

**BYLAW NO. 399**  
**VILLAGE OF COWLEY**

**A BYLAW TO CONTROL AND MANAGE TRAFFIC UPON ROADWAYS WITHIN THE  
VILLAGE OF COWLEY, IN THE PROVINCE OF ALBERTA.**

WHEREAS, Section 15 of the Traffic Safety Act, R.S.A. 2000 and amendments thereto, allow a municipality to pass bylaws regulating and controlling vehicular, animal and pedestrian traffic on highways within its jurisdiction.

NOW THEREFORE, the Municipal Council of the Village of Cowley hereby enacts as follows:

TITLE:

1. This bylaw shall be known as the TRAFFIC BYLAW.

DEFINITIONS:

2. "Alley" shall mean all that portion of a Roadway used to provide access to lands, in addition to the access provided by the street in front of the said lands.
3. "CAO" shall mean the Chief Administrative Officer as appointed pursuant to the Municipal Government Act, Section 201(1), or Designee.
4. "Dangerous Goods" means a product, substance or organism included by its nature or by the regulations in any of the classes listed in the schedule under the Transportation of Dangerous Goods Act, 1992, c.34, Sch.; 1997, c. 9, s. 123.
5. "Heavy vehicle" is a vehicle, with or without load, exceeding any of the following:
  - a. 11 meters in length, (36 feet),
  - b. A licensed gross vehicle weight of 7,500 kilograms. (16,000 pounds).
  - but does not include Recreational Vehicles
6. "Peace Officer" shall include all police officers and or all bylaw enforcement officers appointed by the Village as defined in Section 1 of the Traffic Safety Act.
7. "Recreation Vehicle" shall mean a Vehicle or Trailer that is designed, constructed and equipped, either temporarily or permanently, as a temporary accommodation for travel, vacation, or recreational use and includes duly licensed travel trailers, motorized homes, slide-in campers, chassis-mounted campers, boat trailer, all-terrain vehicle trailer, snowmobile trailer and tent trailers.
8. "Roadway/Street" shall mean a road, street or highway intended for use by vehicular traffic, within the boundaries of the Village of Cowley.

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9. "Sign" shall mean any sign, signal, marking, or device placed, marked or erected under the authority of this bylaw for the purpose of regulating, warning or guiding traffic as defined in the Traffic Safety Act.
10. "Traffic Safety Act" shall mean the Traffic Safety Act R.S.A. 2000, Chapter T-6 and amendments thereto.
11. "Truck tractor unit" is a vehicle considered for the purpose of this bylaw, a "Heavy Vehicle".
12. "Truck Route" shall mean a roadway or street within the boundaries of the Village of Cowley which shall be designated to be used by heavy vehicles, and which such streets are marked with signs reading "Truck Route".
13. "Vehicle" shall mean a device in, upon or by which a person may be transported or drawn upon a roadway or street.
14. "Village" shall mean the Village of Cowley, a municipal corporation in the Province of Alberta, and where the context so requires, means the area contained within the corporate boundaries of the said municipality.

## GENERAL RULES

15. The speed limit for all streets in the Village shall be 40 kilometers per hour.
16. With the exception of Railway Avenue; and a portion of Cameron Street, from Price Avenue to Mountain Avenue, which is a playground zone; the speed limit will be 30 km/hr.
17. No person shall place, or shall cause or allow to be placed upon any roadway within the Village any snow, dirt, or other obstruction in such a manner as to block, obstruct, impede or hinder traffic.
18. When repairs or alterations are in progress on or adjoining any roadway within the Village and such work is being indicated by barricades or signs, no person shall disregard the warning given thereby and shall obey all barricades or signs.
19. No person shall allow himself to be drawn by a moving vehicle while he is riding upon a sled, toboggan, skateboard, skis or other conveyance.

