



THE CORPORTION OF THE TOWN OF FOX CREEK, ALBERTA

BYLAW NO. 806-2018

TRAFFIC CONTROL BYLAW

A BYLAW OF THE TOWN OF FOX CREEK, IN THE PROVINCE OF ALBERTA, TO PROVIDE FOR THE REGULATION, CONTROL AND MANAGEMENT OF VEHICLE AND PEDESTRIAN TRAFFIC ON STREETS, ROADS, ALLEYS AND SIDEWALKS, AND PASSAGE OF DANGEROUS GOODS, WITHIN IN THE TOWN OF FOX CREEK.

WHEREAS by virtue of the powers conferred upon it by the *Traffic Safety Act*, the Council of the Town of Fox Creek may make bylaws to regulate, manage and control vehicle, animal and pedestrian traffic within the municipality;

AND WHEREAS the Municipal Government Act and amendments thereto, gives the municipality certain powers with respect to highways within the municipality;

AND WHEREAS the Council of the Town of Fox Creek, in the Province of Alberta, deems it expedient to pass such a Bylaw;

AND WHEREAS the Transportation of Dangerous Goods Control Act, R.S.A. 2000 and amendments thereto; authorizes a municipality to regulate the transportation of Dangerous Goods within the municipality;

NOW THEREFORE the Council of the Town of Fox Creek hereby enacts as follows:

Table of Contents

Part 1 - DefinitionsPage 02

Part 2 - Rules for Operation of VehiclesPage 05

Part 3 - Heavy Vehicles / Restricted Highways.....Page 07

Part 4 - Rights and Duties of PedestriansPage 09

Part 5 - Cyclists, Skateboarders, In-Line SkatersPage 10

Part 6 - ParkingPage 11

Part 7 - Rules for Parades, Processions & Special Roadway EventsPage 14

Part 8 - Designated Authorities.....Page 14

Part 9 - EnforcementPage 16

Part 10 - MiscellaneousPage 17

Part 11 - ObstructionsPage 18

Part 12 - Dangerous Goods RoutesPage 20

Part 13 - Penalty and Effective DatePage 21

Schedule I - Heavy Vehicle RoutesPage 23

Schedule II - Heavy Vehicle Schedule of Fees.....Page 24

Schedule II (A) - Heavy Vehicle Permit.....Page 25

Schedule II (B) - Heavy Vehicle Over-Dimensional Permit.....Page 26

Schedule II (C) - Heavy Vehicle Annual OD Permit.....Page 27

Schedule II (D) - Heavy Vehicle Daily Over Weight Permit.....Page 28

Schedule II (E) - Heavy Vehicle Annual Over-Weight Permit.....Page 29

Schedule II (F) - Heavy Vehicle TDG Permit.....Page 30

Schedule II (G) - Heavy Vehicle Road Ban Exemption Permit.....Page 31

Schedule III - Parking Permit.....Page 32

Schedule IV - Parade/ Procession Permit.....Page 33

Schedule IV (A) - Special Roadway Event Permit.....Page 34

Schedule V - Storage PermitPage 35

Schedule V (A) - Order to Remove Material(s)Page 36

Schedule VI - Fees for Parking/ Storage on Town LandPage 37

Schedule VII - Hoarding/ Obstruction Permit.....Page 38

Schedule VIII - Industrial Waste Container Placement Permit.....Page 39

Schedule IX - Dangerous Goods Route.....Page 40

Schedule IX (A) - Dangerous Goods Special Permit.....Page 41

Schedule X - Specified PenaltiesPage 42

PART 1
DEFINITIONS

- 1.1 This Bylaw may be cited as 'The Fox Creek Traffic Bylaw'.
- 1.2 The definitions in the Highway Traffic Act, RS.A. 2000, Chapter H-8, and in the Traffic Safety Act, RS.A. 2000, Chapter T-6, and in the Dangerous Good Transportation and Handling Act, RS.A. 2000, Chapter D-4, and all regulations & amendments pursuant to these Acts, as applicable, are adopted for the purposes of interpretation and application of this part.
- 1.2.3 Notwithstanding Section 1.2, the following definitions shall apply to this bylaw:
- "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, recreational, retain or like purposes, or for the consumption of food or drink;
- "Bus"* means a motor vehicle designed for carrying more than 12 or more passengers that is used or intended to be used for the transportation of persons.
- "Carrier"* means any person operating a vehicle used for the conveying of dangerous goods into, through or out of the Town of Fox Creek by any vehicle;
- "Certificate Weight"* (C.W.) shall mean the gross weight of all axles for which a vehicle is, or could be registered as the maximum allowable weight for the various configurations as defined in the Alberta Traffic Safety Act, RS.A. 2000, Chapter M-21, and amendments thereto.
- "Council"* means the municipal council of the Town of Fox Creek.
- "Curb"* means the actual curb if there is one, and if there is no curb shall mean the division of a highway between the roadway and the sidewalk or boulevard, as the case may be.
- "Dangerous Goods"* means any product, substance or organism in amounts for which placards are required by the Transportation of Dangerous Goods Control Act C-T6.5 and Regulations and amendments and as highlighted in **Schedule XI** of this Bylaw;
- "Dangerous Goods Route"* means a highway so designated in **Schedule XI** to this Bylaw;
- "Designated Officer"* means the Town Manager, or the person designated by the Town Manager the duties outlined in this bylaw
- "Engineer"* means the Town Manager, or the municipal engineer for the Town of Fox Creek as designated by the Town Manager.
- "Fire Chief"* means the Fire Chief for the Town of Fox Creek;
- "Freestanding Sign"* means a sign anchored into the ground or supported on the ground by a rigid structure and not attached to a building.
- "Gross Weight"* means:
- a) in respect of a single axle of a vehicle, the total weight that a single axle transmits to the highway;
 - b) in respect of an axle group of a vehicle, the sum of the weights transmitted to the highway by all of the axles within the axle group; and
 - c) in respect of all of the axles of a vehicle, the sum of the weights transmitted to the highway by all of the axles of a public vehicle.
- "Heavy vehicle"* means a vehicle that has a certificate weight of more than 7500kg (16,500 lbs.) or exceeds 10 meters (32 feet) in length *"Heavy vehicle route"* means a highway so designated in **Schedule I** attached hereto, and forming part of this bylaw.
- "highway"* means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway, 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
- "Hoarding"* means the fencing required to enclose an obstruction on a Town highway or public place.

"Holiday" means:

- a) New Year's Day
- b) Family Day (the third Monday in February)
- c) Good Friday
- d) Victoria Day
- e) Canada Day
- f) Annual Civic Holiday (first Monday in August)
- g) Labour Day (first Monday in September)
- h) Thanksgiving Day (second Monday in October)
- i) Remembrance Day
- j) Christmas Day
- k) Boxing Day
- l) Any special date declared as a Municipal, Provincial or Federal Holiday

"Institutional Occupancy" means the occupancy or use of a building or part thereof by persons harboured or detained to receive medical care or treatment, or by persons involuntarily detained (See *"Permitted Vehicle Storage Location"*);

"Loading and Unloading Space" shall mean a space no more than ten (10) metres in length, unless indicated by a traffic control device, on a portion of a highway designated by the Designated Officer and marked by a traffic control device for the purpose of loading or unloading, permitting vehicle stopping therein for a period as indicated by the said traffic control device.

"Maximum Allowable Weight" means the weight that may be borne by a single axle, an axle group or all of the axles of a vehicle as established by the Public Vehicle Weight Regulations of the Motor Transport Act of the Province of Alberta.

"Obstruction" means an encroachment, excavation, structure or other obstacle, which interferes with, or prevents the vision, passage, maintenance or use of highways or public places by vehicles or pedestrians.

"Off Highway Vehicle" shall have the same meaning as denoted in the Alberta Off Highway vehicle Act, R.S.A. and amendments thereto.

"Operator" means a person who drives or is in actual physical control of a vehicle.

"Parade" or "Procession", with the exception of a military parade or funeral procession shall mean any group of:

- a) More than twenty (20) pedestrians, and/or
- b) More than ten (10) vehicles, and/or
- c) Any combination of pedestrians and vehicles which together exceed twenty (20) in number on a highway that is likely to block, obstruct, impede, hinder or otherwise interfere with pedestrian or vehicular traffic on the highway.

"Parkland" means any land used as a playground or recreation area and includes any Public Park, parkway or square.

"Passenger Loading Space" shall mean a space ten (10) metres in length, unless indicated by a traffic control device, on a portion of a highway designated by the Designated Officer and marked by a traffic control device permitting parking therein for the period of loading and unloading passengers.

"Peace Officer" means a member of a Royal Canadian Mounted Police, a Peace Officer under the Alberta Peace Officer Act, or a person designated by the Town of Fox Creek Council to enforce the provisions of this bylaw.

"Permitted Vehicle Storage Location" means any open area that is not a highway and is at least fifty metres (50 m) away from the nearest residential, institutional or assembly occupancy and at least fifteen metres (15 m) away from any other building, or is approved by a permit issued by the Fire Chief;

"Person" includes any individual, corporation, society, association, partnership or firm.

"Police Service" means The Royal Canadian Mounted Police.

"Public Place" means any highway, parkland, public bridge, road, lane, footway, square, court, alley or passage, whether a thoroughfare or not, and includes any open space to which the public may have or are permitted to have access whether on payment or otherwise, that is owned by the Town of Fox Creek.

"Recreational Pathway" means a path or trail that is not part of a roadway and which is designed primarily for the exclusive use of pedestrians, bicycles, rollerblades and skateboards.

"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. This shall include travel trailers, fifth-wheel trailers, motor homes, tent trailers, van conversions, and truck campers.

This shall not include a truck camper that is mounted to and used as daily transportation, utility trailers, snow mobiles, all-terrain vehicles, jet skis, motorcycles, or trailers designed to carry the aforementioned.

"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 harboured or detained to receive medical care or treatment or are not involuntarily detained;

"Road Allowance" means that portion of land identified on the legal survey, which allows for the construction of a roadway from one property line to the other.

"Road Ban" means the seasonal axle weight allowance prescribed by a Designated Officer in respect of a highway.

"Road Use Agreement" shall mean an Agreement duly endorsed by the Town of Fox Creek and the Prime Contractor or Sub Contractor which establishes the responsibilities of both parties when accessing/travelling roads situated within the Town boundaries for purposes related to particular projects. From this point forward may be referred to as "RUA".

"School Bus" means a motor vehicle that is used for the purpose of transporting pupils and bearing the sign "School Bus".

"Sign" means an inscribed board, structure or device serving for advertising or information and includes, without being limited to freestanding signs, portable signs and banners.

"Slow moving Equipment or Machinery" shall mean a vehicle that is:

- a) a piece of slow moving equipment or machinery,
- b) an animal drawn vehicle,
- c) a piece of machinery or equipment designed for use at speeds that are less than 40 kilometers per hours, or
- d) a vehicle which is required to display an emblem indicating that such vehicle is a slow moving vehicle pursuant to Alberta Regulation 435/86 and any amendments or substitutions thereto as adopted under the Motor Transport Act of Alberta, RS.A. 1980, as amended.

"Special Permit" means a permit in the form outlined in **Schedule IX A** of this Bylaw, issued by the Fire Chief, or designate, authorizing a carrier to operate or park, a vehicle containing dangerous goods, contrary to this Bylaw;

"Special Roadway Event" means a procession for an athletic or recreational purpose, which includes but is not limited, to bicycle races and foot races.

"Street Furniture" includes every curb, sidewalk, pole, traffic control device, waste receptacle, bench, tree, plant, grass, utility, utility service or any other property authorized for placement on a highway or public place by the Town.

