

RURAL MUNICIPALITY OF LAJORD NO. 128

BYLAW NO. 327

A BYLAW OF THE RURAL MUNICIPALITY OF LAJORD TO REGULATE TRAFFIC AND CONTROL THE USE OF PUBLIC HIGHWAYS

Whereas *The Municipalities Act*, S.S. 2005, c. M-36.1, in section 12, gives municipalities direction, control and management of all streets within the municipality and all roads, other than provincial highways, within the municipality;

And whereas *The Municipalities Act*, in section 343, requires municipalities to keep every street, road or other public place that is subject to the direction, control and management of the municipality in a reasonable state of repair;

And whereas *The Municipalities Act*, in section 8, authorizes the municipality to pass bylaws in relation to transport and transportation systems, including carriers of persons or goods, in relation to, subject to *The Traffic Safety Act*, the use of vehicles and the regulation of pedestrians and in relation to streets and roads, including temporary and permanent openings and closings;

And whereas *The Traffic Safety Act*, S.S. 2004, c. T-18.1, in Part XVI provides rules of the road which apply throughout the province;

Now, therefore, the Council of the Rural Municipality of Lajord No. 128 in the Province of Saskatchewan enacts as follows:

I INTERPRETATION

Title

- 1 This Bylaw may be referred to as the Traffic Bylaw.

Purpose

- 2 The purpose of this bylaw is to fulfil the statutory responsibilities of the municipality over its streets and roads and to promote their safe use by motorists and pedestrians.

Authority

- 3 The authority for this bylaw is *The Municipalities Act*, in particular clauses 8(1)(f) and (g), subsection 8(2), sections 14, 18 and 126, and subsection 381(3).

Definitions

- 4 (1) In this bylaw, except where otherwise required, words shall be given the same meaning as may be defined by *The Traffic Safety Act*, including the definitions in that Act of the following words:

- highway;
- median;
- motor vehicle;
- parking;
- peace officer;
- pedestrian;
- roadway;
- stop;
- traffic control device;
- traffic lane;
- vehicle.

- (2) In this bylaw, the following words shall be given the meaning stated below:

"Administrator" means the person appointed by Council as the Administrator of the municipality;

"Council" means the Council of the municipality;

"Dangerous good" means a dangerous good within the meaning of *The Dangerous Goods Transportation Act* and any regulations pursuant to that Act;

"Dangerous good vehicle" means any vehicle designed to haul dangerous goods and required to have a dangerous goods placard, including a vehicle pulling a trailer with such dangerous goods;

"Heavy vehicle" means:

- (a) a motor vehicle with a gross weight registration exceeding 9,000 kilograms; or
- (b) any vehicle, including any combination of motor vehicle, trailer and load, with a weight exceeding 9,000 kilograms;

"Kronau" means the Hamlet of Kronau, which is located in the Municipality off of Highway No. 33;

"Gray" means the Hamlet of Gray, which is located in the Municipality off of Highway No. 306;

"Riceton" means the Hamlet of Riceton, which is located in the Municipality off of Highway No. 306;

"Davin" means the Hamlet of Davin, which is located in the Municipality off of Highway No. 48;

"Lajord" means the Hamlet of Lajord, which is located in the Municipality off of Highway No. 33;

"Municipal property" means all real property owned or controlled by the Municipality, including municipal and public reserve and land subject to municipal easements;

"Municipality" means the Rural Municipality of Lajord No. 128;

"Pilot car" means a vehicle identified in conformity with the *Escort Vehicle Equipment Requirements* of the Saskatchewan Ministry of Highways and Transportation *Weights and Dimensions Administration Manual*, as amended;

"Slow-moving vehicle" means any vehicle or equipment, including mounted or horse drawn carriage, which:

- (a) is designed for use at speeds less than 40 kilometers per hour;
- (b) normally travels at speeds less than 40 kilometers per hour; or
- (c) is not capable of sustained speed greater than 40 kilometers per hour.

CONTROL OF STREETS AND ROADS

Directing Traffic

- 5 (1) A police officer having jurisdiction in Saskatchewan is hereby authorized to direct traffic on any highway:
- (a) in conformity with this Bylaw and *The Traffic Safety Act*; or
 - (b) notwithstanding any other provision of this Bylaw, as the police officer or a firefighter responding to an emergency deems necessary to expedite traffic, safeguard pedestrians, prevent accidents or meet any unforeseen conditions in the event of a fire, traffic collision, traffic signal light malfunction or other emergency.
- (2) No person shall fail to comply with a direction or signal given by a police officer or a firefighter under authority of this section.

