

TOWN OF LANGHAM

BYLAW 2019-04

TRAFFIC BYLAW

A BYLAW TO REGULATE THE OPERATION & PARKING OF VEHICLES
AND THE USE OF THE HIGHWAYS

The Council of the Town of Langham in the Province of Saskatchewan enacts as follows:

PART 1 – Title, Application, Definitions and Scope

1. This bylaw may be referred to as “The Traffic Bylaw”.
2. That all the provisions and enactments set forth in this bylaw shall relate to, and be in full force and effect within the limits of the Town of Langham.
3. Definitions
 - (1) In This Bylaw:
 - (a) **“angle parking”** means the parking of vehicles with the right front wheel drawn up on the right-hand side of the highway, or at a distance of not more than thirty (30) centimeters from such curb, the vehicles to be placed at an angle of forty-five (45) degrees with the curb;
 - (b) **“all terrain vehicle”** and/or **“ATV”** means all-terrain vehicles as defined in *The All Terrains Vehicle Act*;
 - (c) **“bicycle”** means a vehicle for the carriage of persons, which is propelled by human power, having two tandem wheels, and including any device adapted from a bicycle by the addition of one or more wheels;
 - (d) **“boulevard”** means that portion of right-of-way that extends from the edge of the street to the property line of the adjacent property, not including the sidewalk;
 - (e) **“bus stop”** means a portion of a highway adjacent to the curb designated by signs and/or markings as such, for the purpose of loading and unloading passengers from buses operated by the Saskatchewan Transportation Company;

- (f) **“CAO”** means the Chief Administrative Officer of the Town of Langham;
- (g) **“council”** means the council of the Town of Langham;
- (h) **“curb”** means the dividing line of the street between that part of the street intended for use of vehicles and that part of the street intended for pedestrians whether marked with a curbstone or not;
- (i) **“designated officer”** means the CAO, RCMP, Bylaw Enforcement Officer, or any other person appointed to enforce municipal bylaws;
- (j) **“disabled person’s parking area”** means all that portion of any street or other public place or shopping center parking lot that has been designated by sign or other marking for the exclusive parking of disabled persons vehicles;
- (k) **“disabled person’s vehicle”** means any vehicle which displays a special license plate or placard depicting thereon the international symbol of the disabled issued by the Province of Saskatchewan or other competent governmental jurisdiction;
- (l) **“double parking”** means the parking of a vehicle, whether occupied or not, parallel to a vehicle beside the curb in a designated parking area or parking to the rear of any vehicle that is angle parked at the curb in a designated angle parking area
- (m) **“driver”** means any person who drives or operates or is in charge of a vehicle on a public highway and includes an operator;
- (n) **“fire lane”** means that area designated by signs or markings as a fire lane;
- (o) **“heavy vehicle”** means a motor vehicle with or without a load, which along or together with any trailer, semi-trailer or other vehicle being towed weighs 9071 kilograms or more or a motor vehicle which together with any trailer, semi-trailer or other vehicle being towed exceeds 11 meters in total length;
- (p) **“highway”** means a road, parkway, driveway, square, street or place designated and intended for or used by the general public for the passage of vehicles, but does not include any area, whether privately 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 Traffic Safety Act*;

- (q) **“intersection”** means that part of the street intended for the use of vehicles and an area set aside for placement of sidewalks and/or boulevards between the street and private property. The location of traffic signs shall indicate where the intersection begins;
- (r) **“justice”** means a justice of the peace as per *The Interpretation Act, 1995*;
- (s) **“lug vehicles”** means any vehicle with a portable engine or tractor engine having metal spikes, lugs or cleats projecting from the face of the wheels or tires thereof, or having a metal track tread;
- (t) **“marking”** means any pavement marking installed on the street for the guidance, regulation, warning, direction or prohibition of traffic;
- (u) **“municipality”** means the Town of Langham;
- (v) **“parallel parking”** means the parking of a vehicle with both right wheels thereof drawn up to the curb on the right-hand side of the highway, or a distance of not more than thirty (30) centimeters from such curb;
- (w) **“parade”** means any procession or body of pedestrian, except members of the Armed Forces, numbering more than 30, 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 street;
- (x) **“parking”** has the meaning ascribed thereto by *The Traffic Safety Act*;
- (y) **“parking area”** means any portion of a street or surfaces or unsurfaced area indicated by signs or markings as a place for parking;
- (z) **“parking stall”** means a portion of a public highway or an area indicated by signs and/or markings and/or physical barrier as a parking space for one vehicle only;
- (aa) **“pedestrian”** means any person afoot and shall include a baby carriage or a disabled person’s chair;
- (bb) **“pedestrian cross-walk”** means that portion of a public highway designated by signs and/or markings for the use of pedestrians to cross a public highway as where there are no signs or markings, shall mean that portion of a public highway within the prolongation of the lateral boundary;

- (cc) **“person”** includes a corporation and the heirs, executors, administrators or other legal representatives of a person;
- (dd) **“playground speed zone”** means that portion of a street designated by a sign or signs for the control of traffic adjacent to or in close proximity to a playground;
- (ee) **“police officer or police constable”** means any member of the RCMP responsible for the policing of the Town of Langham or any person specifically appointed by the Town of Langham to be a Police Officer or Constable;
- (ff) **“power-assisted bicycle”** means a bicycle that has one or more electric motors with 500 watts or less, is capable of being propelled by muscular power and cannot be operated at a speed of greater than 32km/h on any level service;
- (gg) **“power turn”** 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;
- (hh) **“RCMP”** means Royal Canadian Mounted Police or any regular member thereof;
- (ii) **“recreational vehicle”** means a self-propelled or towed vehicular type unit, primarily designed as temporary living quarters for recreational, camping or travel use and which is used solely as a family or personal conveyance and in no way used for a commercial purpose. Without limiting the foregoing, recreational vehicles include:
1. travel trailer;
 2. cabin trailer;
 3. tent trailer;
 4. truck camper;
 5. motor home;
 6. park trailer;
 7. fifth-wheel travel trailer; and
 8. boat trailer, whether loaded with a boat or not
- (jj) **“school crosswalk”** means that portion of a public highway designated by signs and/or markings for the use of pedestrians to cross a public highway;
- (kk) **“school speed zone”** means that portion of a street designated by a sign or signs for the control of traffic adjacent to or in the close proximity to a

school;

