13. **"Intersection"** means the area embraced within the prolongation or connection of:
- a. The lateral curb lines or, if none.
 - b. the exterior edge of the Roadways, of two or more Highways that join one another at an angle whether or not one Highway crosses the other.
- 2.14. **"Municipal Government Act"** means Municipal Government Act, R.S.A. 2000, c. M-26, as amended or repealed and replaced from time to time.
- 2.15. **"Off-Highway Vehicle"** means a vehicle as defined in the Traffic Safety Act Act, RSA, 2000, Ch. T-6, Section 6 Paragraph 117 and all amendments and successors thereto. This definition also includes mini or "pocket" motorcycles or similar motorized vehicles.
- 2.16. **"Parade" or "Procession"** means a group of Vehicles, animals, Pedestrians or combination thereof, on a roadway which is likely to block, obstruct, impede, hinder or otherwise interfere, with Pedestrian or vehicular traffic, excluding a funeral procession and military parade.
- 2.17. **"Park", "Parked", and "Parking"** or any word or expression of similar connotation or import shall mean a Vehicle remaining stationary in one place whether or not the Vehicle is occupied or the engine is running, but excluding vehicles stationary in one place:
- a. While actually engaged in loading or unloading passengers.
 - b. In compliance with a Traffic Control Device or the direction of a peace officer.
- 2.18. **"Peace Officer"** means a member of police service as per the Police Act, R.S.A. 2000, c. P-17, a Community Peace Officer appointed by the Town of Beaumont, (pursuant to the provisions of the Peace Officer Act, R.S.A. 2006, c. P-3.5, as amended or repealed and replaced from time to time), or a Bylaw Enforcement Officer, appointed by the Town, pursuant to the Municipal Government Act.
- 2.19. **"Pedestrian"** means a person on foot or a person in a mobility assist device.
- 2.20. **"Permit"** means an authorization issued by the CAO pursuant to this or any other Bylaw of the Town.
- 2.21. **"Person"** means any individual, corporation, society, association, partnership or firm.
- 2.22. **"Playground Zone"** means that portion of a Highway within the Town, falling between two Traffic Control Devices, marking the portion of Highway as a Playground Zone.

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- 2.23. **"Private Property"** means any property within the Town not owned by, or occupied by, the Government of Canada, the Government of Alberta or by the Town, except as otherwise indicated by express provision of this Bylaw.
- 2.24. **"Provincial Offences Procedure Act"** means the Provincial Offences Procedure Act, R.S.A. 2000, c. P-34, as amended or repealed and replaced from time to time.
- 2.25. **"Public Place"** means any Highway, park land, recreation area, public bridge, road, footway, square, court, alley, passageway, whether a thoroughfare or not, and includes but is not limited to, any open space to which the public has or may have, access to, owned by or under the direction, control and management of Town of Beaumont.
- 2.26. **"Recreational Vehicle"** means a Vehicle or Trailer that is designed, constructed and equipped, either temporary or permanently, as a temporary accommodation for travel, vacation or recreational use, and includes duly licensed travel Trailers, motorized homes, slide-in campers, chassis-mounted campers-and tent trailers.
- 2.27. **"Roadway"** means the section of a Highway designated for Vehicle use.
- 2.28. **"Roadway Right of Way"** means all of the land between the property line on one side of the roadway and the property line on the other side of roadway for the entire length of that roadway.
- 2.29. **"School Zone"** means that portion of a roadway within the Town, falling between two Traffic Control Devices, marking the portion of roadway as a School Zone.
- 2.30. **"Sidewalk"** means a designated pathway, surfaced or non-surfaced designed for Pedestrian use.
- 2.31. **"Town"** means the Town of Beaumont.
- 2.32. **"Tracking"** means to cause or—any dirt, soil, mud, gravel, sand, clay, lime, fertilizer, manure, substance or material of any nature or kind whatsoever to become loose or detached or blow, drop, spill or fall from any Vehicle, appurtenances, or tires onto any Highway.
- 2.33. **"Traffic Control Device"** means any authorized sign, signal, marking or device placed, marked or erected for the purpose of regulating, warning or guiding traffic or Pedestrian movement, whether of a permanent or temporary nature, and includes a school crossing guard or patrol.
- 2.34. **"Traffic Safety Act"** means Traffic Safety Act, R.S.A. 2000, c.T-6, as amended or repealed and replaced from time to time.

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- 2.35. **"Trailer"** means a Vehicle so designed, that it may be attached to or drawn by, a 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 construction or maintenance of Highways.
- 2.36. **"Vehicle"** means a device in, on or by which, a Person or thing may be transported or drawn on a Highway.
- 2.37. **"Violation Notice"** means a tag or similar documents issued by the Municipality pursuant to the Municipal Government Act.
- 2.38. **"Violation Ticket"** means a ticket issued pursuant to Part II or III as applicable, of the Provincial Offences Procedure Act, and the regulations there under.

