
**TOWN OF SEDGEWICK
BYLAW NO. 564/19
TOWN OF SEDGEWICK TRAFFIC BYLAW**

**A BYLAW OF THE TOWN OF SEDGEWICK, IN THE PROVINCE OF ALBERTA, FOR THE
PURPOSE OF REGULATING AND CONTROLLING MOTOR VEHICLE TRAFFIC.**

WHEREAS, pursuant to Section 7 of the *Municipal Government Act*, the Council of a Municipality may pass Bylaws for municipal purposes respecting transport and transportation systems and Section 18(1) states that the Municipality has the direction, control and management of all roads within the Municipality;

AND WHEREAS pursuant to Section 13 of the *Traffic Safety Act*, the Council of a Municipality may, with respect to a Highway under its direction, control and management, pass Bylaws not inconsistent with the *Traffic Safety Act* respecting matters enumerated therein;

AND WHEREAS pursuant to Section 14 of the *Traffic Safety Act*, the Council of a Municipality may pass Bylaws prescribing speed limits that are different from the speed limits established in the *Act*;

NOW THEREFORE the Council of the Town of Sedgewick in the Province of Alberta, duly assembled, enacts as follows:

1. Citation

- 1.1. This Bylaw may be cited as the "Town of Sedgewick Traffic Bylaw"

2. Definitions

- 2.1. The use of nouns and pronouns within the Bylaw are gender neutral and, accordingly, any reference to one gender includes the other.

- 2.2. In this Bylaw, unless the context requires otherwise, all terms defined in the current *Traffic Safety Act*, including associated Regulations, shall apply. For clarification:

2.2.1. "Boulevard" means that part of a Highway that is not a roadway and includes a ditch that forms part of a Highway.

2.2.2. "Chief Administrative Officer" means the Person appointed by Council in accordance with Section 205 of the *MGA* and is referred to in this Bylaw as "CAO", or a Person designated to act on the CAO's behalf.

2.2.3. "Council" means the municipal Council of the Town of Sedgewick.

2.2.4. "Highway" means any thoroughfare, street, road, trail, avenue, parkway, viaduct, lane, alley, square, bridge, causeway, trestle way, or any 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:

2.2.4.1. a sidewalk including the Boulevard portion of the sidewalk;

2.2.4.2. the ditch, if any, lying adjacent to, and parallel with, the roadway; and

2.2.4.3. if the Highway right of way is fenced, all the land between the fences or between the fence and the roadway as the case may be;

but does not include a place declared by Regulation not to be a Highway.

2.2.5. "*Municipal Government Act*" or "MGA" means the *Municipal Government Act, R.S.A. 2000, c-M-26* and amendments thereto.

2.2.6. "Municipal Tag" means a tag or similar document issued by the Town pursuant to the *Municipal Government Act* that alleges a Bylaw offence and provides a Person the opportunity to pay an amount to the Town in lieu of prosecution.

2.2.7. "Occupy" means to reside in or to be on.

