

TOWN OF HIGH LEVEL  
IN THE  
PROVINCE OF ALBERTA

**TRAFFIC BYLAW NO. 473**

**With amendments to April 10, 2006**

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**OFFICE CONSOLIDATION**

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*This office consolidation has no legal standing, the amendments have been embodied for convenience of reference only.*

A BYLAW OF THE TOWN OF HIGH LEVEL IN THE PROVINCE OF ALBERTA TO CONTROL AND REGULATE THE USE OF ALL HIGHWAYS, SIDEWALKS, AND PUBLIC PLACES WITHIN THE TOWN, THE TRAFFIC AND PEDESTRIANS MOVING THEREON AND THE PARKING OF VEHICLES ON THE STREETS AND HIGHWAYS.

WHEREAS, the provisions of Section 16 of the Highway Traffic Act, being Chapter H-7 of the Revised Statutes of Alberta, 1980, empower Council to pass Bylaws controlling and regulating the use of all highways, sidewalks and public places;

AND WHEREAS, the provisions of Section 186 of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta, 1980, empower Council to pass Bylaws compelling the removal of obstructions from highways or public places;

AND WHEREAS, the provisions of Section 153 of the Municipal Government Act, being Chapter M—26 of the Revised Statutes of Alberta, 1980, empower Council to pass a Bylaw regulating any matter for the protection of life or property;

NOW THEREFORE THE COUNCIL OF THE TOWN OF HIGH LEVEL, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED ENACTS AS FOLLOWS:

**Section 1 - Title**

1. This bylaw may be cited as “THE TRAFFIC BYLAW of the Town of High Level.”

**Section 2 - Highway Traffic Act**

2. Unless a word or term is specifically defined in this bylaw, the meaning, if

any, ascribed in the Highway Traffic Act and the Interpretation Act shall apply and in the event of a conflict between the meaning ascribed in the Highway Traffic Act and that ascribed in the Interpretation Act, the former Act shall apply.”

### **Section 3 - Definitions**

3. (1) In this Bylaw
- (a) “Council” means the municipal council of the Town duly assembled and acting as such;
  - (b) “curb” means the concrete or asphalt edge of a roadway or the division point between the roadway and a boulevard or sidewalk;
  - (c) “maximum weight” means the maximum weight of a vehicle as recorded on the official registration certificate or interim registration certificate for such vehicle issued by the Government of the Province of Alberta;
  - (d) “maximum allowable weight” means the weight as determined by the number of tires multiplied by the carrying capacity of the tire size as set out by the Motor Transport Act Regulation 69/57;
  - (e) “Peace Officer” means a member of the Royal Canadian Mounted Police, a Bylaw Enforcement Officer or a Special Constable appointed pursuant to the provisions of Section 38 of the Police Act;
  - (f) “private road or driveway” means a way or place in private ownership and used for vehicular traffic;
  - (g) “right of way” means the right to immediate use of the street in priority to another vehicle or a pedestrian using or wanting to use the same street
  - (h) “sidewalk” means the portion of a street set aside for the use of pedestrians whether or not the surface of such portion is covered with gravel, concrete, asphalt or other type of paving;
  - (i) “street furniture” includes every curb, sidewalk, pole, traffic sign, waste receptacle, tree, plant, grass or any other property belonging to the Town capable of being marked, defaced or damaged;

- (j) “Town” means the Town of High Level, a municipal corporation of the Province of Alberta, and includes the area contained within the boundaries; of the Town where the context so requires.
- (k) “Roadway” means and includes any thoroughfare, street, road, trail, avenue, parkway, driveway, lane, alley, or other place owned or maintained by the Town, which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, and includes all the land from the property line on one side of said place to the property line on the opposite side of said place.

**3(1)(k) added Bylaw 835-06 April 10, 2006**

3(2)

- (1) “Public Vehicle” means a vehicle operated on a highway by or on behalf of a person for the transportation of
  - (a) Passengers,
  - (b) Goods, or
  - (c) The vehicle itself,

But does not include a private passenger vehicle;

- (2) “Slow Moving Vehicle” means a public 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 less than 40 kilometers per hour, 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 R.S.A. 1980 as amended.