"Time" as referred to in this Bylaw, shall mean either Mountain Standard Time or Mountain Daylight Savings Time, whichever is proclaimed to be in effect by the Province of Alberta.

"Town" means the municipal corporation of the Town of Fox Creek.

"Tow Truck" means a vehicle designed or adapted for towing of other vehicles from place to place.

"Track" means to allow, cause or permit any 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.

"Traffic Control Device" shall mean any sign, signal, marking, or device placed, marked, or erected for the purpose of regulating, warning, directing, or guiding traffic.

"Utility Trailer" means a trailer, other than that described as a recreational vehicle, and that is designed for the conveyance of equipment or livestock.

PART 2

RULES FOR OPERATION OF VEHICLES

2.1 *Requirement to Comply*

- 2.1.1 All persons shall comply with all traffic control devices within the Town authorized under this or any other bylaw of the Town.
- 2.1.2 A person driving a vehicle that is about to enter onto a highway from another highway that marked by a "stop" sign shall bring the vehicle to a stop before entering on the intersecting roadway and at a point that is 3 metres back from the intersecting roadway.
- 2.1.3 A driver of a motor vehicle or OHV shall not operate a MV while using, viewing, or manipulating a cell phone or electronic device while the motor vehicle is in operation.
- 2.1.4 All occupants of a motor vehicle must wear their seat belt at all times while the motor vehicle is operation
- 2.1.5 A driver of a motor vehicle shall not exceed the maximum posted speed limit within the Town of Fox Creek.
- 2.1.6 No person shall drive a motor vehicle with glazed tinted windows on the front driver and or passenger side windows.
- 2.1.7 No person shall operate a motor vehicle propelled by an internal combustion engine must have an exhaust muffler that cools and expels the exhaust gases from the engine without excessive noise and without producing flames or sparks
- 2.1.8 No person shall allow a diesel combustion engine to idle more than 20 minutes in any Residential area that affects the health and wellbeing of others, whether on Public or Private Property.
- 2.1.9 No person shall remove, damage, alter or tamper with any traffic control device.
- 2.1.10 No person shall proceed beyond the point designated by police, peace officer or fire department officers, at the site of a fire, disaster, emergency, or emergency practice.
- 2.1.11 Nothing in this bylaw shall be construed to prevent or prohibit ambulances, fire vehicles, police vehicles, or vehicles engaged in highway maintenance or repair, from being parked or operated by their operators in the performance of their duties.

2.2 **Obstructing Traffic**

- 2.2.1 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.
- 2.2.2 Notwithstanding Subsection 2.2.1, where the obstruction is unavoidable due to mechanical failure, the operator shall not be in breach of this Section provided the operator promptly takes measures to remove such vehicle from the highway.

2.3 **Securing Loads**

- 2.3.1 No person shall drive or pull onto or upon a highway a vehicle containing a load unless such load has been secured in such a manner as to prevent the load from falling onto a highway or land adjacent thereto or shifting within the vehicle.
- 2.3.2 In the event that any part of a vehicle, load or other materials becomes loose or detached or blows, drops, spills or falls from any vehicle onto a highway, it shall be the duty of the driver of the vehicle forthwith to take all reasonable precautions to safeguard traffic and also to remove such materials from such highway.

2.4 **Funeral, Parade or Procession**

- 2.4.1 Under authority provided in Section 110(1) of the Alberta Highway Traffic Act, R.S.A. 2000, Chapter H-8, the Town permits the protocol of Funeral, Parade and Processions when completed in accordance with said Section.

2.5 **School Bus Flashing Lights**

- 2.5.1 The operator of a vehicle bearing the sign "School Bus" may activate the alternately flashing yellow lights, red lights or "STOP" arm on the vehicle while loading or unloading passengers on any Town highway.
- 2.5.2 No person shall drive past a school bus while red lights are flashing or when stop arm is down.

2.6 Tracking

- 2.6.1 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. The Operator of any vehicle or equipment, which does track upon a highway, shall clean up any tracking, accidental or otherwise.
- 2.6.2 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 highway. In default, the Town may clean up or remove such substance or material at the expense of the person tracking or the owner of the vehicle.

2.7 Vehicle with Tracks, Lugs, Cleats, Chains or Spikes

- 2.7.1 Unless a permit to do so has been issued by the Designated Officer, no person shall operate on a highway:
- a) 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
 - b) A vehicle or trailer having skids or not using triple grouser or flat surface tracks.
 - c) A vehicle or trailer using tire chains.

2.8 Slow Moving Vehicles

- 2.8.1 Subject to Subsection 2.8.3, no person shall operate a slow moving vehicle upon any highway between the hours of 0700 and 0900 or between the hours of 1530 and 1730, Monday through Friday inclusive.
- 2.8.2 No person shall operate a slow moving vehicle during nighttime (commencing one hour after sunset and terminating one hour before sunrise) on any highway unless escort vehicles leading in front and following behind accompany the slow moving vehicle.
- 2.8.3 The provisions of this Section shall not apply to:
- a) any vehicle owned by or under contract to the Town while actually engaged in street maintenance operations upon any highway, or
 - b) any vehicle owned by or under contract to the Town while traveling to any locations for the purpose of carrying out street maintenance operations of an emergency nature, or
 - c) any vehicle used in connection with the servicing of public utilities including telephone, electricity, natural gas and cablevision systems while such vehicle is actually engaged in maintenance or emergency operations on a highway.

2.9 Tow Truck

- 2.9.1 No driver of a tow truck shall attend at the scene of a vehicle collision for the purpose of soliciting towing business from the owner or driver of a vehicle involved in that collision unless previously requested to do so by the owner or driver of the vehicle involved in that collision or by the Police Service.
- 2.9.2 Every driver of a tow truck shall, before towing any vehicle from the scene of a collision, clear all debris from the highway.

2.10 Harassing/ Intimidating/ Startling Other Highway Users

- 2.10.1 No person, whether as the operator or passenger in a vehicle, or as a pedestrian, shall do any act that does, or is likely to, intimidate, frighten, harass or startle any other user of the highway.

2.11 Taxi Cabs

- 2.11.1 No person shall operate a Taxi Cab within the town unless the owner has complied with the license requirements of the town.

2.12 Off-Highway Vehicles

- 2.12.1 Except as pursuant to the Off-Highway Vehicle Act, R.S.A. 2000, Chapter 0-5, and amendments thereof, no person park an Off-Highway Vehicle on any highway or public place within the Town.
- 2.12.2 Notwithstanding Subsection 2.10.1, Peace Officers are hereby authorized to operate any Off-Highway vehicle within the Town for the performance of their duties.

2.13 School Zones

- 2.13.1 School zones in the Town of Fox Creek shall be from 8:00 am - 5:00 pm on school days.

2.14 Turns

- 2.14.1 No person shall make a left turn between intersections unless turn is made into a driveway.

PART3

HEAVY VEHICLES/ RESTRICTED HIGHWAYS

3.1 Heavy Vehicle Route

- 3.1.1 No person shall operate or park a heavy vehicle on a highway other than a highway specified in Schedule I (attached hereto), without first obtaining from the Designated Officer a permit to do so.
- 3.1.2 No person shall park a heavy vehicle for more than 120 minutes on any highway within the Town, and at no time shall a heavy vehicle be parked within five (5) meters (16 feet) of a driveway or intersection.

3.2 Exemptions

- 3.2.1 The following shall not be deemed to be in contravention of Section 3.1.1 if the heavy vehicle was being operated on the most direct and practicable route between the premises or location concerned and the nearest heavy vehicle route for the purpose of:
- a) delivering or collecting goods or merchandise to or from or providing services at the premises of bonafide customers.
 - b) moving a building for which the necessary moving permit has been issued by the Town.
 - c) pulling a disabled vehicle from a prohibited highway to a heavy vehicle route.
- 3.2.2 Persons driving a bus shall not be deemed to be in contravention of Section 3.1.1 if the bus is in the process of transporting, loading or unloading passengers.
- 3.2.3 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 heavy vehicle route. In this Section, an "area" is defined as one that is bordered on all sides by one or more of the following:
- a) Heavy Vehicle Routes,
 - b) Dangerous Goods Routes,
 - c) The Town boundary.
- 3.2.4 Nothing in this Section shall be deemed to exempt any person from the provision of Section 3.1 to 3.10 inclusive of this Bylaw.

3.3 Over-weight and Over-dimensional Permits

- 3.3.1 No person shall operate or permit to be operated within the Town a vehicle in excess of the maximum allowable weight or dimension limits established by The Alberta Traffic Safety Act without first obtaining a permit from the Designated Officer to do so.
- 3.3.2 The Town may issue daily permits and annual permits for Over-Dimensional Vehicles and Over-weight Vehicles.
- 3.3.3 The permit fee for an Over-Dimensional Vehicles is \$35/day. This can be purchased through TRAVIS or at the Town office.
- 3.3.4 A) An annual permit fee for Over-Dimensional Vehicles for Businesses that reside within the Municipality of Fox Creek, that are taxpayers and have a valid business license issued by the Town of Fox creek shall pay a fee of \$60.00 for the entire year.
- B) An annual permit fee for Over-Dimensional Vehicles for out of Town businesses that do not reside in Fox Creek nor hold a valid Business license for Fox Creek shall pay a fee of 300.00 for the entire year.
- C) An annual permit fee for Over-Dimensional Vehicles that do not reside in Fox Creek but have a valid business license issued by the Town of Fox Creek shall pay a fee of \$150.00 for the entire year.

3.4 Off-route | Over-weight Permits

- 3.4.1 A person applying for a permit to operate a vehicle pursuant to this part shall pay to the Town the amount specified in Schedule II.

3.4.2 An applicant may be issued an open permit for any number of trips and/or for such a period of time, as the Designated Officer deems advisable. The Designated Officer may specify any restrictions or conditions deemed appropriate

3.4.3 Any person required to obtain a permit pursuant to this part, may obtain such permit by providing to the Designated Officer by telephone or fax the information required for a permit, providing that the applicant has previously signed an agreement to pay all damage caused to the highway, or any works made or done over, upon or under the same, as a result of operations and conveyance or movement of the vehicle or machinery.

3.4.3 Any permit issued pursuant to this part, copy of same, or bonafide permit number, must be in possession of the operator of the said vehicle and such permit, copy of same, or bonafide number shall be produced to a Peace Officer on demand.

3.4.4 TAC PERMITS

3.4.5 A permit must be purchased for a Triaxle group that exceeds 17,000kgs. The cost of the TAC permit shall be \$100.00. This is an annual permit for a fleet of 1-10 truck/trailer units License plates shall be listed on the permits.

3.4.6 Amendments to a TAC permit shall cost \$35.00.

3.5 Violation of Permit Conditions

3.5.1 Any person who violates the provisions contained in the permit issued under Section 3.1 of this Bylaw is guilty of an offence.

3.5.2 A Peace Officer may revoke and cancel any permit issued if he finds the permit holder in violation of any violations. Any and all permits revoked or canceled means that the issued permit is no longer valid. A new permit must be obtained from the Town to continue to operate within the Town's jurisdiction.

3.6 Multiple Legal Load Permits

3.6.1 Any company operating, accessing or using Town roads/roadways in combination of Two (2) or more truck/trailer units for the purpose of hauling goods/materials such as water, gravel, soils, sands, fluids, and any other materials shall purchase a Multiple Legal Load Permit from the Town of Fox Creek. The permit fee shall be \$35.00 per truck/trailer unit per day.

3.6.2 The Town's designated officer, has the authority to require a company to enter into a Road Use Agreement as per bylaw 804-2018 that pertains to Multiple Legal Load Units.