Traffic Control Devices

- 6 (1) The Administrator is authorized to have traffic control devices placed on or by highways for the purpose of the regulating, warning or guiding traffic in conformity with this Bylaw or any traffic warrants approved by Council.
- (2) Traffic control devices 'shall, in so far as reasonably possible, be designed and placed in conformity with the *Manual of Uniform Traffic Control Devices for Canada*.
- (3) The Administrator shall keep an inventory of the location of all permanent traffic location devices installed by the municipality and that inventory shall be open to public inspection at the municipal office during normal business hours.

Traffic Warrants

- 7 (1) The Administrator may, subject to available budget for the work, place traffic control devices at locations where such traffic control device meets traffic warrants approved by Council.
- (2) Council, in approving traffic warrants, shall provide criteria, such as traffic counts, incidence of collisions, or petitions from the public, which warrant the traffic control device.

Temporary Road Closure

- 8 The Administrator is authorized as the designated officer to temporarily close the whole or a part of a street or road over which the municipality has control and direction, as provided by section 14 of *The Municipalities Act*.

No unauthorized work on Highways

- 9 No person shall:
- (a) interfere with the use of any highway;
 - (b) do any roadwork or snow removal on a highway;
 - (c) dump snow on a highway, within any road allowance or on municipal property;
- except as may be authorized by the Minister of Highways or the municipality or otherwise allowed by law.

Sight Line Obstructions

- 10 (1) No person shall place or allow anything, including fences, snow piles or planted shrubs, to remain which would obstruct sightlines at the intersection of a street with any other street, alley or driveway as shown on the diagram by Schedule "A" to this Bylaw.
- (2) No person shall place or allow anything, including fences or other obstructions and recreational vehicles parked on residential driveways to obstruct sightlines for pedestrians and motorists as shown on the diagram by Schedule "B" to this Bylaw.
- (3) The Director and Chief of Police are authorized to have removed any offending obstruction at the cost of the person who caused the obstruction to be placed there and to destroy or otherwise dispose of the obstruction.

PARKING AND STOPPING

Signs

- 11 (1) Where a sign indicates parking or stopping restrictions by directional arrow, that restriction shall continue in the direction of the arrow to the next street intersection unless interrupted by a similar sign with a directional arrow or by signs permitting parking.
- (2) Time limits for parking shall apply within the street block where parking is limited such that the restriction shall continue to apply to any vehicle which is moved but remains on the same side of the same block of the street.

Parking at Cnr

- 12 No person shall park a vehicle on a street except:
- (a) at the right-hand curb on a two-way street;
 - (b) at either curb on a one-way street;
 - (c) parallel to or alongside the curb unless angle parking is indicated by signs or markings;
 - (d) in the direction of traffic on that side of the street;
- provided such parking is not otherwise prohibited by this Bylaw.

Parallel Parking

- 13 (1) No person shall park a vehicle on a street where parallel parking is provided:
- (a) with the front or rear wheel nearest the curb more than 0.6 metres from that curb;
 - (b) within 0.6 metres of any vehicle previously parked in front of or behind the vehicle.
- (2) Notwithstanding subsection (1), where the vehicle is a solo motorcycle, the motorcycle shall be parked at an angle of 45 degrees to the curb with the rear wheel no more than 0.6 metres from the curb.

Angle Parking

- 14 (1) No person shall park a vehicle on any street where angle parking is provided except:
- (a) in accordance with signs or markings designating a parking stall;
 - (b) where the angle of the parking stall is less than 90 degrees with the leading edge of the vehicle's bumper within 0.6 metres of the curb; and
 - (c) where the vehicle measures less than six metres in overall length.
- (2) No person shall back a vehicle into a parking stall intended for angle parking.

Parking Restrictions on Highways

- 15 No person shall park a vehicle on any highway:
- (a) where parking is prohibited by display of an authorized sign;
 - (b) for a longer time than allowed, where the time period for parking is limited by display of a sign;
 - (c) for longer than 48 hours, where no other time limit is posted;
 - (d) within two metres of any curb crossing or driveway;
 - (e) within three metres of a fire hydrant, measured parallel to the curb;
 - (f) within three metres of an alley intersection;
 - (g) within five metres of a railway track;
 - (h) within five metres of a street intersection, unless parking is permitted by an authorized sign;
 - (i) within ten metres of a painted pedestrian crosswalk;
 - (G) on any traffic lane;

- (k) on any centre median or boulevard, except where parking is allowed by sign or markings;
- (l) where the posted speed limit exceeds 50 kilometres per hour;
- (m) which has been temporarily closed to traffic;
- (n) where the vehicle does not display a current licence plate registered to that vehicle.