**s3(2) added Bylaw 667-97**

**Section 4 - Municipal Administrator**

4. The Municipal Administrator of the Town of High Level, is hereby empowered to prescribe traffic control sign locations and keep record of all such locations, to be kept open to public inspections during normal business hour

**Section 5 - Parking**

- 72 hour parking 5(1) No operator or owner shall park or stand or permit to be parked or left standing, any vehicle on any roadway or public place for any period longer than seventy-two (72) consecutive hours.
- Unattached trailer (2) No operator or owner shall leave parked or permit to be left parked on any street a trailer, whether designed for occupancy or load carrying, which has been detached from the vehicle which is used to draw it.
- No truck parking (3)(1) No operator or owner shall cause a vehicle combination of vehicles to park upon any highway, other than a highway as specified in Schedule "A" when the maximum allowable weight exceeds 5,500 kilograms, or when the total length exceeds 10 metres.  
**5(3) Amended by Bylaw 488 March 11, 1985 Schedule "A" Truck Parking Permitted is Schedule "E" in this office consolidation**
- (3)(2) No operator or owner shall cause a vehicle or combination of vehicles to park on any highway as specified in Schedule "A" when the maximum allowable weight exceeds 5,500 kilograms, or when the total length exceeds 10 metres, in excess of two (2) consecutive hours.  
**5(3)(2) added by bylaw 488 March 11, 1985 Schedule "A" Truck Parking Permitted is Schedule "E" in this office consolidation**
- Parking in alley (4) No operator or owner shall park or permit the parking of a vehicle in any alley except for the purpose of loading or unloading delivery of goods, wares or merchandise.
- Parking for servicing (5) No operator or owner shall park or permit the parking of any vehicle on a highway for the purpose of greasing, servicing, repairing or making installations to that vehicle.
- Park dangerous loads (6) No operator or owner shall park any vehicle used for the conveyance of inflammable, combustible, explosive, or other dangerous material whether loaded or unloaded in any

Residential, Institutional or Public Recreational zone and at least FIFTEEN (15) metres of any building whatsoever.

- Fire lanes & entries (7) No operator or owner shall park any vehicle in a posted Fire Lane access or in any other emergency entrance or exit, or within 5 metres from any fire hydrant, or when the fire hydrant is not located at the curb, within 5 metres from the point on the curb nearest the hydrant.
- Private Property (8) No operator or owner shall park on private property without authority from the owner or person in lawful possession or control of the property.  
**5(7) replaced Bylaw 835-06 April 10, 2006**
- Keys in vehicle (9) No operator or owner shall leave a motor vehicle unattended with keys in the ignition unless securely locked.
- Vehicle running (10) No operator or owner shall leave a motor vehicle running and unattended unless securely locked.
- No parking zone (11) No operator or owner shall park or stand or permit to be parked or left standing any vehicle on any roadway where signs prohibit parking.
- No stopping zone (12) No operator or owner shall stop or halt any vehicle on any roadway where signs prohibit stopping.
- Restricted parking (13) No person shall park in any Restricted Parking area as designated by a traffic control device longer than the stipulated time period so marked on the traffic control device.  
**Bylaw 619 June 14, 1994**
- Two hour zone (14) No person shall park any vehicle in excess of two (2) consecutive hours between the hours of 9:00 o'clock in the morning and 6:00 o'clock in the afternoon on Monday to Saturday inclusive as designated in the area outlined in Schedule "C", excluding a civic, provincial, or federal statutory holiday.
- Park left of centre (15) No operator or owner shall park or stand or permit to be parked or left standing any vehicle to the left of the center line of a highway, unless such vehicle is parked completely off the highway.
- U-Turns (16) A driver shall not turn his vehicle so as to proceed in the opposite direction at a place where a sign prohibits making a U-turn. The turn referred to in this section is commonly known as a "U-turn".  
**Bylaw 619 June 13, 1994**

