



**TOWN OF CARDSTON  
IN THE PROVINCE OF ALBERTA**

**BYLAW 1618**

**TRAFFIC SAFETY BYLAW  
(Consolidated January 9<sup>th</sup>, 2018)**

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# TOWN OF CARDSTON IN THE PROVINCE OF ALBERTA

## BYLAW 1618

### TRAFFIC SAFETY BYLAW (Consolidated with Amendments)

A BYLAW OF THE TOWN OF CARDSTON IN THE PROVINCE OF ALBERTA TO REGULATE TRAFFIC, STREETS, SIDEWALKS, AND PEDESTRIANS IN THE TOWN OF CARDSTON, AND ON TOWN-OWNED PROPERTY.

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**WHEREAS**, *Traffic Safety Act*, Part 1, Division 3, Sections 13, 14, 15 and 16; and the *Municipal Government Act*, Section 7 allow municipalities to regulate traffic, streets, sidewalks, and pedestrians.

**NOW THEREFORE**, the Council of the Town of Cardston, duly assembled, enacts the following:

This bylaw may be cited as the Traffic Safety Bylaw.

#### DEFINITIONS

- 1.01. “Alley” means a narrow highway intended chiefly to give access to the rear of buildings and parcels of land.
- 1.02. “Bicycle” means any device propelled by human power upon which any person may ride, regardless of the number of wheels it may have, excepting a wheel chair.
- 1.03. “Boulevard” means that portion of the highway that:
  - i. is not a roadway, and
  - ii. is that part of the sidewalk that is not especially adapted for the use of, or ordinarily used by pedestrians, and
  - iii. the strip of land between the property line and the roadway.
- 1.04. “Commercial Vehicle” means a vehicle operated on a highway by or on behalf of a person for the purpose of providing transportation which includes:
  - i. a motor vehicle from which sales are made of

goods, wares, merchandise or commodities,  
and/or;

- ii. a motor vehicle by means of which delivery is made of goods, wares, merchandise or commodities to a purchaser or consignee thereof.

**1.05.** “Compact Car” means an automobile that is less than 4.45 meters (14.6 feet) in overall length.

**1.06.** “Crosswalk” means:

- i. that part of a roadway at an intersection included within the connection of the lateral line of the sidewalk on the opposite sides of the highway measured from the curbs, or in the absence of curbs, from the edges of the roadway, or;
- ii. any part of the roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by signs or by lines or by other markings on the road surface.

**1.07.** “Curb” means a rim, normally of joined stones or concrete, along a street or roadway, forming an edge; or, if there be no curb in existence, shall mean the division of a highway between that parts thereof intended for the use of pedestrians.

**1.08.** “Double Park” means standing or parking a vehicle on the roadway side of a vehicle already stopped, standing or parked at the curb.

**1.09.** “Driver” or “Operator” means a person who drives or is in actual physical control of a vehicle.

**1.10.** “Farm Vehicle” means a tractor, combine, swather, or any other stand alone or combination of implements commonly used in the farming industry.

**1.11.** “Highway” means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, land, alley, square, bridge, causeway, trestle-way, or other place, whether publicly or privately owned, and part of which the public is ordinarily entitled or permitted to

use for passage or parking of vehicles, and includes:

- i. a sidewalk including a boulevard portion thereof;
- ii. where a ditch lies adjacent to and parallel with the roadway, the ditch; and
- iii. where a highway right-of-way is contained between fences and one side of the roadway, all the land between the fence and the edge of the roadway, as the case may be; but
- iv. does not include a place declared by the Lieutenant Governor in Council not to be a highway.

**1.12.** “Intersection” means the area embraced within the prolongation or connection of,

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

**1.13.** “Lane” means the same as “Alley”.

**1.14.** “Motor Vehicle” means every vehicle propelled by any power, other than muscular power, except aircraft, tractors, whether equipped with rubber tires or not, implements of husbandry, such motor vehicles as run only upon rails and powered wheelchairs/scooters used by elderly or disabled.

**1.15.** “Municipality” means the Town of Cardston.

**1.16.** “Owner” includes the registered owner or any person renting a motor vehicle or having the exclusive use thereof under a lease or otherwise for a period of more than 30 days.

**1.17.** “Off Highway Vehicle” includes all vehicles as defined in the Alberta *Traffic Safety Act*.

**1.18.** “Park” means allow a vehicle (whether occupied or

not) to remain standing in one place, except:

- i. when standing temporarily for the purpose of and while actually engaged in loading or unloading passengers; or,
- ii. when standing in obedience to a peace officer or traffic control device.

