

TOWN OF EASTEND
Bylaw No. 611/03

A BYLAW OF THE TOWN OF EASTEND, IN THE PROVINCE OF SASKATCHEWAN,
REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE TOWN OF EASTEND AND
PRESERVING ORDER THEREIN.

That the council of the Town of Eastend, in the province of
Saskatchewan enacts as follows:

PART 1
TITLE AND DEFINITIONS

- SHORT TITLE 1. This Bylaw may be cited as "The Traffic Bylaw".
- INTERPRETATION 2. In this Bylaw:
- a) "Alley" means a public highway intended primarily to give access to the rear of property and which does not exceed six (6) meters in width.
 - b) "Alley Crossing" means that portion of a sidewalk within the boundaries of the alley projected.
 - c) "Angle Parking" means the parking of vehicles with the right front tire drawn up to the curb on the right hand side of the highway, or at a distance of not more than thirty (30) centimeters from such curb, the vehicle to be placed at an angle of forty-five (45) degrees with the curb.
 - d) "Bicycle" means a vehicle for the carriage of persons, which is propelled by human, having two tandem wheels, and including any device adapted from a bicycle by the addition of one or more wheels.
 - e) "Chief of Police" means the Royal Canadian Mounted Police or any individual that the RCMP may authorize to act on his behalf.
 - f) "Clerk" means the clerk/administrator of the municipality.
 - g) "Crosswalk" means that portion of the street between the outer boundaries of the sidewalk projected whether or not it is marked with lines on the surface or signs above the surface.
 - h) "Curb" means the dividing line of the highway between that part of the highway intended for use of vehicles and the boulevard or the part of the highway intended for the use of pedestrians, whether marked with curbing or not.
 - i) "Double Parked" means the parking of a vehicle on a street parallel to a vehicle parked beside the curb in a Parking Area, or parked to the rear of any vehicle that is angle parked at the curb in a Parking Area.
 - j) "Driver" means a person leading or riding or driving one or more horses ~~or~~ the operator of a vehicle.
 - k) "Garage" means any building or part of a building where motor vehicles are stored or repaired, and includes an automobile storage, show or salesroom.
 - l) "Heavy Vehicles" means a vehicle with or without load which alone or together with any trailer, semi trailer or other vehicle being towed, weighs 4.5 tonnes or more.

m) "Highway" means a road, parkway, driveway, square or lane designed or intended for use by the general public for the passage of vehicles, but does not include any area, whether privately or publicly owned, that is primarily intended to be used for the parking of vehicles and the necessary passageways on that area and does not include a provincial highway within the municipality as designated pursuant to the provisions of "The Highways Act".

n) "Hydrant" means a plug with a valve, connected to a water main or line, erected for use in extinguishing fires.

o) "Lug Vehicles" means any vehicle portable engine or traction engine having metal spikes, lugs or cleats projecting from the face of the wheels or tires thereof, or having a metal track tread.

p) "Municipality" means the Town of Eastend.

q) "Parade" means any procession or body of pedestrians (except members of the Armed Forces, or a bonafide Veterans Association) numbering more than twenty (20) standing, marching or walking on any street or sidewalk, or any group of vehicles numbering (10) or more (except funeral processions) standing or moving on any highway, proceeding under common leadership.

r) "Parallel Parking" means the parking of a with both right wheels thereof drawn up to curb on the right hand side of the highway, at a distance of not more than thirty (30) centimeters from such curb.

s) "Park and Parking" have the meanings ascribed thereto by The Highway Traffic Act.

t) "Pedestrian" means any person on foot and includes a baby carriage or disabled persons wheelchair or motorized wheelchair or battery operated bicycle.

u) "Power Turns" means to maneuver a vehicle in such a manner to cause part of the vehicle to depart from its ordinary line of progress by the sudden use of acceleration and/or braking.

v) "Speed Zone" means any portion of a highway within the Town of Eastend, as designated herein, and identified by a sign erected and maintained at each end thereof, indicating the maximum speed applicable thereto.

w) "Traffic Signs and Traffic Signals" means any sign or device whether manually, electrically or mechanically operated that has been erected for the purpose of directing, warning or regulating traffic.

x) "U-Turn" means the turning of a vehicle so as to cause it to proceed in the opposite direction from which it was proceeding immediately prior to the commencement of such turn.

y) "Vehicle" means a vehicle, trailer or semi-trailer or a motor vehicle as ascribed to it by The Highway Traffic Act.