(ll) **“sidewalk”** means that portion of the right-of-way designed and intended for or used by pedestrians;

(mm) **“sidewalk crossing”** means that portion of a sidewalk permanently improved or designed for the passage of vehicular traffic;

(nn) **“stopping”** means:

1. when required, a complete cessation from movement; and
2. when prohibited, any stopping, even momentarily, of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with the directions of a bylaw enforcement officer or a traffic-control signal;

(oo) **“street”** means a road, alley or other place designed and intended for or used by the general public for the passage of vehicles and pedestrians, but does not include a parking lot, whether privately or publicly owned;

(pp) **“tire width”** means the width indicated on the tire by the manufacturer;

(qq) **“town”** means the Town of Langham, in the Province of Saskatchewan;

(rr) **“Town Foreman”** means the Town Foreman of the Town of Langham.

(ss) **“traffic”** means the movement of pedestrians, vehicles, or livestock upon any public highways in the Town;

(tt) **“traffic hazard”** means any structure (except a house or a building) or object that obstructs, hinders, or impairs the ability of an operator of a motor vehicle to see another motor vehicle approaching on the same street or an intersecting street, or to see a pedestrian at a crosswalk or in the street;

(uu) **“traffic sign”** means any sign or marking or installed for the guidance, regulation, warning, direction or prohibition of traffic;

(vv) **“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;

(ww) **“vehicle”** means a vehicle, trailer or semi-trailer or a motor vehicle as ascribed to by The Traffic Safety Act;

(xx) **“wheel”** includes tire;

- (2) Wherever in this bylaw the expression “vehicle” or “vehicular” or “vehicular traffic” is used, it shall mean and be held to include for the purposes of this bylaw, the driver or operator.

4. SCOPE

- (a) **Stop Streets:** highways listed in Appendix 1;
- (b) **Yield Streets:** highways listed in Appendix 2;
- (c) **No Parking Signs:** signs listed in Appendix 3;
- (d) **Maximum Speeds:** highways listed in Appendix 4;
- (e) **Heavy Vehicle Route:** highways listed in Appendix 5;
- (f) **Lug Vehicle Permit:** Form 1 located in Appendix 6;
- (g) **School Crosswalks:** intersections listed in Appendix 7;
- (h) **Limited Parking/Miscellaneous:** listed in Appendix 8;

PART II – Resolutions, Signs, Etc.,

5. Emergency Control Measures

- (1) A Police Officer, or any person acting on the direction of a police officer, or any person designated to enforce this bylaw, is hereby authorized to direct traffic in conformity with the provisions of this bylaw and *The Traffic Safety Act*.
- (2) In the case of fire or other emergency or in order to expedite traffic or safeguard pedestrians or prevent accidents or meet any unforeseen conditions, a Police Officer or any person designated to enforce this bylaw, is hereby authorized to direct traffic in such manner as he may deem necessary whether or not in conformity with the provisions of this bylaw or *The Traffic Safety Act*.
- (3) Every person shall comply with any traffic signal or direction of a Police Officer or any personal designated to enforce this bylaw, given pursuant to this section.

6. Temporary Closing and Parking

- (1)(a) Any portion of a public highway may be temporarily closed to vehicular traffic by the Mayor, RCMP, CAO, Bylaw Enforcement Officer, or by the resolution of Council of the Town in order that pedestrians may have the exclusive use thereof.
- (b) Notwithstanding any other provisions of this bylaw, the Bylaw Enforcement Officer or the RCMP shall have the authority to temporarily prevent parking on any public highway or portion thereof whenever in his judgment it may be necessary in order to avoid traffic congestion, danger or accident.
- (c) Notwithstanding any other provisions of this bylaw, the CAO, Town Foreman or the Bylaw Enforcement Officer shall have authority to temporarily prevent parking or stopping and/or prohibit traffic on any public highway or portion thereof to allow any work to be carried out by or on behalf of the Town, such work to include but is not restricted to the removal of snow, cleaning, repairing, or maintenance on such public highway.
- (d)(i) Subject to Section 7 of this bylaw, the RCMP, CAO, and/or the Town Foreman shall have the authority to have or cause to have temporary signs, warning devices, pavement markings, barricades or barriers to be erected, placed, or painted upon the roadway, right-of-way of a public highway for the legal information of traffic on the streets, highways and lanes in the Town.
- (ii) That all such signs, warning devices, pavement markings, painting, barricades or barriers erected, placed or painted upon any such roadway, street, lane or right-of-way of a public highway and presently existing or in existence shall be deemed to have been authorized by the CAO or the Town Foreman.
- (2) Notwithstanding any other provisions of this bylaw the Council of the Town shall have authority to designate and locate loading zones on any street in the Town.

7. Streets Prohibited to Traffic

- (1) No person driving a vehicle shall drive through or enter upon any street or portion thereof which is roped, barricaded or indicated by notice or sign as being closed under the authority of the RCMP, CAO, or the Town Foreman, or Bylaw Enforcement Officer.
- (2) Where any street or portion thereof is roped, barricaded or indicated by notice of sign as being closed, the person driving a vehicle shall proceed in the direction

as indicated by any signs erected or placed on the street under the provisions of Section 6 (1)(d) of this bylaw.

8. Authority at Council

- (1) Subject to formal approval from the Highway Traffic Board, the Council shall have the right at all times to:
 - (a) By resolution, authorize the erection of warning and informational signs as well as what words, if any, shall be placed thereon and to abolish or remove same, and at its discretion to substitute others in place thereof, in accordance with the intent and meaning of this section and to regulate loading time in loading zones on all public highways within the Town and to designate playgrounds and recreational areas and the erection of any traffic calming measures that may be necessary for such areas.
 - (b) By bylaw, authorize the erection of traffic signals, lights, stop and yield signs and also by bylaw to abolish, or remove same, and at its discretion to substitute others in place thereof in accordance with the intent and meaning of this section.
- (2) The design, style or shape of signs authorized by Council shall conform to standards in use.

