

**BY-LAW NO. 799  
OF THE  
TOWN OF ST. PAUL**

A BY-LAW OF THE MUNICIPAL COUNCIL OF THE TOWN OF ST. PAUL, IN THE PROVINCE OF ALBERTA, TO CONSOLIDATE TRAFFIC BY-LAW NO. 626 AND AMENDING BY-LAWS THERETO INTO A NEW TRAFFIC BY-LAW.

PURSUANT to the Highway Traffic Act, 1975, and amendments thereto of the Province of Alberta, and under the provisions of Chapter 56, Section 14 thereof, the Council of the Town of St. Paul enacts as follows:

**Part I**  
**DEFINITIONS**

1. This By-Law may be cited as the "St. Paul Traffic By-Law". In this By-Law, unless the context otherwise requires, the word term or expression:
- a) "CURB" shall mean the actual curb, if there be one and there be no curb in existence, shall mean the division of a highway between that part thereof, intended for the use of vehicles and that part thereof intended for the use of pedestrians.
  - b) "DOUBLE PARKING" or any words of any expressions of similar meaning or import shall mean the parking of a vehicle on a highway parallel to a vehicle parked beside the curb in a parking area, or shall mean parking to the rear of any vehicle that is angle parked at the curb in a parking area.
  - c) "FIRE APPARATUS" shall mean and include fire truck pumper, town truck and all private motor vehicles owned by or driven by any member of the volunteer fire brigade of the Town of St. Paul, Alberta, going to or attending at a fire.
  - d) "OBSTACLE" or "OBSTRUCTION" shall mean any machine, material or thing capable of obstructing, hindering or impeding vehicular or pedestrian traffic.
  - e) "OPERATOR" shall include "DRIVER".
  - f) "PARKING AREA" shall mean that portion of any highway set apart by the Town Council, as a place where a motor vehicle may be parked.
  - g) "TOWN" shall mean the Town of St. Paul.
  - h) "TRUCK LOADING or UNLOADING SPACE" shall mean a space on the vehicle portion of a highway marked with an authorized Town sign permitting truck parking therein, for a period not exceeding ten (10) minutes. Where hours are indicated upon the sign, the space may only be used as a truck loading or unloading space during such hours. Any truck when parked in such a space must be parked in conformity with all other provisions of this By-Law and the vehicle must be parked there for the purpose of loading or unloading merchandise or commodities; every such space may be used for the normal parking of any vehicle on a Sunday and on any holiday. For the purposes of this

definition, a truck means any vehicle licensed under the Highway Traffic Act, as a public service or commercial vehicle.

- i) "TRUCK-TRACTOR" means a "public service vehicle", as defined by the Public Service Vehicles Act of Alberta, which is used to draw upon a highway, a semi-trailer or trailer as defined by the Act.
- j) "HIGHWAY" means any thoroughfare, street or avenue.
- k) "VEHICLES" shall be as defined in the Highway Traffic Act.
- l) "PARALLEL PARKING" shall mean parallel parking as defined under Section 138 of the Highway Traffic Act, in the Province of Alberta.
- m) "SIDEWALK" shall mean that part of a highway primarily intended for use by pedestrians.
- n) "PEDESTRIAN" shall mean a person standing or walking or a foot passenger.
- o) "STREET INTERSECTION" shall mean the whole area situated between the prolongation of the boundary lines of two or more highways which join one another at an angle and whether said highways cross each other or not.
- p) "SIGN" shall mean a "Traffic Control Device" as defined in Section 2(28) of the Highway Traffic Act, in the Province of Alberta.

**Part II**  
**NO "U" TURNS**

1. No person driving a vehicle shall make a "U" turn on 50th Avenue; this being within the corporate limits of the Town, except for funeral processions.
2. No person shall drive a vehicle at a speed not to exceed twenty (20) kilometres per hour, in any lane or alley or when crossing a sidewalk crossing.
3. No person shall drive a motor vehicle on 50th Avenue, whereby the operator in executing a movement to proceed in the opposite direction moved the said vehicle onto public or private land immediately adjacent to 50th Avenue. This section shall not apply where the movement is made for a bonafide purpose other than the execution of the movement to proceed in the opposite direction.