**1.19.** “Peace Officer” means a member of the Royal Canadian Mounted Police, a member of a Municipal Police Force, a Special Constable, a designated Peace Officer or Bylaw Enforcement Officer, or a member of the patrol division of the Department of the Solicitor General.

**1.20.** “Person” means an individual and includes a corporation or a partnership.

**1.21.** “Pedestrian” means a person afoot or a person in a wheelchair.

**1.22.** “Primary Highway” means a highway designated as a Primary Highway pursuant to the *Public Highways Development Act*.

**1.23.** “Public Motor Vehicle” means a motor coach (bus), taxi or other form of public transportation as defined in the *Traffic Safety Act*.

**1.24.** “Public Place” means any publicly owned park, parkway or square to which the public is permitted access; or a parking area designed for the public, by a business, government body or by an institution.

**1.25.** “Recreational Vehicle” means a van or utility vehicle used for recreational purposes, such as camping, and is often equipped with living facilities.

**1.26.** “Roadway” means that part of a highway intended for use by (mobile or stationary) vehicular traffic.

**1.27.** “Rollerblades or Inline Skates” means skates equipped with wheels.

**1.28.** “School Van” means any van, bus or vehicle properly marked and used to transport students to and/or from

school or school activities.

- 1.29.** “Sidewalk” means that part of a highway especially adopted to the use of, or ordinarily used by pedestrians, and includes that part of a highway between the curb line thereof (as the edge of the roadway, where there is a curb line) and the adjacent property line, whether or not paved or improved.
- 1.30.** “Stop” means:
- i. when required, a complete cessation from vehicular movement; and
  - ii. when prohibited, any halting even momentarily of a vehicle, whether occupied or not except when necessary to avoid conflict with other traffic or in compliance with the direction of a peace officer or traffic control device.
- 1.31.** “Traffic Control Device” means any sign, signal, marking or device placed, marked or erected under the authority of this Bylaw for the purpose of regulating, warning or directing traffic.
- 1.32.** “Traffic Lane” means a longitudinal division of a roadway into a strip of sufficient width to accommodate the passage of a single line of vehicles, whether or not the division is indicated by lines on the road surface.
- 1.33.** “Trailer” means a vehicle so designated that it may be attached to or drawn by a motor vehicle and intended to transport property or persons and includes any trailer that is designated, constructed and equipped as a dwelling place, living abode or sleeping place, either permanently or temporarily, but does not include machinery or equipment used in the construction or maintenance of highways.
- 1.34.** “Vehicle” means a device in, upon or by which a person or thing may be transported or drawn upon a highway.
- 1.35.** “TRAVIS-MJ” means the Province of Alberta Transportation Routing and Vehicle Information

System Multi Jurisdiction.

**TRAFFIC  
CONTROL  
DEVICES**

- 2.01. By authority of Division 3, Section 13, of the *Traffic Safety Act* the Council of the Town of Cardston may authorize the placing, erecting or marking of Traffic Control devices at such locations as are considered necessary for controlling highways subject to its control and management.
- 2.02. All Traffic Control Devices shall be erected in accordance with Schedule Map “A”, which forms part of this Bylaw, unless otherwise provided for.
- 2.03. Stop and Yield signs shall be erected according to Schedule Map “A”.
- 2.04. Crosswalks shall be established according to Schedule Map-“A”.
- 2.05. School Zone signs shall be established according to Schedule Map “A”.
- 2.06. Playground Zone areas and signs shall be established according to Schedule Map “A”.
- 2.07. Traffic Control devices shall be established according to Schedule Map “A”.
- 2.08. “NO U TURN” signs shall be established according to Schedule Map “B”.

**SPEED LIMITS**

- 3.01. All speed limits shall be in accordance with Schedule Map “A”, which forms part of this Bylaw, unless otherwise provided for.

**MAXIMUM  
WEIGHTS, LUGS,  
ETC.**

- 4.01. No person shall drive, propel or move on any highway any vehicle having metal spikes, lugs, cleats or bands projecting from the surface of the wheel or tire of such vehicle, or any vehicle having caterpillar tread, which may damage or is likely to cause damage to the surface of said highway or portion thereof; unless such vehicle has been issued with a



Special Permit by the Chief Administrative Officer or their designate.