9. Damaging to Signs

No person shall deface, injure, knock down, remove, obscure or interfere with any warning or direction signs, marker, barricade, signal or light placed, erected, or maintained by the authority of the Council, Bylaw Enforcement Officer, RCMP, CAO, or the Town Foreman under the provisions of the Bylaw.

10. Unauthorized Signs

No person, unless authorized by the Council, the RCMP, the CAO, or the Town Foreman as herein provided shall erect or maintain on any public highway in the Town, any sign, marker, signal or light.

11. Amendment of Schedules

Any or all schedules to this Bylaw may be amended or substituted from time to time by resolution of Council and shall form part of this bylaw.

12. Site Line Restrictions

- (1) The owner or occupant of a lot which abuts more than one street, at the intersection thereof shall not:
 - (a) grow or suffer to be grown or allow the growth of any tree, shrub or any plant; or
 - (b) build or suffer to be built or maintain any fence or other structure which exceeds a height of one meter above the level of the edge of the roadway nearest and which falls within a triangle of land formed by the intersection of the two property lines on the intersecting streets and a line connecting the points on the said property lines one meter from the intersection of the said lot property line.
- (2) The CAO may upon the report of a Police Officer, Bylaw Enforcement Officer or Foreman, that a hedge, shrub or tree situated at an intersection is deemed a traffic hazard order; such hedge, shrub or tree be removed or shortened to such a height as may be deemed necessary to overcome such a traffic hazard.

PART III – Pedestrians

13. Parades

- (1) Except for the Annual Langham Days Parade organized by the Town, no parade shall be held in the Town without the written permission first obtained from the Town Office, who shall designate or approve the hour and route of the parade. Any person desiring to hold a parade shall apply to the CAO in writing for a permit therefore not less than forty-eight (48) hours before the time set for the commencement of the parade and shall give full particulars thereof.
- (2) No person shall hold, take part in or be a member of a parade unless such parade has been duly permitted or authorized as aforesaid.
- (3) No driver of a vehicle, nor any pedestrian, shall cross through any parade or in any way obstruct or interfere with the same.

14. Skateboards, Longboards, Rollerblades and other Means of Conveyance

- (1) No person, skateboarding, longboarding or roller-blading shall do so in a manner which causes damage to a street, sidewalk or other public place designed and intended for or used by pedestrians.
- (2) Any person skateboarding, longboarding or roller blading on any public sidewalk, shall yield to pedestrians.

15. Use of Streets for Business

Except as may be authorized by Bylaw, or resolution of the Council no person shall engage in, conduct or carry on any business or display any articles for sale, including a vehicle, on any public highway or sidewalk or boulevard or any land vested in the municipality, within the Town of Langham's corporate limits, with the exception of permitted garage sales and the like.

PART IV – Bicycles

16. Bicyclists must follow the *Rules of the Road*

17. No person shall leave a bicycle in a reclining position on a street, sidewalk or public place in the Town. On those streets on which there is a curb, bicycles when left at the curb shall be left in an upright position. No person shall chain or secure by any means whatsoever a bicycle to a pole, tree or any structure on a street, sidewalk or boulevard other than designated bicycle stands.

18. Power-Assisted Bicycles

- (1) Power-assisted must be driven in accordance with the rules of the road under the Traffic Safety Act normally applicable to a bicycle.
- (2) Any gas-powered cycles, electric cycles larger than 500 watts or without pedals are considered vehicles and must comply with all rules and regulations that apply to vehicles.
- (3) The provisions of this section do not apply to motorized wheelchairs operated by handicapped or elderly or frail persons, provided the vehicle has a pole and flag attached that is easily seen and identified by other motorists.

19. Seizure of Bicycles and Power-Assisted Wheeled Vehicles

Any Police Officer or Bylaw Enforcement Officer may seize, without warrant, any

bicycle or power-assisted wheeled vehicle that is not capable of being licensed pursuant to *The Traffic Safety Act* that is being operated or parked in violation of Sections 16.17, or 18, and may impound said bicycle or power-assisted wheeled vehicle for a period not exceeding fourteen (14) days.

PART V – Stopping and Parking

20. Loading Zone

- (1) No operator of a vehicle shall remain in a loading zone for a period longer than five (5) minutes for the purpose of embarking or disembarking passengers, provided that on the expiration of the five (5) minute period the onus of proof of loading or unloading of passengers shall rest with the driver of any vehicle found in such loading zone.
- (2) No operator of a vehicle shall remain in a loading zone for a period exceeding fifteen (15) minutes for the purpose of loading or unloading goods.

21. Prohibition of Temporary Parking

No person shall park a vehicle on any public highway or portion thereof on which parking has been temporarily prohibited by the RCMP, CAO, Town Foreman or the Bylaw Enforcement Officer under the provisions of Paragraphs (a), (b), (c), and (d) of Subsection 6(1) of this bylaw.

22. Obstructing Traffic

No pedestrian or operator of a vehicle, whether making deliveries from the vehicle or not, shall obstruct, interfere with or interrupt the free passage of traffic on any street, lane or driving lane of any street or sidewalk.

23. Deliveries in Lane or Alley

Wherever access can be had to an alley or rear land, persons making deliveries or collections of commodities to or from stores, restaurants, hotels and commercial buildings, shall make them therein, and shall not remain there for more than 30 minutes.

24. Stop at Curb

Every operator of a vehicle shall draw up to the right-hand curb before stopping

unless such stop be necessary to avoid a collision or for the purpose of immediately reversing the vehicle to place it at the curb, except on one-way streets where the driver may draw up to the left hand curb.

