

**A BYLAW OF THE SUMMER VILLAGE OF ARGENTIA BEACH
IN THE PROVINCE OF ALBERTA, TO REGULATE AND CONTROL TRAFFIC AND THE USE OF
HIGHWAYS WITHIN THE SUMMER VILLAGE**

BY-LAW NO. 200

WHEREAS the Municipal Government Act, Chapter M-26.1, R.S.A., 2000, and amendments thereto provides that a council of a municipality may pass bylaws for the safety, health and welfare of people and the protection of people and property and to regulate activities and things in, on or near a public place or place that is open to the public; and

WHEREAS the *Traffic Safety Act*, Chapter T-6, R.S.A., 2000 and amendments thereto allows a municipality to restrict the use of any highway with respect to any class or classes of motor vehicles;

NOW THEREFORE, the Council of the Summer Village of Argentia Beach, in the Province of Alberta, duly assembled, enacts as follows:

SECTION 1 - NAME OF BYLAW

- 1.1 This Bylaw shall be known as "The Parking, Storage and Traffic Control Bylaw".

SECTION 2 – PURPOSE OF THIS BYLAW

- 2.1 The purpose of this Bylaw is for the safety, health and welfare of people and the protection of people and property and to regulate activities and things in, on or near a public place or place that is open to the public.

SECTION 3 – DEFINITIONS

- 3.1 In this Bylaw the following terms (unless the context specifically requires otherwise) shall have the following meanings:
- (a) "bylaw enforcement officer" means a by-law enforcement officer. Peace officer, special constable or other persons employed by, or under contract to, the Summer Village of Argentia Beach and empowered to enforce municipal by-laws and provincial statutes.
 - (b) "emergency vehicle" means an emergency vehicle as defined in the *Traffic Safety Act*
 - (c) "equipment" means objects such as, but not limited to: boat hoists, piers, pier stands, etc.
 - (d) "highway" means a highway as defined in the *Traffic Safety Act*.
 - (e) "off highway vehicle" means an off highway vehicle as defined in the applicable section of the *Traffic Safety Act*
 - (f) "peace officer" means a member of the Royal Canadian Mounted Police or any Peace Officer in the employ of the Pigeon Lake Protective Service.
 - (g) "resident" means a property owner in the Summer Village of Argentia Beach
 - (h) "the Summer Village" means the Summer Village of Argentia Beach
 - (i) "traffic control device" means any sign, signal, marking or device placed, marked or erected for the purpose of regulating, warning or guiding traffic.
 - (j) "trailer" means a trailer as defined in the *Traffic Safety Act*.
 - (k) "traveled portion" means that a portion of any highway constructed for use by vehicular traffic.
 - (l) "vehicle" means a vehicle or motor vehicle as defined in the *Traffic Safety Act*.

SECTION 4 – SPEED LIMITS

- 4.1 The maximum speed limit on all developed highways in the Summer Village is set at thirty (30) kilometers per hour.

SECTION 5 – OFF HIGHWAY VEHICLES

- 5.1 An operator of an off-highway vehicle may operate same on any highway under the management and control of the Summer Village.
- 5.2 Any operator of an off-highway vehicle using any highway in the Summer Village does so at his or her own risk, and in accordance with the *Traffic Safety Act* and the regulations for the applicable off highway vehicle section.

SECTION 6 – PARKING, STORAGE

- 6.1 No person shall park any off-highway vehicle or trailer, or store any equipment, on any highway in the Summer Village.
- 6.2 The following parking zones are established as shown as "Schedule A" of the Bylaw as follows
 - (a) No parking Zone – Color Code RED
 - (b) Resident and Visitor Parking – Color Code GREEN
- 6.3 Parking is prohibited on the North side of the highway in the Summer Village of Argentia Beach
- 6.4 Parking is permitted on the South side of the road allowance, off the main travelled surface of the highway in the Summer Village of Argentia Beach with driver-side wheels on pavement (at most), and passenger-side wheels off the traveled surface, excepting on the undeveloped road allowance East of Lot 1, Block 1, Plan 1945 ET (cottage #1) and East of Lot 9A, Block 1, Plan 4387 KS (cottage #67) and/or in front of private and/or municipal driveways.
- 6.5 No owner of a vehicle, or the person in charge of the vehicle, shall park or leave the vehicle on the untraveled portion of a highway in the Summer Village for a period longer than 72 hours.
- 6.6 For special circumstances such as family reunions, weddings, etc., a resident of the Summer Village may make a request to the Pigeon Lake Protective Service for a special parking permit on the traveled portion, with driver-side wheels on pavement (at most), and passenger-side wheels off the traveled surface, which may or may not be issued at the Peace Officer's discretion.

SECTION 7 – PROTECTION OF HIGHWAYS

- 7.1 Temporary closing highways: In any case where, by reason of an emergency or special circumstance which, in the opinion of the Municipal Administrator or the Chief Peace Officer of the Pigeon Lake Protective Service, is necessary and in the public interest and safety to do so, may;
 - (a) temporarily close off any area or highway, in whole or part, to traffic; and/or
 - (b) temporarily suspend parking privileges in any area in the Summer Village granted by this or any other Bylaw of the Summer Village.

SECTION 8 – EXEMPTIONS

- 8.1 All emergency vehicles are exempt from the provisions of this Bylaw.
- 8.2 Highway construction and maintenance equipment, School Buses and garbage trucks are exempt from the provisions of Sections 6 and 7 of this Bylaw.

SECTION 9 – LOCATION OF TRAFFIC CONTROL DEVICES

- 9.1 The power to prescribe where traffic control devices (i.e. signs) are to be located is delegated by Council to the Municipal Administrator.
- 9.2 The prescribing of such locations by the Municipal Administrator shall be deemed to have been made by Bylaw of the Summer Village.
- 9.3 The Municipal Administrator shall keep records of all such locations of traffic control devices which shall be open to public inspection during normal business hours of the Summer Village or by appointment if such hours are not defined.