SCOPE

3. In this bylaw:

a) All locations of stop signs shall be stated in Appendix I.

b) All locations of yield signs shall be stated in Appendix II.

INFRACTIONS

4. In this bylaw:

- Stop Signs a) Stop Signs - The Provisions of The Highway Traffic Act shall apply to all traffic approaching and facing a "stop sign" erected and maintained in accordance with the provisions of Section 8(a).
- Yield Signs b) Yield Signs - The Provisions of The Highway Traffic Act shall apply to all traffic approaching and facing a "yield sign" erected and maintained in accordance with the provisions of Section 8(a).
- Police Authority c) A Police Officer is hereby authorized to direct all traffic in accordance with the provisions of this Bylaw, or in an emergency, or as public safety, or public convenience may require. No person shall neglect or refuse to comply with any order, signal or direction of a police officer, lawfully given.
- Misc. Signs d) No person shall, except where authorized by resolution of Council or when duly authorized by law, erect upon or immediately adjacent to any highway, any sign, marker, or signal or light or any advertising sign or device.
- Lug Vehicles e) No person shall propel, operate or drive any lug vehicle upon any highway within the municipality without first having obtained the clerk, a permit in writing authorizing same.
- f) The Clerk is hereby authorized to issue permits in writing for the purpose of Section 4(e) of this bylaw in any case where the applicant therefore has signed a written undertaking as set out in Appendix III. Provided that the clerk shall not issue any such permit unless he/she is satisfied that with reasonable care in operation, the lug vehicle may be propelled or driven over any highway without damage resulting thereto or to any bridge or culvert thereon.
- g) Nothing contained in Section 4(e) shall be deemed to preclude the transport of a lug vehicle as herein defined over any highway where same is being carried by means of a rubber tired trailer or any other conveyance equipped with rubber tires.

5. In this bylaw:

- Parking a) Except as otherwise provided herein, or by other bylaw the parking of vehicles is permitted on all highways within the municipality.
- b) i) Subject to the provisions of subsection (ii) no person shall park a vehicle in any lane, or in any street so as to obstruct the entrance to any lane or driveway or approach leading to private premises;
- ii) Notwithstanding the provisions of subsection (i), a vehicle may be parked in any lane for the purpose of taking on or discharging cargo, provided no such vehicle shall be so parked for a period exceeding thirty (30) minutes at one time, unless written permission has first been obtained from the clerk or RCMP of the municipality for an extension of such time limit.

- c) i) Subject to subsection (ii) every person parking a vehicle upon a highway within the municipality where parking is permitted, shall parallel park same;
ii) Every person parking a vehicle upon a highway listed in Appendix IV shall angle park same.
- d) No person shall park a vehicle in a restricted parking area other than those described in Appendix V.
- e) No person shall park a vehicle in any "No Parking" area as stated in any Town Bylaw, or listed in Appendix VI at any time whether such areas are marked on the curb or otherwise signs erected and maintained in accordance with the provisions of Section 5(e) to indicate that parking therein is prohibited.
- f) No operator of a vehicle shall park such vehicle in any of the following places, except in an emergency, or in compliance with the directions of the RCMP of traffic sign or signal:
- i) Within an intersection
 - ii) On a crosswalk
 - iii) On a sidewalk
 - iv) Within 5 meters of block corners at intersections, except alleys.
 - v) Within 5 meters of the driveway entrance to any fire station.
 - vi) Within 2 meters of the entrance to an alley.
 - vii) Within 5 meters of a fire hydrant.
 - viii) With its left hand side to the curb on any street.
 - ix) Where the curb is marked by a solid yellow line.
 - x) On a bridge or approach to a bridge.
 - xi) In any alley, except when loading or unloading same vehicle, provided that no vehicle shall be stopped in such a manner as to cause an unnecessary obstruction to the use of the said alley by other vehicles.
- g) No person shall park a vehicle on a highway at one place for any period of time exceeding twenty four (24) consecutive hours.
- h) No person shall park a vehicle in any private parking place or on any private property unless he is the owner, occupant, licensee or permittee of the parking place or private property, except with the consent of such owner, occupant, licensee, or permittee.
- i) No person shall park or leave standing any machinery or equipment or other thing not being a vehicle, on any street.
- j) No person shall double park any vehicle upon any street in the municipality.