3.7 Weight Scale

3.7.1 All Commercial Vehicles over 4500kg must report to the Weight Scale when the yellow flashing lights are activated and turned on at the Report to Scale Sign, and or when requested to do so by a Peace Officer.

3.7.2 A Peace Officer has the authority to inspect all vehicles, trailers, loads for safety and compliance regulated under the Traffic Safety Act of Alberta, including the Over-Dimensional and Weight Regulation Act under the TSA.

3.7.3 If a driver fails to report to the Scales while the yellow flashing lights are turned on then he is guilty of an offense

3.7.4 If a driver fails to report to the Scales when requested by a Peace Officer he is guilty of an offense.

3.7.5 In the case of any dispute arising as to the weight of any vehicle, the certificate weight is deemed to be the actual weight of the vehicle, or, where practical, the vehicle shall be weighed upon a certified scale, and the certificate of the person weighing the vehicle shall be deemed conclusive.

3.8 Temporary Load Limits (Road Bans)

3.8.1 No person shall operate or park a vehicle on a highway in contravention of prohibitions stated on a traffic control device placed in situations, or unfavourable road conditions, to limit load limits

3.8.2 Road Ban Exemption Permit

3.8.3 A company can apply for a Road Ban Exemption Permit. The Permit fee for the Exemption Permit shall be \$100.00 Dollars for Local Businesses that reside in Fox Creek, are taxpayers of Fox Creek and have a valid business license.

3.8.4 The Permit fee for the Exemption Permit for companies that are not business taxpayers of Fox Creek shall be Five-Hundred (\$500.00) Dollars.

3.8.5 A Road Ban Exemption Permit only allows for a maximum of 7,300kg for the steer, 17,000 kg for the

tandem drives, 23,000kg for the tridem drive and 23,000kg for tridem axle trailer. The Road Ban Exemption Permit is only valid for 1 day. All other required permits remain in effect.

- 3.8.6 The designated officer has the authority to Approve or Not Approve any exemption permit they see fit.

3.9 Clearance of Structures and Overhead Fixtures

- 3.9.1 No person shall drive, operate or permit to be driven or operated, any vehicle or equipment of any nature or kind, through any structure or under any overhead fixture, with a maximum height which exceeds the minimum clearance on a traffic control device for a structure or overhead fixture.

3.10 Move Building

- 3.10.1 No person shall use any of the highways of the Town to move a building or part of a building from one site to another within the Town, or from a site outside to a site within the Town, or from a site within the Town to one outside the Town until the Owner of such building has obtained a moving permit granted by the Designated Officer. For the purposes of this Section, a building is as defined in the Alberta Building Code.

- 3.10.2 Such moving permit, a copy of same, or bonafide permit number, must be in the possession of the operator of a vehicle used for moving a building or part of a building and shall be produced to a Peace Officer on demand.

- 3.10.3 The person wishing to move a building or over-dimensional load shall ensure there are sufficient pilot vehicles to escort the move in safety. In the event any municipal services (Police, Public Works, Fire Dept) are required to assist with the move, the person responsible for the move shall pay to the Town the amount specified in **Schedule II** attached hereto.

3.11 Engine Retarder Brakes

- 3.11.1 The use of engine retarder brakes within the Town is prohibited.

3.12 Road Use Agreement

- 3.13 The Town of Fox Creek may require Companies to enter into a Road Use agreement between the Town and the Company as per Bylaw 804-2018 " The Road Use Agreement Bylaw"

- 3.14 If a trucking company refuses to enter into a Road Use Agreement and they continue to operate within the Municipality of Fox Creek they are guilty of an offense. The Fine for this offense will be Five-Thousand dollars (\$5000.00) per offense.

- 3.15 If a Road Use Agreement is in effect with a company and the Town of Fox Creek, some provisions of this bylaw may be exempted. These exemptions shall be stated in the Road Use Agreement and must be presented to a Peace Officer when requested.

PART4

RIGHTS AND DUTIES OF PEDESTRIANS

4.1 Crowding, Jostling or Harassing

- 4.1.1 No person shall crowd, jostle or harass pedestrians in such a manner as to create or cause discomfort, disturbance or confusion.

4.2 Throwing, Casting of Projectiles

- 4.2.1 No person shall cast, project or throw any stones or balls of snow or ice or other projectiles dangerous to the public on any of the highways or public places of the Town.

4.3 Obstructing

- 4.3.1 No person shall obstruct the entrance to any property or building or obstruct or prevent other persons from using such access to the same.
- 4.3.2 No person shall so conduct himself or otherwise position himself or anything on a highway in such a manner as to obstruct vehicular or pedestrian traffic or as to inconvenience any other person upon the highway.
- 4.3.4 No person shall obstruct traffic by playing any game on any roadway or alley in the Town.

4.4 Public Meetings

- 4.4.1 Nothing in this part shall be construed as prohibiting 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 person obstructing or impeding shall forthwith move away upon being requested to do so by a Peace Officer or by any other person duly authorized.

4.4.2 Any person refusing or failing to forthwith move away upon being requested is guilty of an offence.

4.5 *Watching Parade*

4.5.1 Nothing in this part shall be construed as prohibiting the assembling of persons for the purpose of watching a parade or procession duly authorized by Council.

4.6 *Hitch-hiking*

4.6.1 No person shall hitchhike or solicit a ride from a driver of a vehicle excluding taxicabs on a highway within the Town.

PART 5 CYCLISTS, SKATERS, SKATEBOARDERS, IN-LINE SKATERS

5.1 *Riding Bicycles on Sidewalk*

5.1.1 Every person riding a bicycle on a sidewalk, recreational pathway or in a crosswalk shall:

- a) yield the right-of-way to pedestrians,
- b) when passing a pedestrian, use the care and control required to ensure the safety of the pedestrian,
- c) give an audible signal before overtaking a pedestrian, which signal shall be produced a reasonable time prior to overtaking, by voice, bell or other warning device, which is audible to the pedestrian.

5.1.2 Every person riding a bicycle on a sidewalk or recreational pathway shall yield the right-of-way to any vehicle on a highway, which crosses a sidewalk or recreational pathway. This Section does not relieve the driver of a vehicle from exercising due care.

5.1.3 Cyclists using sidewalks, roadways & recreational pathways do so at their own risk.

5.2 *Skating*

5.2.1 No person shall ice skate or toboggan upon any roadway or sidewalk.

5.2.2 Every person roller skating, in-line skating, or skateboarding on a recreational pathway, sidewalk or roadway shall:

- a) yield the right-of-way to pedestrians,
- b) when passing a pedestrian, or other person, use care and control required to ensure the safety of the pedestrian or other person,
- c) stay at a reasonable distance from other persons using the path, and
- d) give an audible signal by voice, bell or other warning device, which is audible to the pedestrian a reasonable time before overtaking a pedestrian.
- e) conduct themselves in such a manner so as to not impede vehicular traffic.

5.2.3 Roller skaters, skateboarders and in-line skaters using sidewalks, roadways & recreational pathways do so at their own risk.

5.2.4 No person shall roller skate, skateboard or in-line skate where signs are posted to prohibit such activity.

5.2.5 Every Cyclist, Skater, Skate Boarder (and other devices such as scooters) under the age of 18 Years old, must wear a helmet when on any Public roadways, sidewalks, parks, and Town property.

PART 6 PARKING

6.1 *Parking Within Prescribed Space*

- 6.1.1 Where a vehicle parking space upon a highway is marked out or designated, an operator using the same shall park such vehicle wholly within the limits of that space.

6.2 *No Parking Anytime*

- 6.2.1 No person shall park a vehicle at any of the following locations:

- a) Upon any portion of a highway adjacent to any structure in the course of erection or repair when such stopping or parking will impede or obstruct traffic.
- b) In any loading or unloading space marked by a traffic control device indicating the restrictions which apply thereto, unless lawfully engaged in loading or unloading merchandise.
- c) Where the vehicle may in any way interfere with the use of a doorway intended as a fire or emergency exit from any building.
- d) In the entrance way to any fire hall or to any police station or any ambulance station or emergency entrance to any hospital.
- e) In any place or area where the traffic control device indicates that parking there is restricted to a special class of vehicles only.
- f) Upon any highway or portion thereof providing emergency vehicle access to any property (excepting emergency vehicles) where the highway is marked by a traffic control device as an emergency vehicle access.
- g) On or within 1.5 meters (5 feet) of a crosswalk or fire hydrant or as otherwise marked by a traffic control device.
- h) No person shall park a vehicle, which impedes traffic on any highway in Fox Creek.
- i) Or as otherwise restricted by signage.
- j) Blocking a person's driveway.
- k) Vehicle Parked no longer than 72 hrs on road way.

6.3 *No Stopping*

- 6.3.1 No person shall stop a vehicle for any period of time whatsoever on any portion of a highway which is marked by a traffic control device as "No Stopping".

6.4 *No Parking*

- 6.4.1 No person shall park a vehicle upon any portion of a highway that is marked with a traffic control device as "No Parking".

6.5 *Temporary "No Parking"/ "No Stopping"*

- 6.5.1 Notwithstanding any other provision in this Bylaw, the Designated Officer may cause "No Parking" or "No Stopping" signs to be placed on or near a roadway twenty four hour(24 hr) notice for roadway maintenance, construction purposes or snow removal.
- 6.5.2 After Temporary "No Parking" traffic control devices are placed on or near a roadway, no person shall park or leave a vehicle on that portion of roadway contrary to the traffic control devices.
- 6.5.3 When roadway maintenance or construction commences, any vehicle parked on the signed roadway may be removed pursuant to Section 6.5.2 hereof and, when it is practicable to do so, the vehicle upon removal from the signed roadway, will be left nearby to minimize the inconvenience to its owner and operator.

6.6 *Passenger Loading*

- 6.6.1 No person shall park a vehicle in any passenger loading space marked with a traffic control device for a period of more than that indicated on the control device, except while in the process of loading or discharging passengers.

6.7 Alley Parking

- 6.7.1 No person shall park a vehicle in an alley in such a manner as may obstruct the passage of other vehicles along the alley unless a traffic control device otherwise permits, except for the loading or unloading of goods for a period not exceeding (30) minutes.

6.8 Restricted Time/ Hours

- 6.8.1 Where a traffic control device restricts the parking of vehicles to a maximum time, or within certain hours, it shall be an offence to park a vehicle in excess of the time or outside the hours so designated and marked on the traffic control device.
- 6.8.2 After the issuance of a traffic tag to a vehicle for a first violation of Section 6.8.1 hereof and a vehicle remaining parked in excess of the time permitted on the traffic control device for a further period, the vehicle in violation may be towed as per Section 6.9.1(a) of this bylaw.
- 6.8.3 The provisions of this Section shall not apply on a Sunday or a holiday to vehicles that are not heavy vehicles.

6.9 Private Property Parking and Storage of Vehicles.

- 6.9.1 No person shall park or leave a vehicle on private land which has been clearly marked by a traffic control device erected by the owner, tenant or their agent unless such person has obtained the permission of the owner, tenant, occupant or person in charge of the private land.
- 6.9.2 A vehicle parked contrary to this Section may be impounded and removed and an information and complaint may be laid against the owner or person in charge of the illegally parked vehicle.
- 6.9.3 For this Section, "Private Land" means any land owned or controlled by an individual, a business, corporation or a Municipal, Provincial or Federal Government.
- 6.9.4 No person shall park or store vehicles on Private Property that are unregistered.
- 6.9.5 All vehicles must be parked on a driveway only.

