

**COUNTY OF VERMILION RIVER No. 24**  
**PROVINCE OF ALBERTA**  
**BY-LAW NO. 05-21**

**The Hamlet of Clandonald Heavy Vehicle Traffic Bylaw**

**A BY-LAW**

of the County of Vermilion River No. 24 in the Province of Alberta, authorizing the Council of the County of Vermilion River No. 24 to regulate Heavy Vehicle traffic within the established boundaries of the Hamlet of Clandonald.

**WHEREAS**

the Traffic Safety Act, R.S.A. 2000, c. T-6, as amended or repealed and replaced from time to time, empowers the Council of the County of Vermilion River No. 24 to pass Bylaws, not inconsistent with the Traffic Safety Act, for the regulation and control of vehicle traffic within the County of Vermilion River No. 24, and

**WHEREAS**

the Municipal Government Act, RSA 2000, c. M-26 as amended or repealed and replaced from time to time, authorizes the Council of the County of Vermilion River No. 24 to pass Bylaws with respect to the safety, health, and welfare of people, the protection of people and property, transport and transportation systems, and the enforcement of Bylaws within the County of Vermilion River No. 24, and

**WHEREAS**

the Council of the County of Vermilion River No. 24 deems it to be in the best interest of the residents of the Hamlet of Clandonald to regulate and control heavy vehicle traffic and parking within the Hamlet of Clandonald.

**NOW THEREFORE**, the Municipal Council for the County of Vermilion River No. 24, in the Province of Alberta duly assembled and pursuant to the authority conferred upon it by the Municipal Government Act and the Traffic Safety Act, hereby enacts as follows:

**SECTION 1: SHORT TITLE:**

1.01 This Bylaw may be cited as "**The Hamlet of Clandonald Heavy Vehicle Traffic Bylaw**"

**SECTION 2: DEFINITIONS:**

2.01 "**County**" means the County of Vermilion River No. 24;

2.02 "**Hamlet**" means the Hamlet of Clandonald;

2.03 "**Heavy Vehicle**" means a vehicle, with or without a load, exceeding any one of the following:

8 meters in length, or

a maximum allowable weight of 7,200 lbs. (4025 kg.), or

tractor units which form by attaching as a power unit to semi trailer(s);

except a truck, tractor unit, trailer, motor bus or semi-trailer that is a public service vehicle or;

recreational vehicles.

- 2.04 **“Highway”** means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles and includes
- a sidewalk, including a boulevard adjacent to the sidewalk,
- if a ditch lies adjacent to and parallel with the roadway, the ditch, and
- if a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be,
- but does not include a place declared by regulation not to be a highway;
- 2.05 **“Park”, “Parked”, and “Parking”** or any word or expression of similar connotation or import shall mean a Vehicle remaining stationary in one place whether or not the Vehicle is occupied, excluding vehicles stationary in one place:
- while actually engaged in loading or unloading goods, merchandise, or commodity; or
- in compliance with a Traffic Control Device or the direction of a peace officer;
- 2.06 **“Peace Officer”** means a member of the Royal Canadian Mounted Police, a member of a municipal police service, or a Bylaw Enforcement Officer appointed by the County pursuant to the Municipal Government Act;
- 2.07 **“Posted”** means to erect, place or mark with Traffic Control Devices;
- 2.08 **“Provincial Offences Procedure Act”** means the Provincial Offences Procedure Act, R.S.A. 2000, c P-34, as amended or repealed and replaced from time to time;
- 2.09 **“Recreational Vehicle”** means a Vehicle or Trailer that is designed, constructed and equipped, either temporary or permanent, as a temporary accommodation for travel, vacation or recreational use, and includes duly licensed travel trailers, motorized homes, slide-in campers, chassis-mounted campers, boars, personal watercraft, all-terrain Vehicles, snowmobiles and tent trailers;
- 2.10 **“Road” and “Roadway”** means that part of a highway intended for use by vehicular traffic
- 2.11 **“Traffic Control Device”** means any authorized sign, signal marking or device placed, marked or erected for the purpose of regulating, warning or guiding traffic or pedestrian movement;
- 2.12 **“Vehicle”** means a device in, on or by which a Person or thing may be transported or drawn on a Highway;
- 2.13 **“Violation Ticket”** means a ticket issued pursuant to Part II and Part III of the Provincial Offences Procedure Act, and the regulations thereunder.

**SECTION 3: Operation of Heavy Vehicles**

- 3.01 Every person shall obey the instructions of all Traffic Control Devices authorized under this or any other bylaw, unless otherwise directed by a Peace Officer.
- 3.02 Where temporary Traffic Control Devices, including the use of signs and flag Persons, have been placed in accordance with this or any other bylaw, Statute or Regulation, every Person shall obey the instructions of those temporary Traffic Control Devices for the period of time during which those temporary Traffic Control Devices are in place.

**SECTION 4: Parking of Commercial Vehicles and Heavy Vehicles**

- 4.01 No person shall Park or permit to be Parked any Heavy Vehicle, with or without a trailer attached thereon, on any Highway or Road in the Hamlet.
- 4.02 Notwithstanding Section 4.01, a person may park or permit to park a Heavy Vehicle, with or without a trailer attached thereon, upon any Highway or Road in the Hamlet for the purpose of delivery or pickup of goods, merchandise or a commodity.

**SECTION 5: Authority of Peace Officers and Enforcement**

- 5.01 Any Peace Officer is hereby authorized to enforce the provisions of this Bylaw.
- 5.02 A Peace Officer is hereby authorized and empowered to issue a Violation Ticket to any Person whom the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw.
- 5.03 A Violation Ticket may be issued to such Person;  
  
either personally; or  
  
by attaching it to the Vehicle in respect to which an offence is alleged to have been committed; or  
  
by mailing a copy to such Person at his or her last-known post office address.
- 5.04 Fines for violations of this bylaw shall be:

Prohibited Parking (Section 4.01)	\$250.00
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**SECTION 6: Miscellaneous**

- 6.01 Should any provision of this Bylaw be determined to be invalid, then such provisions shall be severed and the remaining Bylaw shall be maintained.

6.02 This Bylaw shall come into force and effect upon receiving third and final reading and having been signed by the Reeve and County Administrator.

READ A FIRST TIME IN COUNCIL THIS 13<sup>th</sup> DAY OF September, 2005.

READ A SECOND TIME IN COUNCIL THIS 13<sup>th</sup> DAY OF September, 2005.

READ A THIRD AND FINAL TIME IN COUNCIL THIS 13<sup>th</sup> DAY OF September, 2005.

SEVERED

REEVE

SEVERED

SEAL

COUNTY ADMINISTRATOR