## PARKING RESTRICTIONS

20. Unless required or permitted by this bylaw, or in compliance with the directions of a peace officer, or to avoid conflict with other traffic, a driver shall not stop or park his vehicle:
  - a. In any commercial loading or unloading space marked by a sign indicating the restrictions which apply thereto other than a commercial vehicle lawfully engaged in loading or unloading goods to or from business premises,

- b. In any place where the vehicle will in any way interfere with the use of a doorway intended as a fire or emergency exit from any building,
  - c. In the exit/entrance way of the fire hall,
  - d. On any portion of a roadway or street marked by a "NO PARKING" sign,
  - e. Within an intersection other than immediately next to the curb in a "T" intersection,
  - f. Within 5 meters on the approach to a stop sign or yield sign,
  - g. Within 5 meters of any fire hydrant, or when the hydrant is not located at the curb, -within 5 meters of the point on the curb nearest the hydrant,
  - h. Alongside or opposite any street excavation or when the stopping or parking would obstruct traffic.
21. No vehicle operator shall drive or park a vehicle upon any roadway or street in such a manner as to block, obstruct, impede or hinder traffic thereon; where the obstruction is unavoidable due to mechanical failure the operator will not be in breach of this section provided he promptly takes measures to clear the faulty vehicle from the roadway.
22. No person shall abandon a vehicle on a street or roadway within the municipality for a period of more than 72 hours.
23. No person shall park a vehicle in an alley but alleys may be used for:
- a. The loading or unloading of goods from a commercial vehicle for a period not exceeding 30 minutes, or
  - b. The loading or unloading of goods or passengers from a vehicle other than a commercial vehicle for a period not exceeding 5 minutes.
24. No person shall park any recreational vehicle that exceeds 2.6 meters in width on any street, alley or land owned by the Village of Cowley, unless designated for such use or at the discretion of the CAO.
25. No person shall park a recreation vehicle on any street for the period of October 1<sup>st</sup> through to March 31<sup>st</sup>.
26. No person shall operate or park any vehicle upon any land owned or managed by the Village which the Village uses or permits to be used as a playground, boulevard, recreation or public-park, except on such part thereof as the CAO may designate.

#### HEAVY VEHICLE OPERATION

27. No person shall operate or park a heavy vehicle upon any roadway or street other than on a designated Truck Route.
28. No person shall operate a motor vehicle carrying flammable liquids, explosives, gases, or other dangerous cargoes on a roadway or street, other than a designated Truck Route.

29. The following shall not be deemed to be in contravention of Section 25 & 26 if the vehicle is being operated on the most direct and practicable route between the premises or location concerned and the nearest truck route:
  - a. If the vehicle is delivering or collecting goods or merchandise to or from the premises of a bona fide customer.
  - b. If the vehicle is being operated in the most direct route between the origin and destination of the material on the vehicle.
  - c. If the vehicle is owned by or actually in the service of the Village and that are actually engaged in work at locations not designated as a truck route.
30. No person shall park a heavy vehicle, truck tractor unit on any roadway or street of the Village whether a semi-trailer or trailer is attached to it or not, at any hour of the day or night when the said vehicle or vehicle and trailer would be located either in front of or across from or on the flank of residential property.
31. No person shall park a heavy vehicle, truck tractor unit, whether a semi-trailer or trailer is attached to it or not, used for the conveyance of Dangerous Goods or Hazardous materials on any roadway or street within the Village boundaries.

#### OFFENCE TICKET

32. Where a peace officer has reasonable grounds to believe a person has contravened any of the sections of this bylaw listed in Schedule "A", annexed hereto and made part of this bylaw, he may issue and serve upon such person an offence ticket in the form prescribed.
33. The offence ticket in the form and content of which is set forth in Schedule "B", annexed hereto and made part of this bylaw, is hereby prescribed and approved as the offence ticket to be issued for any contravention of this bylaw.
34. Service of such offence ticket shall be sufficient if it is:
  - a. Personally served, or
  - b. Attached to the vehicle in respect of which an offence is alleged to have been committed, or
  - c. If mailed to the address of the registered owner of the vehicle or to the person in possession of the said vehicle.
35. The penalty hereby established for contravention of this bylaw as listed in Schedule "A", under General Parking is \$50.00 for the first offence and \$100.00 for the second and subsequent offences.
36. The penalty hereby established for contravention of this bylaw as listed in Schedule "A", under Heavy Vehicle, is \$300.00 for the first offence and \$300.00 for the second and subsequent offences.