25. Parking at Curb

- (1) No person shall park any vehicle on any street except on the right-hand side thereof having regard to the direction in which the vehicle was proceeding, with the right front and rear wheels not more than thirty (30) centimeters from the curb and where there is no curb with the right front and rear wheels as near to the right-hand limit of the street as is practicable; and where a parking stall has not been designated, a clear space of at least sixty (60) centimeters shall be maintained in front and/or behind any vehicle or vehicles previously in parking position.
- (2) Notwithstanding the provisions of Subsection (1) hereof, where angle parking is designated by signs and/or markings and/or headers, every person shall park a vehicle only in accordance with the definition of "angle parking" as outlined in Section 3(1)(a) and with such signs and/or markings and/or headers with the front end of the vehicle nosed in to the header or property line. The provisions of this subsection shall also apply to all angle parking in parking stalls, parking lots or other places where parking of vehicles is permitted.
- (3) The provisions of Subsection (1) hereof shall not apply to any operator of a motorcycle. Every operator of a solo motorcycle shall park at an angle of forty-five (45) degrees to the curb with the rear wheel against the curb. Every operator of a motorcycle having a sidecar attached shall park same on the right-hand side of any street with the right rear wheel not more than thirty (30) centimeters from the curb.

26. Stopping Prohibited in Specified Places

No operator of a vehicle shall stop such vehicle in any of the following places, except where necessary to avoid collision or conflict with other traffic or in compliance with the directions of a Police Officer or traffic sign or signal:

- (1) on a sidewalk;
- (2) on a crosswalk or school crosswalk;
- (3) on a boulevard, or the area set aside for a boulevard or sidewalk;
- (4) in front of the driveway entrance of any fire station;
- (5) with its left hand side to the curb;
- (6) at any other place where traffic signs prohibit stopping during such times as stopping is so prohibited.
- (7) at any place where the sidewalk or curb has been painted yellow
- (8) on all streets or portion thereof as set out in Appendix 3 attached and forming

part of this Bylaw, established as streets or portions thereof on which no vehicle shall stop at any time, or at specified times, and the erection of the appropriate signs by the Town Foreman or Bylaw Enforcement Officer is hereby authorized.

27. Parking Except as Otherwise Provided in This Bylaw or as Otherwise Provided in any Other Bylaw Passed by Council Before or After the Coming into Effect of This Bylaw

No operator of a vehicle shall park said vehicle:

- (1) within any alley or lane;
- (2) so as to obstruct any private driveway;
- (3) any place mentioned in Section 26;
- (4) on all streets or portion thereof as set out in Appendix 3 attached and forming part of this Bylaw, established as streets or portions thereof on which no vehicle shall be parked at any time, or at specified times, and the erection of the appropriate signs by the Town Foreman or Bylaw Enforcement Officer is hereby authorized;
- (5) any place where parking is prohibited by a police order sign, provided that the painting of a curb yellow shall, for the purpose of this Bylaw, be deemed a police order sign, and no person, unless acting under the instructions of the Police or Bylaw Enforcement Officer, Town Foreman, or Town Council, shall paint or permit any curb to be so painted;
- (6) in any private parking place or on any private property of which the vehicle owner is not the owner, occupant, lessee, or permittee of the private property, except with the consent of the owner, occupant, lessee or permittee of the private property;
- (7) no vehicle, trailer, or recreational vehicle shall be parked or left standing in such a manner that any portion of the vehicle, trailer, or recreational vehicle extends over a sidewalk or sidewalk crossing;
- (8) within three (3) meters of the entrance of any alley or lane on all streets where parallel parking is permitted;
- (9) within three (3) meters of a fire hydrant measured parallel to the curb;
- (10) within six (6) meters on either side of any sidewalk crossing;
- (11) within six (6) meters of blocks corners at intersections on streets where parallel

parking is permitted;

- (12) that has a greater manufacturer's rated carrying capacity of more than one ton on any highway
- (13) in or on any ditch or lane that is required by the town for the purposes of facilitating proper drainage.

28. Emergency Vehicles

- (1) Subsections 26 and 27 shall not apply to any person operating a bylaw enforcement or emergency vehicle, while responding to or attending to an emergency situation.
- (2) The driver of an emergency vehicle may use emergency lights and warning devices during an emergency training exercise that is held within the Town of Langham and is approved by the Fire Chief and the CAO of the Town. A simulated emergency during the emergency training exercise shall be deemed a real emergency and Section 238 of the *Traffic Safety Act* shall apply thereto.

29. Trailer or Semi-Trailer Parked

- (1) No person shall leave a trailer or semi-trailer parked on a highway which is unattached from the vehicle for moving same.
- (2) Trailers attached to a vehicle that has a manufacturer's rated carrying capacity of one ton or less may be permitted to park on a highway in the Town of Langham for a period not exceeding two (2) hours then must be moved to an off street location for a minimum of twenty-four (24) hours.
- (3) Subsection (2) does not apply to semi-trailers or recreational vehicles.

30. Parking of Recreational Vehicles

- (1) An owner or operator of a recreational vehicle shall not park the recreational vehicle on a highway in the Town of Langham for more than seventy-two (72) consecutive hours following which the owner or operator shall move the recreational vehicle to an off-street location for a period of not less than seventy-two (72) consecutive hours before the recreational vehicle may be parked again on a highway.
- (2) No owner or operator of a recreational vehicle shall park the recreational vehicle on any highway pursuant to this Subsection in such a manner as to constitute a hazard to other persons using the street.

- (3) Any recreational vehicle parked on a highway pursuant to this Subsection shall display a current license plate.
- (4) All recreational vehicles that are parked on a highway for a seventy-two (72) hour period or less must be attached to a vehicle.

31. Parking of Unlicensed Vehicles

No vehicle shall be parked on a public highway unless it is displaying license plates for the current year.

32. Parking Area

In parking areas set aside for the parking of vehicles by resolution of Council, no person shall:

- (1) park a vehicle for more than seventy-two (72) at any one time;
- (2) park a vehicle so as to block the exit of any vehicle already parked therein or in such a manner as to obstruct or interfere with the use of any remaining space therein by others for parking purposes;
- (3) enter or leave such parking area in any other manner than as indicated by signs posted in the said area not park a vehicle otherwise that as indicated on signs erected in the said parking area.
- (4) **1 Hour Time Limit**
No person shall park a vehicle on any street or lane continuously longer than the time as set out in "Appendix 8" to this Bylaw for a longer period than is set out on the posted sign.
- (5) **2 Hour Time Limit**
No person shall park a vehicle on any street or lane continuously longer than the time as set out in "Appendix 8" to this Bylaw for a longer period than is set out on the posted sign.
- (6) **No Overnight Parking**
No person shall park a vehicle on any street or lane as set out in "Appendix 8"
- (7) **One Way Lanes**
The lanes set out in "Appendix 8" to this Bylaw are hereby established as One Way lanes.