Authority
To
Establish
Bus Stops
etc.

- k) i) Subject to subsection (ii) no person shall park any vehicle designated for carrying of oil, gasoline or other inflammable, combustive or explosive material, within 30 meters from any building in the municipality used or intended for use, in whole or in part, as a place of dwelling, a hotel or place of public assembly.
ii) Nothing in subsection (i) shall be deemed to restrict the parking of any such vehicle for such a period of time as may be necessary to take on or discharge cargo.
- l) No person shall as operator of a vehicle , execute power turns on any highway in the municipality.
- m) The Town Council is authorized to establish by resolution bus stops, taxicabs stands and loading zones and to designate these sites with the appropriate signs.
- n) No person shall stop, stand or park any vehicle other than a bus in any bus stop.
- o) No person shall park or stand any vehicle other than a taxi or delivery vehicle in any stop or stand designated for that purpose except while actually loading or unloading the said vehicle.
- p) No person shall leave a vehicle unattended for more than three (3) hours on any highway if the vehicle has been placed on a jack or jacks and one or more wheels have been removed from it or part of the vehicle has been raised.
- q) No person shall open the door on the side of a motor vehicle nearest moving traffic unless it is reasonably safe to do so, nor shall any person leave such door open longer than necessary to load or unload passengers.
- r) No person shall leave any vehicle unattended while the motor is running or in operation, nor shall any person leave the ignition keys in any vehicle while same is unattended and parked or standing on any highway.
- s) No vehicle shall be parked or allowed to remain upon any highway, so as to constitute an unreasonable obstruction to the maintenance of such highway, the removal of snow or the operation by the Town or it's contractors, of equipment for the purpose of maintaining such highway or removal of snow therefrom.
- t) No person shall cause the vehicle, semi trailer or trailer he is operating to be backed up to the curb except in the case of loading or unloading and only if the vehicle does not stand so as to cause oncoming traffic to have to cross the centre line in order to pass.
- u) For the Purpose of this part, fire engines, all fire department apparatus, ambulances and police vehicles are exempt from all provisions concerning parking and stopping in the case of an emergency.

INFRACTIONS
DRIVING

6. In this bylaw;
- a) The operator of a vehicle shall drive a slow moving vehicle as closely as possible to the right hand edge or curb of a highway unless it is impracticable to travel on such side of the highway and except when overtaking and passing another vehicle.
 - b) When water or mud is lying on any street the driver of every motor vehicle shall reduce his speed to avoid the splashing of any pedestrian.
 - c) A driver of a vehicle, before backing, shall give ample warning of his intention to do so, and shall not back unless such movement can be made without interfering with other traffic and can be done so without injury to person or property.
 - d) No person shall operate a vehicle in reverse on any highway within the municipality except when reasonably necessary in entering or leaving a parking space.
 - e) No person shall operate a vehicle allowing it to proceed around a corner in reverse.
 - f) No person shall start, stop or turn from a direct line before first ascertaining that such movement can be made without interfering with other traffic and that such movement can be made without injury to person or property.
 - g) A driver of a vehicle shall not follow another vehicle more closely than is reasonable and prudent having due regard for the speed of the vehicle and the amount and nature of traffic and the condition of the highway.
 - h) The driver of a vehicle entering an alley shall yield the right of way to vehicles using the alley.
 - i) No person driving a vehicle upon a highway, shall make a turn in to a garage for the express purpose of changing directions with said vehicle.
 - j) No person driving a vehicle shall cause both of his/her hands to be removed from the steering wheel at the same time.
 - k) No person shall drive over a fire hose or other fire equipment, unless instructed to do so by the RCMP or the fire department chief or personnel.
- Speed
- l)
 - i) Subject to subsection (ii) no person shall operate any vehicle over the speed of 40 kilometers per hour within the municipality.
 - ii) No person shall operate any vehicle over the posted speed in areas designated as speed zones.
 - m) No person shall drive a vehicle upon any sidewalk area, except at a permanent or temporary driveway, nor upon any pedestrian path. Said person shall always yield the right of way when crossing said sidewalks to pedestrians.
 - n) No person shall operate a vehicle in such a manner that it becomes an unreasonable obstruction to the traffic thereon subject to Section 5(t).
 - o) No person shall cause a vehicle to make a left hand turn between intersections, except when entering a lane or alley, parking lot or drive way.
 - p) No person shall cause a vehicle to be backed up in an unsafe manner including crossing a street to enter the opposing lane.