PART II CONTROL OF ROADWAYS

SECTION 3: OPERATION OF VEHICLES

- 3.01. Every person shall obey the instructions of all Traffic Control Devices authorized under this, or any other Bylaw, unless otherwise directed by a Peace Officer, Fire Fighter, Crossing Guard, or Parade Marshall during a Parade or Procession.
- 3.02. Where temporary Traffic Control Devices, including the use of signs and flag persons, have been placed in accordance with this or any other Bylaw, Statute or Regulation, every Person shall obey the instructions of those temporary Traffic Control Devices for the period of time during which those temporary Traffic Control Devices are in place.
- 3.03. No Person shall Stop a Vehicle or permit a Vehicle, to be left upon any Roadway in such a manner as to block, obstruct, impede or hinder traffic on the Roadway, unless the Person has been granted the authority (in writing), to do so, by the CAO, or his or her delegate, the Council, or by Statute, and then, only in strict compliance with the authority granted.
- 3.04. Notwithstanding Section 3.03, where the obstruction caused by a Vehicle is unavoidable due to mechanical failure, a Person shall not be in breach of Section 3.03, provided the Person promptly takes measures to remove the Vehicle from the Highway.
- 3.05. No Person shall drive, pull or haul, upon any roadway a Vehicle, with or without a load, without first having properly cleaned and removed all loose material from the Vehicle body, Vehicle box, hitch and Trailer.

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- 3.06. All loads of earth, gravel, sand or other similar loose material shall not be hauled on any roadway within the Town, unless that load is covered in its entirety by a tarpaulin or other similar device.
- 3.07. No person shall drive, operate or permit to be driven or operated, any Vehicle or equipment of any nature or kind, in such a manner as to Track upon a Highway. Any person who Tracks upon a Highway shall, in addition to the penalty specified, be liable to clean up or remove, the substance or material tracked upon the roadway, in default of which, the Town may clean up or remove such substance or material at the expense of the person tracking.
- 3.08. No Person shall drive or pull upon a Highway any Vehicle containing a load, unless that load has been secured in such a manner as to prevent the load from falling onto a Highway or any land adjacent thereto, or otherwise to prevent shifting of the load within the Vehicle.
- 3.09. No person shall cause a Vehicle to drive over fire fighting or Town equipment.

SECTION 4: SPEED

- 4.01. Notwithstanding any speed limit prescribed by or pursuant to this Bylaw, no driver shall drive at any rate of speed that is unreasonable, having regard to all of the prevailing circumstances and conditions, including without restricting the generality of the foregoing:
- a. The nature, condition and use of the roadway.
 - b. The atmospheric, weather or other conditions that may impede the visibility of the driver or control of the Vehicle.
 - c. The amount of traffic presently on the roadway, or that a person in similar circumstances would reasonably expect to be upon the roadway.
 - d. The mechanical condition, construction or other limitations of the Vehicle or any equipment of the Vehicle.
- 4.02. No Person shall operate a Vehicle at a speed greater than forty (40) kilometres per hour on any Highway within the Town, unless otherwise permitted in this Bylaw or Posted by a Traffic Control Device.
- 4.03. No Person shall operate a Vehicle within any alley within the Town at a speed in excess of twenty (20) kilometres per hour.
- 4.04. On any day on which school is held, no Person shall operate a Vehicle within a School Zone at any rate of speed greater than thirty (30) kilometres per hour between the hours of 07:30 and 16:30.
- 4.05. No Person shall operate a Vehicle within a Playground Zone at any rate of speed greater than thirty (30) kilometres per hour.

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SECTION 5: PEDESTRIANS

- 5.01. No Pedestrian shall cross a roadway at any point other than at an Intersection or crosswalk.
- 5.02. No Pedestrian shall cross an Intersection if a Traffic Control Device prohibits such a crossing.
- 5.03. No Person shall stand in a group of three (3) or more Persons or so near to each other on any roadway as to obstruct the entrance to a building, or to obstruct or prevent other Persons from using the roadway, and forthwith after a request has been made by a Peace Officer, all such Persons shall disperse and move away from the area.
- 5.04. No Person shall conduct him or herself, or otherwise position him or herself, on a roadway, in such a manner as to obstruct vehicular or pedestrian traffic, or to otherwise inconvenience any other Person upon the roadway.
- 5.05. Nothing in this Bylaw shall be construed as prohibiting the assembly of Persons for the purpose of watching a duly authorized parade or Procession, or as otherwise Permitted by the Town.
- 5.06. No Person shall hitchhike or solicit a ride from a driver of a Vehicle on a Highway.

SECTION 6: BICYCLES, SKATEBOARDS AND ROLLERBLADES

Bicycles, Skateboards, Inline Skates, etc.:

- 6.01. No Person shall ride a Bicycle on any Sidewalk except where permitted by a Traffic Control Device.
- 6.02. A bicycle may be operated on a Sidewalk where that Bicycle has a wheel base of less than fifty (50) centimetres and is operated by a minor.
- 6.03. No Person shall use sleds, toy vehicles, tricycles, or other similar devices on any roadway, except for the purpose of crossing a roadway at a crosswalk or Intersection, or as otherwise permitted pursuant to this or any other Bylaw.
- 6.04. Section 6.03 does not apply to a Person riding a Bicycle in accordance with this Bylaw.
- 6.05. Section 6.03 shall not apply to any roadway during Town sanctioned special events, to the extent and to the limits indicated by the sanctioned special event.
- 6.06. No Person traveling on a Bicycle, skateboard, sled, roller skates, inline skates, skis, toy vehicle, tricycle or similar device shall cling to or attach him or herself or the device to a Vehicle on a roadway.