6.10 Parking on Town Lands

- 6.10.1 No person shall park or direct another person to park a vehicle upon any land owned by the Town, parkland, boulevard, playground, recreation area, or right-of-way, unless authorized by the Designated Officer by way of a permit, sign or signs.

6.11 Occupied Recreational Vehicles

- 6.11.1 No person shall occupy, camp or dwell in a recreational vehicle as a temporary or permanent dwelling place, living abode or sleeping place on a highway that is not a recreational vehicle park.

6.12 Unattached Trailers

- 6.12.1 No person shall park a trailer upon a highway unless the trailer is attached to a vehicle by which it may be drawn, and at no time shall such parking exceed 24 hours.

6.13 Parking of Recreational Vehicles

- 6.13.1 An owner or operator of a recreational vehicle shall not park the recreational vehicle on a highway in the Town, except in the area of the roadway immediately adjoining the owner or operator's place of residence and for no more than forty-eight (48) consecutive hours, following which the owner or operator shall move the recreational vehicle to an off-highway location for a period of not less than forty-eight (48) consecutive hours before the recreational vehicle may be parked again in the area of the roadway immediately adjoining the owner or operator's place of residence.
- 6.13.2 A recreational vehicle may be parked in a residential district providing the vehicle is contained entirely within the residents' property line:
- a) For the period April 1st to October 31th, the recreational vehicle must be parked no closer than 1 metre from the interior edge of the sidewalk, or within 2 metres from the curb in the event there is no sidewalk;
 - b) For the period November 1st to March 31st, the recreational vehicle must be located off-site, in the rear yard, or in the case of the front or side yards, at a set-back not to exceed farther than 3 metres beyond the house, or at the discretion of the Designated Officer.
- 6.13.3 A recreational vehicle or utility trailer shall not be stored on public streets, rights of way, vacant lots, parks, walkways or municipal property.
- 6.13.4 Recreational vehicles and utility trailers must be attached to a tow vehicle at all times that they are

parked on a public street, except during loading and unloading. The owner or operator of a recreational vehicle or utility trailer shall not park said vehicle on a public street in Fox Creek for a period exceeding a period of forty eight (48) which includes the time allowed for loading and unloading. The owner or operator must have the recreational vehicle or utility trailer to an off-highway location for at least forty eight (48) consecutive hours before the vehicle can again be parked on a public street.

6.14 Taxi Stand

- 6.14.1 No person shall stop or park a vehicle that is not a taxicab in either a marked taxicab stand allotted to a company or in an open taxicab zone.
- 6.14.2 No operator of a taxicab shall stop or park and leave his vehicle unattended for a period exceeding fifteen (15) minutes at any taxicabstand.

6.15 Snow Route

- 6.15.1 This Section applies when the Snow Route has been declared in effect by the Designated Officer and is in effect for a period of seventy-two (72) hours unless extended by a further declaration for another seventy-two (72) hours by the Designated Officer.
- 6.15.2 No person shall park a vehicle or permit a vehicle to be parked on a highway marked as a Snow Route.
- 6.15.3 All vehicles parked on signed Snow Routes after the declaration indicated in Subsection 6.15.2 are subject to immediate removal at the expense of the owner of the said vehicle.
- 6.15.4 The declaration indicated in Subsection 6.15.1 may be rescinded in whole or in part, prior to the expiration of seventy-two (72) hours, by the Designated Officer.

6.16 Residential Parking Permits

- 6.16.1 Where a traffic control device upon a highway restricts parking thereon to residents, no person shall park a vehicle:
 - a) at anytime, unless such vehicle displays upon the front windshield of such vehicle, a permit authorized by the Designated Officer or,
 - b) in excess of the time so designated and marked on a traffic control device.

6.17 Disabled Persons Parking

- 6.17.1 The Designated Officer is hereby delegated the authority to establish parking places on public property, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, for the exclusive use of persons with disabilities who display on their vehicles a handicap placard or license plate that is issued or recognized by Alberta Registries.
- 6.17.2 No person shall park a vehicle in a parking place marked for the use of persons with disabilities, on public or private property that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, unless:
 - a) the vehicle displays a handicap placard or license plate that is issued or recognized by Alberta Registries, and
 - b) the vehicle is operated by, or is being used to transport, a disabled person.

- 6.17.3 A vehicle parked contrary to this Section may be tagged, and or impounded and removed, without any liability to the Town, by any Peace Officer or the owner of the property.

6.18 Propane-Fueled Vehicles

- 6.18.1 No person shall park a propane-fueled vehicle in any underground parking facility or within an enclosed or partially enclosed structure used by the public for parking vehicles.

6.19 Removal of Vehicles

- 6.19.1 A Peace Officer is hereby authorized to remove or cause to be removed any vehicle or trailer,
 - a) parked or left at a standstill in contravention of this bylaw; or
 - b) where emergency conditions may require such removal from a Highway.
- 6.19.2 Any such vehicle may be removed to a place designated by the Designated Officer where it will remain impounded until claimed by the owner thereof or his authorized agent.
- 6.19.3 The owner or his authorized agent, of any vehicle removed because of a contravention of this bylaw,

shall pay to the Designated Officer all storage and/or removal charges. Such charges shall be in addition to any fine or penalty imposed in respect of any such contravention.

- 6.19.4 In the event that an owner of a motor Vehicle does not claim such Vehicle, the storage and removal charges may be collected pursuant to the provisions of the *Motor Vehicle Administration Act (Alberta)* as amended.
- 6.19.5 In the event that an owner of any other Vehicle does not claim such Vehicle, the storage and removal charges may be collected pursuant to the provisions of the *Municipal Government Act (Alberta)*, as amended.

6.20 Restricted Vehicles

- 6.20.1 No person shall park a fuel truck or truck containing explosives within a residential district.

PART 7 RULES FOR PARADES AND PROCESSIONS & SPECIAL ROADWAY EVENTS

7.1 Permit Necessary for Parade/Procession

- 7.1.1 No person shall hold any parade or procession or special roadway event that would impede or obstruct vehicular or pedestrian traffic without first obtaining a permit from Council, subject to such terms and conditions that the Council, by resolution, deems advisable, for the parade or procession to be held.
- 7.1.2 Council may delegate their power under this Section to the Designated Officer.
- 7.1.3 All persons participating in a funeral, religious or church procession are exempt from this section.
- 7.1.4 Any person desiring to hold a special roadway event, parade or procession within the Town shall make application in writing to the Town and in such application shall furnish to the Town information with respect to the following;
 - a) The name and address of the applicant, and if such application is an organization, the names, and addresses of the organizer(s) 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) Proof of comprehensive general liability insurance of a least one million (\$1,000,000.00) dollars.

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 undertake to be responsible for the good order and conduct thereof.

- 7.1.5 During such parade or procession, all pedestrians not taking part therein shall be restricted to the use of the sidewalk area.

PART 8 DESIGNATED AUTHORITY

8.1 Authority to Place "Traffic Control Devices"

- 8.1.1 The Designated Officer is hereby delegated the authority to prescribe where traffic control devices, either permanent or temporary, are to be located, including traffic control devices restricting the speed or parking of vehicles. Such decisions will be made in consultation with the Peace Officer, Fire Department, Ambulance, Engineer and/or Public Works Departments.
- 8.1.2 Any such traffic control devices erected or placed pursuant to a declaration made under this clause shall be deemed to have been made by bylaw of the Town.
- 8.1.3 The Designated Officer shall cause such devices to be placed at the prescribed locations such that the devices are clearly recognizable in all reasonable light and weather conditions.

8.2 Authority to Designate "Crosswalks"

- 8.2.1 The Designated Officer is hereby authorized to designate crosswalks upon any highway and to mark same.

8.3 Authority to Designate "No Turn" Signs

- 8.3.1 The Designated Officer 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 or both shall be made, and shall cause the said place to be signed, barricaded or otherwise restricted.

8.4 Authority to Designate "No U-Turn"

- 8.4.1 The Designated Officer is hereby authorized to designate any intersection or place on a highway, as a place where U-turns are prohibited and shall cause same to be marked.

8.5 Authority to Identify "One-Way Traffic"

- 8.5.1 When 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 this Bylaw, then the Designated Officer shall cause the same to be marked with traffic control devices.

8.6 Authority to Designate Traffic Lanes

- 8.6.1 The Designated Officer is hereby authorized to designate any roadway as one to be divided into traffic lanes of such numbers as he considers proper.

8.7 Authority to Designate "School & Playground Zones"

- 8.7.1 The Designated Officer is hereby authorized to designate "School Zones" and "Playground Zones" and shall cause such zones to be marked by traffic control devices.

8.8 Authority to Designate Speed Zones

- 8.8.1 When Council has designated vehicles' speeds on any municipal highway, or a portion of a highway, then the Designated Officer shall cause such speed limits to be marked.

8.9 Authority to Designate Construction Traffic Control

- 8.9.1 The Designated Officer is hereby delegated the authority to prescribe where emergency or construction traffic control devices are to be located on any highway, and shall cause the same to be marked.

8.10 Authority to Permit Parking

- 8.10 The Designated Officer is hereby authorized to cause traffic control devices permitting parking to be erected on lands used under the License of Occupation.

8.11 Authority to Designate "Passenger" Loading/unloading" Zones

- 8.11.1 The Designated Officer is hereby authorized to designate passenger vehicles loading and unloading spaces and shall cause the same to be marked.

8.12 Authority to Prohibit Parking

- 8.12.1 The Designated Officer is hereby authorized to designate distances from any intersection within which no parking is permitted and shall cause traffic control devices to be erected indicating no parking. This provision shall not apply to vehicles stopped in compliance with any provision of this Bylaw.

8.13 Authority to Designate Parking Limits

- 8.13.1 The Designated Officer is hereby authorized to designate portions of highway where parking is limited to a period of time and shall cause traffic control devices to be erected indicating such parking limitations.

8.14 Authority to Set Permit Terms

- 8.14.1 Subject to the terms and conditions required by this Bylaw, the Designated Officer is hereby authorized to set the terms and conditions for each permit, sticker or special permission required under this Bylaw.
- 8.14.2 Upon request by an applicant or permit holder and when it is decided by the Designated Officer that extenuating circumstances exist, the Designated Officer is hereby authorized to waive or alter any term of an agreement or permit required by this Bylaw.

- 8.14.3 The Designated Officer may, in writing, alter, suspend or revoke a permit whenever the permit is issued in error or on the basis of incorrect information supplied, or when occupied areas indicated on the permit are required by the Town for other purposes, or in violation of any Town Bylaw or resolution.

8.15 Authority to Set Permit Fees

- 8.15.1 Council shall set the fee to be charged for each permit, sticker or special permission issued under this Bylaw which the Designated Officer has implemented.

8.16 Authority to Designate "Special" Routes

- 8.16.1 The Designated Officer is hereby authorized to mark, with traffic control devices, any highway or part of a highway designated by this Bylaw as a "Heavy Vehicle Route", or "Dangerous Goods Route".

- 8.16.2 A listing of designated "Heavy Vehicle Route" or "Dangerous Goods Route" locations shall be maintained in Schedule 1 (Heavy Vehicle Routes)

8.17 Authority to Designate Parking

- 8.17 The Designated Officer is hereby authorized to designate parking procedures on any highway in the Town and to cause the same to be marked.

8.18 Authority to Set Load Limits

- 8.18.1 The Designated Officer is hereby authorized in case of unfavourable road conditions to limit vehicle weight upon Town highways.

8.19 Authority to Restrict Traffic Movements

- 8.19.1 The Designated Officer is hereby authorized to prohibit or restrict by traffic control devices, 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.