**4.02.** No person shall transport, through the Town of Cardston, any heavy object on any highway or portion thereof, which may damage or is likely to cause damage to the surface of said highway or portion thereof; unless such vehicle has been issued with a special permit by the Chief Administrative Officer or their designate.

## **PARKING**

**5.01.** For parking purposes, all streets within the Town of Cardston shall be designated parallel parking, unless traffic control signage or parking guidelines allow for a different method of parking.

**5.02.** Where parking guidelines are visible on the roadway, no vehicle shall be parked except within the limits of the lines designating the parking space.

**5.03.** No person shall “Double park” a vehicle.

**5.04.** Wherever a curb has been lowered to allow a vehicle to cross a sidewalk in order to reach private property, no person shall park a vehicle so as to obstruct the use of such crossing or driveway.

**5.05.** No person shall park a vehicle within five meters (16.4 feet) of any intersection, except where otherwise marked.

**5.06.** No person shall park a vehicle at the curb within 5 meters (16.4 feet) of a line at right angles to the curb from a fire hydrant.

**5.07.** Motor vehicles

i. If off street parking cannot be provided; motor vehicle parking may be permitted on the street provided the unit is in regular use.

ii. Motor vehicles parked for more than 2 weeks on the street without being moved shall be deemed not in regular use, unless special permission has been given to the owner from the Town.

**5.08.** No person shall park any vehicle upon or across any sidewalk or boulevard.

**5.09.** Trailers and recreational vehicles

i. No person shall park any trailer, on any street, whether designated for occupancy or load carrying, unless such trailer is attached to a licensed motor vehicle that has the legal capability of towing the trailer. When so attached, the trailer shall be a part of the motor vehicle and subject to regulations pertaining to the motor vehicle, except in the case of marked commercial vehicles conducting their normal business and only in front of the residence where they are doing such business.

ii. No person shall park a recreational vehicle on any highway within the Town of Cardston between October 31<sup>st</sup> and April 31<sup>st</sup>.

*Subsection 5.09 Amended by Bylaw 1618A*

**5.10.** No person shall park a vehicle in any lane or alley, provided that the lanes may be used for such period of time as may be reasonably necessary for the loading or unloading of goods or passengers from a vehicle, provided also that the vehicle concerned does not so obstruct the lane as to prevent other persons or vehicles from passing along such lane while the loading or unloading is taking place.

**5.11.** Where “No Parking” is designated by a traffic control device, no person shall park any vehicle within the designated area.

**5.12.** No person shall park a vehicle in any restricted area in contravention to any sign or device so posted in order to restrict the area.

**5.13.** No vehicle shall park/stop in a marked crosswalk within the Town of Cardston.

**5.14.** No person shall park any vehicle used primarily for the conveyance of fuel oil, gasoline or any other explosive or flammable material on any highway or



upon any property having a building or buildings thereon, unless the vehicle is parked at least 15.5 meters (50 feet) from the nearest building likely to contain persons or valuable goods, provided that this prohibition shall not apply to the time that any vehicle is necessarily motionless while delivering fuel or oil to retail dealers of said fuel.

- 5.15. No person shall park any motor vehicle within 5 meters (16.4 feet) of any gasoline pump on a highway, except when fueling.
- 5.16. No person shall angle park any commercial or farm vehicle, school van or trailer which singly or together exceeds 5.5meters (18 feet) in overall length on any street or highway.
- 5.17. No Commercial, Farm, or Public Motor Vehicle shall be parked on any of the streets of the Town of Cardston in the residential areas, except in the conducting of its normal business.
- 5.18. Further that operation of Commercial, Farm, School Vans, Recreational Vehicles and Public Motor Vehicles, when parking in the residential area, shall park their vehicle in front of their own property and not in front of a disinterested party, or in front of the property receiving the services from said vehicle.
- 5.19. No person shall park any vehicle or any class or classes of vehicle on any highway, parking lot or other public place, or on any particular stand or place designated to any other person or persons without prior consent of the property owner.
- 5.20. In cases of motor vehicles or trailers parked in violation of any of the provisions of this Bylaw, any Peace Officer may cause such vehicle or trailer to be removed and taken to and stored in a suitable place and all costs for removal and storage area lien upon the vehicle or trailer and may be enforced in the manner provided by the *Possessory Liens Act*.
- 5.21. Yellow paint applied to the curb of any highway is hereby declared to be an official traffic control device indicating that parking is prohibited where the curb is



marked.