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- 6.07. No Person shall drive or operate a Vehicle on a roadway having in tow, any of the devices referred to in Section 6.06.
- 6.08. Every Person operating a Bicycle in accordance with the provisions of the Bylaw shall:
- a. If under the age of eighteen (18) years, wear a helmet.
 - b. If under the age of eighteen (18) years, have a bell or other audible warning device equipped to alert others.
 - c. Yield the right-of-way to Pedestrians.
 - d. When passing a Pedestrian, use all due care, attention, and control required to ensure the safety of a Pedestrian.
 - e. Give an audible signal before overtaking a Pedestrian, produced in a reasonable time, prior to the overtaking, by voice, bell or other warning device audible to the Pedestrian.
- 6.09. No Person shall ride a Bicycle, roller skate, inline skate, skateboard or operate any other similar device, at any rate of speed that is unreasonable having regard to the nature, condition and use of the roadway or Sidewalk, and the amount and kind of Pedestrian traffic that is or might, reasonably be expected to be upon that roadway or Sidewalk.
- 6.10. No Person under the age of eighteen (18) years shall ride a Bicycle, roller skate, inline skate, skateboard or operate any other similar device without wearing a helmet.
- 6.11. No Person shall conduct a rally or race involving any Bicycle, roller skates, inline skates, skateboard, or any other similar device upon any Highway or Sidewalk unless authorized to do so, by the CAO or his or her delegate.
- 6.12. Notwithstanding any penalty specified, any person who operates a Bicycle or skateboard within the Town, in contravention of any of the provisions of this Bylaw or any other Bylaw of the Town, or any statute of Alberta, may have the said Bicycle or skateboard impounded by, and at the discretion of, any Peace Officer for a period not exceeding sixty (60) days.

Golf Carts:

- 6.13. No person shall operate a golf cart on a Highway except for traveling from one part of a golf course to another at designated crossing points and by taking the most direct route possible.

Horse and Carriage:

- 6.14. No person shall operate a horse-drawn Vehicle on a Highway without a permit.

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- 6.15. The driver or any other Person having care, control or charge of any horse-drawn Vehicle on a Highway shall remain upon the Vehicle while it is in motion, or shall walk beside the horse drawing such a Vehicle, while operated within the Town.
- 6.16. The driver or other Person having care, control or charge of any horse-drawn Vehicle must maintain effective control of the animal(s) at all times.
- 6.17. The driver or other Person having care, control or charge of any horse-drawn Vehicle is responsible to remove any defecation deposited by the horse from any Highway or Public Place.

SECTION 7: PARKING

General:

- 7.01. No Person shall Park or permit to be Parked, any Vehicle or Trailer for any period of time whatsoever in any of the following locations:
- a. Upon a Highway in front of, adjacent to or abutting any building, structure, place or premises, in the course of construction or repair, when such Parking will impede or obstruct traffic.
 - b. Where the Vehicle may, in any way, interfere with the use of a doorway intended as a fire or emergency exit from any building abutting the roadway.
 - c. On any portion of a roadway marked by a "No Parking" sign, except when actually loading or unloading passengers.
 - d. On any portion of a roadway marked by a "No Stopping" sign, except in the event of a Vehicle breakdown.
 - e. On a Sidewalk or Boulevard.
 - f. Within five (5) meters on the approach to a stop sign, yield sign, or Intersection.
 - g. Within five (5) meters of any fire hydrant, or when the fire hydrant is not located at the Curb, within five (5) meters of the point on the Curb nearest the fire hydrant.
 - h. Within one and a half (1.5) meters of an access to a garage, private road or driveway, or a vehicle crossing over a Sidewalk.
 - i. On or within five (5) meters of the near side of a Crosswalk.
 - j. When parallel parking, against the flow of traffic facing the opposite direction.
 - k. Upon a Highway obstructing the normal flow of traffic.
 - l. In an Alley unless:
 - i. A Traffic Control Device so permits; or
 - ii. For the purposes of loading or unloading goods, wares or merchandise, provided the Vehicle or Trailer does not obstruct the passage of other Vehicles or Persons.

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- 7.02. No Person shall park a Vehicle in an Emergency Lane, unless a sign permits Parking.
- 7.03. No Person shall Park or Stop a Vehicle in excess of a time designated and marked on a sign Posted for the purpose of restricting the time for Parking or Stopping a Vehicle.
- 7.04. No Person shall stop or Park any Vehicle on any roadway for the purpose of maintaining or repairing such Vehicle, except for emergency repairs.
- 7.05. No Person shall stop or Park any Vehicle on any roadway for more than seventy-two (72) consecutive hours without moving.

Portable "No Parking" Signs:

- 7.06. Notwithstanding any other provisions of this Bylaw, the Town may cause portable "No Parking" signs be placed on or near a Highway, and when so placed, such signs shall take precedence over all other Parking signs. Section 7.02 does not apply to signs erected pursuant to this Section:

Permit Only Parking:

- 7.07. No Person shall Park a Vehicle on any portion of a roadway, Public Place or Private Property marked by a Traffic Control Device as a location where a Permit is required to authorize Parking, unless that Vehicle has a clearly displayed, valid and subsisting Parking Permit issued in respect to that Portion of the roadway, Public Place or Private Property.