- 2.2.8. "Owner" means the Person or Persons listed on a title of a parcel of land registered at Alberta Land Titles and/or the Person or Persons registered as Owner of a specified Vehicle by a Registrar of Motor Vehicles.
- 2.2.9. "Parade" means a group of Vehicles, animals, pedestrians or combination thereof on a Highway which is likely to block, obstruct, impede, hinder or otherwise interfere with pedestrian and/or vehicular Traffic, excluding a funeral procession or military Parade.
- 2.2.10. "Park, Parking OR Parked" means to allow a Vehicle, whether occupied or not, to remain standing in one place except:
- 2.2.10.1. when standing temporarily for the purpose of and while actually engaged in loading or unloading passengers; or
 - 2.2.10.2. when standing in obedience to a Peace Officer or Traffic Control Devices.
- 2.2.11. "Peace Officer" means any Federal or provincial officer or duly appointed municipal Special Constable and for the purpose of this Bylaw shall include a Bylaw Enforcement Officer having jurisdiction within the Municipality.
- 2.2.12. "Person" means any of the following:
- 2.2.12.1. an individual;
 - 2.2.12.2. a legal entity, including a corporation, firm, partnership, association, society or registered company and
 - 2.2.12.3. a trustee, executor, administrator, agent or employee of either 2.2.12.1. or 2.2.12.2.
- 2.2.13. "Recreation Vehicle" or "Recreational Vehicle" means a Vehicle designed to provide temporary living accommodation for travel, vacation or recreation cause, and to be driven, towed or transported, some examples of which include, without restricting the generality of the foregoing, a motor home, holiday Trailer, camper, tent Trailer and any bus or truck converted to provide temporary living accommodation.
- 2.2.14. "Traffic Control Device" means any temporary or permanent sign, signal, marking or device placed, marked or erected under the authority of this Bylaw for the purpose of regulating, warning or guiding traffic or governing Parking.
- 2.2.15. "Town" means the municipal corporation of the Town of Sedgewick, in the Province of Alberta and includes the geographical area within the boundaries of the Town of Sedgewick where the context so requires.
- 2.2.16. "Trailer" means a Vehicle so designed that it:
- 2.2.16.1. may be attached to or drawn by a motor Vehicle or tractor, and,
 - 2.2.16.2. is intended to transport property or Persons,
- and includes any vehicle defined by Regulation as a Trailer but does not include machinery or equipment solely used in the construction or maintenance of Highways.
- 2.2.17. "Vehicle" means any device in, or on by which a Person or thing may be transported or drawn on a Highway, including a combination of Vehicles, but excludes a mobility aid being used to facilitate the transport in a normal seated orientation of a Person with a physical disability.
- 2.2.18. "Violation Ticket" means a ticket issued pursuant to the *Provincial Offenses Procedure Act*, RSA 2000, C.P-34 and Regulations thereunder, as amended or replaced and repealed from time to time.

3. General Prohibitions

- 3.1. No Person shall tow anything behind a Vehicle unless attached to the towing Vehicle by a solid hitch.

- 3.2. No Person shall start, stop, turn, or drive a Vehicle or animal within the Town limits in a dangerous or reckless manner.
- 3.3. No Person shall place or cause or allow to be placed a light or object or other thing that reflects light in such a manner as to interfere with the vision of pedestrians or Persons operating a Vehicle.
- 3.4. No Person shall cause to be or allow to be placed, thrown, deposited, disposed of, dropped or otherwise left, any soil, rock, cement, noxious or waste fluids, litter; nor any object or thing whereby any Person, animal, bicycle or Vehicle may be injured or damaged; on a Highway, on a Boulevard, in a drainage system, or in any other public place.
- 3.5. No Vehicle larger than a 'one (1) ton', or combination of Vehicles, having a GVW in excess of 4500 kg or exceeding 10.7 meters in length, whichever is less, shall enter within the Town except on designated truck routes or under authority of a permit issued by the CAO; delivery Vehicles while making a delivery and Recreational Vehicles excepted.
- 3.6. Notwithstanding the size, height or weight restrictions of Vehicles or exemptions described in Section 3.5:
- 3.6.1. no Person shall drive or haul or Park on or over any Highway within the Town, any Vehicle or other type of equipment or thing that causes, or is likely to cause damage to the Highway;
 - 3.6.2. no Person shall operate a Vehicle or Trailer within the Town having metal spikes, lugs, cleats, chains or bands projecting from the surface of the wheels or tires;
 - 3.6.3. no Person shall Park or keep on private property in any area zoned, per the Land Use Bylaw as R.1, R1A, R.2, R3 or R4, whether on or off a Trailer, except for the express purpose of doing permitted work and only for the amount of time reasonably required to complete the work, any Vehicle or equipment of husbandry or construction;
 - 3.6.4. no Person shall Park any Vehicle or combination of Vehicles having an offensive odour in any residential area; and
 - 3.6.5. pursuant to the *Transportation of Dangerous Goods Regulations*, no Person shall operate or Park a Vehicle carrying solid Dangerous Goods or any Vehicle fitted with barrels, tanks, or containers for carrying gaseous or liquid Dangerous Goods in bulk quantities, whether such barrels, tanks, or containers are full or empty, on any Highway within the Town not designated as Dangerous Goods routes except for the express purpose of making a delivery.
- 3.7. Recreational Vehicles that have not been modified to carry more fuel or propane than so designed and outfitted by the manufacturer shall be exempt from the prohibitions set out in Section 3.6.5.
- 3.8. Any non-residential site, where the registered Owner or authorized Person provides Parking space on its property for its patrons or customers, the Owner or authorized Person may make and enforce regulations, excluding the provisions in Section 3.6.5, governing the Parking of Vehicles within said space.
- 4. Right of Way**
- 4.1. The driver of any animal or Vehicle shall yield the right of way to any pedestrian crossing a Highway in a crosswalk.
- 4.2. The driver of any animal or Vehicle entering any Highway from any land, driveway, garage, Parking lot or business property shall yield the right of way to all Vehicles and pedestrians.
- 5. Speed**
- 5.1. Unless otherwise posted, no Person shall operate a Vehicle within the Town at a speed in excess of fifty (50) kilometres per hour.