33. Maximum Parking – 72 Hours

Any vehicle parked for an uninterrupted period of time in excess of seventy-two (72) hours on any street may be seized, removed and impounded at the expense of the owner thereof.

34. Chalk Marks

- (a) In order to determine the time which a vehicle or recreational vehicle has been parked in a location where parking is restricted to a specific time, any person authorized to enforce this Bylaw may place an erasable chalk mark on the tread base of the tire of the parked or stopped vehicle or recreational vehicle without such person or the Town incurring any liability for doing so.
- (b) No person shall remove an erasable chalk mark placed under Subsection (a) while the vehicle or recreational vehicle remains parked in the location where it is marked.

35. Parking Vehicles Exceeding (8) Eleven Meters in Length

Subject to Sections 29 and 30, no person driving a vehicle, combination of vehicles, or other vehicles in excess of 8 meters shall park on any highway, in a residential area, in the Town of Langham.

36. Parking in Handicapped Area

No person shall park a vehicle except a vehicle identified as being operated by a disabled person, or by a person transporting a disabled person in any area specifically posted for the parking of vehicles operated by disabled persons, including private businesses that have provided disabled person's parking with appropriate signage.

37. Obstructions

- (1) No person shall place or leave any electrical cord, lumber, tree branches, or any other thing whatsoever across any lane, sidewalk, or street in such a manner that it blocks, obstructs or impedes pedestrian or vehicular traffic, or renders said lanes, sidewalk or street unsafe for passage by pedestrian or vehicular traffic.
- (2) Electrical cords may be allowed to cross a sidewalk provided the cord is suspended from a riser of a minimum height of three (3) meters above the sidewalk.

PART VI – Speed and Rules of the Road

38. Speed Limit

A person shall not drive any vehicle on a street at a speed greater than the speed permitted in Appendix 4.

39. Towing

No operator of a vehicle shall tow more than one other vehicle at a time on any street in the Town of Langham.

40. No Splashing of Pedestrians

When water, mud or slush is lying on any highway, in the Town of Langham the operator of every vehicle thereon shall so reduce the speed of his vehicle to avoid splashing any pedestrian using the sidewalk or crosswalk.

41. Turns

No person driving a vehicle shall make a left turn at any point on any street which is marked by a double solid line.

42. U – Turns

No person shall cause a vehicle to make a “U-Turn” at any of the street intersections indicated in Appendix 1 and Appendix 2. This shall also apply to all traffic approaching and facing a “No U-Turn” sign erected.

43. Driving on Playgrounds and Parks

- (1) No person shall park or drive a vehicle upon or across a playground or a park over which the Town or any Board appointed by the Town for that purpose, has control, supervision or management except for areas designated by signs or authorized under this bylaw by the Council.
- (2) The provisions of Subsection 43(1) shall not apply to employees of the Town who are in execution of their duties.

44. School Crosswalks

School Crosswalks are hereby established at the streets set out in Appendix 7, hereto attached and forming part of this Bylaw, and the following provisions shall apply to each school crosswalk so set out:

- (1) When a pedestrian crossing a roadway within a school crosswalk is upon the roadway upon which a vehicle is traveling, the driver of such vehicle shall yield

the right-of-way to the pedestrian by slowing down or stopping, if necessary.

- (2) When a vehicle is stopped at a school crosswalk, the driver of any vehicle overtaking the stopped vehicle shall bring the vehicle to a full stop before entering the school crosswalk and shall yield the right-of-way to a pedestrian who is within the school crosswalk.
- (3) When a vehicle is approaching a school crosswalk, the driver of any other vehicle approaching from the rear of such vehicle shall not overtake and pass such vehicle.
- (4) No pedestrian shall leave the curb or other place of safety at a school crosswalk and walk or run into the path of a vehicle that is so close that it is impractical for the driver of such vehicle to yield the right-of-way.
- (5) While school patrols are operating in a school crosswalk, all vehicles shall obey and respect the signs and signals of the school patrollers.

45. Stop Streets

The provisions of “The Traffic Safety Act” shall apply to all traffic approaching and facing a “STOP” sign on all streets set out in Appendix 1, attached hereto and forming part of this Bylaw, and the said streets are established as stop streets and the erection of stop signs for the said streets is hereby authorized.

46. Yield Streets

The provisions of “The Traffic Safety Act” shall apply to all traffic approaching and facing a “YIELD” sign on all streets set out in Appendix 1, attached hereto and forming part of this Bylaw, and the said streets are established as yield streets and the erection of yield signs for the said streets is hereby authorized.

PART VII – Heavy Vehicle Routes, Weights and Regulations

47. (1) No person shall operate a heavy vehicle on any street or portion of a street except those set out in Appendix 5 attached hereto and forming part of this Bylaw, without first obtaining from the CAO, a permit in writing authorizing same, and prohibitions against so driving are hereby established upon the streets or portions thereof except those set out in said Appendix 6. The streets or portions thereof as set out in Appendix 6 are hereby established as heavy vehicle routes;

- (a) Subsection 47(1) shall not apply to any persons operating a heavy

- vehicle for the Town or owned by the Town while in use, to provide necessary service(s) to the Town;
- (b) Subsection 47(1) shall not apply to heavy vehicles being operated for the collection or delivery of goods within the Town limits. However, a heavy vehicle proceeding to or from a point of collection or delivery shall proceed to or from such point by or to the nearest heavy vehicle route.
 - (c) Subsection 47(1) shall not apply to emergency vehicles and buses while in use to provide necessary service(s) to the Town;
- (2) The person designated to enforce bylaws within the Town, having reason to believe that the gross weight of a vehicle and its load or the gross weight on an axle or wheel of a vehicle is in excess of the maximum gross weight prescribed by this Bylaw, may weigh the same by the means of a portable or stationary scale and may require the person in charge of the vehicle to take the vehicle and its' load to the nearest scale if not more than forty 40 kilometers away. The officer may require the person in charge of the vehicle to immediately unload the contents of the cargo as may be necessary to decrease the gross weight of the vehicle, axle or wheel.

