

Bylaw No. 12.21
A BYLAW OF THE VILLAGE OF MACOUN TO REGULATE THE TRAFFIC
AND USE OF STREETS WITHIN THE VILLAGE.

The Council of the Village of Macoun, in the Province of Saskatchewan, enacts as follows:

1. Definitions under the Traffic Bylaw:

- 1.1 "Administrator" means the person appointed by Council as the Administrator;
- 1.2 "Dangerous Goods" means Dangerous Goods as ascribed in *The Dangerous Goods Transportation Act*;
- 1.3 "Designated Officer" shall mean Council or Staff of the Village of Macoun, or any Peace Officer;
- 1.4 "Highway" means a highway defined in *The Vehicles Act*;
- 1.5 "Motor Vehicle" shall have the same meaning as that of *The Saskatchewan Highway Traffic Act*;
- 1.6 "Operator" means any person who drives or operates a vehicle upon any street in the Village of Macoun;
- 1.7 "Pedestrian" means any person on foot or bicycle;
- 1.8 "Sidewalk" means that portion of the street set aside for the exclusive use of pedestrians;
- 1.9 "Traffic sign" shall mean all signs or signals and markings heretofore or hereafter placed or erected for the purpose of regulating or directing traffic;
- 1.10 "Vehicle" shall have the same meaning as in *The Saskatchewan Highway Traffic Act*.
- 1.11 "Village" means the Village of Macoun;
- 1.12 "Water Hydrant" means a device connected to a water main which is used to assist in water flushing.

2. Speed:

- 2.1 No person shall drive a vehicle at a greater rate of speed than 40 kilometres per hour in the Village of Macoun.
- 2.2 No person shall drive a vehicle at a greater rate of speed than 30 kilometres per hour in designated school zone areas in the Village of Macoun.
- 2.3 No person shall drive a commercial vehicle at a greater rate of speed than 30 kilometres per hour in the Village of Macoun.
- 2.4 The provisions of this Section do not apply to a peace officer when engaged in the performance of their duties.
- 2.5 Anyone violating the provisions of this section is guilty of an offence and liable to a fine as set out in the Summary Offences Procedures Act of Saskatchewan.

3. Parking:

- 3.1 Parking shall have the same meaning as in *The Saskatchewan Highway Traffic Act* and shall be regulated by the Council of the Village of Macoun. The effect of the said regulations so made shall be posted by means of signs on and about the Village of Macoun directing the manner and places of parking and directing the duration that such parking is allowed.
- 3.2 No operator shall park a vehicle in any of the following places:
 - a. In an alley;
 - b. In front of a private driveway;
 - c. Within an intersection;

- d. On a sidewalk;
- e. Within 4.5 metres of the corner of a block at an intersection, except at alleys;
- f. Within 4.5 metres of the driveway entrance to the fire hall / maintenance shop;
- g. Within 4.5 metres of a water hydrant;
- h. Within 1.5 metres of the entrance to an alley.

3.3 No operator of a vehicle shall park such vehicle at any place where traffic signs have been placed prohibiting parking.

3.4 No operator of a vehicle shall park such vehicle at any place on any street for a period exceeding 24 hours continuously.

3.5 No person shall park any unlicensed vehicle upon any street.

3.6 No person shall park a vehicle on any street that interferes with the cleaning of the streets, grading or snow removal. A designated officer may have such vehicle removed, and such removal shall be at the expense and risk of the owner of the vehicle.

3.7 Any vehicle parked, placed, or left on any street contrary to subsection (3), (4) or (5) above, or contrary to any traffic sign, may be removed by any designated officer or anyone appointed by the designated officer and such removal shall be at the expense and risk of the owner of the vehicle.

3.8 No person shall park on any street a vehicle displayed for sale.

3.9 No person shall park by driving a vehicle to the left of the centre of the main travelled portion of the street.

3.10 No person other than the owner, occupant, licensee or permittee of a private parking place or of private property, or a person duly authorized to do so by such owner, licensee or permittee, shall cause any vehicle to be parked thereon.

3.11 Penalties for violating the provisions of this section will be assessed in accordance with the general penalties section of this bylaw.

3.12 Parking of vehicles shall be permitted on the streets in the Village of Macoun as set out in Schedule "D" attached hereto and forming part of this bylaw.

4. Weight of Vehicles:

4.1 No person shall park any vehicle having a manufactured rated capacity in excess of 1 tonne on any street in the Village of Macoun, unless written approval is received from Council of the Village of Macoun. School buses are exempt.

5. Heavy Vehicle Routes:

5.1 All streets in the Village of Macoun as set out in Schedule "C" attached hereto and forming part of this bylaw shall be known as the Heavy Vehicle Route and;

- a. Are only accessible to operators travelling to access the fuel tanks at the Macoun Co-op gas station located at 447 Appleton Ave; and
- b. No operator of a heavy vehicle shall access Range Road 2102 north / south or Township Road 44 east / west by travelling through the Village of Macoun on any street.

5.2 No person shall drive a heavy vehicle on any street or portion thereof in the Village of Macoun except as set out in Schedule "C" attached hereto and forming part of this bylaw.