5.2. No Person shall operate a Vehicle within a school zone or a playground zone at a speed in excess of thirty (30) km/h during the times pursuant to the *Use of Highway and Rules of the Road Regulation*, as amended or repealed and replaced from time to time.

5.3. No Person shall operate a Vehicle in any alley or lane within the Town or within a Trailer park or within a recreation park at a speed in excess of twenty (20) km/h.

6. Obstructions

6.1. No Person shall, without legal authority, place an obstruction on, under or over any Highway, or any public place.

6.2. No Person shall place or leave an extension cord across any sidewalk or Boulevard for any purpose such as operating a Vehicle block heater.

6.3. No Person shall allow, or cause to allow, any door or gate to swing over any sidewalk, designated footpath or Highway.

6.4. No person shall allow, or cause to allow, any Recreational Vehicle slide-out to extend over any sidewalk, designated footpath or Highway; and

6.4.1. parked Recreational Vehicles shall not extend wider than two point four (2.4) metres while parked on any Highway, and

6.4.2. the outer edge of an extended slide shall be flagged with a red flag.

6.5. No Person shall drive a Vehicle or stop, Park, or leave a Vehicle, whether attended or unattended, upon a Highway, Parking lot or other public place in such a manner as to block, obstruct, impede or hinder traffic.

6.6. Where an obstruction is unavoidable due to mechanical failure, a Person who takes immediate steps to remove the obstructing Vehicle will not be held in violation of this Bylaw.

6.7. No Person owning, occupying or in control of land within the Town shall fail to clear, within twenty-four (24) hours of having been deposited, any snow, ice, soil or other obstructing matter from all sidewalks adjoining said property.

7. Parades and Processions

7.1. No Person shall hold or participate in a Parade or procession, including any group or train of individuals and/or animals and/or Vehicles using any Highway or public place within the Town for show, display or demonstration without having first notified and obtained any necessary permit of authority from the CAO.

7.2. A Vehicle in a funeral procession, other than the lead Vehicle, may, during daylight hours, enter into an intersection if:

7.2.1. the headlights and four-way flashers of the Vehicle are on;

7.2.2. the Vehicle is travelling immediately behind the Vehicle ahead of it so as to form a continuous line of traffic; and

7.2.3. passage into the intersection can be made safely.

7.3. No Person shall drive a Vehicle:

7.3.1. through the ranks of a military or funeral procession, or

7.3.2. through the ranks of any other authorized Parade or procession.

8. Bicycles, Off-Highway Vehicles, Wagons, Carts

8.1. No Person shall leave a bicycle or other manually propelled Vehicle unattended within the Town:

8.1.1. in any manner so as to obstruct pedestrian or vehicular traffic on any Highway, sidewalk or footpath; or

8.1.2. on any property owned or controlled by the Town unless it is Parked in a bicycle rack or leaned against a building in such a manner that it does not fall or roll.

8.2. No Person shall drive, push or pull any Vehicle on a sidewalk except at sidewalk crossings designed for that purpose; the following exceptions apply:

- 8.2.1. children's wagons, tricycles and bicycles;
- 8.2.2. a two-wheeled cart or other personal grocery carrier;
- 8.2.3. a baby carriage, a wheeled device for carrying a child or an invalid; and
- 8.2.4. a wheelchair or mobility aid

used on or along a sidewalk in such a way as to not interfere with any pedestrians using the sidewalk.

8.3. Persons shall be permitted to ride a manually propelled Vehicle on a Highway provided the Person:

- 8.3.1. keeps as near the right hand curb or edge of the roadways as conditions and weather permits, and
- 8.3.2. rides not more than two abreast.