- Disabled parking (17) The owner or operator of a motor vehicle which is not identified by a disabled persons placard or license plate that is issued or recognized by the Alberta Solicitor General for persons with disabilities, shall not stop or park the motor vehicle in a space designated for disabled parking.  
Added Bylaw 835-06 April 10, 2006
- Sidewalk or Boulevard (18) No owner or operator of a motor vehicle shall park or stop a motor vehicle on a sidewalk or boulevard.  
Added Bylaw 835-06 April 10, 2006
- Crosswalks (19) No owner or operator of a motor vehicle shall park or stop a motor vehicle on a crosswalk or on any part of a crosswalk, or within 5 metres from the near side of a marked crosswalk.  
Added Bylaw 835-06 April 10, 2006
- Intersections (20) No owner or operator of a motor vehicle shall park or stop a motor vehicle
- i. Within an intersection other than immediately next to the curb in a ‘T’ intersection, unless otherwise posted;
  - ii. At an intersection nearer than 5 metres to the projection of the curb or edge of the roadway;
  - iii. In the case of an approach to a stop sign or yield sign, within 5 metres from the stop or yield sign.
- Added Bylaw 835-06 April 10, 2006
- Street Repairs (21) No owner or operator of a motor vehicle shall park or stop a motor vehicle alongside or opposite any street excavation or obstruction when the stopping or parking would obstruct traffic.  
Added Bylaw 835-06 April 10, 2006
- Double parking (22) No owner or operator of a motor vehicle shall park or stop a motor vehicle on the roadway side of a vehicle that is parked or stopped at the curb or edge of the roadway.  
Added Bylaw 835-06 April 10, 2006

#### **Section 6 – No Parking Maintenance Signs**

- 6(1) Notwithstanding any other provision in this Bylaw, the employees of the Town may cause “No Parking Sign” to be placed on or near

a roadway for roadway maintenance or construction purposes.

- 2) After such signs are placed on or near a roadway, no person shall park or leave a vehicle on the portion of a roadway so signed contrary to the provision of such no parking signs.
- 3) When roadway maintenance or construction commences, any vehicle parked on the signed roadway may be removed pursuant to Section 16 hereof.

### **Section 7 – Truck Route**

- 7(1) No person shall operate a vehicle or combination of vehicles on any highway, other than a highway as specified in Schedule “E”, when the maximum allowable weight exceeds 5,500 kg or when the total length exceeds 10.0 metres.

Exemption (2) A vehicle shall not be deemed to be operating in contravention of this Section if the vehicle was being operated on the most direct and practicable route between the premises or location concerned with the carrying on of his business and nearest truck route.

- (3) No person shall operate a slow moving vehicle on any highway when such vehicle is carrying any load.

**s3 added by Bylaw 667-97**

- (4) The provisions of Section 7(3) shall not apply to:

- (a) Any vehicle owned by or under contract to the Town of High level while actually engaged in street maintenance operations upon any highway in the Town of High level.

**s4 added by Bylaw 667-97**

### **Section 8 – Tracked Vehicles**

No person shall operate on a highway

- (1) a vehicle or trailer having metal spikes, lugs or cleats or bands projecting from the surface of the wheel or tire or such vehicle, or
- (2) any vehicle or trailer or trailer having skids or not using street pads or flat surface tracks.

### **Section 9 - Alleys**

- (1) No person shall drive a vehicle in any alley within the Town at a

speed in excess of TWENTY (20) kilometers per hour.

- (2) For the purpose of loading or unloading goods, wares or merchandise, front street loading or unloading shall be prohibited where such loading and unloading facilities are provided at the rear.

**Amended by Bylaw 619 June 13, 1994**

- (3) No operator or owner of a vehicle shall stop or park or permit the stopping or parking, of the vehicle in such a manner that it impedes the use of the alley by another vehicle.

#### **Section 10 – Mobile Home Parks**

- (1) With respect to a road or highway in any Mobile Home Park, whether privately owned or not, every person operating a motor vehicle shall in so far as they are applicable, obey the rules of the road set out in this Bylaw.
- (2) No person shall drive a vehicle on any road or highway in any Mobile Home Park, whether privately owned or not, at a speed in excess of TWENTY (20) kilometers per hour.

#### **Section 11 – Unprotected Hose**

- (1) When an unprotected hose of the Town Fire Department or Town Public Works Department has been laid down on a roadway or a driveway, no person shall drive a vehicle over such a hose unless the person representing the Town at the scene has specifically allowed him to do so.
- (2) No owner or operator of a motor vehicle shall park or stop a motor vehicle at or near the site of any fire, accident or other emergency, if stopping or parking would obstruct traffic or hinder emergency vehicles or peace officers, firemen, ambulance drivers or assistants or rescue officers or volunteers.