Parking on Private Property:

- 7.08. For the purposes of Sections 7.12 to 7.17, property located in the Town and owned or occupied by the Government of Canada, Government of Alberta or by the Town, shall be considered to be Private Property.
- 7.09. A Person operating a Vehicle on Private Property—shall obey posted Traffic Control Devices. Notwithstanding the foregoing, with respect to apartments or condominium complexes subject to the Condominium Property Act, RSA, 2000 Ch. C-22, the condominium corporations shall be responsible for enacting and enforcing condominium bylaws pursuant to that Act.
- 7.10. Notwithstanding the provisions of Section 7.09 where, on Private Property used for commercial or industrial purposes or for the purpose of the Federal, Provincial or Municipal Government, Parking space or spaces, or a Parking area is provided for the Parking of Vehicles for Persons who are customers or patrons of, or are otherwise doing business with the Owner, tenant, occupant or Person in charge of the property, and the space is clearly marked as being:
 - a. Private Property, by a Traffic Control Device.

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- b. Set aside for Parking only of Vehicles of customers, patrons of, or Persons doing business with the Owner, tenant, occupant or Person in charge of the property.

A Person who is not, immediately after Parking or leaving the Vehicle, either a customer or patron or Person doing business with the Owner, tenant, occupant or Person in charge of the property, shall not Park or leave his or her Vehicle within the Parking space, spaces or areas so designated.

- 7.11. No Person shall Park any Vehicle upon land owned by the Town or which the Town uses or permits to be used as Playground, School Ground, Boulevard, recreation area or land, except on such part thereof, as may be designated by a Traffic Control Device or Devices allowing Vehicle Parking, and only in accordance with any restrictions so indicated on such Traffic Control Devices.
- 7.12. No Person other than the Person to whom the space is assigned, shall Park any Vehicle in a Parking space on Town-owned property, where such space has been reserved as indicated by a Traffic Control Device.

Parking on Residential Property:

- 7.13. No person shall Park any Vehicle, Trailer or Recreational Vehicle on any grass or dirt surface, unless actively loading or unloading material, goods or supplies.

Parking of Trailers and Recreational Vehicles:

- 7.14. No Person shall Park any Trailer upon any roadway unless the Trailer is attached to a Vehicle by which it may be propelled or drawn, and when so attached the Trailer shall be deemed part of the Vehicle and subject to the requirements set out in this Bylaw pertaining to Vehicles, unless otherwise authorized by the CAO.
- 7.15. No Person shall occupy or suffer or permit any other Person, to occupy a Trailer or Recreational Vehicle as a temporary or permanent dwelling upon a roadway or upon Town-owned property, unless:
 - a. Such property is a mobile home or Recreational Vehicle park; or
 - b. Written permission has been obtained from the CAO or their designate.
- 7.16. Notwithstanding anything else contained in this section, an Owner or Operator of a Vehicle and Trailer or Recreational Vehicle shall not Park the Vehicle and Trailer or Recreational Vehicle or any part thereof on a Highway or Roadway Right-of-Way if, in the opinion of a Peace Officer, the Vehicle and Trailer or Recreational Vehicle constitutes an obstruction, presents a safety concern or otherwise impedes the progress of other uses of the Highway or Roadway Right-of-Way.

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Snow Removal Routes:

- 7.17. No Person shall Park a Vehicle, or permit a Vehicle to be parked on a Highway marked as a snow removal route when signage has been put in place indicating so.
- 7.18. All Vehicles parked on signed snow removal routes after the signage is in effect are subject to fine and immediate removal at the expense of the registered owner.
- 7.19. Signage on or near the Highway identifying the snow removal route shall constitute notice of the snow removal route, and where circumstances permit the Town shall provide reasonable notice of snow removal routes being in effect.

Disabled Parking:

- 7.20. No Person shall park a Vehicle in a Parking space designed for the exclusive use of disabled persons, unless such Vehicle has clearly displayed an Identification Placard, or bears a license plate designating it a Disabled Person Vehicle, and is at that time, being operated by or transporting the Person to whom the Identification Placard has been issued.

Exemption from Parking Provisions:

- 7.21. Notwithstanding anything appearing elsewhere in this Bylaw, the provisions relating to Parking of Vehicles do not apply to:
 - a. Emergency Vehicles.
 - b. Vehicles used in conjunction with the servicing of roadways, trails, parks and public utilities, including water and sewer systems, telephone systems, electrical systems and cable vision systems.
 - c. Funeral cars being operated by a funeral director, during a funeral.
 - d. Towing service vehicles.
 - e. Town vehicles or vehicles under hire by the Town, for snow removal, road building or maintenance or maintenance of Town property while any such Vehicles is being used in work requiring that it be Stopped or Parked.

Removal of Vehicles

- 7.22. A-Peace Officer is hereby authorized to remove and impound or cause to be removed and impounded, any Vehicle Parked in contravention of any provision of this Bylaw-
- 7.23. Notwithstanding anything else in this Bylaw, where portable "No Parking" signs have been placed on or near a roadway by the Town or with permission of the Town, the Town, its employees, servants, agents or representatives may tow any Vehicles Parked in contravention of those signs at the expense of their Owner and Park the same on an adjacent roadway without impounding the Vehicles-

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SECTION 8: PARADES, PROCESSIONS