**Part III**  
**PARKING PROVISIONS**

1. No operator of a vehicle shall park a vehicle on a highway at any time when signs are installed prohibiting same or in any area enclosed by barricades.

### **PARKING OF VEHICLE OVER ½ TON**

2. No vehicle over one half (1/2) ton, which in itself or together with its trailer and/or load exceeds 4.9 metres in overall length, shall be allowed to park on 50th Avenue, except for purposes of loading or unloading merchandise or commodities wherein the vehicle may be parked with signal lights flashing, for a period not to exceed ten (10) minutes.

### **PARKING (DIAGONAL, PARALLEL)**

3. Parking will be angle or diagonal where signs designate same, as follows: "Along the west side of 48th Street between 50th and 51st Avenue and on service road between 44th and 45th Street, off 50th Avenue. All parking elsewhere within the corporate limits of the town on any highway will be parallel.

### **RESTRICTED PARKING**

4. No person shall park a car, truck, trailer, tractor or any motor vehicle on any street or avenue within the corporate limits of the Town of St. Paul, for a period in excess of forty-eight (48) hours. Further, no person shall park a bus on any residential street or avenue within the corporate limits of the Town of St. Paul, for a period in excess of seven (7) hours. Any vehicle found in violation of this By-Law will be towed away and may be claimed upon owner paying costs of towing and storage of same. Where a sign restricts the parking of a vehicle to two (2) hours or less, it shall be an offence to park a vehicle in excess of the time designated and marked on the sign.

### **UNATTACHED TRAILER**

5. No person shall park any trailer (whether designed for occupancy by persons or for the carrying of goods or equipment) upon any highway, unless the said trailer is attached to a vehicle by which it may be propelled or drawn and when so attached, the trailer shall be deemed part of the vehicle and subject to the regulations pertaining to vehicles.

### **PARKING IN RESIDENTIAL AREAS**

6. No person shall park any vehicle in excess of 3/4 ton rated capacity of any type of construction equipment or machinery, or any machine used in the process of farm or field husbandry on any highway in any area of the Town of St. Paul, which is zoned for any class of residential use. This section shall not apply to a vehicle being parked for the purpose of loading or unloading a commercial delivery or to any construction equipment or machinery being used in the course of construction or an improvement to any public or private property in the Town of St. Paul, always provided that such vehicle is located either in front of or across from or on the flankage of the property on which the improvement is being made.

## PARKING VEHICLE EXCEEDING 7.2 METERS

7. No person shall park a commercial vehicle or a commercial vehicle with any type of trailer attached thereto upon any highway, if the overall length of the vehicle or the vehicle with trailer exceeds 7.2 meters. The foregoing restriction shall not apply so as to prohibit such vehicle being parked on a highway for the purpose of unloading or loading goods to or from premises abutting such highway, provided that if the loading or unloading is taking place during a period of restricted visibility, then the vehicle and its trailer shall have all front and rear parking lights illuminated.

The restriction under clause 7, shall not apply between the hours of 1900 to 0700 on 50th Avenue, between 51st and 53rd Street and on 44th Street between 49th and 50th Avenue.

8. No person shall abandon a vehicle upon a highway within the town limits of the Town of St. Paul. No person shall abandon a vehicle upon public or private property without the express or implied consent of the owner or person in lawful possession or control of the property.

A vehicle left standing at a location referred to in the above two (2) paragraphs, for more than forty-eight (48) consecutive hours, shall be deemed to have been abandoned at that location for the purposes of this By-Law.