- 5.22. No person shall parallel park any vehicle in those areas designated for angle parking, excepting school buses in designated areas, during designated times.
- 5.23. An operator of a school bus on all highways within the Town of Cardston shall use the alternately flashing lights and stop arm on the school bus, except they shall not be required to use them in all loading and unloading areas in and around all the schools.
- 5.24. The first two (2) parking stalls on the west side of Main St. south of 2nd Avenue West are designated parking stalls for Compact Cars or Motorcycles only.
- 5.25. When a vehicle is parked on any highway, street, alley, parking lot, or public place, for which charges have not been paid, or is parked in violation of a provision of this Bylaw or regulation, it may be removed and impounded, and the cost thereof charged against the owner and or operator of said vehicle.
- 5.26. No person shall park a vehicle facing oncoming traffic on any highway within the Town of Cardston.

*Subsection 5.26 Amended by Bylaw 1618A*

## **PARADES AND PROCESSIONS**

- 6.01. Parades or processions shall mean any group or train of persons or vehicles using the highway within the Town of Cardston for show or display but shall not include any military or funeral parade or procession.
- 6.02. No person shall hold or take part in any parade or procession until approval has been obtained from the Chief Administrative Officer or designate.
- 6.03. With respect to vehicles in funeral processions, where the drivers of such vehicles have the headlights turned on or display on their vehicles distinctive signs or marks indicating that such vehicles are in a funeral procession, the driver of the vehicle in the lead, upon entering any intersection where a stop is required by law shall bring his vehicle to a stop and yield the right of way to all vehicles on the intersecting street

before proceeding and vehicles following the procession, subject to the direction of any Peace Officer, may then proceed through the intersection without stopping.

- 6.04. No person driving any vehicle or riding or driving horses shall ride or drive through, nor shall any person walk through, the ranks of any military parade or funeral procession, nor shall any person ride or drive through the ranks of any authorized parade or procession, nor in any way obstruct, impede or interfere with same.
- 6.05. Any Peace Officer may regulate all traffic in the vicinity of any military parade or funeral procession and any or all persons, whether on foot, on horseback or in a vehicle shall obey all orders and direction of any Peace Officer so regulating traffic.

## **FIRES**

- 7.01. In case of fire within the Town, any Peace Officer or member of the Cardston Fire Department, may designate any line or lines, near the location of the fire, beyond which no member of the public shall pass, and no unauthorized person whether on foot or in a vehicle, shall cross such lines.
- 7.02. No vehicle shall follow within 91.44 meters (300 feet) of any fire fighting apparatus proceeding to a fire.
- 7.03. No vehicle shall be driven or pass over any fire hose.
- 7.04. The Chief Officer of the Fire Department of the Town of Cardston or any person acting under his direction, shall have the right to move or caused to be moved any vehicle deemed necessary to move in order to carry out any duty, work, or undertaking of the fire department.

## **PEDESTRIANS AND SIDEWALKS**

- 8.01. No person shall run or race on any highway or sidewalk in a manner dangerous to other people, except this section shall not apply to any organized or authorized road race.

- 8.02.** No person shall play any games on any roadway or lane in such a manner as to obstruct traffic.
- 8.03.** No person shall:
- i. throw any dangerous missiles, stones, or snowballs on any street or lane; or
  - ii. use any bow and arrow or catapult in any street; or
  - iii. set fire to any combustible material or light a bonfire on any road, boulevard, or sidewalk.
- 8.04.** No group of three or more persons shall stand so near to each other on any highway, crosswalk or sidewalk as to obstruct or prevent other persons using such highway, crosswalk or sidewalk; every person, being a member of such a group, shall, after a request is made by a Peace Officer, forthwith disperse and move away.
- 8.05.** No person shall crowd, jostle, or interfere with another pedestrian so as to cause discomfort, disturbance or confusion.
- 8.06.** No person shall climb any railing, fence or tree or any post, pole, or structure, lawfully erected on a street, unless they have proper authority to do so.
- 8.07.** No person shall pull down, deface or destroy any sign, board, or notice lawfully placed on any street.
- 8.08.** No person shall deface any public or private property in or adjoining any street by cutting, breaking or daubing with paint or any other substance or in any other way injure same.
- 8.09.** No person shall attach any poster, handbill, etc. to any tree or pole or to any building, unless with the consent of the owner.
- 8.10.** Temporary signs may be placed on boulevards, only after the applicant has received approval from both the owner of the property whose frontage abuts; and the Town of Cardston, through their respective

agents:

- i. Furthermore it shall be the responsibility of the party who placed the sign or signs, to attend to their care and removal; removal must be done within 48 hours of the end of the event.
  - ii. No sign will be authorized which may pose a danger or which may not be in good taste with the public.
- 8.11.** No person shall break, injure, dig up or destroy the earth, sod or grass on any boulevard or other public place; or plant any plants, other than grass, without permission from the Chief Administrative Officer or their designate. Conifer trees shall not be planted on any boulevard.
- 8.12.** No person shall sell anything by auction on the street without permission from the Chief Administrative Officer or their designate.
- 8.13.** No person shall place articles, goods or merchandise upon any street, sidewalk or boulevard or hang or place them on the outside of any building so that they project on any street or sidewalk, without permission from the Chief Administrative Officer or their designate.
- 8.14.** No person shall coast, toboggan or ski on any street or sidewalk in the Town of Cardston.
- 8.15.** No person, over the age of 8 years shall:
  - i. Ride a bicycle on a sidewalk or boulevard; or
  - ii. Ride a skateboard or use inline skates or rollerblades on the sidewalks of the downtown business district commencing on, 1st. Avenue through to 6th Avenue including one block east and west of Main Street.
- 8.16.** In all areas, pedestrians shall have the right of way for use of the sidewalk.
- 8.17.** No person shall ride or cause to be ridden any



bicycle, or other wheeled means of transportation other than a skateboard, scooter or in-line skates inside the limits of the skateboard park.

- 8.18.** No person shall ride a horse or any other animal upon a sidewalk or boulevard.
- 8.19.** Where a sidewalk or path is located beside a roadway, a pedestrian shall at all times, when reasonable and practicable to do so, use the sidewalk or path and shall not walk or remain on the roadway.
- 8.20.** Where there is no sidewalk or footpath, a pedestrian walking along or upon a highway shall at times when reasonable and practicable to do so, walk only on the left side of the roadway or shoulder of the highway, facing traffic approaching from the opposite direction.
- 8.21.** No person shall place any electric cord, hose, ropes, pipe, or like obstructions across, on or above any sidewalk or boulevard, in such a manner as to endanger or impede pedestrians.
- 8.22.** No person shall cross, or attempt to cross, from one side of a roadway to another at any point other than within a crosswalk or at an intersection.
- 8.23.** No person shall cross, or attempt to cross a roadway within a crosswalk when a traffic control device prohibits such crossing.
- 8.24.** No person shall place, cause or permit to be placed any poster, handbill, or other similar item on any traffic control device, or item of street furniture.
- 8.25.** Any person found in contravention of this section shall be subject to a penalty as found in Schedule “A” and may have said article (bicycle, skateboard, inline skates, etc.) impounded and held for a period not exceeding sixty (60) days.
- 9.01.** Every person having the charge and control of any horse or horse-drawn vehicle upon a highway, shall remain upon such horses or horse drawn vehicle

## **HORSE DRAWN VEHICLES**



while it is in motion or shall walk beside the horse or horses drawing such vehicles.

- 9.02. No person shall tie any horse to any hook, post, ring, or in any manner across a sidewalk, boulevard or crosswalk so as to impede or obstruct traffic or endanger pedestrians.
- 9.03. Every person driving a horse-drawn vehicle upon a highway, between one hour after sunset and one hour before the following sunrise, shall carry on the left side of the vehicle a lighted lamp, clearly visible for a distance of not less than 15.5 meters (50 feet) from the rear of such vehicle.
- 9.04. Every person driving a horse-drawn vehicle upon a highway in the Town of Cardston must carry liability insurance and carry proof of same with them while so driving.

**PARKS,  
SQUARES, AND  
PUBLIC PLACES**

- 10.01. No person shall drive a motor vehicle, horse-drawn vehicle or ride a horse or other animal upon any baseball diamond, football ground or other sports fields, or any area designated as a “Park”, or “Square”; except along traffic routes at the posted speed, provided for the purpose unless authorization has been received by the Chief Administrative Officer or designate.
- 10.02. No person shall climb over, cross, enter any fenced or enclosed area, lawn or garden; nor pick any flower, shrub or other plant therein, but shall keep to footpaths or sidewalks provided.
- 10.03. No person shall drive a motorcycle, off-highway vehicle or snowmobile on any park, square or community reserve.