9. Parking

9.1. The CAO may:

- 9.1.1. authorize such other additional Parking spaces as he deems necessary on any Highway or other Town owned property for use as a Parking space.
- 9.1.2. cause the spaces authorized for Parking to be marked for this purpose.

9.2. Except where exempted or otherwise authorized, all Vehicles shall be Parked parallel to:

- 9.2.1. the right-hand curb and with the right hand wheels within thirty (30) centimetres of said curb, or
- 9.2.2. where no curb exists, far enough to the right side of the Highway so as to not impede normal traffic flow.

9.3. No Vehicle shall be double or centre Parked.

9.4. No Owner or operator of any self-propelled type of Vehicle, which:

- 9.4.1. is not equipped or registered in accordance with the *Traffic Safety Act*; or
- 9.4.2. is not in operable condition,

shall cause or permit such Vehicle to be Parked or left on any Highway within the Town.

9.5. No Vehicle shall Park any manner of Trailer on a Highway unless the Trailer is attached to a Vehicle by which it may be properly drawn and when so attached, the Trailer shall be part of the Vehicle and subject to any regulations pertaining to the Vehicle.

9.6. No Person shall, Park a Recreational Vehicle or a Trailer on a Highway in a residential area without the permission of the Person owning, occupying or controlling the private adjacent property.

9.7. No Vehicle shall be Parked on a Highway for more than twenty-four (24) continuous hours in any area of the Town; there must be a 24-hour gap between Parking. Owners of Vehicles Parked on a Highway adjoining their personal property and Vehicles Parked pursuant to 9.6 excepted.

9.8. Except as permitted in Sections 9.5 through 9.7, any Vehicle Parked for more than seventy-two (72) hours shall be considered abandoned and may be towed.

9.9. Notwithstanding Sections 9.5 through 9.8, no Person shall leave a Recreational Vehicle Parked on a Highway from November 1 to April 30.

9.10. No Person shall Occupy a Recreation Vehicle Parked on a Highway.

9.11. No Person shall Park a Vehicle:

- 9.11.1. at a place contrary to this Bylaw, or
 - 9.11.2. in a place where a Vehicle will interfere with the use of a doorway intended as a fire or emergency exit from a building adjoining a Highway, or
 - 9.11.3. at or near the site of any fire, explosion, accident or other incident where stopping or Parking may obstruct traffic flow or hinder the activities of any emergency Vehicles, equipment, personnel or volunteers, or
 - 9.11.4. in an approach to any fire station or other place where emergency Vehicles require regular access; or
 - 9.11.5. in any marked fire lane; or
 - 9.11.6. in such a manner as to obstruct the visibility of any Traffic Control Device, or
 - 9.11.7. in such a manner so as to obstruct the normal flow of traffic, or
 - 9.11.8. adjacent to a curb painted yellow; or
 - 9.11.9. at an intersection, within five (5) metres to the projection of the corner property line immediately ahead or immediately to the rear excepting where Parking spaces are defined, or
 - 9.11.10. within five (5) metres of a fire hydrant or, where it is not located on the curb, of the point on the curb closest to said fire hydrant, or
 - 9.11.11. within five (5) metres of a Traffic Control Device, or
 - 9.11.12. within two (2) metres of the near side of a marked crosswalk, or
 - 9.11.13. within one and one half (1.5) metres of an access to a garage, driveway or a Vehicle crossway over a sidewalk, or
 - 9.11.14. adjacent to a curb painted so as to identify it as a "No Parking" zone, or
 - 9.11.15. except wholly within the limits of any space marked for that purpose, or
 - 9.11.16. in an angle Parking space with the nearer front tire more than thirty (30) centimetres from the curb, or
 - 9.11.17. any combination of Vehicles, or a Vehicle exceeding six and one half (6.5) metres in length in an area designed for angle parking; motorcycles with attached Trailers excepted, or
 - 9.11.18. in a place or area where a Traffic Control Device indicates that Parking is restricted to designated classes of Vehicles, or
 - 9.11.19. in a place or area where a painted curb indicates Parking is restricted to designated classes of Vehicles, or
 - 9.11.20. in an area marked "No Parking" excepting a Person:
 - 9.11.20.1. receiving or delivering goods but only during the execution of a transaction and for a period not to exceed thirty (30) minutes, or
 - 9.11.20.2. receiving or delivering passengers for a period not exceeding ten minutes and provided traffic is not obstructed; or
 - 9.11.21. in such a manner that the Vehicle is in front of or within one (1) metre of the side of any refuse container or storage area located adjacent to any Highway or alley; or
 - 9.11.22. on private property unless permission has been obtained from the Owner, legal occupant or Person in charge of said property; or
 - 9.11.23. drive a Vehicle on any land within the Town that the Town uses, or permits to be used as a playground, Boulevard, recreation or public park, except on such part thereof as may be designated by roadways or Traffic Control Devices; or
 - 9.11.24. parallel to any Highway and facing oncoming traffic; or
 - 9.11.25. leave a Vehicle Parked on a Highway within a block or otherwise defined space after the expiration of twelve (12) hours from the time signs, as per this Bylaw are erected and until such signs are removed; or
 - 9.11.26. opposite a construction site where Parking may hinder the normal flow of traffic.
- 9.12 Section 9.11 shall not apply to Vehicles that are owned or operated by the Town or:
- 9.12.1 a Peace Officer having authority in the Town;
 - 9.12.2 Public Utilities services' employees and contractors;
 - 9.12.3 Municipal and other government Public Works Departments;
 - 9.12.4 School Board when picking up or dropping off children;
 - 9.12.5 funeral company during a funeral;
 - 9.12.6 any other Vehicles of an emergency nature;
 - 9.12.7 Vehicles used by contractors working on behalf of the Town; and
 - 9.12.8 towing services.