- 8.01. No Person shall hold, join, march or participate in any Parade or Procession unless a Permit has been obtained from the CAO or their delegate. The CAO or their delegate may issue a Parade Permit to a Person where the Person has complied with the requirements of Section 8.02 below.
- 8.02. Any Person desiring to hold a Parade or Procession within the Town shall, at least ten (10) days prior to the time he or she desires to hold the Parade or Procession, make an application in writing to the CAO or their delegate, containing the following information:
- a. The name and address of the Person wishing to hold or sponsor the Parade or Procession, and if the Person is an organization, the name and address of a contact Person for that organization.
 - b. The day, date and times during which the Parade or Procession will be held.
 - c. The route of the Parade or Procession.
 - d. The approximate number of Persons and Vehicles participating in the Parade or Procession.
 - e. The nature and object of the Parade or Procession.
 - f. Proof of liability insurance in a form and amount satisfactory to the CAO or their delegate.
- 8.03. The CAO or his or their delegate may unconditionally approve, approve with conditions, or refuse an application for a Parade Permit at his or her sole discretion.
- 8.04. The CAO may specify the hours and route of the Parade or Procession and give such direction to the applicants in regard to such Parade or Procession as in his opinion will prevent any unnecessary or unreasonable obstruction to the roadway or tend to prevent a breach of the peace.
- 8.05. Where a Parade Permit is granted allowing floats, Vehicles or animals to be placed in or on the route of a Parade or Procession, the Person or Persons sponsoring the Parade or Procession 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 Vehicles, floats or animals in the Parade or Procession and whether arising out of, directly or indirectly caused by any act, omission or negligence of the Town, its authorities or agents.
- 8.06. Where a Parade Permit has been granted:
- a. All persons not taking part in the Parade shall be restricted to the use of the Sidewalk.
 - b. The CAO, or their delegate or a Peace Officer may temporarily close for all or specific types of traffic, all or a portion of the roadway along or near the route set out in the Permit for the anticipated time of the Parade or Procession and

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for such an additional time as necessary to clear the roadway or roadways of normal traffic.

- c. The CAO, or their delegate or a Peace Officer, may temporarily suspend Parking and loading privileges on all or a portion of the roadways on the proposed route of the Parade or Procession.
- 8.07. No Parade or Procession shall move at a speed slower than 5 km/hour or obstruct any roadway for a period longer than is required to hold the Parade or Procession in accordance with the application submitted and the Permit issued.
- 8.08. Any Vehicle in a funeral procession, except the lead Vehicle, may, during the daylight hours, enter an Intersection without Stopping if:
- a. Hazard lights or four way flashers are activated.
 - b. The Vehicle, with the exception of the lead Vehicle is traveling immediately behind the Vehicle in front of it so as to form a continuous line of traffic.
 - c. The passage into the Intersection can be made in safety.
- 8.09. A Peace Officer or Parade Marshall may regulate and direct traffic in the vicinity of any Parade or Procession and all Persons shall obey the orders and directions of the Peace Officer or Parade Marshall.
- 8.10. No Pedestrian or Person operating any Vehicle or Person riding a horse shall:
- a. Break through the ranks of a military or funeral procession.
 - b. Break through the ranks of any authorized Parade or Procession.

This Section shall not apply to Emergency Vehicles.

SECTION 9: OFF-HIGHWAY VEHICLES

- 9.01 No person who is the owner or operator of an Off-Highway Vehicle may operate or suffer or permit any other person to operate the Off-Highway Vehicle, on any Highway or property owned by the Town, within the corporate limits of the Town unless for the specific and direct purpose of loading and unloading from a vehicle, trailer or similar device.
- 9.02 Notwithstanding anything appearing elsewhere in this Bylaw, the provisions relating to Off-Highway Vehicles shall not apply to Peace Officers or Emergency Service staff in the execution of their duties, nor to Town maintenance activities or other maintenance approved in advance by the Town.

SECTION 10: MISCELLANEOUS

- 10.01 No Person shall allow trees, hedges or shrubs on Property, whether planted before or after the date of the passing of this Bylaw, to grow to such a height or breadth that proper visibility or passage for safe traffic or Pedestrian flow, is thereby interfered with.

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- 10.02 No Person shall load or unload goods or merchandise, across a Sidewalk or Boulevard, where loading and unloading facilities have been provided on the premises to which the goods are being delivered or removed.
- 10.03 No unauthorized Person shall place upon any Highway, abutting a Roadway or upon any structure abutting a Highway, any sign, mark or notice, relating to the use of the roadway, or otherwise resembling, or intended to resemble, a Traffic Control Device.
- 10.04 No Person other than a Town employee, in the normal course of his/her duties, shall mark any Town property with paint or any substance. This includes but is not limited to Sidewalks, roads and signs.
- 10.05 No Person shall wash or drain any Vehicle, trailer, machinery or other item, in such a manner as to result in mud, grease, oil, ice or any similar substance, being placed upon a Roadway, land, Boulevard or Sidewalk.
- 10.06 No Person shall place an industrial waste container, storage container, material or other item upon any roadway unless:
- a. A permit has first been obtained from the CAO or their delegate.
 - b. The container, material or item is marked with high visibility reflective markers.
 - c. The Person has in place, in respect to the container, material or item, public liability insurance in an amount determined by the CAO in their sole discretion.
- Failure to meet the requirements set out in this Section may result in the Town having the item removed from the Highway at the Person's expense.
- 10.07 Any Peace Officer or any member of an emergency service may, in case of fire or other emergency, designate an emergency line that cannot be crossed by any person that is not authorized by a Peace Officer or member of such emergency service.
- 10.08 No person shall stand or Park so as to prevent or impede access to, a fire or other emergency, or pass beyond the emergency line designated in Section 10.07.