48. Covering Loads

No person shall operate any vehicle transporting ashes, garbage, trade waste, refuse or debris of any kind or description whatsoever, along or over any street in the Town unless the load is securely fastened or covered.

49. Vehicles Damaging Highways

- (1) No person shall propel, operate or drive any lug vehicle upon any highway within the Town without first obtaining from the CAO, a permit in writing authorizing same.
- (2) The CAO is hereby authorized to issue permits in writing for the purpose of Section 47(1) of this bylaw, in any case where the applicant therefore has signed a written undertaking in Form 1, Appendix 6. Provided that the CAO 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.
- (3) Nothing contained in Subsection 47(1) 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 other conveyance equipped with rubber tires.

PART VIII – Enforcement Provisions50. All to Comply

- (1) Any person who contravenes any of the provisions of this Bylaw or fails to comply therewith or with any notice given thereunder shall commit an offence and be liable to the penalty as herein provided.
- (2) Any member of the RCMP responsible for the policing of the Town or any person specifically appointed by the Town are hereby designated to enforce all Sections of this Bylaw.

51. Owner of Vehicle

The owner of a vehicle as defined by *The Traffic Safety Act* shall be liable for violation of any of the provisions of this Bylaw in connection with the operation of a vehicle, unless such owner proves to the satisfaction of a Provincial Magistrate or Justice of the Peace trying the Case, that at the time of the offence the vehicle was not being operated by him nor by any person with his consent expressed or implied.

52. Seizure, Removal, and Impounding of Vehicles

- (1) In addition to and notwithstanding any provisions contained within Part VIII hereof, any person appointed as a designated officer pursuant to this bylaw may remove or cause to be removed any vehicle that:
 - (a) is unlawfully placed, left or kept on any street, public parking place, or other public place;
 - (b) is unlawfully parked pursuant to Section 27, when requested by the owner, occupant, licensee, or permit holder of said land; or
 - (c) is found on a street, public parking place, other public place, or municipality-owned property when:
 - (i) the owner of the vehicle owes three (3) or more outstanding fines to the municipality for parking offences;
 - (ii) the appeal period against the imposition and amount of said fines has expired;
 - (iii) at least two (2) notices that the fines are outstanding were sent to the owner at least one (1) week apart; and

- (iv) a justice, having been satisfied by evidence provided by way of oath, affidavit or statutory declaration of the existence of the facts mentioned above in Subsection (1)(a) to (c)(iii), has issued an order authorizing the removal and impoundment.
 - (d) and seize, impound or store such vehicle.
- (2) The municipality may retain a vehicle which has been impounded or stored after it has been removed under Subsection 1 until the amount of outstanding fines, if any, and the costs incurred in removing and impounding or storing the vehicle have been paid, and upon payment of said outstanding fines and cost the vehicle shall be released to the owner.
- (3) If the fines and costs described in Subsection (2) have not been paid within a period of thirty (30) days, the municipality shall have the right to recover same from the owner of the vehicle by:
 - (a) legal action in court of competent jurisdiction;
 - (b) sale through public auction; or
 - (c) by private sale of the vehicle.
- (4) Prior to the sale of a vehicle which has been impounded or stored under this section, the municipality shall provide notice designating the time and place of the sale at least fourteen (14) days prior to the sale by:
 - (a) publishing a notice in a newspaper circulating in the municipality;
 - (b) sending a copy of said notice by regular mail to the owner at the address last appearing on the vehicle registration; and
 - (c) by any other means which council may consider appropriate.
- (5) The proceeds from such sale shall be applied firstly on the fines and costs described in Subsection (2) and the balance remaining, if any, shall be paid to the owner.
- (6) If the proceeds from such sale are insufficient to satisfy the fines and costs described in Subsection (52) (2), the amount of the shortfall shall be a debt due and owing from the owner and enforceable by the municipality in any manner allowed by law.

PART IX – Penalties

53. General

Any person convicted of a breach of the provisions of this bylaw shall forfeit and pay at the discretion of the convicting provincial magistrate or Justice of the Peace having jurisdiction a penalty of not less than \$100.00 and not more than \$1,500.00 exclusive of costs and upon default of payment thereof the person convicted may be committed to a correctional institution for any time determined by the said provincial magistrate or Justice of the Peace not exceeding thirty (30) days unless the penalty and costs including the costs of committal and of the conveyance of the person convicted to the said correctional institution are sooner paid.

54. Voluntary Payment \$150.00

Notwithstanding the provisions of Section 45 to the contrary, any person who has committed or is alleged to have committed an Offence under the following sections of this bylaw may pay a voluntary penalty of \$150.00

<i>Section</i>	<i>Offence</i>
17.....	Leaving Bicycles on Streets
18.....	Unlicensed Motor Wheeled Vehicles

provided however, that if the payment is made within ten (10) days of the service of the ticket or notice, the penalty will be reduced to \$50.00.

55. Voluntary Payment \$150.00

Notwithstanding the provisions of Section 45 to the contrary, any person who has committed an Offence under the following sections of this bylaw may pay a voluntary penalty of \$150.00:

<i>Section</i>	<i>Offence</i>
5.....	Emergency Control Measures
13.3.....	Interfering With Parade
20.....	Loading Zone
21.....	Temporary Prohibition of Parking
22.....	Obstructing Traffic
24.....	Stopping at Curb
25.....	Parking at Curb
26.....	Stopping Prohibited in Specific Places
27.....	Parking
31.....	Parking Unlicensed Vehicle
32.....	Parking Areas

provided, however, that if the payment is made within ten (10) days of the service of the ticket or notice, the penalty will be reduced to \$50.00.

56. Voluntary Payment of \$150.00

Notwithstanding the provisions of Section 45 to the contrary, any person who has committed or is alleged to have committed an Offence under the following sections of this bylaw may pay a voluntary penalty of \$150.00:

<i>Section</i>	<i>Offence</i>
6.....	Temporary Closing and Parking
7.....	Streets Prohibited to Traffic
12.....	Site Line Restrictions
33.....	Parking over 72 Hours
43.....	Driving on Parks and Playgrounds

provided, however, that if the payment is made within ten (10) days of the service of the ticket or notice, the penalty will be reduced to \$50.00.