1. Where a peace officer or a person appointed or designated as an, enforcement officer by the Town Council of the Town of St. Paul, on reasonable and probable grounds believes that a vehicle:
  - a) has been abandoned in contravention of this section or this By-Law, or
  - b) is situated unattended at such location or in such condition as to constitute a present or potential hazard to persons or property,

He may cause the vehicle to be moved from its location, whether private or public property or a highway and to be stored at what is in his opinion, a suitable place therefore.

All reasonable costs incidental to the removal of a vehicle, pursuant to this section and the storage thereof, for a period not exceeding six (6) months, constitute a debt owing to the Town, by the registered owner of the vehicle or any subsequent purchaser.

2. Where a vehicle stored pursuant to this section
  - a) is not registered in Alberta, or
  - b) is not claimed in return for full payment of the removal and storage costs actually paid by the registered owner or someone on his behalf, within thirty (30) days of its removal

Upon the approval in writing of the sheriff of that judicial district the vehicle may be disposed of by public auction or otherwise as the sheriff shall direct, subject to the giving of written notice of the proposed sale to the holders of encumbrances registered in respect of the vehicle at the Motor Vehicle Branch of the Department of Highways and Transport and the proceeds of the sale shall be expended in the following order:

- a) To pay the debt owing to the Town under this section.

- b) To pay the balance owing on any encumbrances referred to in this section, to the rightful persons.
- c) to pay any remaining portion to the Registrar, who shall deposit the amount in the Motor Vehicle Accident Claims Act, whereupon the amount
  - i. shall be paid by the Registrar to any person who provides proof satisfactory to the Registrar that the person is entitled thereto, if the claim is made and proof thereof is established within one year of the removal of the vehicle under subsection (1) or
  - ii. Shall constitute a part of the Motor Vehicle Accident Claims Fund, if no claim is made and established as provided in subclause (i).

No liability attaches to a person making the sale of a vehicle pursuant to subsection (2) and the person purchasing the vehicle acquires good title thereto, as against the former owner or anyone claiming through him. In this section, "vehicle" includes a wrecked or partially dismantled vehicle or any part of a vehicle.

**Part IV**  
**MAXIMUM SPEED PROVISIONS**

- 1. No person shall drive a vehicle at a rate of speed exceeding twenty (20) kilometres per hour on any lane or alley or when crossing a sidewalk.
- 2. No person shall operate a vehicle on any street or avenue at a rate of speed exceeding fifty (50) kilometres per hour.
- 3. No person shall operate a vehicle in any school area and any playground area, at a rate of speed exceeding thirty (30) kilometres per hour.
- 4. No person shall operate a vehicle from the east corporate limits of the Town of St. Paul to 44th Street on Highway #28, at a rate of speed exceeding sixty (60) kilometres per hour.

**Part V**  
**PARADES AND PROCESSIONS**  
**PERMISSION TO BE OBTAINED IN CERTAIN CASES**

- 1. No parades or processions of more than fifty (50) pedestrians or more than ten (10) bicycles or more than ten (10) vehicles (except military and funeral processions) shall be held within the town, without a permit from the Town of St. Paul.

**Part VI**  
**CROSSING OF HEAVY VEHICLES OVER PAVEMENT**

- 1. No person shall drive, propel, move or cross on any paved highway, any vehicle having metal spikes, lugs, cleats or bands projecting from the surface of the wheel or tire of such vehicle or any vehicle having a caterpillar tread, or any heavy machinery unless said person obtains a permit from the Town.

## **CONTROL OF HORSE DRAWN VEHICLES AND HORSES**

1. The driver or other person in charge of any horse drawn vehicle on a highway shall remain upon such vehicle while it is in motion, or shall walk beside the horse drawing such vehicle.
2. No rider of a horse shall ride or lead his or her horse on boulevards, parks, golf course or sidewalks.

## **Part VII** **REGULATIONS IN CASE OF FIRE**

1. The "Fire Apparatus" shall have the right of way when sounding the truck siren or warning devices used upon the fire apparatus, and the operators of vehicles will draw their vehicles as near to the right curb as reasonably possible, and shall remain stationary until such fire apparatus has passed. No operator of any vehicle, other than the vehicles of the members of the fire brigade or police department and utilities vehicles, shall follow any fire apparatus in response to a fire alarm or park any vehicle with in the/block where a fire apparatus has stopped in answer to a fire alarm.
2. No operator of any vehicle shall drive over any unprotected hose of the fire department without the consent of the fire chief or the assistant in command.