SECTION 10 – IMPOUNDING OF VEHICLES, TRAILERS, EQUIPMENT

- 10.1 Any Peace Officer is hereby authorized to remove or cause to be removed any vehicle, trailer or equipment that is in contravention of any of the provisions of this Bylaw.
- 10.2 A violation ticket may be issued as an alternative to the issuing of a summons and the voluntary payment outlined in Schedule "B" of this Bylaw.
- 10.3 The amounts of penalties shown in Schedule "B" of this Bylaw may be amended by resolution of Council from time to time.

SECTION 11 – FINES FOR VIOLATION OF THIS BYLAW

- 11.1 Penalties for violation of this bylaw shall be the same as prescribed pursuant to the *Traffic Safety Act*, being Chapter T-6 of the Revised Statutes of Alberta, 2000, as amended, or Regulations, or as per Schedule B (Fines).
- 11.2 A Peace Officer authorized to enforce this Bylaw under Section 7 of the *Municipal Government Act*, being Chapter M-26, Revised Statutes of Alberta 2000, as amended, and who has reasonable and probable grounds to believe that a person has contravened any section of this Bylaw, may under the authority of this Bylaw issue a Municipal tag to the owner and/or operator of an offending vehicle, either of whom may in lieu of being prosecuted for an offence under the *Provincial Offences Procedure Act*, being Chapter P-21.5 of the Revised Statutes of Alberta, 1988, pay to the Summer Village the amount specified on the violation tag, and where the tag is not paid by the offender, a Part 2 violation tag may be issued under the *Provincial Offences Procedures Act*, being Chapter P-34 of the Revised Statutes of Alberta 2000, to that person for the full fine.


SECTION 12 – REPEAL AND EFFECTIVE DATE

- 12.1 This bylaw repeals Bylaw #196 and comes into effect on the date of the third reading

READ a first time this 21st day of November, 2007.

READ a second time this 6th day of February, 2008.

READ a third time and finally passed this 6th day of February, 2008.



Ernie Elko, Mayor
Summer Village of Argentia Beach



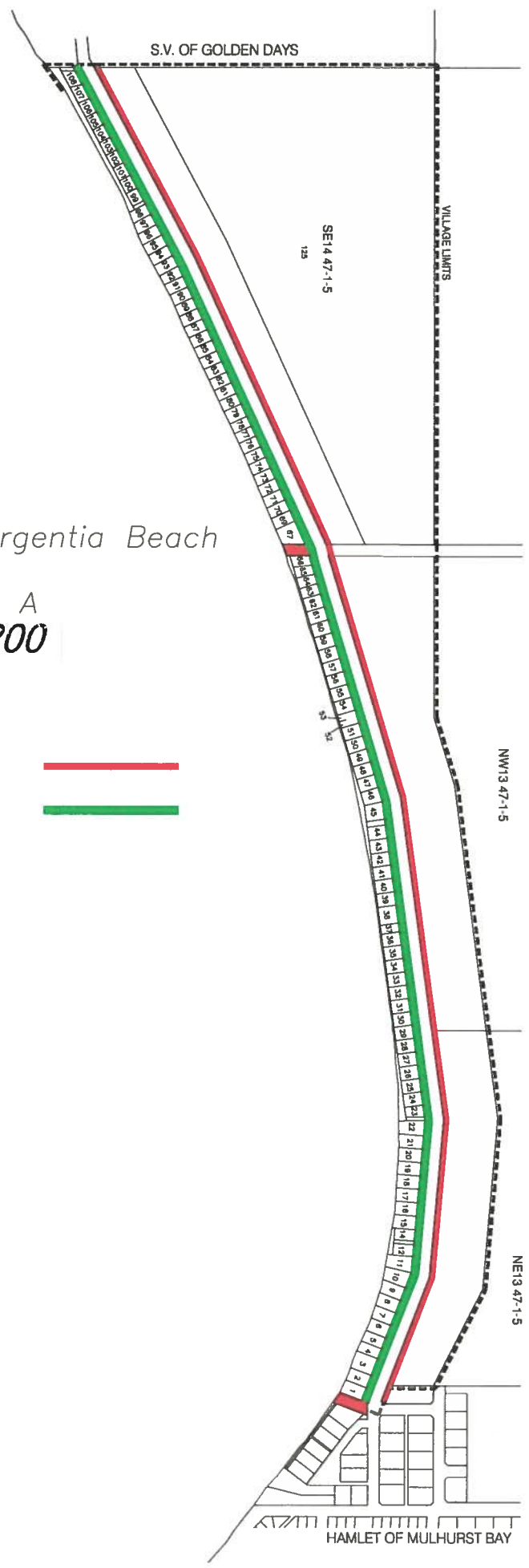
Peter Irwin, Administrator
Summer Village of Argentia Beach



Summer Village of Argentia Beach

Schedule A
Bylaw # **200**

- No Parking Areas —
- Resident & Visitor Parking Areas —



SCHEDULE "B"
TO BYLAW NO. 200 – PARKING, STORAGE AND TRAFFIC CONTROL BYLAW

SCHEDULE OF FINES

Section 4 – Speeding

As prescribed in the Provincial Offences Procedures Act and amendments and regulations thereto.

Section 5 – Off Highway Vehicles

Compensation for property damaged

up to \$2,000 for loss or damage
to property suffered

Section 6 – Parking or Storage

For all offences in this section

\$100.00 for each offence

Section 7 – Protection of Highways

7.1 Temporary closing of Highways

\$200.00 for each offence