8.20 Authority to Designate Bicycle Movements

- 8.20.1 The Designated Officer is hereby authorized to designate locations:
- a) On public roadways where the use of bicycles is prohibited and may cause the same to be marked by traffic control devices. Wherever the use of bicycles is prohibited by order of the Designated Officer, a reasonable alternative route shall be provided.
 - b) On sidewalks, walkways and special bicycle paths where the use of bicycles is permitted, and may cause same to be marked by traffic control devices.
- 8.20.2 The Designated Officer is hereby authorized to designate portions of highways within the Town for the use of bicycles only, and to regulate the movement of bicycles upon the portion of such highway designated for use by bicycles.

8.21 Authority to Revoke Permit

- 8.21.1 The Designated Officer may revoke any permit issued pursuant to Part II and require the highway to be made passable to the satisfaction of the Designated Officer.
- 8.21.2 In addition to the specified penalty, all work being performed without a permit shall be stopped immediately and the person performing the work shall be liable for costs incurred in making the highway passable.

PART 9 ENFORCEMENT

9.1 Authority to Enforce

- 9.1.1 Any Peace Officer is hereby authorized to enforce this Bylaw.
- 9.1.2 A Peace Officer will issue a Provincial Summary Offence ticket described in Schedule X, Fail to Pay column.

9.2 Authority to Remove Vehicle

9.2.1 Any Peace Officer is hereby authorized to remove or cause to be removed any vehicle,

- a) Parked in contravention of a provision of the Bylaw; or
- b) Where emergency conditions may require such removal from a highway.

9.2.2 Any vehicle removed under this Section shall remain impounded by the Towing firm until claimed by the owner.

9.2.3 No impounded vehicle shall be released to its owner until all impounding charges have been paid to the Towing firm; these charges shall be in addition to any fine or penalty imposed in respect of the said violation.

PART 10 MISCELLANEOUS

10.1 Materials on Highways/other Places

10.1.1 No person shall place, or permit to be placed, any substance, material or thing on any parkland, recreational pathway, right of way, or other public area, unless a permit has been obtained from the Town.

10.1.2 No person shall permit mud, slush, snow or ice to remain on a sidewalk abutting property under their control.

10.1.3 No person shall clear snow, ice, mud, slush, grass clippings, leaves or any other obstruction onto a street, sidewalk, boulevard, or other public thoroughfare.

10.1.4 Every person who contravenes the provisions of this part, shall, in addition to any other penalty, remove any material(s) forthwith after being directed by the Designated Officer or his representative. If the person fails to comply with the directive, the Designated Officer may remove, or cause to be removed, anything found in any of the places mentioned in Section 10.1 or 10.2. The costs of the removal may be recovered directly from the owner or person who placed or failed to remove the item or material; or the items or material may be sold to recover the costs of removal.

10.2 Loading/unloading Goods Across a Sidewalk

10.2.1 No person shall cause pedestrians to walk on a roadway by loading or unloading goods or merchandise across a sidewalk or boulevard.

10.3 Washing Vehicle

10.3.1 No person 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.

10.3.2 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, slush or ice upon the public sidewalk or roadway.

10.4 Street Furniture

10.4.1 No person shall climb or interfere with any street furniture, protection system or any other utility system or work of the Town.

10.5 Posters

10.5.1 No person shall place any poster:

- a) on any item of street furniture and includes but is not limited to benches, bus shelters, garbage receptacles, planters, bicycle racks and newspaper boxes, which impedes or impairs the safe movement of traffic, or
- b) on any traffic control device.

10.6 Signs

10.6.1 No person shall place a freestanding sign on a highway, unless approved by permit from the Designated Officer.

10.6.2 No person shall place or erect any portable sign, banner or any other type of sign not referred to in this or any other Bylaw on a highway unless authorized by the Designated Officer.

10.7 Authority to Remove Signs

- 10.7.1 In addition to any other penalty for a breach of Sections 10.5 and 10.6, the Designated Officer may remove or cause the removal of any poster or sign placed or erected contrary to Section 10.5 and 10.6 or which impedes or interferes with any repair or maintenance work on a highway, without prior notice, and such removal shall be at the expense of the person who placed or erected the poster or sign.
- 10.7.2 For the purposes of this Part, the individual, organization or corporation who is being referred to on the poster or sign shall be deemed to be the individual, organization or corporation who placed or erected the poster or sign.

10.8 Driving Across the Sidewalk

- 10.8.1 No person shall drive or park any vehicle across any sidewalk or boulevard, or both, unless a crossing has been constructed as required by the Designated Officer and as provided by Section 10.9.

10.9 Use of Road Allowance

- 10.9.1 No person shall occupy or use a road allowance, public highway or a portion of a road allowance or highway when it is not required for public use without first obtaining a License of Occupation from the Engineer.
- 10.9.2 A License of Occupation may be terminated on 30 days notice by either party.

10.10 Responsibility of Registered Owner

- 10.10.1 Where the person operating a vehicle cannot be positively identified, the registered owner of the vehicle shall be liable under this bylaw for any and all infractions committed with said vehicle.

PART 11 OBSTRUCTIONS

11.1 Permit Required

- 11.1.1 No person shall make, place or allow an obstruction of any kind in, upon, or above any of the highways of the Town unless authority has been granted by the Designated Officer pursuant to a permit.
- 11.1.2 Every person making or placing an obstruction of any kind in, upon or above any of the highways of the Town shall produce the permit granted pursuant to Subsection 11.1.1 for inspection upon the request of a Peace Officer or a representative of the Designated Officer.

11.2 Failure to Obtain Permit

- 11.2.1 Every person who fails to obtain or to comply with the provisions of a permit pursuant to Subsection 11.1.1 shall be guilty of an offence and shall, in addition to any other penalty, cause the removal of the obstruction forthwith after being notified to do so by the Designated Officer or his representative. The Designated Officer may cause the removal of the obstruction and such removal shall be at the expense of the person causing, placing or permitting the obstruction on the highway or public place.

11.3 Removal of Obstructions

- 11.3.1 Where an obstruction of any kind exists in, upon or above any highway or public place and, in the opinion of the Designated Officer or his representative, creates an unsafe condition, the Designated Officer shall be entitled to take such measures as are required for the protection of life or property.
- 11.3.2 The Town assumes no responsibility for damage to property abutting Town property when work is being done pursuant to this Section.

11.4 Hoardings

- 11.4.1 No person shall place any covered way, fence, railing, boarding, barricade, guard, timber buffer, temporary walkway, or any other structures, materials or equipment (hereinafter referred to as hoarding) upon a highway without first obtaining the written approval of the Designated Officer for the location of the hoarding on the highway.
- 11.4.2 No person shall erect a hoarding unless a hoarding permit has been obtained and a hoarding agreement has been entered into with the Town.

11.5 *Swinging Gate*

- 11.5.1 No owner or occupant of any premises shall allow a gate of such premises to swing or project over a highway.

11.6 *Construction on Highway*

- 11.6.1 1 No person shall, unless first obtained a permit from the Designated Officer, perform construction and maintenance work of any highway if the work involves:
- a) Excavation of roadways, sidewalks or boulevards,
 - b) Non-excavation work that interferes with traffic flows on arterial roadways during the hours of 06:00 - 09:00 and/or 15:30 - 18:00.

11.7 *Authority to Revoke Permit*

- 11.7.1 The Designated Officer may revoke any permit issued pursuant to Section 11.6 and require the highway to be made passable to the satisfaction of the Designated Officer.
- 11.7.2 In addition to the specified penalty, all work being performed without a permit shall be stopped immediately and the person performing the work shall be liable for costs incurred in making the highway passable.

11.8 *Street Vending*

- 11.8.1 No person shall, unless he has obtained a permit from the Town, sell or display goods or place any temporary or permanent structure related to the selling or displaying of such goods on the highways of the Town.
- 11.8.2 The Planning and Development Department of the Town must approve the size, form, and design of structures and location of any such approved structures.

11.9 *Shrubs at Intersections*

- 11.9.1 No person shall allow trees, hedges or shrubs on private property, 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.
- 11.9.2 The Designated Officer may require compliance with the provisions of Subsection 11.9.1 hereof within 72 hours of being notified to do so. If the person fails to comply with such notice, the Designated Officer may direct employees or agents of the Town to enter upon the private property to carry out the necessary work and may recover the cost of doing so from the owner or occupier of the said property.

11.10 *Fences at Intersections*

- 11.10.1 No person shall erect or cause to be erected, built or placed, a fence, wall or other object on private property within five (5) metres of a highway intersection so that good visibility for safe traffic flow is thereby interfered with.
- 11.10.2 No person shall continue the existence of a fence, wall or other object on private property within five (5) metres of an intersection, which interferes with the visibility for safe traffic flow.
- 11.10.3 Every owner or occupier of private property who erects, builds, places or continues the existence of a fence, wall, or other object on said property contrary to this Section shall cause the removal or reduction in height of the said fence, wall or other object within ten (10) days after being notified to do so by the Designated Officer or his representative. After the expiration of the said ten (10) days, the Designated Officer may cause the removal or reduction in height and such work shall be at the expense of the owner or occupier of the said property.

11.11 *Industrial Waste Container Placement*

- 11.11.1 No person shall place an industrial waste container upon any highway of the Town unless:
- a) A permit has first been obtained from the Designated Officer approving such placement;
 - a) The container is marked with white or yellow high intensity reflective sheeting for use on traffic control signs, placed mid-height to the following minimum requirements:
 - b) A 0.3 metre by 0.3 metre piece of sheeting wrapped around each of the four corners such that there is a 0.3 metre by 0.15 metre surface on both sides of the corner, or
 - c) A 0.15 metre horizontal band at each end of the container with a 0.15 metre wrap around each corner.

d) A red and white 0.05 metre wide diamond grade truck marking tape may be used in a similar fashion to cover the same lengths described in (b)(i) and (b)(ii) as an alternative to the 0.15 metre wide yellow or white sheeting.

11.11.2 The company name and telephone number shall be displayed on the two sides of the container in lettering not smaller than five (5) centimetres high.

11.11.3 The company shall maintain in respect of the container, public liability insurance in an amount determined by the Town.

PART 12

DANGEROUS GOODS ROUTES

12.1 *Definition of Dangerous Goods*

12.1.1 The definitions in this Section shall be consistent with those definitions as defined in the Dangerous Goods Transportation and Handling Act, Chapter D-4 of the Revised Statutes of Alberta, Consolidated 2000

12.2 *Travel on Dangerous Goods Route*

12.2.1 No carrier transporting dangerous goods shall travel within the Town other than on a Dangerous Goods Route except:

- a) to obtain or deliver dangerous goods from or to a location within the Town or to gain access to a Permitted Vehicle Storage Location, in which event the carrier shall:
 - i) proceed on a Dangerous Goods Route to the highway which forms the shortest and most direct route to the collection or delivery point, or storage location, and then proceed directly on that highway; and
 - ii) return to the Dangerous Goods Route via the same highway.
- b) to obtain emergency repairs or vehicle servicing at the nearest facility

12.3 *No Stopping*

12.3.1 No carrier transporting dangerous goods shall stop within the Town except:

- a) i) At a permitted vehicle storage location;
 - ii) If required to park, Class I (Explosives) dangerous goods carriers shall apply for a special permit issued by the Fire Chief or designate pursuant to this Bylaw for a "Permitted Vehicle Storage Location";
- b) To load or unload the dangerous goods;
- c) In compliance with directions of a Peace Officer, a designated Dangerous Goods Inspector or traffic control device;
- d) Due to mechanical failure of the carrier vehicle, a spill, emission or discharge of dangerous goods from any container or packaging, or a motor vehicle accident involving the carrier vehicle.
- e) On a dangerous goods route unless a traffic control device indicates a prohibition.