Parking Prohibited off roadway

16 No person shall park a vehicle on any:

- (a) alley
- (b) sidewalk;
- (c) side boulevard or other part of the road allowance not intended for parking;
- (d) municipal property not intended for use as a parking lot;
- (e) private property without the permission of the owner or occupant.

Oversized Vehicle Parking

17 (1) No person shall park a vehicle on a highway where the vehicle has:

- (a) a gross registered weight or actual weight exceeding 2,725 kilograms; or
- (b) an overall length of more than six metres;

for longer than 2 hours.

(2) Subsection (1) shall not apply to:

- (a) vehicles engaged in authorized road works;
- (b) recreational vehicles.

Dangerous Goods Vehicle Parking

18 No person shall park a dangerous goods vehicle within 150 metres of any place of public assembly, except when:

- (a) making a pickup or delivery of dangerous goods; and
- (b) the dangerous good vehicle and the pickup or delivery process is under constant supervision during the period of time that the dangerous good vehicle is parked.

No Stopping

19 No person shall stop a vehicle on any highway:

- (a) where stopping is prohibited by display of an authorized sign;
- (b) in a traffic lane, except where required by traffic, a traffic control device or as directed by a peace officer.

Repair of Vehicles on Roadway

- 20 (1) No person shall wash, repair, dismantle or otherwise work on a vehicle on a highway, except in case of emergency and then only in the curb lane of the street
- (2) When a vehicle breaks down on a highway, the operator shall immediately move the vehicle off the road or into the parking lane.
- (3) No person shall leave any vehicle for more than three hours on any highway when that vehicle has been placed on a jack or blocks.

MOVING VIOLATIONS

Speed Limits

- 21 No person shall operate a vehicle in excess of the speed limit set by this Bylaw

General Speed Limit

- 22 (1) The general speed limit within the RM is set at 80 kilometers per hour.
- (2) This general speed limit does not apply to any provincial highway which has a higher posted speed limit under *The Traffic Safety Act*.

Hamlet Speed Limit

- 23 The speed limit in any Hamlet is set at 40 kilometers per hour.

U-Turns

- 24 (1) No person operating a vehicle shall turn the vehicle on a highway so as to proceed in the opposite direction except:
- (a) at a street intersection not controlled by a traffic signal light, pedestrian signal, activated pedestrian corridor, or a school safety patrol;
- (b) at a break in the centre median;
- provided that there are no signs prohibiting U-Turns.
- (2) No person operating a vehicle, having turned or turning the vehicle to proceed in the opposite direction, shall proceed until it is safe to do so.

Obstructing Traffic

- 25 (1) No person shall obstruct, interfere with or interrupt the free passage of vehicular traffic on any highway.

(2) No person shall obstruct, interfere with or interrupt the free passage of pedestrian traffic on any sidewalk or crosswalk.

Slow-moving Vehicles

- 26 No person shall operate a slow-moving vehicle on any highway from one-half hour before sunset and one-half hour after sunrise, except where the slow-moving vehicle:
- (a) is equipped with operating headlights and tail lights; or
 - (b) is preceded and followed by pilot cars.

Farm Machinery and Road Construction Equipment

- 27 No person shall operate any farm machinery, road construction equipment or tracked vehicle or equipment on a highway from one-half hour before sunset and one-half hour after sunrise, unless preceded and followed by pilot cars.

BICYCLISTS

Rules of the Road apply

- 28 Every cyclist shall operate their bicycle in accordance with the rules of the road as set out in this Bylaw and *The Traffic Safety Act*.

ALL-TERRAIN VEHICLES AND SNOWMOBILES

- 29 No person shall operate an all-terrain vehicle or a snowmobile within any Hamlet, except for the purpose of leaving or returning to their home in the Hamlet and then only:
- (a) in the most direct manner to leave the Hamlet or return to their home in the Hamlet;
 - (b) while travelling with caution along streets or with on private property permission of the owner of private property; and
 - (c) between the hours of 7:00 a.m. and 10:00 p.m.

ENFORCEMENT

Penalty for Violation

- 30 Any person who fails to comply with this Bylaw is guilty of an offence and liable on summary conviction to the penalties provided in section 381 of *The Municipalities Act*.

Notice of Violation

31 (1) The Administrator may:

(a) Approve a form for use as a notice of violation which may be issued by authorized persons to vehicles found in violation of designated offences for which voluntary payment as provided in Schedule "C" to this Bylaw.

(b) authorize any person to issue notice of violation to any vehicle which appears to be in violation of a provision of this Bylaw.