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37. For those penalties listed in Schedule "A" attached hereto and forming part of this by-law, the penalty shall be reduced by 50% if payment is received within 14 days of the date of service of the offence ticket.
38. If at any time after the expiration of the 14 days from service of the offence ticket, and up to and excluding the three days prior to the return date on any summons issued, a person tenders payment for an offence ticket issued for contravention of this by-law, the person authorized by the Village to receive such payment shall accept payment of the penalty specified in Section 35 and 36 in lieu of prosecution.
39. If the person upon whom such offence ticket is served fails to pay the required sum within the times herein before limited, the provisions of this section for acceptance of payment in lieu of prosecution do not apply.
40. Bylaw No. 269 is hereby repealed.
41. Bylaw No. 393 is hereby repealed.
42. This bylaw shall come into full force and effect upon third reading.

READ A FIRST TIME THIS 7 DAY OF October 2014.

READ A SECOND TIME THIS 7 DAY OF October 2014.

READ A THIRD TIME THIS 18 DAY OF November 2014.

Signed this 18 day of November, 2014.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CAO

**SCHEDULE “A”**  
**SCHEDULE OF FINES**

**GENERAL PARKING:**

First Offence - \$50.00

Second and subsequent offences - \$100.00

**HEAVY VEHICLE OPERATION:**

First Offence - \$300.00

Second and subsequent offences - \$300.00

## SCHEDULE "B" - PENALTY TICKET

**VILLAGE OF COWLEY**  
**Box 40, 518 Railway Avenue**  
**Cowley, Alberta T0K 0P0**

This Tag issued for breach of By Law No. \_\_\_\_\_  
Short Title \_\_\_\_\_

PENALTY \$ \_\_\_\_\_

If payment is received on or before the 14<sup>th</sup> day after the tag has been issued the penalty shall be reduced to \_\_\_\_\_

OFFENCE \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

DATE OF ISSUE \_\_\_\_\_ TIME \_\_\_\_\_

ISSUED TO \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE \_\_\_\_\_

Additional Remarks \_\_\_\_\_  
\_\_\_\_\_

Upon presentation of this Offence Ticket within 14 days from the date of service of this Offence Ticket, together with voluntary payment of penalty indicated, such payment may be accepted in lieu of prosecution.

FAILURE TO DO SO WILL RESULT IN PROSECUTION.

Payment can be made by paying to the Village of Cowley office during regular office hours. Payment may be remitted by cash, cheque or money order.

THIS TAG MUST BE PRESENTED

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SCHEDULE

(Sections 2 and 27)

Class 1 —

Explosives, including explosives within the meaning of the Explosives Act

Class 2 —

Gases: compressed, deeply refrigerated, liquefied or dissolved under pressure

Class 3 —

Flammable and combustible liquids

Class 4 —

Flammable solids; substances liable to spontaneous combustion; substances that on contact with water emit flammable gases

Class 5 —

Oxidizing substances; organic peroxides

Class 6 —

Poisonous (toxic) and infectious substances

Class 7 —

Nuclear substances, within the meaning of the Nuclear Safety and Control Act, that are radioactive

Class 8 —

Corrosives

Class 9 —

Miscellaneous products, substances or organisms considered by the Governor in Council to be dangerous to life, health, property or the environment when handled, offered for transport or transported and prescribed to be included in this class

1992, c. 34, Sch.;  
1997, c. 9, s. 123.