12.4 *Dangerous Goods and Transportation of Dangerous Goods Permits*

12.4.1 Notwithstanding Sections 12.2 and 12.3, a carrier may operate or park beyond the limits of a Dangerous Goods Route where the carrier has obtained a Special Permit authorizing such travel or parking.

12.4.2 All trucks containing and transporting Dangerous Goods over 451 litres shall purchase a yearly permit to transport Dangerous Goods within the Municipality of Fox Creek.

12.4.3 The cost of a yearly permit is One-Hundred (\$100) dollars. This permit can be purchased at the Town office.

12.4.4 A carrier is required to produce a Permit issued under this Section upon demand to a Peace Officer, a designated Dangerous Goods Inspector, or the Fire Chief.

12.4.5 A carrier or driver who violates any condition set out on the permit issued to them, is guilty of an offense.

12.4.6 Exemptions for yearly Permit.

- 12.4.7 All companies and businesses that are located within the Town of Fox Creek and have a valid business license shall be exempt from obtaining a Dangerous Goods permit.

PART 13

PENALTIES AND EFFECTIVE DATE

13.1 Guilty of Offence

- 13.1.1 Every person who contravenes a Section of this Bylaw is guilty of an offence.

13.2 Penalty

- 13.2.1 Subject to any express provisions in this bylaw, every person who is convicted of an offence is liable to a fine of not more than \$10,000 or to imprisonment for not more than 6 months or to both.
- 13.2.2 Where a penalty with respect to certain offences has been specified in **Schedule X**, attached to and forming part of this bylaw, every person who is convicted of any offence listed shall forfeit and pay the penalty as set out in the Schedule.
- 13.2.3 With respect to any fines levied under this bylaw, a Court may order that in default of payment of the fine or in compliance with any order, as the case may be, the defendant shall be imprisoned for a period of not more than 6 months.

13.3 Summons, Tag or Notice

- 13.3.1 Pursuant to the provisions of the *Provincial Offences Procedure Act* and regulations thereunder, a Peace Officer may issue a summons, offence notice or traffic tag with respect to any offence contained herein.
- 13.3.2 A notice or form commonly called an offence notice or traffic tag having printed wording approved by the Designated Officer may be issued by a Peace Officer to any person alleged to have breached any provision of this bylaw, and the said notice shall require payment to the Town in the amount specified in this bylaw;
- 13.3.3 Notwithstanding Subsection 13.3.1, a Peace Officer may, if it is in the public interest, issue a summons requiring the defendant to appear before a justice on the initial appearance date without the alternative of making a voluntary payment.
- 13.3.4 An offence notice or 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
 - c) If attached to or left upon the vehicle in respect of which the offence is alleged to have been committed.

13.4 Bylaws Repealed

- 13.4.1 This bylaw shall come into force and have effect from the date of the third reading thereof,
- 13.4.2 This bylaw hereby repeals previous Town Bylaw numbers:

123-72, passed September 12, 1972
135-73, passed February 28, 1973
174-74, passed November 12, 1974
209-77, passed August 23, 1977
216-77, passed December 29, 1977
219-78, passed January 10, 1978
221-78, passed February 14, 1978
233-79, passed February 27, 1979
309-85, passed October 15, 1985
315-86, passed August 12, 1986
384-91, passed January 21, 1991
402-91, passed October 7, 1991
411-92, passed February 18, 1992
441-93, passed November 1, 1993 (*)
459-94, passed October 3, 1994
462-94, passed November 7, 1994 (*)
481-95, passed September 18, 1995
486-95, passed November 20, 1985 (*)


490-95, passed December 18, 1995
512-97, passed February 18, 1997
513-97, passed April 1, 1997
517-97, passed July 14, 1997
592-2002, passed May 13, 2002
611-2002, passed
660-2006 passed June 26, 2006
731-2014 passed March 10, 2014

- 13.4.3 If any provision of this bylaw is deemed to be invalid, illegal, or incapable of being enforced by any reason, all other provisions of this bylaw shall remain in full force and effect.
- 13.4.4 No provision of this bylaw shall be deemed to be dependent on any other provision unless expressly so stated.
- 13.4.5 All attached Schedules form

FIRST REASING of Bylaw 806-2018 granted this 14th day of May, 2018.

SECOND READING of Bylaw 806-2018 granted this 28th day of May, 2018.

THIRD AND FINAL READING of Bylaw 806-2018 granted this 28th day of May, 2018.



Jim Hailes,
Mayor



Roy Dell,
Chief Administrative Officer

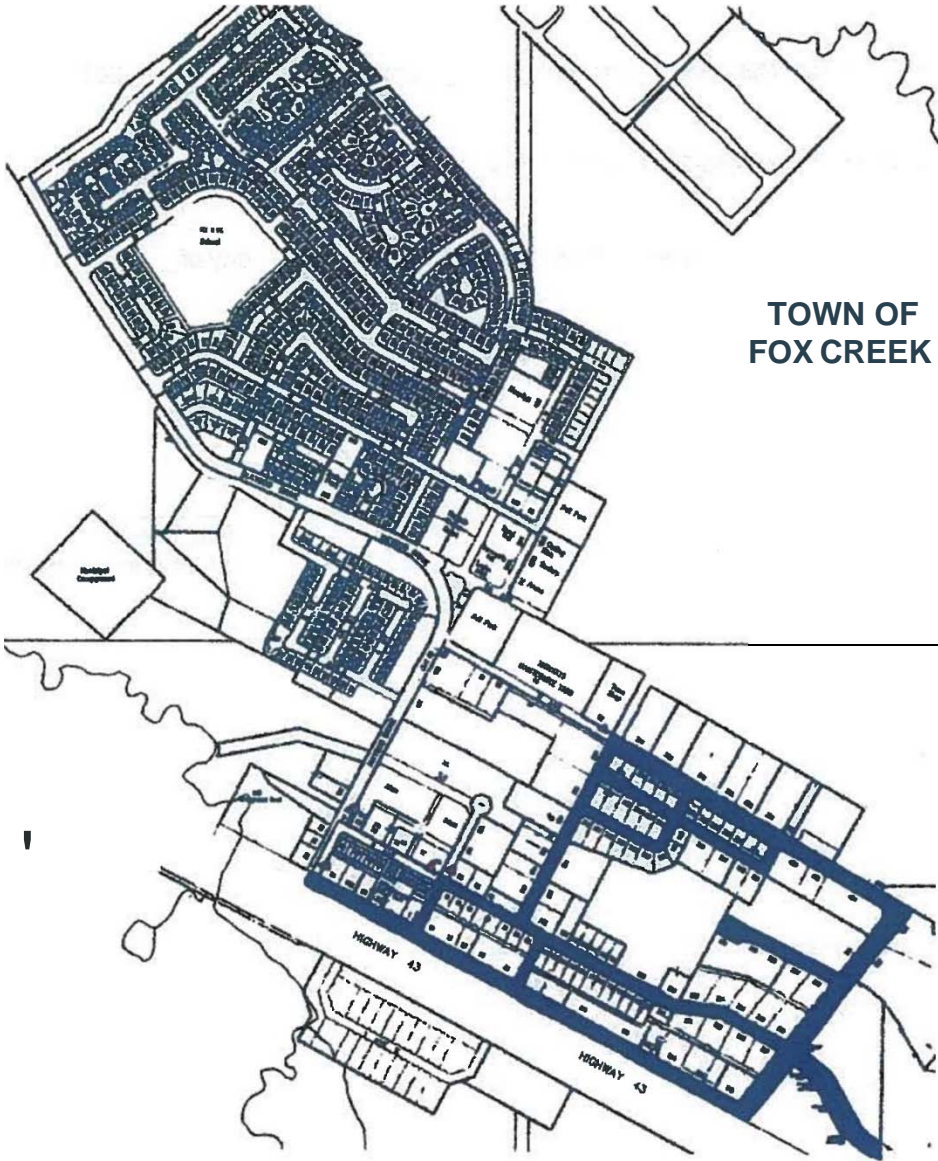
May 28/18.

Date Signed

SCHEDULE I
HEAVY VEHICLE ROUTES

TRUCK ROUTES

Highway	From	To
Kaybob Drive	Highway Avenue	3 rd Street East (Bypass Road)
1 st Avenue	Main Street	3 rd Street East (Bypass Road)
3 rd Street East (Bypass Road)	Highway Avenue	Town Boundaries (North of Town)
2 nd Avenue	3 rd Street East	1 st Street East
1 st Street	2 nd Avenue	1 st Avenue
1 st Street	1 st Avenue	Highway Avenue
Main Street	1 st Avenue	Highway Avenue
1 st Avenue	1 st Street East	2 nd Street East
B Avenue		



SCHEDULE II HEAVY VEHICLE SCHEDULE OF FEES

OPERATE/ PARK OFF ROUTE

- (1) To operate or park a vehicle off a Heavy Vehicle Route that exceeds 7,500 kg but does not exceed the allowable gross weight for the type of vehicle, or a vehicle that exceeds 10 metres in length, the sum of Thirty-five dollars (\$35.00) for each 24 hour period.

OVERWEIGHT VEHICLE

- (1) For a single trip, the sum of twenty five dollars (\$35.00) per one thousand (1,000) kilograms over and above the certificate weight (C.W.) or, in the case of a road ban, over the allowable gross weight; or
- (2) For annual open permits, the sum of two thousand five hundred (\$2500.00) dollars per year for each vehicle up to (115%) of the certificate weight, or, in the case of a road ban, up to 15% over the allowable gross weight; or
- (3) For open permits **of a fleet of 1-10 trucks**, the sum of five thousand dollars (\$5,000.00) per year where the gross weight exceeds one hundred fifteen percent (115%) of the certificate weight (C.W.), but does not exceed one hundred forty per cent (140%) of the certificate weight (C.W.), or in the case of a road ban, more than 15% but less than 40% over the allowable gross weight.
- (4) **License plates of the vehicles shall be listed in the permits.**
- (5) When the gross weight exceeds one hundred forty per cent (140%) of the certificate weight (C.W.), or the allowable gross weight in the case of a road ban, only an individual permit may be issued and the applicant shall pay one hundred dollars (\$100.00) for every one thousand (1,000) kilograms above the certificate weight (C.W.) or allowable gross weight.
- (6) All permit fees pursuant to this Schedule shall be rounded to the nearest dollar.
- (7) **A change or amendment to permits will be \$ 35.00**
- (8) Notwithstanding the foregoing, the minimum permit fee pursuant to this Section shall be thirty-five dollars (\$35.00).

MUNICIPAL SERVICES

The sum of \$140.00 per hour or portion thereof for each municipal vehicle/operator required.