(2) Any person who receives a notice of violation for a designated offence may avoid prosecution by making voluntary payment at the municipal office within fifteen days of issuance of the notice of violation.

Removal of vehicle or obstruction from highway

32 Any police officer or any person authorized by the Administrator may move or remove or cause to be moved or removed any:

(a) vehicle that is unlawfully parked or left on any highway or other property;

(b) obstruction, encumbrance or encroachment created or left on any highway, sidewalk or boulevard at the cost of the person who created or left the obstruction, encumbrance or encroachment.

Impoundment

33 (1) Where a vehicle is removed under authority of this Bylaw, the vehicle shall be impounded and stored for a period of thirty days during which the owner, on providing proof of ownership, may recover the vehicle by paying the cost of removal and storage fees.

(2) Any impounded vehicle not redeemed within thirty days may be disposed of and the cost of any sale applied to the cost of removal and storage fees or to any unpaid fines imposed on the owner under this Bylaw.

VIII ADOPTION AND REPEAL

Effective Date of Bylaw

34 This Bylaw comes into effect upon passing of third reading.

Repeal of Previous Bylaw

35 Bylaw No. 326 being *The Traffic Bylaw* of the Rural Municipality of Lajord No. 128, including any amendments, is hereby repealed.

READ A FIRST TIME THIS 15th Day of March, 2016

READ A SECOND TIME THIS 15th Day of March, 2016

READ AND THIRD TIME AND PASSED THIS 15th Day of March, 2016

Originally Signed By
Reeve

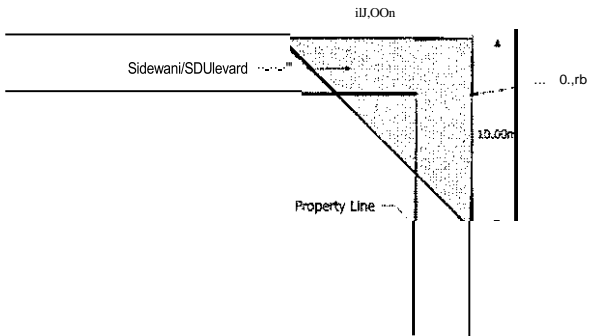
Originally Signed By
Administrator

Certified a True Copy

Originally Signed By
Administrator

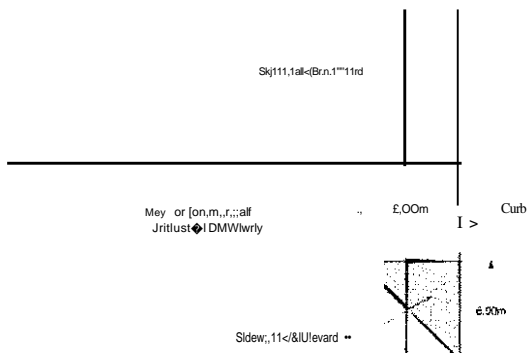
SCHEDULE "A" INTERSECTION SIGHT LINE CONTROLS

To provide a clear line of sight for motorists approaching a street intersection or existing driveway.