5.3 This section shall not apply to any person operating a heavy vehicle owned or employed by the village while actually in use in the service of the village.

- 5.4 This section shall provide for heavy commercial and delivery trucks to make deliveries and pickups within the Village of Macoun provided that where the location of such deliveries or pickups within the Village of Macoun is;
- a. On a heavy vehicle route, such heavy commercial and delivery trucks making such deliveries or pickups shall remain on a heavy vehicle route at all times during the course of such delivery or pickup; and
 - b. Not on a heavy vehicle route, such heavy commercial and delivery trucks making such deliveries or pickups shall, during the course of such deliveries or pickups, remain on a heavy vehicle route until arriving at the closest point on a heavy vehicle route to the location of such delivery or pickup and thereafter, upon leaving the heavy vehicle route, shall travel the shortest and most direct route to the location of such delivery or pickup and upon completing such delivery or pickup shall travel the shortest and most direct route from the location of such delivery or pickup to the closest point on a heavy vehicle route.

6. Vehicles Obstructing Traffic:

- 6.1 No person shall park any vehicle whether attended or unattended on a street or sidewalk in such a manner as to interfere with the movement of vehicular or pedestrian traffic.
- 6.2 Whenever a designated officer finds a vehicle on a street or sidewalk in contravention of the provisions of this section he may remove the vehicle at the owner's risk and expense, or require the driver or operator or person in charge of the vehicle to move it.

7. Pedestrians:

- 7.1 Every pedestrian crossing a street at any point other than at an intersection crosswalk shall yield the right-of-way to vehicles upon the street, provided that this provision shall not relieve the operator of a vehicle from the duty to exercise due care for the safety of pedestrians.

8. Driving and Riding Animals:

- 8.1 Every person riding or driving an animal upon any street shall be subject to the provisions of this bylaw applicable to the operator of any vehicle, except where those provisions which by their very nature can have no application.

9. Refuse on Streets:

- 9.1 Every person who throws or deposits or causes to be deposited any scraps of metal, or any rubbish, refuse, waste or litter upon any street or sidewalk is guilty of an offence and is liable to a fine as set out in the general penalties section 94 of the Saskatchewan Highway Traffic Act.

10. Lawful Obstruction:

- 10.1 Any person who removes, defaces or in any manner interferes with any notice or obstruction lawfully placed on any street or sidewalk is guilty of an offense.

11. Traffic Signs:

- 11.1 The Village Council may:
- a. By bylaw authorize the erection of traffic signs, signal markings and devices in the Village of Macoun as set out in Schedules "A", "B", "C", "D", "E" attached hereto and forming part of this bylaw.

- b. By bylaw authorize to abolish or remove any traffic sign, signal marking or device within the Village of Macoun and at its discretion to substitute others in place thereof in accordance with the intent and meaning of this section.
- c. Every person who removes, defaces or in any manner interferes with any sign or obstructions so lawfully placed is guilty of an offence.

12. Placing of Unlawful Signs:

12.1 No person shall place or cause to be placed, or maintain or display upon Village owned land any sign, signal or device which purports to be or is an imitation of or resembles a traffic sign or signal, or which attempts to direct the movement of traffic or which hides from view any traffic sign or signal so lawfully placed and any person doing so is guilty of an offence.

13. Driving on Sidewalks:

13.1 No person shall ride, drive or lead a horse or vehicle along or across any sidewalk except at regular crossing places.

14. Vehicles Damaging Streets:

14.1 No person shall operate or drive on any street:

- a. A vehicle having metal lugs or cleats projecting from the face of the wheels or tires thereof;
- b. A vehicle having a caterpillar tread, unless the cleats or lugs have been removed therefrom so as to leave a completely smooth surface to the tread thereof; or
- c. A vehicle having rubber tires or rubber tracks, whether solid or pneumatic, unless such tires or tracks are in place and in a condition as not to cause damage to streets.

15. Damage to Streets:

15.1 Any person who causes damage to any street shall be responsible for such damages and shall be guilty of an offence.

16. Hedges and Trees:

16.1 The Village Council may on a report of a designated officer that a hedge, shrub or tree situated on or near a street corner is dangerous to traffic, by resolution, order that such hedge, shrub or tree be removed or lopped to such a height as it may direct at the expense and risk of the owner.

17. Unnecessary Noise in a Public Place:

17.1 Every person who creates excessive or unusual noise in the operation of a vehicle in the Village of Macoun is guilty of an offence whether or not the noise is caused by the mechanical state of the vehicle or the manner in which the vehicle is operated and whether or not the vehicle is stationary or moving at the time when the noise is created.

18. Authority of a designated officer:

18.1 The designated officer is authorized to direct all traffic in accordance with the provisions of this bylaw or in emergencies as public safety or convenience may require, and no person shall neglect or refuse to comply with any order, signal or direction of a designated officer.