SCHEDULE II (A)
HEAVY VEHICLE PERMIT

THIS PERMIT AUTHORIZES: PERMIT NO. _____

Name: _____
Address: _____

Phone: _____

TO:

- Operate / Park Vehicle over 5,500 kg off Heavy Vehicle Route
- Operate / Park Vehicle Exceeding 10 Metres in Length
- Park Vehicle over 5,500 kg more than 30 Minutes, Between 1900 hrs-0700 hrs
- Vehicle Exceeding Certificate Weight/ Maximum Allowable Weight
- Move a Building or Structure
- Exceed Maximum Allowable Vehicle/ Load Dimensions

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

THIS PERMIT IS VALID:

From: _____ To: _____
(Date/Time) (Date/Time)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

SCHEDULE II (B)
HEAVY VEHICLE PERMIT

Over-Dimensional Permit

THIS PERMIT AUTHORIZES: PERMIT NO. _____

Name: _____

Address: _____

Phone: _____

TO:

- Operate / Park Vehicle Exceeding 10 Metres in Length
- Park Vehicle over 5,500 kg more than 30 Minutes, Between 1900 hrs-0700 hrs
- Move a Building or Structure
- Exceed Maximum Allowable Vehicle/ Load Dimensions

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

- 2.6 m wide. Warning Flags must be displayed on widest part of Commercial Vehicle. Front and Back
- 2.6 m wide. Warning lights must be displayed on widest part of Commercial Vehicle being operated at night.
- 3.05 m wide. Over-Dimensional Sign must be display at Front of Commercial Vehicle and extreme Rear of Vehicle.
- 3.35 m wide. Flashing yellow lamp at front and rear on Commercial Vehicle.
- 3.85 m wide. Pilot vehicle required to accompany Commercial Vehicle.
- 4.45m wide. Pilot and trail vehicle required to accompany and follow Commercial Vehicle

THIS PERMIT IS VALID:

From: _____ To: _____
(Date/Time) (Date/Time)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

This Permit must be presented to a Peace Officer upon request.

Failure to comply with the conditions of this Permit or any violations under the Traffic Safety Act while operating under this Permit will make it null and void.

A Peace Officer has the Authority to cancel this Permit road side. In the event this permit is cancelled or becomes null and void, the carrier must apply for a new permit before they can continue to operate.

SCHEDULE II (C)
HEAVY VEHICLE PERMIT

Annual Over-Dimensional Permit

THIS PERMIT AUTHORIZES: PERMIT NO. _____

Name: _____

Address: _____

Phone: _____

TO:

- Operate / Park Vehicle Exceeding 10 Metres in Length
- Move a Building or Structure
- Exceed Maximum Allowable Vehicle/ Load Dimensions

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

- 2.6 m wide. Warning Flags must be displayed on widest part of Commercial Vehicle. Front and Back
- 2.6 m wide. Warning lights must be displayed on widest part of Commercial Vehicle being operated at night.
- 3.05 m wide. Over-Dimensional Sign must be display at Front of Commercial Vehicle and extreme Rear of Vehicle.
- 3.35 m wide. Flashing yellow lamp at front and rear on Commercial Vehicle.
- 3.85 m wide. Pilot vehicle required to accompany Commercial Vehicle.
- 4.45m wide. Pilot and trail vehicle required to accompany and follow Commercial Vehicle

THIS PERMIT IS VALID:

From: _____ To: _____
(Date/Time) (Date/Time)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

This Permit must be presented to a Peace Officer upon request.

Failure to comply with the conditions of this Permit or any violations under the Traffic Safety Act while operating under this Permit will make it null and void.

A Peace Officer has the Authority to cancel this Permit road side. In the event this permit is cancelled or becomes null and void, the carrier must apply for a new permit before they can continue to operate.

SCHEDULE II (D)
HEAVY VEHICLE PERMIT

Daily Over-Weight Permit

THIS PERMIT AUTHORIZES: PERMIT NO. _____

Name: _____

Address: _____

Phone: _____

TO:

- Operate / Park Vehicle over 5,500 kg on Heavy Vehicle Route
- Park Vehicle over 5,500 kg more than 30 Minutes, Between 1900 hrs-0700 hrs
- Vehicle Exceeding Certificate Weight/ Maximum Allowable Weight
- Move a Building or Structure

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

THIS PERMIT IS VALID:

From: _____ To: _____

(Date/Time) (Date/Time)

DATE PERMIT ISSUED: AUTHORIZED SIGNATURE:

(Designated Officer or representative)

This Permit must be presented to a Peace Officer upon request.

Failure to comply with the conditions of this Permit or any violations under the Traffic Safety Act while operating under this Permit will make it null and void.

A Peace Officer has the Authority to cancel this Permit road side. In the event this permit is cancelled or becomes null and void, the carrier must apply for a new permit before they can continue to operate

SCHEDULE II (E)
HEAVY VEHICLE PERMIT

Annual Over-Weight Permit

THIS PERMIT AUTHORIZES: PERMIT NO. _____

Name: _____

Address: _____

Phone: _____

TO:

- Operate / Park Vehicle over 5,500 kg on Heavy Vehicle Route
- Operate / Park Vehicle Exceeding 10 Metres in Length
- Park Vehicle over 5,500 kg more than 30 Minutes, Between 1900 hrs-0700 hrs
- Vehicle Exceeding Certificate Weight/ Maximum Allowable Weight
- Move a Building or Structure

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

THIS PERMIT IS VALID:

From: _____ To: _____
(Date/Time) (Date/Time)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

This Permit must be presented to a Peace Officer upon request.

Failure to comply with the conditions of this Permit or any violations under the Traffic Safety Act while operating under this Permit will make it null and void.

A Peace Officer has the Authority to cancel this Permit road side. In the event this permit is cancelled or becomes null and void, the carrier must apply for a new permit before they can continue to operate

Emergency Response Telephone Number 911
Canutec 1.613.996.6666
Cellular *666

SCHEDULE II (F)

Transportation of Dangerous Goods Permit

PERMIT NO. _____

THIS PERMIT AUTHORIZES:

Name: _____

Address: _____

Phone: _____

TO:

- Operate / Park Vehicle over 5,500 kg on Heavy Vehicle Route
- Operate / Park Vehicle Exceeding 10 Metres in Length
- Park Vehicle over 5,500 kg more than 30 Minutes, Between 1900 hrs-0700 hrs.

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

- All Drivers must have and present there TGD training certificate to a Peace Officer when Requested.
- All Drivers must have shipping document displayed or easily accessible in the front driver's seat, window or dashboard of Cab of truck when not in Vehicle.
- All placards (safety marks) must be clean and visible at ALL times.
- No transferring of Dangerous Goods from one tank to another.
- All Federal and Provincial Laws must be adhered to and all carriers must be in compliance with these Laws.
- All Tanks used to contain and transport Dangerous Goods must be in Standard as Per the Dangerous Goods Transportation and Handling Act and Regulations of Alberta.
- All Transport companies and Carriers must allow for inspections of Documentation, Tanks and Hoses by any Inspector when so requested.
- All Drivers must adbid by all Laws and Regulations under the Traffic Safety Act.
- All Violations Shall be reported directly to the Chief Inspector of Dangerous Goods for the Province of Alberta.

THIS PERMIT IS VALID:

From: _____ To: _____
(Date/Time) (Date/Time)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

This Permit must be presented to a Peace Officer upon request.

Failure to comply with the conditions of this Permit or any violations under the Dangerous Goods and Transportation and Handling Act and the Traffic Safety Act while operating under this Permit will make it null and void.

A Peace Officer has the Authority to cancel this Permit road side. In the event this permit is cancelled or becomes null and void, the carrier must apply for a new permit before they can continue to operate within the Municipality of Fox Creek.

SCHEDULE II (G)
Road Ban Exemption Permit

PERMIT NO. _____

THIS PERMIT AUTHORIZES:

Name: _____

Address: _____

Phone: _____

TO:

- Operate / Park Vehicle over 5,500 kg on Heavy Vehicle Route
- Be Exempted from Posted Road Bans within the Municipality of Fox Creek as long as these axles weights do not exceed.

7300kg for the steer, 17000kg for the tandem drives, and 23000kg for the tridem trailer.

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

- That the Commercial vehicle not exceed the allowable axles weights of
- 7300kg for the steer, 17000kg for the tandem drives, and 23000kg for the tridem trailer.
- Must allow to be weighed out by portable scales or when requested by a Peace Officer to have the Vehicle weighed at a Certified Scale to ensure compliance of this Permit.

THIS PERMIT IS VALID:

From: _____ To: _____
(Date/Time) (Date/Time)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

This Permit must be presented to a Peace Officer upon request.

Failure to comply with the conditions of this Permit or any violations under the Traffic Safety Act while operating under this Permit will make it null and void.

A Peace Officer has the Authority to cancel this Permit road side. In the event this permit is cancelled or becomes null and void, the carrier must apply for a new permit before they can continue to operate within the Municipality of Fox Creek.

**SCHEDULE III
PARKING PERMIT**

PERMIT NO.____ _

THIS PERMIT AUTHORIZES:

Name: _____

Address: _____

Phone: _____

TO:

PARK A VEHICLE OR TRAILER ON TOWN LAND
PARK A VEHICLE IN RESTRICTED RESIDENTIAL AREA

WITHIN THE TOWN OF FOX CREEK, AT THE FOLLOWING LOCATION:
(PLACE AND/OR ROUTE TO BE FOLLOWED)

SUBJECT TO THE FOLLOWING CONDITIONS / RESTRICTIONS:

THIS PERMIT IS VALID:

From:To: _____ (Date/Time)
_____ (Date/Time)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

SCHEDULE IV
PARADE/ PROCESSION PERMIT

PERMIT NO. _____

THIS PERMIT AUTHORIZES:

Name(s): _____

Address: _____

Phone: _____

REPRESENTING: (Group or Organization)

To Certify the Organization Has a Minimum Comprehensive General Liability Insurance Policy of **\$1,000,000.00** and to Hold a Parade And/or Procession Within the Town of Fox Creek At:
(Place and /or Route to be used)

ON: _____ BETWEEN: _____ AND _____
(Date) (Start Time) (Finish Time)

The Nature or Objective of the Parade / Procession Is:

And Will Involve Approximately _____ Pedestrians and _____ Vehicles.

The Approximate Number of Placards And/or Banners Will Be _____ and the Wording or Inscriptions Will Be:

The Undersigned Representative(s) of the Group or Organization Indemnify the Town of Fox Creek from Any Liability Whatsoever Arising from the Event and Undertake Responsibility for the Good Conduct and Order of the Parade

(Applicant Signature)

(Co-Applicant Signature)

DATE AUTHORIZED: _____ PER: _____

(Designated Officer or Representative)

SCHEDULE IV (A)
SPECIAL ROADWAY EVENT PERMIT

PERMIT NO. _____
THIS PERMIT AUTHORIZES:

Name(s): _____

Address: _____

Phone: _____

REPRESENTING: (Group or Organization)

TO HOLD A SPECIAL ROADWAY EVENT WITHIN THE TOWN OF FOX CREEK AT:
(Place and /or Route to be used)

ON: _____ BETWEEN: _____ AND _____

(Date)

(Start Time)

(Finish Time)

The Nature or Objective of the Special Roadway Event Is:

And Will Involve Approximately _____ Pedestrians and _____ Vehicles

The Approximate Number of Signs/placards And/or Banners Will Be _____ and the Wording or Inscriptions Will be

The Undersigned Representative(s) of the Group or Organization Indemnify the Town of Fox Creek from Any Liability Whatsoever Arising from the Event and Undertake Responsibility for the Good Conduct and Order of the Special Roadway Event, and Certify the Organization Has a Minimum Comprehensive General Liability Insurance Policy of \$1,000,000.

(Applicant Signature)

(Co-Applicant Signature)

DATE _____

AUTHORIZED: _____ PER: _____

(Designated Officer or Representative)

**SCHEDUL V
STORAGE PERMIT**

PERMIT NO. _____

THIS PERMIT AUTHORIZES:

Name:

Address: _____

Phone: _____

TO STORE THE FOLLOWING MATERIAL: (Describe type and quantity of material)

ON TOWN LAND LOCATED AT: (Describe specifically the authorized storage location)

SUBJECT TO THE FOLLOWING CONDITIONS:

PERMIT VALID FROM _____ TO _____
(Date) (Date)

DATE PERMIT ISSUED:

AUTHORIZED SIGNATURE:

(Designated Officer or representative)

SCHEDULE V (A}
ORDER TO REMOVE MATERIAL (S)

ISSUED TO: _____

ADDRESS: _____

You Are Hereby Directed to Remove Forthwith the Following Material(s):

From the Following Location(s) Within the Town of Fox Creek:

If You Fail to Comply with this Notice, the Town of Fox Creek May Remove, or Cause to Be Removed, the Material(s) Listed. Any Costs Associated to the Removal Will Be Charged to You.