**CONSTRUCTION,  
EXCAVATING,  
AND BUILDING**

- 11.01. No person shall break, tear up or remove any planking, pavement, sidewalk, curbing, or other road surface; or make excavation in or under any sidewalk or street, for the purpose of building or otherwise, without first having obtained permission from the Chief Administrative Officer or their designate to do

so and, such permit being granted, the work shall be carried out under the direction of the Chief Administrative Officer or their designate. The Chief Administrative Officer or their designate shall inspect all such work being done and, upon termination of the work, all materials shall be replaced and any damages made good by the parties concerned. Such work shall be carried out as expediently as possible and without unnecessary delay. Furthermore any person or party to whom permission has been granted, to carry out any work of the foregoing nature, by the Chief Administrative Officer or their designate, shall be liable for any or all accidents or damages that may occur to any person or property by reason thereof, and shall keep and maintain such lights, barricades or watchman or other precautions to safeguard and protect the public from injury or loss and shall be responsible for all costs incidental to the same.

**11.02.** No person shall provide concrete to any curb or sidewalk without the permission of the Chief Administrative Officer or their designate.

## **TEMPORARY CLOSING OF HIGHWAY**

**12.01.** In any case, where by reason of an emergency or special circumstances, which in the opinion of the Chief Administrative Officer or their designate, it is necessary and in the public interest to do so, the Chief Administrative Officer or their designate may:

- i. temporarily close off any area or highway, in whole or in part, to traffic; or
- ii. temporarily suspend, in any area of the Town, parking privileges granted by this or any other Bylaw.

And the Chief Administrative Officer or their designate may, for such period of time as they deem necessary to meet such emergency or special circumstances, take such measures for the temporary closing of the highway or portion of the highway or the suspension of parking privileges and place barricades or post notices on or near the highway concerned, for the purpose of safeguarding or closing

the highway or portion thereof.

- 12.02. The Chief Administrative Officer or their designate may license or permit the temporary occupation or use of a road allowance, public highway, or a portion of a road allowance, or highway, when it is not required for public use, but the license or permit is terminable on thirty (30) days' notice in writing.
- 12.03. No person shall traverse, drive, walk or pass along any street or sidewalk in contravention of any notice, sign or barricade placed thereon by order of the Chief Administrative Officer or their designate, indicating that such street or sidewalk is dangerous to use under repair, under excavation, or for any other purpose which may be deemed necessary to erect such sign, notice or barricade.
- 12.04. It is an offence for anyone to remove, damage, or interfere in any way with any sign, notice or barricade lawfully erected or placed under the provisions of this Bylaw.
- 12.05. The Chief Administrative Officer or their designate is authorized to post restriction on the weight of vehicles with their loads on any highway or portion thereof in the Town of Cardston, as for such periods of time as may be required from time to time to safeguard the highway, and shall cause a record of such locations and the restriction thereof to be posted in the office of the Chief Administrative Officer of the Town of Cardston for public inspection during normal business hours.

**PROHIBITED USE  
OF ROADWAY**

- 13.01. No person shall have a motor vehicle on jacks, blocks of stands unattended for any reason on a roadway.
- 13.02. No person shall drain and/or flush any fluid from a vehicle while it is on a roadway.
- 13.03. No person shall dispose of or place earth or other materials on any roadway, lane or square or other public property except with written permission specifically issued to such person(s) by the Chief

Administrative Officer or designate.

## **TRUCKS AND TRUCK ROUTES**

- 14.01. The main arteries and collector roads as designated in Schedule Map “A”, which forms part of this Bylaw are designated as “Truck Routes”.
- 14.02. That all trucks which are loaded beyond 25 (twenty-five) percent of their legal loaded weight shall be prohibited from travel upon all streets, avenues or lanes in the Town of Cardston, which are not designated “Truck Routes” as designated on Schedule Map “A”, or as provided in Section 14.04
- 14.03. Large tractors, combines, swathers and other heavy equipment and machinery shall be prohibited from travelling upon all streets, avenues or lanes which are not designated at “Truck Routes”, or as provided for in Section 14.04
- 14.04. Section 14.02 shall not apply to trucks in the course of their business when providing services to or from property which is situated off of the authorized “Truck Route”.