**Added Bylaw 835-06 April 10, 2006**

#### **Section 12 - Obstructing**

- (1) No owner of a vehicle or person operating a vehicle shall stop a vehicle or permit a vehicle to be left upon a highway in such a manner as to block, obstruct, impede or hinder traffic thereon.



- (2) No person shall conduct himself or otherwise position himself on a highway in such a manner as to obstruct vehicular or pedestrian traffic or as to inconvenience any other person upon the highway.
- (3) A registered owner of land shall not permit any hedge, tree, shrub, fence, wall, structure or any other object on private property within five (5) metres of a highway intersection so that visibility of traffic is interfered with or hampered.
- (4) No person shall make or place an obstruction of any kind, in, upon, or above any highway.
- (5) No person shall dump, place, spill, abandon, unload or push any dirt, ice, snow, gravel, asphalt, concrete or any other deleterious matter onto any highway which in any manner obstructs or impedes vehicular, pedestrian traffic or drainage.

### **Section 13 - Damage**

- (1) No person shall interfere with, break, cut or otherwise injure or damage a highway.
- (2) No person shall in any way damage, mark, or deface any street furniture on any highway or public place.

### **Section 14 – Littering**

- (1) No person shall place, abandon, throw, deposit or permit to be placed, abandoned, thrown or deposited any nail, tacks, glass, crockery, wire, scrap metal, bottle, paper carton or other paper or any other container, substance or thing on any highway or public place.
- (2) (a) No person shall drive or pull onto or upon a highway a vehicle containing a load unless such load is completely secured in such a manner that no portion of the said load can escape, blow, drop, spill or fall onto a highway or land adjacent thereto.
- (b) In the event that any load or any portion thereof becomes loose or detached or blows, drops, spills or falls from any vehicle onto any highway, it shall be the duty of the driver of the vehicle forthwith to take all reasonable precautions to safeguard traffic and forthwith remove such material from

such highway.

**Section 15 – Duty to Enforce**

- (1) Each Peace Officer is hereby charged with the duty of enforcing the provisions of this Bylaw and shall direct traffic when needed for the protection of life or property.
- (2) Every Peace Officer who on reasonable and probable grounds believes that any of the offences enumerated in Section 5(9) or 5(10) has been committed, may seize and detain the keys for the safe keeping and security of the vehicle.

**Section 16 – Impoundment of Vehicle**

- (1) Any Peace Officer is hereby authorized to remove or cause to be removed any vehicle or trailer
  - (a) where such Peace Officer reasonably believes there is or has been a contravention of any provision of this Bylaw, or
  - (b) where emergency conditions may require such removal from a highway, and such vehicle may be removed to a place designated by the Town where it will remain impounded until claimed by the owner thereof or his agent.
- (2) No impounded vehicle shall be released to its owner or his agent until the towing and storage charge on the vehicle has been paid; such charges shall be in addition to any fine or penalty imposed in respect of any such violation or to any payment made in lieu of prosecution as provided for in Schedule ‘A’ of this Bylaw.

**Section 17 – Owner to Disprove Liability**

- (1) The owner of a motor vehicle which is involved in any contravention of this Bylaw is guilty of an offence unless he proves beyond a reasonable doubt that at the time of the offence the motor vehicle was not being driven or was not parked or left by him or by any other person with his consent, expressed or implied.
- (2) Notwithstanding subsection (1) , if the owner was not at the time of the offence driving the motor vehicle he is not in any event liable to imprisonment.

**Section 18 – Voluntary Payment Tag**

- (1) Where a Bylaw Enforcement Officer or a Police Officer believes that a person has contravened any section of this Bylaw, or the Act, as set out in Schedules “A” and “B” to this bylaw, he may serve upon such a person a voluntary payment tag in a form designated by the Town allowing payment of the penalty specified in Schedules “A and “B” for such offence to the Town, and such payment shall be accepted by the Town in lieu of prosecution for the offence.
- (2) If the person upon whom a voluntary payment tag is served fails to pay the required sum within the time specified in the voluntary payment tag, the provisions of this section regarding acceptance of payment in lieu of prosecution do not apply.

**Section 19 – Voluntary Payment Tag Service**

A Voluntary Payment Tag shall be deemed to be sufficiently served:

- (a) If served personally on the accused, or
- (b) If mailed to the last known address of the registered owner of the vehicle concerned; or to the person concerned; or
- (c) If attached to or left upon the vehicle in respect of which the offence is alleged to have been committed.