57. Voluntary Payment \$150.00

Notwithstanding the provisions of Section 51 to the contrary, any person who has committed or is alleged to have committed an Offence under the following sections of this bylaw may pay a voluntary penalty of \$150.00:

<i>Section</i>	<i>Offence</i>
10.....	Unauthorized Signs
15.....	Use of Streets for Business
23.....	Deliveries in Lanes or Alley's
39.....	Towing
40.....	Splashing of Pedestrians
41.....	Turns
42.....	U-Turns
44.....	School Crosswalks
45.....	Stop Streets
46.....	Yield Streets
48.....	Covering Loads
49.....	Vehicles Damaging Highway

provided, however, that if the payment is made within ten (10) days of the service of the ticket or notice, the penalty will be reduced to \$50.00.

58. Voluntary Payment of \$150.00

Notwithstanding the provisions of Section 51 to the contrary, any person who has committed or is alleged to have committed an Offence under the following sections of this bylaw may pay a voluntary penalty of \$150.00:

<i>Section</i>	<i>Offence</i>
9.....	Damaging Signs
29.1.....	Parking Unattached Trailer or Semi-Trailer
30.....	Parking of Recreational Vehicles
35.....	Vehicle Exceeding 8 Meters in Residential Areas
36.....	Parking in Handicapped Area
47.....	Heavy Vehicle Routes, Weights, Regulations

provided, however, that if the payment is made within ten (10) days of the service of the ticket or notice, the penalty will be reduced to \$50.00.

PART X – Payment of Fees

59. Payment of Fees

- (1)(a) Where any person has committed or is alleged to have committed a breach of any of the provisions of this Bylaw specified in Sections 47, 48 and 49, hereof, a ticket or notice in a form to be approved by the non-commissioned officer in charge of the local RCMP detachment may be served on such person by a member of the RCMP, Bylaw Enforcement Officer, or any person duly authorized by the council. Such person served with a ticket or notice may pay same at the Langham Municipal Office during regular office hours, Monday to Friday, in lawful money of Canada in an amount equal to the fine fixed in the said Sections 47, 48, and 49, provided that payment must be made within a period of ten (10) days from the service of the said ticket or notice. If payment is made within such time and accepted, then that person shall not be liable to prosecution for the offence.
- (b) Service of such ticket or notice may be made by attaching the ticket or notice to the vehicle in respect of which an offence has been committed or by mailing such ticket or notice addressed to the person who has committed the offence.
- (2) If the person given such ticket or notice fails to pay the specified fine within the time allowed, then the provisions of this section shall no longer apply and the person shall be liable to prosecution for the Offence in the ordinary way, provided that nothing in this section shall prevent any person served with such ticket or notice from exercising his right to defend any of these specified Offences.

PART VI – Repeal and Coming into Force

60. Repeal

Bylaw No 2010-10, and amendments, 2014-01, 2014-02, 2015-01, are hereby repealed.

61. Coming into Force

This Bylaw shall come into force and effect on the day it is approved by Council of the Town of Langham.

Read a first time this 16th day of December, 2019

Read a second time this 16th day of December, 2019

Read a third time this 16th day of December, 2019

Mayor

(SEAL)

Administrator

APPENDIX

APPENDIX 1:	STOP STREETS
APPENDIX 2:	YIELD STREETS
APPENDIX 3:	NO PARKING
APPENDIX 4:	SPEED LIMITS
APPENDIX 5:	HEAVY TRUCK ROUTES
APPENDIX 6:	FORM 1 – LUG VEHICLE PERMIT
APPENDIX 7:	SCHOOL CROSSWALKS
APPENDIX 8:	LIMITED PARKING/MISCELLANEOUS SIGNS

APPENDIX 1

STOP STREETS

ON:	AT THE INTERSECTION OF:	APPROACHING FROM THE:
Kyle Street	Park Avenue North	West
Elevator Road	Park Avenue North	East
Elevator Road	Railway Tracks	North
Elevator Road	Railway Tracks	South
Elevator Road	Railway Street	North
Service Road East	Second Avenue	East
Service Road West	Second Avenue	West
Service Road West	Baxter Street	South
James Street	Park Avenue South	West
Main Street West	Park Avenue South	West
First Street West	Edward Street	West
First Street West	Edward Street	East
First Street West	Park Avenue South	West
Second Street West	Park Avenue South	West
First Street East	Park Avenue South	East
First Street East	Second Avenue	West
First Street East	Second Avenue	East
First Street East	Third Avenue	West
First Street East	Third Avenue	East
First Street East	Fourth Avenue	West
First Street East	Fourth Avenue	East
Second Street East	Second Avenue	West
Second Street East	Second Avenue	East
Second Street East	Third Avenue	West
Second Street East	Third Avenue	East
Third Street East	Second Avenue	West
Third Street East	Second Avenue	East
Third Street West	Edward Street	North
Fourth Street East	Park Avenue South	East
Fourth Street East	Second Avenue	West
Fourth Street East	Fifth Avenue	West
Park Avenue North	Railway/Baxter Streets	North
Park Avenue South	Railway/Baxter Streets	South
Park Avenue South	First Streets East/West	North
Park Avenue South	First Streets East/West	South
First Avenue	First Street East	North
First Avenue	First Street East	South
Second Avenue	Railway Street	South