18.2 The provisions of this section shall also apply to the parking of vehicles on any street in the Village of Macoun.

19. Carrying of Dangerous Goods in Bulk:

19.1 No person shall operate a vehicle transporting or designed for the transporting of Dangerous Goods in bulk except while such vehicle:

- a. Is making collection or delivery, provided that the operator proceeds by the most direct route to or from the point of collection or delivery, as the case may be to or from the nearest heavy truck route;
- b. Is proceeding to and from a business for the purpose of repairs, servicing or refueling of such a vehicle provided that the operator proceeds by the most direct route to or from the business, as the case may be to or from the dangerous goods transportation route.

20. One-Way Street:

20.1 All motorists shall travel from east to west on Monroe Street from Breen Avenue to Appleton Avenue in the School Zone.

21. Snow Removal:

21.1 Any person completing snow removal, other than Village personnel or any person hired by the Village, must refrain from pushing snow off your own property onto other's and into Village roadways to prevent blocking natural waterways and washing out Village streets.

22. General Penalties Section:

22.1 Where any person commits or alleged to have committed an infraction of any of the provisions of this bylaw the following procedure may be followed;

- a. A notice in a form to be approved by the Village Council may be given to such person requiring them to appear at the Village Office within thirty days from the date of the notice and to pay to the Village Administrator the sum specified in Schedule "E" in lawful monies of Canada, as penalty for the specific infraction described in such notice. Compliance with such notice within the period of time prescribed therein shall relieve such person from liability to prosecution in Provincial Court of Saskatchewan for noncompliance to the infraction.
- b. Any person who fails to comply with the given notice shall be liable to prosecution in the Provincial Court of Saskatchewan as per the provisions of the Summary Offences Procedure Act.
- c. Non-compliance with any such notice shall not in any way effect or prejudice the right of the person named therein to defend any charge which subsequently be laid against him in respect to the infraction described in such notice.
- d. The expenses and costs (including, without limitation, legal fees incurred by the municipality) of an action or measure taken by a municipality pursuant to this section are an amount owing to the municipality by the person who contravened the enactment or bylaw. In the event that such offender neglects or refuses to pay such expenses and costs within 30 days of being notified of same, then the municipality may take any or all of the following actions for the said unpaid expenses and costs:

- i. If the offender has real property within the municipality, Council may add the unpaid expenses and costs to the tax roll of a parcel of land owned by the offender; and
- ii. Bring civil action against the offender for the expenses and costs in a court of competent jurisdiction for the Province of Saskatchewan.

23. Repeal of Former Bylaws:

23.1 Bylaw 12-13 is hereby repealed.

SEAL

Mayor

CAO

Certified a true copy of Bylaw No. 12.21
Passed by Council on the _____ day of
_____, 2022.

CAO

Schedule "A" to Bylaw No. 12.21

STOP signs shall be erected:

Street or Avenue	Intersecting Street or Avenue
Bisset Street	Youngberg Avenue Appleton Avenue O'Connor Avenue Robinson Avenue Foord Crescent
Appleton Avenue	Highway 39 Monroe Street
Monroe Street	Appleton Avenue
Foord Crescent	Monroe Street

Schedule "B" to Bylaw No. 12.21

YIELD signs shall be erected:

Street or Avenue	Intersecting Street or Avenue
Breen Avenue	Tallman Street

Schedule "C" to Bylaw No. 12.21

The following streets shall be known as Heavy Vehicle Routes:

Street or Avenue
Appleton Ave Old Highway

Schedule "D" to Bylaw No. 12.21

Parking shall be permitted on the following streets:

1. Angle parking shall be permitted at 45 degrees with the right of the vehicle to the curb;
 - a. On both sides of Appleton Avenue from DeForest Street to Tallman Street.

Schedule "E" to Bylaw No. 12.21

Penalties:

SECTION	AMOUNT	DESCRIPTION
3.2 (a-h)	\$50.00	Improper parking
3.3	\$50.00	Parked where prohibited
3.4	\$50.00	Parked for a period exceeding 24 hours
3.5	\$250.00	Unlicensed vehicle parked upon street
3.6	\$50.00	Parked vehicle interfering with road maintenance
3.8	\$50.00	Vehicle for sale parked on street
3.9	\$50.00	Failing to park in the direction of traffic
3.10	\$60.00	Parked in private property without owner consent
4	\$100.00	Parking a vehicle over 1 ton where prohibited
5	\$100.00	Driving off Heavy Vehicle Route
7.1	\$20.00	Pedestrian crossing a street without due care and attention
8	\$50.00	Failure to adhere to provisions of this bylaw while driving or riding an animal
10	\$100.00	Remove, deface or interfere with any notice or obstruction legally placed on street or sidewalk
11.1 (c)	\$100.00	Remove, deface or interfere with any sign or obstruction legally placed on street or sidewalk
12	\$100.00	Place, maintain or display a sign imitating that of a traffic sign or signal
13	\$50.00	Driving on sidewalks
14	\$50.00	Driving vehicles with wheels, tires or treads which may damage streets
15	\$50.00 plus repairs	Damaging streets
17	\$50.00	Unnecessary noise created by moving or stationary vehicle
19	\$100.00	Dangerous goods
21	\$50.00	Snow removal onto other's property or Village roadways