ORDER ISSUED THIS DAY OF _____AD AT ____ AM/PM

THE TOWN OF FOX CREEK

Per: _____
(Designated Officer or representative)

SCHEDULE VII
FEES FOR PARKING/ STORAGE ON TOWN LAND

EACH ITEM PER CALENDAR YEAR OR PORTION THEREOF \$35.00

SCHEDULE VII
HOARDING/ OBSTRUCTION PERMIT

THIS PERMIT AUTHORIZES:

Name/Company:

Phone: _____

Address" _____

To Hoard/Obstruct the following portions of the highway (roadway) as described below:
(Describe location in detail and attach a site plan):

In a manner as described below:

Subject to the following conditions:

This permit is valid from: _____ to: _____
(Date & Time) (Date & Time)

PERMIT# _____

Permit issued: _____
(Date)

Authorized Signature: _____
(Designated Officer or Representative)

SCHEDULE VIII
INDUSTRIAL WASTE CONTAINER PLACEMENT PERMIT

THIS PERMIT AUTHORIZES:

Name/Company:

Phone:

Address: _____

To place an Industrial waste container on the highway or Town owned Lands at the following locations:
(describe location in detail & attach a site plan)

Subject to the following conditions:

This permit is valid from: _____ to: _____
(Date & Time) (Date & Time)

PERMIT# _____

Permit issued: _____
(Date)

Authorized Signature: _____
(Designated Officer or Representative)

SCHEDULE IX
DANGEROUS GOODS ROUTE

NORTH - SOUTH TRUCK ROUTES

HIGHWAY	FROM	TO
---------	------	----

(List of roads)

NOTE:
Listing of Dangerous Good Routes References will be determined and included when Bylaw is presented for 3rd & Final Reading

SCHEDULE IX (A)
DANGEROUS GOODS SPECIAL PERMIT

Permit# _____

Permission is hereby granted to:

COMPANY NAME: _____

ADDRESS:

PHONE: _____ FAX/CELL: _____

To TRANSPORT / PARK / STORE the following dangerous goods:

UN/PIN____ CLASS____ QUANTITY____ _

Within the Town of Fox Creek, at the following place or route:

utilizing the following vehicle(s):

YEAR	MAKE	COLOUR	LICENSE PLATE #
------	------	--------	-----------------

CONDITIONS:

- All Drivers must have and present there TGD training certificate to a Peace Officer when Requested.
- All Drivers must have shipping document displayed or easily accessible in the front driver's seat, window or dashboard of Cab of truck when not in Vehicle.
- All placards (safety marks) must be clean and visible at ALL times.
- No transferring of Dangerous Goods from one tank to another.
- All Federal and Provincial Laws must be adhered to and all carriers must be in compliance with these Laws.
- All Tanks used to contain and transport Dangerous Goods must be in Standard as Per the Dangerous Goods Transportation and Handling Act and Regulations of Alberta.
- All Transport companies and Carriers must allow for inspections of Documentation, Tanks and Hoses by any Inspector when so requested.
- All Drivers must abide by all Laws and Regulations under the Traffic Safety Act.

All Violations Shall be reported directly to the Chief Inspector of Dangerous Goods for the Province of Alberta

This Permit (Or Number If Issued by Phone) or a Bonafide Copy must Be Carried in the above Named Vehicle and Shall Be Produced upon Demand.

The Applicant Shall Indemnify and Save Harmless the Town of Fox Creek for Any Damage or Loss, Howsoever Caused, as a Result of this Permit.

The Applicant Expressly Agrees to Conform and Comply with All Requirements of the Transportation of Dangerous Goods Control Act. And this By-law.

Applicant Signature: _____

(Print Name and Title) _____

Permit Valid From: _____ to _____
(Date and Time) (Date and Time)

Issued :{ Date and Time} _____

Authorizing Signature: _____
(Town of Fox Creek)

SCHEDULE X
SPECIFIED PENALTIES

Section	Penalty	Offense Description
2.1.1	150.00	Fail to obey traffic control device.
2.1.2	300.00	Fail to stop at stop sign.
2.1.3	300.00	Operate MV/OHV while using/viewing cell phone/electronic device.
2.1.4	200.00	Occupant of MV fail to wear seat belt.
2.1.5	180.00	Driver of MV exceed posted speed limit.
2.1.6	200.00	Driver MV with tinted glazed windows.
2.1.7	200.00	Exhaust of MV produces excessive noise.
2.1.8	200.00	Allow diesel engine of MV to run more than 20 minutes.
2.1.9	500.00	Remove/Damage/Alter/Tamper with a traffic control device.
2.1.10	500.00	Proceed past designated point at scene of Emergency.
2.2.1	200.00	Vehicle blocking/obstructing or hindering traffic.
2.3.1	450.00	Unsecured load.
2.3.2	450.00	Fail to safeguard traffic/remove spill.
2.5.2	450.00	Pass school bus while Red Lights flashing/arm out.
2.6.1	300.00	Track upon highway.
2.6.2	500.00	Fail to clean up/remove substance/material on highway.
2.7.1(a)	500.00	Operate MV/Trailer having metal Spikes/lugs/cleats/bands on tire.
2.7.1(b)	500.00	Operate MV/trailer having skids.
2.7.1(c)	500.00	Operate MV/Trailer using tire chains.
2.8.1	200.00	Unauthorized operation of slow vehicle.
2.8.2	200.00	Unauthorized operation of slow vehicle after sunset.
2.9.1	100.00	Unsolicited tow truck.
2.10.1	500.00	Intimidate/ Startled others.
2.11.1	650.00	Unauthorized operation of a taxi cab.

Heavy Vehicles

Section	Penalty	Offense Description.
3.1.1	350.00	Operate/Park heavy vehicle off designated route.
3.1.2	250.00	Park heavy vehicle for more than 120 mins on a Hwy.
3.3.1	600.00	Fail to Obtain overweight/over-dimensional permit
3.4.4	600.00	Fail to produce Over-weight/over-dimensional permit to PO.
3.5.1	600.00	Operate contrary to permit conditions.
3.7.3	500.00	Fail to report to weight scale when lights are flashing.
3.7.4	500.00	Fail to report to weight scale when requested by PO.
3.8.1	1000.00	Operate vehicle contrary to Road Ban.
3.9.1	500.00	Operate over-height vehicle contrary to sign.
3.10.1	600.00	Move building without permit.
3.10.2	600.00	Fail to provide permit.
3.10.3	500.00	Fail to ensure sufficient pilot vehicles.
3.11.1	300.00	Use engine retarder brakes within Town.
3.14	5000.00	Company continues to operate without Road Use Agreement.

**SCHEDULE X
SPECIFIED PENALTIES**

Rights and Duties of Pedestrians

Section	Penalty	Offense Description.
4.1.1	200.00	Crowd or harass pedestrians.
4.2.1	200.00	Throw projectiles.
4.3.1	200.00	Person obstructing entrance.
4.3.2	200.00	Obstruct vehicular/pedestrian traffic.
4.3.3	150.00	Playing games on roadway.
4.4.1	150.00	Person obstruct/inconvenience others on Highway.
4.4.2	150.00	Fail to move from public assembly when required.
4.6.1	100.00	Hitch hike in Town.

Cyclists, Skaters. Skateboarders, in-line Skaters

Section	Penalty	Offense Description.
5.1	50.00	Ride bike unsafely.
5.2.1	50.00	Ice skate or toboggan on roadway or sidewalk.
5.2.5	100.00	Fail to wear helmet.

Parking

Section	Penalty	Offense Description.
6.1.1	50.00	Fail to park within prescribed/marked space.
6.2.1	100.00	No Parking anytime.
6.3.1	150.00	Stop where prohibited.
6.4.1	150.00	Park where prohibited.
6.5.2	100.00	Park contrary to temporary "no parking" sign.
6.6.1	100.00	Park longer than permitted in loading zone.
6.7.1	100.00	Park longer than 30 minutes in alley.
6.8.1	150.00	Exceed max parking time on traffic control device.
6.9.1	150.00	Unauthorized parking on private property.
6.9.4	100.00	Have unregistered MV on private property.
6.9.5	50.00	Park MV off a driveway.
6.10.1	150.00	Unauthorized parking on Town property.
6.11.1	100.00	Occupy RV parked on Highway.
6.12.1	200.00	Parked unattached trailer on Highway.
6.13.1	100.00	Exceed maximum time for RV parked on Highway.
6.13.2(a)	150.00	Improper storage of RV.
6.13.2(b)	150.00	Improper storage of RV.
6.13.3	150.00	RV or utility trailer parked on public street, right of way, vacant lot, Parks, walkways or municipal property.
6.13.4	100.00	RV or Utility trailer not attached to Tow vehicle.
6.14.1	100.00	Park vehicle other than taxi in taxi stand.
6.15.2	100.00	Park unattended taxi in taxi stand longer than 15 minutes.
6.15.2	100.00	Park in Snow Route.
6.16.1	100.00	Park in restricted residential area without permit.
6.17.1	350.00	Park in handicapped stall without permit
6.18.1	200.00	Park propane vehicle in prohibited place.
6.20.1	500.00	Park fuel truck/truck containing explosives in Residential Area.
7.1.1	200.00	Hold parade/ procession without permit.
10.1.1	200.00	Place material/thing on Town property without permission.
10.2.1	150.00	Load/unload goods across a sidewalk.
10.3.1	250.00	Wash vehicle on road creating mud/slush/ice.
10.3.2	250.00	Washing vehicles creates mud/slush/ice on roadway or sidewalk.
10.4.1	250.00	Interfere with street furniture.

10.5	150.00	Posters on street furniture or traffic control device.
10.6	150.00	Place freestanding sign on a highway.
10.8.1	150.00	Park/drive across sidewalk/boulevard without crossing constructed.
10.9.1	500.00	Use road allowance w/o obtaining license of occ.

<u>Section</u>	<u>Penalty</u>	<u>Offense Description.</u>
11.1.1	300.00	Place obstruction on highway without permit.
11.2.1	500.00	Failure to obtain permit.
11.4.1	500.00	Place hoarding without permit.
11.5.1	200.00	Allow gate to project over highway.
11.6	2000.00	Perform excavation work involving highway w/o permit.
11.8.1	500.00	Street vender fail to obtain permit.
11.9.1	150.00	Shrubs/trees interfere with traffic.
11.10.1	150.00	Obstruction within 5 meters of Intersection.
11.11.1	150.00	Place waste container contrary to requirement.

Dangerous Goods

<u>Section</u>	<u>Penalty</u>	<u>Offense Description.</u>
12.2	750.00	Improperly operate off Dangerous Goods route.
12.3	750.00	Improper stopping off Dangerous Goods route
12.4.1	1000.00	Fail to obtain Special Permit for off route.
12.4.2	1000.00	Fail to purchase Dangerous Goods yearly permit.
12.4.4	750.00	Fail to produce Dangerous Goods Permit when requested.
12.4.5	750.00	Violate conditions on Dangerous Goods permit.

Schedule XI

List of Parking Maximums

- 1. 12 HRS. Max. Parking zone sign located along south side of Highway Avenue.