**Section 20 - Penalties**

- (1) Any person who contravenes or disobeys, or refuses or neglects to obey any provision of this Bylaw by:
  - (a) doing any act or thing which he/she is prohibited from doing herein;
  - (b) failing to do any act or thing he/she is required to do herein;

is guilty of an offence and is liable on summary conviction to a fine not exceeding Five Hundred Dollars (\$500.00) and in the event of failure to pay any fine levied to imprisonment for a period of not less than seven (7) days and not exceeding sixty

(60) days or until such fines and costs of committal are paid.

- (2) Where any part of this Bylaw or Schedules "A" and "B" hereto provides for a minimum fine to be made for contravention of this Bylaw, the court entering the conviction of the offence, shall not levy a lesser fine than that set out in the provision of this Bylaw.
- (3) Nothing in this section shall:
  - (a) prevent a person from exercising his right to defend any charge of committing a breach of any of the sections referred to in Schedules "A" or "B".
  - (b) prevent a Peace Officer from laying an information or complaint in lieu of serving a voluntary payment tag.

#### **Section 21 - Schedules**

The documents attached hereto and marked Schedules A,B,C,D,E, are hereby incorporated into and make part of this Bylaw.

#### **Section 22 – Repeal of previous Bylaw**

This Bylaw hereby repeals Bylaw Number 402 and any amendments thereto.

#### **Section 23 – Into Effect**

This Bylaw shall come into full effect on the Final reading thereof.

**PASSED THIRD READING ON JUNE 11, 1984.**

**(R. E. Walter)**

**Mayor**

**(Gordon Lundy)**

**Municipal Administrator**

**Amendments:**

<b>Description</b>	<b>Bylaw</b>	<b>Date Passed</b>
Truck weight restriction	488	March 11, 1985
Voluntary payment schedule increases	529	February 22, 1988
Unattended children in park	607	April 13, 1993
Loitering	611	September 13, 1993
Restricted parking	619	June 13, 1994
Definitions & slow moving vehicles	667	August 11, 1997
Mostly Parking Violations & Fine increases	835-06	April 10, 2006

SPECIFIED SUM FOR VOLUNTARY PAYMENT

<b>SCHEDULE "A"</b>			
<b>SPECIFIED SUM FOR VOLUNTARY PAYMENT</b>			
Section 5		All offences	\$50.00
Section 6(2)		No parking maintenance signs	\$50.00
Section 7		Truck Route	\$50.00
Section 8		Tracked vehicles	\$50.00 plus street repairs
Section 9		All offences	\$50.00
Section 10		All offences	\$50.00
Section 11(1)		Damage to hose or equipment	\$50.00 plus replacement or repair
Section 11(2)		Obstruction	\$50.00
Sections 12(1)(2)		Obstruction	\$50.00
Section 12(3)(4)		Obstruction	\$50.00 plus removal
Section 13(1)(2)		Damage to highway or street furniture	\$50.00 plus replacement cost
Section 14(1)(2)		Littering	\$50.00 plus removal & cleanup

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SCHEDULE "B"

**Repealed by Bylaw 835-06 April 10, 2006**

SCHEDULE "C"

2 HOUR ZONE

**Locations:**

1. Angle Parking Area:
  - a) On 100<sup>th</sup> Avenue on the North and South sides commencing at 98<sup>th</sup> Street extending to 99<sup>th</sup> Street.
  - b) On 100<sup>th</sup> Avenue on the North side commencing at 100<sup>th</sup> Street extending to 102<sup>nd</sup> street.
2. Parallel Parking Area:
  - a) On 100<sup>th</sup> Avenue on the North and South sides commencing at 99<sup>th</sup> Street extending to 100<sup>th</sup> Street.
  - b) On 100<sup>th</sup> Avenue on the South side commencing at 100<sup>th</sup> Street extending to 102 Street.

Map attached to original Bylaw 473



SCHEDULE "D"

RESTRICTED PARKING

**Repealed by Bylaw 619 June 13, 1994**

SCHEDULE "E"

TRUCK ROUTE

Truck Route

On 97th Street from 105th Avenue to 97th Avenue.

On Rainbow Boulevard from 105th Avenue to Highway # 58,  
East of Highway 35

**Map attached to original Bylaw 473**