PART III AUTHORITIES

SECTION 11: POWERS

Delegation of Powers:

- 11.01 The CAO may delegate all or a portion of their powers, granted pursuant to this Bylaw, to such other municipal officer or employee as is appropriate in the discretion of the CAO or Council.

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11.02 References to the CAO shall be deemed to include their delegate.

General:

11.03 The power to prescribe the necessity and location of Traffic Control Devices within the Town is hereby delegated to the CAO.

11.04 The CAO may prescribe where Traffic Control Devices are to be posted within the Town, including, but not limited to, Traffic Control Devices restricting the speed of Vehicles.

11.05 The Posting of Traffic Control Devices by the CAO is deemed to be made pursuant to this Bylaw.

11.06 Temporary Traffic Control Devices may be placed on a roadway by Town officers or employees, in the course of their duties.

11.07 The CAO shall provide a record of all the locations of Traffic Control Devices, which shall be open to public inspection during normal business hours.

11.08 The CAO may designate crosswalks upon any Highway and Post Traffic Control Devices designating those crosswalks.

11.09 The CAO may designate any roadway Intersection or other place on a Highway as a place at which no left hand turn or no right hand turn, or both, shall be made and may Post such Intersections or other places, with appropriate Traffic Control Devices prohibiting such turns.

11.10 The CAO may designate any Intersection or other place on a Highway, including, but not limited to, where a railway right-of-way crosses a Highway, as a place where U-turns are prohibited and shall cause the same to be posted with a Traffic Control Device.

11.11 The Council may designate a Highway or any portion thereof, for one-way traffic only and instruct the CAO or any other person, to Post a Traffic Control Device designating one-way traffic.

11.12 The CAO may designate School Zones and Playground Zones and may Post such zones with appropriate Traffic Control Devices.

11.13 The CAO may designate any Highway upon which no parking is permitted and to cause the same to be posted.

11.14 The CAO may designate a portion of a Highway where Parking is limited to a specific period of time or wholly prohibited and cause the same to be marked by an appropriate Traffic Control Device.

11.15 The CAO may designate Town employee parking areas and cause the same to be posted.

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- 11.16 The CAO may designate angle or parallel parking on any Highway and cause the same to be posted.
- 11.17 The CAO may Post Traffic Control Devices stating the minimum distance a Vehicle may be parked from any Intersection.
- 11.18 The Council may, by resolution, designate any Highway to be a Truck Route or part of a Truck Route. A record of such truck routes as approved by the Council shall be kept by the CAO.
- 11.19 The CAO may Post Traffic Control Devices designating Truck Routes or Dangerous Goods Routes as approved by the Council.
- 11.20 The CAO, during unfavourable road conditions, may impose limits on loads traveling on Highways and may Post such roadways with appropriate Traffic Control Devices.
- 11.21 The CAO may designate the maximum loading permitted on any Highway and bridge and to cause the same to be posted with appropriate Traffic Control Devices.
- 11.22 The CAO may close or open any existing median or divider on any Highway.
- 11.23 The CAO may designate:
- a. Any Highway, as one which is closed temporarily, in whole or in part, to traffic and shall cause such Highway to be so marked.
 - b. Any area on any Highway or Public Place as one in which Parking privileges are temporarily suspended and shall cause such area to be so marked.
- 11.24 The CAO may designate any Highway as one to be divided into traffic lanes as such number as may be considered appropriate in the circumstances.
- 11.25 The CAO may restrict the movement of Vehicles from a Private Driveway onto a Highway from a Highway onto a Private Driveway where such restrictions deemed advisable in the public interest and for the better regulation of traffic, and shall cause the imposed restriction to be posted with the appropriate Traffic Control Devices.
- 11.26 Town employees or Peace Officers may move or cause to be removed, Vehicles from a Highway when maintaining or repairing same in an emergency situation.
- 11.27 Without restricting any other power, duty or function granted by this Bylaw, the CAO may issue special permission when such terms and conditions are deemed appropriate, and in the sole discretion of the CAO or his delegate.

Permits:

- 11.28 The CAO may, in their discretion, issue permits for:
- a. Parades or processions.
 - b. Horse-drawn Vehicles.
 - c. Off Highway Vehicles.

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- d. Containers, materials or items placed on Roadway.
- e. Other events as deemed appropriate.

SECTION 12: ENFORCEMENT

- 12.01 Any Peace Officer is hereby authorized to enforce the provisions of this Bylaw.
- 12.02 A Peace Officer is hereby authorized to remove and impound, or cause to be removed and impounded, any Vehicle or Trailer:
- a. Parked in contravention of this Bylaw.
 - b. Where emergency conditions require that the Vehicle or Trailer be removed.
- 12.03 Any Vehicle removed pursuant to Section 12.02 may be moved to:
- a. A nearby roadway.
 - b. A place designated by the Town, where it will remain impounded until claimed by its Owner or the Owner's agent.
- 12.04 Where a Peace Officer believes, on reasonable and probable grounds, that an offence under Section 10 of this Bylaw has been committed, the Peace Officer may seize the Off-Highway Vehicle and cause it to be removed, taken and stored, in a suitable place, pending a prosecution in Provincial Court.
- 12.05 All charges for removal and impounding 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 provided for in this Bylaw.
- 12.06 In order to determine the time over which a Vehicle has been parked in a location where Parking is restricted to a specific allotment of time, a Peace Officer may place a mark on the tread face of the tire of a Parked or Stopped Vehicle without the Peace Officer or the Town incurring any liability relating thereto.