## **Part VIII** **SHRUBS, TREE BRANCHES, ETC.**

1. No person shall allow tree, shrub and hedge branches to overhang a sidewalk lower than ten (10) feet from the sidewalk.

## **Part IX** **AUTHORIZATION OF SIGNS AND JOR CONTROL DEVICES**

Stop, Yield, U-Turn and Parking signs may be posted from time to time, on authority of the Council, by resolution and the posting of same shall be prima facie proof that the said signs were properly designated and authorized by the Council and a record of the location of all such signs shall be kept in the Civic Centre, which shall be open to public inspection during normal business hours of the office.

**Part X**  
**TRUCK ROUTES**

Trucks with a gross vehicle weight of over ten thousand (10,000) pounds shall be operated only on those highways hereinafter outlined in Schedule "A" attached hereto and forming part of this By-Law.

The following shall not be deemed to be operating a vehicle in contravention of the section, if the vehicle was being operated on the most direct and practical route between the premises or location concerned and the nearest truck route.

- a) Persons delivering or collecting goods or merchandise to or from the premises of bonafide customers.
- b) Persons going to or from business premises (commercially zoned) of the owner of the heavy vehicle concerned.
- c) Persons moving from one location to another where a moving van is required.
- d) Persons driving a vehicle owned or actually in service of the Town.

**Part XI**  
**TRAFFIC TICKETS (FINES, VOLUNTARY)**

- 1.
  - a) A notice or form with a wording approved by the Town Council and commonly called a traffic offence ticket may be issued by the Town Police to any person charged with a breach of any provision of this By-Law and such notice will require payment thereof at the Town Office.
  - b) Any person having been served with a notice as described in subsection (a) who fails to pay voluntarily the fine shown on the traffic ticket, within a period of twenty-one (21) days, shall be prosecuted by the Police of the Town, before a judge or Justice of the Peace.
  - c) Except as otherwise provided in this By-Law, a person who is guilty of an offence under this By-Law for which a penalty is not otherwise provided, is liable to a fine not to exceed \$100.00.

By-Law No. 626 and all amendments thereto, are hereby repealed upon final passing of this By-Law.

This By-Law will take effect upon the final passing thereof.

RECEIVED a first reading this 23rd day of March, 1981.

RECEIVED a second reading this 27th day of July, 1981.

RECEIVED a third reading and passed this 27th day of July, 1981.

**Schedule "A" to By-Law No. 779**

**TRUCK ROUTES**

1. 50th Avenue - From the West Corporate limits to the East Corporate limits of the Town.
2. 58th Street - From 50th Avenue North to the North Corporate limits of the Town and South to Lakeshore Drive.
3. 51st Street - From 50th Avenue North to the North Corporate limits of the Town.
4. 46th Street - From 50th Avenue, North to the North Corporate limits of the Town.
5. 53<sup>rd</sup> Avenue- From 51<sup>st</sup> Street to 46<sup>th</sup> Street.
6. 48<sup>th</sup> Street - From 53<sup>rd</sup> Avenue to Lakeshore Drive.
7. 53<sup>rd</sup> Street – From 50<sup>th</sup> Avenue South to Lakeshore Drive.
8. 38<sup>th</sup> Street - From the North Corporate limits to the South Corporate limits of the Town.
9. 51<sup>st</sup> Avenue - From 58<sup>th</sup> Street to 47<sup>th</sup> Street.
10. 47<sup>th</sup> Street - From 50<sup>th</sup> Avenue to 53<sup>rd</sup> Avenue.
11. 50<sup>th</sup> Street - From 50<sup>th</sup> Avenue to Lakeshore Drive.