## **OFF-HIGHWAY VEHICLES**

- 15.01. No person shall operate any Off-highway Vehicle on any roadway, sidewalk or boulevard within the Town of Cardston unless they are in fact in the process of removing snow from the sidewalk, in the act of weed control on behalf of the Town of Cardston, or returning home from doing same.

## **PENALTIES**

- 16.01. Any person found guilty of any infraction or breach of any of the provisions of this Bylaw, shall upon summary conviction, be liable to a penalty not exceeding five hundred dollars (\$500.00) exclusive of costs, and in default of payment of fine and costs, shall be liable to imprisonment for a period not exceeding six (6) months unless the fine and costs, including the cost of committal, are sooner paid.
  - i. Any bicycle, skateboard, in-line skates, roller blades, scooter, etc., having been seized by a

Peace Officer, that is not claimed for a period of sixty (60) days, it becomes the property of the Town of Cardston to dispose of as the Chief Administrative Officer deems appropriate.

- 16.02.** Notwithstanding the provisions of this Bylaw, any person committing a breach of any of the provisions of this Bylaw, may pay to the Chief Administrative Officer at the Town Office, the amount set out in Schedule “A” which pertains to the offence in lieu of being prosecuted, and the amount paid shall belong to the general revenue of the Town of Cardston.
- 16.03.** A Peace Officer in detection of any breach of this Bylaw may, when he has reason to believe that a person has committed a breach of the Bylaw, issue to such a person a notice on an approved form, setting forth the breach which has been committed and the amount which will be accepted by the Chief Administrative Officer in lieu of proceedings by way of prosecution for the said breach.
- 16.04.** Pursuant to the provision set out in Sub-section 16.03 of this section, the period of time allotted for payment of a penalty under this Bylaw, shall be set by the Peace Officer issuing the said notice and may be for any period he deems fit but in no case, shall it be for a lesser period of time than fourteen (14) days from the date of issue.
- 16.05.** Upon production of any such Notice within the time limit allotted for payment, together with the sum specified in the aforesaid Schedule “A”, to the Chief Administrative Officer, an official receipt will be issued for such payment and, subject to the provisions of this section, such payment shall be accepted in lieu of prosecution.
- 16.06.** If the person upon whom any such notice has been served, fails to pay the said sum within the allotted time, the provisions set out in Sub-section 16.02 of this Section shall no longer apply.
- 16.07.** Service of any such notice, pursuant to Sub-section 16.03 of this Section, shall be deemed sufficient if it

is:

- i. serviced personally, or
- ii. attached to the vehicle in respect to which the offence is alleged to have been committed.

**16.08.** Nothing in this Section contained shall:

- i. prevent any person from exercising their right to defend any charge of committing a breach of any sections set out in this Bylaw; or
- ii. prevent any person from laying information or complaint against any other person for committing a breach of any of the Sections set out in this Bylaw heretofore noted.

**16.09.** It shall be an offence for any person other than the owner or driver of a vehicle to remove any Notice placed on or affixed to any vehicle by a Peace Officer, or Bylaw Enforcement Officer in the course of their duties.

**OVERSIZED/  
OVERWEIGHT  
VEHICLES**

**17.01.** No person shall operate an over-dimensional vehicle on a highway within the town limits unless a permit has been issued by the TRAVIS-MJ system.

**17.02.** The Town of Cardston will utilize the TRAVIS-MJ system for the purpose of accepting permit application submitted through TRAVIS-MJ.

**17.03.** The Province will maintain a fee schedule for the fixed Municipal fee as generated by the Municipality in TRAVIS-MJ and will update that fee schedule as required at no cost to the Municipality.

**AMENDMENT TO  
SCHEDULES**

**18.01.** The Council of the Town of Cardston may, by Bylaw or resolution in Council, alter, amend or repeal any or all of the Schedules which form part of this Bylaw.

**REPEAL**

**19.01.** Bylaw 1578 and amendments thereto are hereby repealed.

**FINAL PASSING**

**20.01.** This Bylaw shall come into effect on the date of final reading.

Received First Reading this 10<sup>th</sup> day of November, 2014.

Received Second Reading this 25<sup>th</sup> day of November, 2014.

Received Third & Final Reading this 25<sup>th</sup> day of November, 2014.

Signed by the Mayor and the Chief Administrative Officer this 22<sup>nd</sup> day of December, 2014.

Amendments:

1618A – January 9<sup>th</sup>, 2018