Obstruction:

- 12.07 A Person shall not obstruct or hinder a Peace Officer in the exercise of their powers and duties pursuant to this Bylaw.

Violation Notices and Tickets:

- 12.08 A Peace Officer is hereby authorized and empowered to issue a Violation Notice, to any Person whom the Peace Officer has reasonable grounds to believe, has contravened any provision of this Bylaw.
- 12.09 A Violation Notice may be issued to such Person by placing under the windshield wiper of a Vehicle, or by mailing a Violation Ticket to such Person at his or her last-known post office address in accordance with Part III of the Provincial Offences Procedure Act.

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- 12.10 Notwithstanding Section 12.08 of this Bylaw, a Peace Officer is hereby authorized and empowered to immediately issue a Violation Ticket, pursuant to either Part II or Part III of the Provincial Offences Procedure Act, to any Person whom the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.
- 12.11 A Violation Notice, or Ticket issued under this Bylaw may provide that the Person who committed the offence may, within a specified period of time pay a specified penalty as listed in Schedule "A" and listed on the Violation Ticket.

SECTION 13: OFFENCES AND PENALTIES

- 13.01 A person who violates any section of this Bylaw is guilty of an offence and liable, upon summary conviction, to a fine as set out at Schedule "A".
- 13.02 The Owner of a Vehicle which is involved in any contravention of this Bylaw, is guilty of an offence unless he proves to the satisfaction of the judge that, at the time of the offence, the vehicle was not being driven or was not parked or left by him or by any other person with his consent, expressed or implied.
- 13.03 Under no circumstances shall a person charged under this Bylaw be subject to a term of imprisonment in lieu of a fine.

SECTION 14: COMING INTO FORCE

- 14.01 This Bylaw shall come into force upon receiving third and final reading and having been signed by the Mayor and Municipal Clerk.
- 14.02 Should any provision of this Bylaw be determined to be invalid, then such provisions shall be severed and the remaining Bylaw shall remain valid and enforceable.
- 14.03 Upon third reading and necessary approvals, Bylaw 619-04 is hereby repealed.

READ a first time this 24th day of June, 2014.

READ a second time this 8th day of July, 2014.

READ a third time and passed this 8th day of July, 2014.



Mayor



Municipal Clerk

**Town of Beaumont
Bylaw # 834-14**

**SCHEDULE "A"
OFFENCES AND PENALTIES**

Section	Offence	Penalty
3.01	Failure to obey Traffic Control Devices	\$172.00
3.02	Failure to obey temporary Traffic Control Devices	\$172.00
3.03	Stopping on a roadway	\$57.00
3.05	Failure to clean / remove loose material from Vehicle / hitch / Trailer before operating on roadway	\$172.00
3.06	Failure to cover loose material hauled on roadway	\$172.00
3.07	Tracking on a roadway	\$150.00
3.08	Unsecured load	\$250.00
3.09	Drive over Fire Fighting or Town equipment	\$250.00
4.01	Driving at unreasonable speed	\$115.00
4.02	Exceeding 40km/h in Town unless otherwise permitted / posted	See Table 1 (TSA)
4.03	Exceeding 20km/h in alley within Town	See Table 1 (TSA)
5.01	Pedestrian failed to cross roadway at Intersection or crosswalk	\$115.00
5.02	Pedestrian crossed at Intersection when prohibited by Traffic Control Device	\$115.00
5.03	Three or more Pedestrians obstructing entrance to building / obstruct or prevent Persons from using roadway	\$115.00
5.04	Pedestrian obstructing / inconveniencing vehicular or Pedestrian traffic	\$115.00
5.06	Hitchhiking or soliciting a ride from driver of Vehicle on roadway	\$115.00
6.01	Riding Bicycle on sidewalk (with wheel base more than 50cm and operated by adult)	\$50.00
6.03	Use of inline skates / roller skates / skateboard / sled / skis / toy vehicles / or other similar device on roadway during unsanctioned event	\$50.00
6.06	Traveling on Bicycle / skateboard / sled / roller skates / inline skates / skis / toy vehicle / tricycle / or other similar device attached to a Vehicle on a roadway	\$115.00
6.07	Operating a Vehicle on roadway while towing device referred to in Section 6.06	\$172.00
6.08(a)	Operator of Bicycle under 18 years fail to wear helmet	\$50.00
6.08(b)	Operator of Bicycle under 18 years fail have bell or audible device equipped	\$50.00