APPENDIX 1

STOP STREETS

ON:	AT THE INTERSECTION OF:	APPROACHING FROM THE:
Second Avenue	Main Street East	North
Second Avenue	Main Street East	South
Third Avenue	Railway Street	South
Third Avenue	Main Street East	North
Third Avenue	Main Street East	South
Third Avenue	Third Street East	North
Fourth Avenue	Railway Street	South
Fourth Avenue	Main Street East	North
Fourth Avenue	Main Street East	South
Fourth Avenue	Second Street East	North
Fourth Avenue	Second Street East	South
Fifth Avenue	Railway Street	South
Main Street East	Fifth Avenue	West
Main Street East	Fifth Avenue	East
Second Street East	Fifth Avenue	West
Second Street East	Fifth Avenue	East
Third Street East	Fifth Avenue	West
Third Street East	Fifth Avenue	East
Sixth Avenue	Main Street	South
Finch Crescent	Third Street	South
Finch Crescent	Third Street	North
Fifth Avenue	Third Street	North
Fifth Avenue	Third Street	South
Third Street East	Finch Crescent	West
Sixth Avenue South	Second Street East	North
Third Street West	Park Avenue South	West
Second Street East	Park Avenue South	East
Third Street East	Park Avenue South	East
King Street	Third Street West	East
King Street	Second Street West	East
King Street	Second Street West	West
King Street	First Street West	East
King Street	Main Street West	East
King Street	James Street	East
*Petro Road	Park Avenue	West
*Petro Road	Service Road West	North

APPENDIX 2

YIELD STREETS

ON:	AT THE INTERSECTION OF:	APPROACHING FROM THE:
Third Street West	Park Avenue South	West
Main Street East	Fifth Avenue	West
Main Street East	Fifth Avenue	East
First Street East	Fifth Avenue	West
Second Street East	Park Avenue South	East
Second Street East	Fifth Avenue	West
Second Street East	Fifth Avenue	East
Third Street East	Park Avenue South	East
Third Street East	Fifth Avenue	West
Third Street East	Fifth Avenue	East
King Street	Baxter Street	South
Park Avenue South	Second Avenue	North
Fourth Avenue	Third Street East	North
Fourth Avenue	Third Street East	South
Edward Street	Main Street West	South
First Street East	Fifth Avenue	West
King Street	Baxter Street	South
Park Avenue South	Second Avenue	North
Fourth Avenue	Third Street East	North
Fourth Avenue	Third Street East	South
Finch Place	Finch Crescent	North
Second Street East	Finch Crescent	West
Finch Crescent	Main Street East	South
Second Avenue	Park Avenue South	South
Finch Crescent	Main Street	South
First Avenue	Second Street East	North

APPENDIX 3

NO PARKING

East side of Park Avenue South from the intersection of First Streets East/West to the intersection of Baxter/Railway Streets.

NO STOPPING

East side of First Avenue East from the intersection of First Street East To the intersection of Main Street East across from the Langham Elementary School.

APPENDIX 4**SPEED LIMITS****MAXIMUM SPEEDS**

- 1. 20km/h:**
 - (a) in any parking area;
 - (b) in any alley.

- 2. 30km/h:**
 - (a) in any posted school or playground speed zone.

- 3. 40km/h:**
 - (a) on all roadways in the Town not previously provided for.

- 4. 50km/h:**
 - (a) on Service Road West from Baxter Street to Second Avenue.

- 5. 70km/h:**
 - (a) on Railway Street from the Eastern Border of the Town to the intersection of Fifth Avenue/Elevator Road.
 - (b) on Baxter Street from the Western Border of the Town to the intersection of King Street.

- 6. 80km/h:**
 - (a) on Service Road East from the Eastern Border of the Town to the intersection of Second Avenue.

APPENDIX 5**HEAVY VEHICLE ROUTE (10,000 kg or more)**

- 1) On Baxter Street from the Western Border of the Town to the intersection of Park Avenues North/South.
- 2) On Railway Street from the Eastern Border of the Town to the intersection of Park Avenues North/South.
- 3) On Elevator Road from the intersection of Park Avenue North to the intersection of Railway Street.
- 4) On Service Road East from the Eastern Border to the Town to the intersection of Second Avenue.
- 5) On Service Road West from the intersection of Baxter Street to the intersection of Second Avenue.
- 6) On Service Road from Park Avenue North to the intersection of Service Road West.
- 7) Park Avenue South from the intersection of Service Road to the intersection of Second Avenue.
- 8) Second Avenue from the intersection of Highway 16 to the intersection of Park Avenue South.

APPENDIX 6

FORM 1

-

PERMIT FOR OPERATION OF LUG VEHICLE

Name:

Address:

Type of Vehicle:

Route:

Deposit:

I declare that:

- 1)** I will use reasonable care in propelling, operating or driving such lug vehicles over the highway to prevent any damage resulting to the highway.

- 2)** I will, when operating such lug vehicle over any bridge or culvert on any highway or on any specified bridge or culvert thereon, first lay down on such bridge or culvert planks or timbers of not less than five (5) centimeters (cm) in thickness and should extend a minimum of 300 millimeters (mm) wider on each side than the maximum outside width of the lugs; such planks or timbers to be laid lengthwise across the bridge or culvert in the direction in which the lug vehicle is proceeding in such a manner that they will support the wheels or tread of the vehicle on both sides thereof throughout its entire passage over such bridge or culvert.

- 3)** I will pay for all damages caused to such highway or to any bridge or culvert thereon as a result of propelling, operating or driving such lug vehicle thereon.

- 4)** I understand that lug vehicles are not allowed to travel on or across provincial highways unless a written permit is obtained from the Department of Highways and Transportation.

- 5)** I understand that all municipal bridges have secondary weight limitations unless posted otherwise and I will ensure that I comply with any and all weight restrictions.

Owner/Operator

Administrator

Date

APPENDIX 7

SCHOOL CROSSWALKS

ON:	AT THE INTERSECTION OF:	APPROACHING FROM THE:
First Avenue	100 Block of Main Street East	North
First Avenue	100 Block of Main Street East	South
Park Avenue	Main Street West	North
Park Avenue	Main Street West	South
Third Street East	Third Avenue	North
Park Avenue	Fourth Street East	South

APPENDIX 8

Limited Parking/Miscellaneous Signs
(Section 32)

One (1) Hour Parking Limit

During the hours of 8 am and 4 pm Monday to Friday
On Main Street East from the East Property line of First Avenue to
the East property line of 110 Main Street East

Two (2) Hour Parking Limit

On Gas Station Service Road from the East Property line on Park Avenue South to
the West property line of Gas Station Service Road

No Overnight Parking

During the hours of 11 pm and 6 am in the Lane (south) behind the 100 Block
of the 4th Street East Parking lot abutting Community Park

One Way Lanes

The Lane (south) behind the 100 Block of 4th Street East
Abutting Community Park