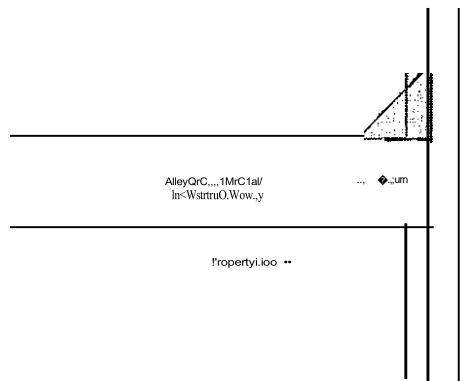


Restricted Areas
**Nothing Over 0.75 metres
In Height**

1. Intersection of two streets

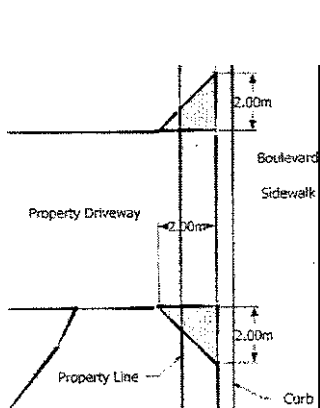


Curb Abutting Sidewalk/Boulevard

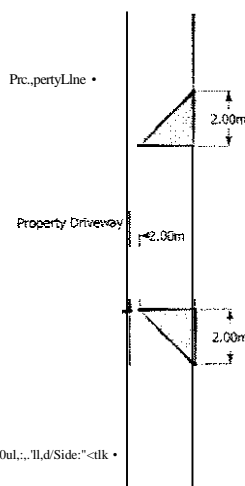


Curb and Sidewalk Separated by Boulevard

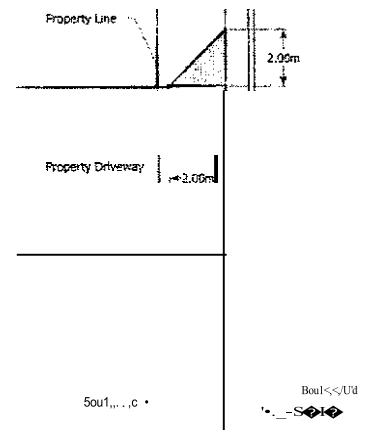
2. Intersection of an Alley, or Commercial/Industrial Driveway and a Street



Curb Abutting Sidewalk



Curb only, no Sidewalk

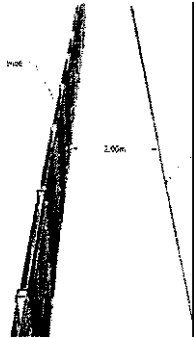


Curb and Sidewalk
Separated by Boulevard

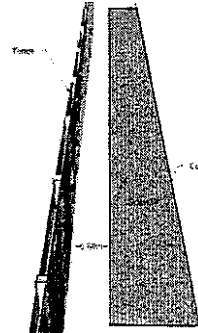
3. Intersection of a Residential Driveway and a Street

SCHEDULE "B"
MINIMUM SETBACKS FOR FENCES AND RECREATIONAL VEHICLES

To provide a clear line of sight for pedestrians and motorists by requiring fences or other obstructions and recreational vehicles parked on private driveways to adhere to a minimum setback.

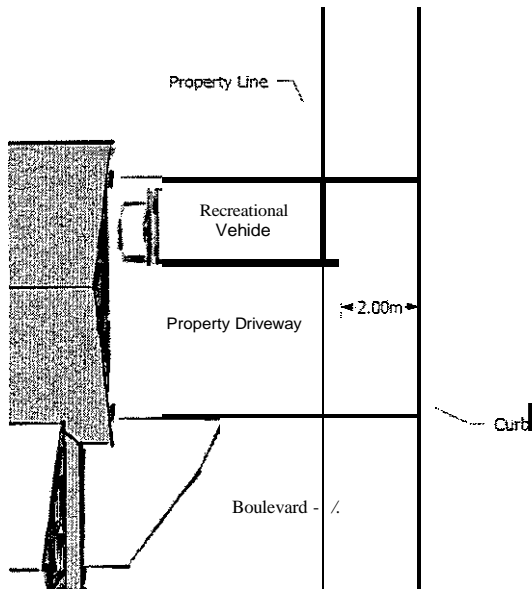


Setback from Curb Only- No Sidewalk
 (Measured from back of Curb)

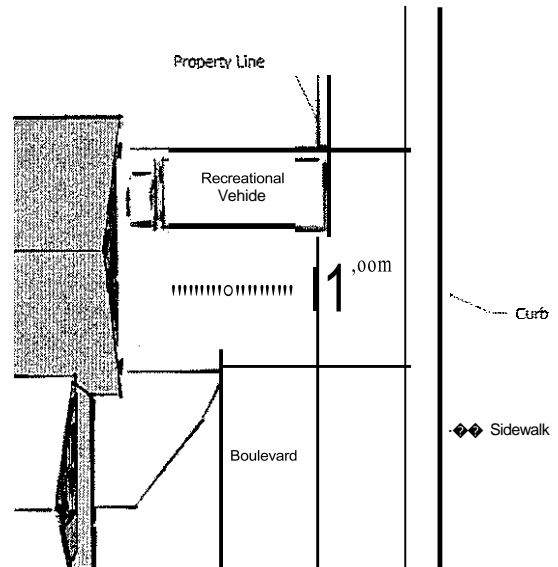


Setback from Sidewalk
 (Measured from back of Sidewalk)

1. Minimum Setback for Fences and Other Obstructions



Setback from Curb Only - No Sidewalk
 (Measured from back of Curb)



Setback from Sidewalk
 (Measured from back of Sidewalk)

2. Minimum Setback for Recreational Vehicles on Residential Driveways

SCHEDULE "C"

SCHEDULE OF VOLUNTARY PAYMENTS FOR INFRACTIONS

To schedule a list of voluntary payments for infractions.

<u>Item number</u>	<u>Voluntary payment</u>
9	\$250.00
10(1)	\$250.00
12-20	\$50.00
21-23	\$75.00
24-29	\$75.00