**Town of Beaumont
Bylaw # 834-14**

**SCHEDULE "A"
OFFENCES AND PENALTIES**

Section	Offence	Penalty
6.08(c)	Operator of Bicycle failing to yield right-of-way to Pedestrian	\$50.00
6.08(d)	Operator of Bicycle failing to use due care, attention and control required for safety when passing Pedestrian	\$50.00
6.08(e)	Operator of Bicycle failing to give audible signal in reasonable time before overtaking Pedestrian	\$50.00
6.09	Riding Bicycle / roller blade / inline skate / skateboard / or other similar device at unreasonable rate of speed	\$50.00
6.10	Riding Bicycle / roller blade / inline skate / skateboard / or other similar device under 18 years without helmet	\$50.00
6.11	Conducting an unauthorized rally or race involving Bicycle / roller skates / inline skates / skateboard / or other similar device upon roadway	\$100.00
6.13	Operation of a golf cart on roadway other than the most direct route at designated crossing points	\$115.00
6.14	Operation of a horse-drawn Vehicle on a roadway without a permit	\$150.00
6.15, 6.16	Driver of horse-drawn Vehicle fail to remain with or control said Vehicle while operated in Town	\$150.00
6.17	Fail to remove defecation deposited by horse on highway or public property	\$100.00
7.01(a)	Parking a Vehicle / Trailer impeding or obstructing traffic in course of construction or repair	\$57.00
7.01(b)	Parking a Vehicle / Trailer which interferes with use of fire or emergency exit from building	\$230.00
7.01(c)	Parking a Vehicle / Trailer on roadway marked by "No Parking" sign (except loading or unloading passengers)	\$57.00
7.01(d)	Parking a Vehicle / Trailer on roadway marked by "No Stopping" sign (except in the event of a Vehicle breakdown)	\$57.00
7.01(e)	Parking a Vehicle / Trailer on a sidewalk or boulevard	\$57.00
7.01(f)	Parking a Vehicle / Trailer within 5 meters of stop sign, yield sign or Intersection	\$57.00
7.01(g)	Parking a Vehicle / Trailer within 5 meters of a fire hydrant	\$57.00
7.01(h)	Parking a Vehicle within 1.5 meters of access to a garage, driveway or private road	\$57.00

**Town of Beaumont
Bylaw # 834-14**

**SCHEDULE "A"
OFFENCES AND PENALTIES**

Section	Offence	Penalty
7.01(i)	Parking a Vehicle / Trailer within 5 meters of a marked crosswalk	\$57.00
7.01(j)	Parking a Vehicle / Trailer against the normal flow of traffic	\$57.00
7.01(k)	Parking a Vehicle / Trailer on roadway obstructing the normal flow of traffic	\$57.00
7.01(l)	Parking a Vehicle / Trailer in a alley	\$57.00
7.02	Parking a Vehicle / Trailer in a Emergency / Fire Lane	\$250.00
7.03	Parking or stopping a Vehicle in excess of designated time	\$57.00
7.04	Parking or stopping a Vehicle for maintenance or non emergency repairs on roadway	\$57.00
7.07	Parking a Vehicle on roadway / Public Place / Private Property without displaying required permit	\$57.00
7.09	Parking a Vehicle on Private Property without permission (non-condo)	\$57.00
7.10	Parking a Vehicle on Private Property without being a customer, patron or Person conducting business at said Private Property	\$57.00
7.11	Parking a Vehicle on Town land	\$57.00
7.12	Parking a Vehicle in unauthorized Parking space on Town land	\$57.00
7.13	Parking a vehicle on grass or dirt on residential property	\$57.00
7.14	Parking an unattached trailer on roadway	\$115.00
7.15	Occupying / permitting a Person to occupy a Trailer or Recreational Vehicle as temporary / permanent dwelling on a roadway without Town approval	\$115.00
7.16	Owner / Operator Parking a Vehicle and Trailer / Recreational Vehicle on roadway / Right-of-Way deemed by a Peace Officer to be an obstruction / safety concern	\$57.00
7.20	Park on snow removal route while in effect	\$115.00
7.23	Parking a Vehicle in disabled persons parking space	\$250.00
8.01	Holding or participating in a Parade or Procession without a Permit.	\$150.00
8.03	Failing to abide by conditions of Parade or Procession	\$150.00
8.07	Parade or Procession moving at a speed slower than 5km/h	\$50.00

**Town of Beaumont
Bylaw # 834-14**

**SCHEDULE "A"
OFFENCES AND PENALTIES**

Section	Offence	Penalty
8.10(a)	Pedestrian / Person operating a Vehicle / Person riding a horse break through ranks of a military / funeral procession	\$172.00
8.10(b)	Pedestrian / Person operating a Vehicle / Person riding a horse break through ranks of an authorized funeral procession	\$172.00
9.01	Owner / operator of Off-Highway Vehicle operate / suffer / permit any person to operate Off-Highway Vehicle on roadway within corporate limits without a special permit / contrary to conditions	\$172.00
10.01	Allowing trees / hedge / shrubs on private property to interfere with traffic or Pedestrian's visibility or passage	\$50.00
10.02	Loading / unloading goods / merchandise across sidewalk / boulevard where loading and unloading facilities have been provided	\$50.00
10.03	Placing sign / mark or notice relating to use of a roadway on any roadway or any structure abutting a roadway	\$50.00
10.04	Marking any Town property with paint or any other substance	\$150.00
10.05	Washing / draining any Vehicle / Trailer / machinery / other item resulting in mud / grease / oil / ice / other similar substance being placed on a roadway / boulevard / sidewalk	\$150.00
10.06	Placing a container, material or item upon a roadway without a permit / contrary to conditions	\$150.00
10.08	Standing or Parking so as to prevent or impede access to a fire or other emergency, or pass beyond the emergency line.	\$250.00
12.07	Obstruct Peace Officer pursuant to Traffic Safety Bylaw	\$250.00