BICYCLES

7. In this bylaw:

- a) No person shall operate a bicycle without having at least one hand on the handle bar.
- b) No person shall operate a bicycle on a sidewalk.
- c) All persons operating bicycles within the municipality are subject to the same rules and regulations applicable to the operation of motor vehicles.
- d) No person shall operate a bicycle not equipped with adequate brakes.
- e) No person shall tow behind a bicycle any person on skis, toboggan, skates, rollerskates, coaster, sled or wagon, nor with another person riding same bicycle.
- f) No person operating a bicycle shall engage in stunt riding or acrobatics on any highway within the municipality.

SIGNS

8. In this bylaw:

- a) Council shall cause to be erected and maintained signs or traffic markers at all streets designated in Appendix I and Appendix II.
- b) Council shall cause to be erected and maintained all "No Parking" signs in all areas designated by this or any other bylaw passed by the municipality.
- c) Council may by resolution provide for the erection and maintenance on any highway, excepting provincial highways, any such signs that it may deem expedient for warning, guidance, direction and information thereon.

REGULATIONS
for Kinds and
Classes of
Traffic

9. In this bylaw:

- a) The maximum gross weight permitted on the road surface through wheels on the same axle of any vehicle shall not exceed 8200 kilograms nor shall it exceed 225 kilograms per inch of width of tire upon such wheels in actual contact with the surface of the road. Nor shall the gross weight including the weight of the vehicle exceed the following:
 - i) 2 axle truck - 12,700 kilograms
 - ii) 3 axle truck - 19,000 kilograms
 - iii) Semi Trailer Units with or without trailer - 34,000 kilograms
- b) During the periods in any given year where more restrictive weights limits that as stated in Section 9(a) are placed on vehicles by the Provincial Government such limits will at the same time take effect on all paved highways within the municipality.
- c) Whenever it shall be necessary to transport a single article that exceeds 8200 kilograms or exceeds twenty (20) metres in length over the streets of the Town, the same shall be done only after issuance of a special permit for a single trip with the load so to be transported. The Town Clerk or the RCMP is hereby authorized to grant such special permits, upon application. These special permits shall be in writing and issued upon receipt of a bond of \$500.00 by the applicant and payable to the Town of Eastend. The permit shall state that all claims, loss or damage shall be the responsibility of the applicant, to whom the permit has been issued. Any damages incurred to municipal property shall also form part of the responsibility of the applicant.

d) All those who operate a vehicle in contravention of Section 9 shall be forced to stop operating said vehicle and take the necessary steps to conform with Section 9, by either unloading or applying for the necessary permit, in the case of a single item load.

e) No person shall operate any vehicle transporting any load unless it is deemed secure. All persons hauling such loads as refuse, leaves, trees, trade waste, sand or debris on any highway within the municipality must have the load secured or covered to prevent and spillage.

f) The provisions of The Police Act and The Highway Act shall apply to the operators of vehicles referred to in subsection (a) (b) and (c).

DEFACING SIGNS

10. In this bylaw:

a) No person shall deface, damage, destroy or remove any sign or marker erected pursuant to this bylaw.

b) Any person who contravenes any of the provisions of subsection (a) is guilty of an offense or liable on summary conviction to the penalties provided in the General Penalties Bylaw of the municipality.

PENALTIES

11. In this bylaw:

a) A person who contravenes any of the provisions of the subsections of this bylaw listed below, or fails to comply therewith or with any notice of order given thereunder shall be guilty of an offence and upon conviction, shall be liable to penalties as follows:

1)	Section 4 Subsection d)	\$100.00
2)	Section 4 Subsection e)	\$100.00
3)	Section 5 Subsection b) i)	\$100.00
4)	Section 5 Subsection d)	\$100.00
5)	Section 5 Subsection e)	\$100.00
6)	Section 5 Subsection f) i) to xi)	\$100.00
7)	Section 5 Subsection g)	\$100.00
8)	Section 5 Subsection h)	\$100.00
9)	Section 5 Subsection i)	\$100.00
10)	Section 5 Subsection j)	\$100.00
11)	Section 5 Subsection k)	\$100.00
12)	Section 5 Subsection l)	\$100.00
13)	Section 5 Subsection n)	\$100.00
14)	Section 5 Subsection o)	\$100.00
15)	Section 5 Subsection p)	\$100.00
16)	Section 5 Subsection q)	\$100.00
17)	Section 5 Subsection r)	\$100.00
18)	Section 5 Subsection s)	\$100.00
19)	Section 5 Subsection t)	\$100.00
20)	Section 6 Subsection a)	\$100.00
21)	Section 6 Subsection b)	\$100.00
22)	Section 6 Subsection c)	\$100.00
23)	Section 6 Subsection d)	\$100.00
24)	Section 6 Subsection e)	\$100.00
25)	Section 6 Subsection f)	\$100.00
26)	Section 6 Subsection g)	\$100.00
27)	Section 6 Subsection i)	\$100.00
28)	Section 6 Subsection j)	\$100.00
29)	Section 6 Subsection k)	\$100.00&damages
30)	Section 6 Subsection m)	\$100.00&damages
31)	Section 6 Subsection n)	\$100.00
32)	Section 6 Subsection o)	\$100.00
33)	Section 6 Subsection p)	\$100.00

- 34) Section 7 Subsection a) \$5.00 &/ impounding
- 35) Section 7 Subsection b) \$5.00 &/ impounding
- 36) Section 7 Subsection d) \$5.00 &/ impounding
- 37) Section 7 Subsection e) \$10.00 &/ impounding
- 38) Section 7 Subsection f) \$10.00 &/ impounding
- 39) Section 9 Subsection d) \$25.00 minimum
- 40) Section 9 subsection e) \$25.00 minimum

b) In the case of Subsection d and e Section 9 a person who contravenes the provisions of said subsections is guilty of an offence and liable on summary conviction of a penalty of not less than \$25.00 nor more than \$100.00 for the first offence and not less than \$25.00 nor more than \$200.00 for the second offence.

c) In each instance, the total fine shall not exceed the maximum provided for in the general penalty bylaw of the municipality.

d) The penalty for the contravention of Section 7 Subsections a) to f) is as follows:

- i) for the first infraction impounding the bicycle for seven (7) days and a fine of \$5.00.
- ii) for the second infraction impounding the bicycle for fourteen (14) days and a fine of \$5.00.

IMPOUNDING

12. In this bylaw:

a) Any member of the police force, special constable or other person appointed by Council may remove or cause to be removed any vehicle that is unlawfully placed, left or kept on any street or lane, public parking place, or other public place and to impound and store such vehicle.

b) Where a vehicle has been impounded or stored after it has been removed under Section 12 Subsection a) of this bylaw, it may be retained at a place designated by council for a period of thirty (30) days from date of removal unless the cost of removal, impounding and storage are paid before the thirty (30) day time period.

c) If the costs of removal, impounding and storage are not paid within the period of thirty days as specified in Subsection b) Section 12 the municipality shall have the right to recover same from the owner of the vehicle by :

- i) legal action in a court of competent jurisdiction;
- ii) sale by public auction on publication of a notice designating the time and place of the sale at least fourteen (14) days prior to the sale in a newspaper circulating in the municipality and on sending such notice by registered mail to the owner at the address appearing on the last registration of the vehicle.

EXEMPTION

13. In this bylaw:

- a) The Town Foreman and his operators duly employed by the Municipality are exempt from the provisions of Section 5 Subsection a) to j) only for the sole purpose of carrying out the repair and maintenance of municipal equipment.
- b) It is incumbent upon all municipal employees to conduct themselves within the constraints of the special privileges bestowed upon them to place the safety and well being of the residents in high regard when operating municipal equipment.

REPEAL

- 14. Bylaws 303/87, 316/87, 330/87 356/88, 394/90, 556/99, & 566/00 are hereby repealed.
- 15. This bylaw shall come into force upon its final passage by the Council of the Town of Eastend and upon its approval by Saskatchewan Department of Highways.


Mayor

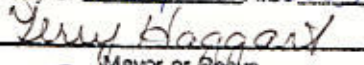
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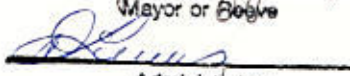

Administrator

Certified a true copy of Bylaw No. 611/03
adopted by resolution of the Council of the

TOWN of EASTEND in the
Province of Saskatchewan, dated this

28 day of May A.D. 2003


Mayor or Reeve


Administrator