9.13 Where the Owner or operator of a Vehicle stops, stands or Parks pursuant to Section 9.12, contrary to other provisions of this Bylaw, the Owner or operator shall take due precaution to indicate the presence of such Vehicle on any Highway while Parked or stopped.

10 Disabled Parking Zones

10.1 The CAO is hereby authorized to establish such Parking zones as deemed necessary by the CAO for the exclusive use of Disabled Persons who operate or travel by Vehicles.

10.2 A Vehicle shall not be Parked in any location identified as being reserved for the use of Persons with disabilities unless the Vehicle:

10.2.1 displays a valid disabled placard or license plate issued or recognized by the Registrar of Motor Vehicles; and

10.2.2 is being used for the transportation of a Person with a disability.

11 Authority to Erect, Remove or Alter Traffic Control Devices

11.1 The CAO is hereby delegated the power to prescribe the location and placement of any Traffic Control Device in the Town and to keep or cause to be kept a record of such locations and placements.

11.2 The CAO is hereby delegated the power to designate school zones and playground zones and cause such zones to be marked by appropriate Traffic Control Devices.

11.3 No Person shall post or exhibit or cause to be posted or exhibited, any notice, placard, bill or printed matter or other type whatsoever upon any Traffic Control Device, unless approved, in writing, by the CAO.

11.4 Traffic Control Devices located in the Town pursuant to this section shall be deemed to have been placed in accordance with this Bylaw.

12 Temporary Traffic Control Devices

12.1 The CAO or his designate is hereby authorized to make any temporary provisions and regulations deemed necessary concerning Traffic Control Devices, traffic flow, traffic speed, pedestrian access or public or private Parking in times of emergencies or in areas where construction or repair work is being carried out.

12.2 No Person shall make use of any Highway, in a manner contrary to any restriction, prohibition or designation imposed by the CAO pursuant to this Bylaw.

12.3 In the event a Vehicle is Parked during a Parking prohibition imposed pursuant to Section 12, the CAO or his designate, at the Owner's expense, may remove said Vehicle and have it impounded or relocated at the discretion of the CAO or his designate.

13 Use of Streets and Public Places

13.1 No Person shall throw, or cause or allow to be thrown, any snow, ice, dirt, rocks or any other object at Vehicles or pedestrians on a Highway, sidewalk or any publically owned, operated or controlled land or property within the Town.

13.2 A Person shall not deposit snow, ice, debris or other materials upon any Highway, Town property or any property that is not their own.

13.3 No Person shall use, or cause or allow to be used, any mechanical device to propel projectiles onto a Highway or sidewalk or any publicly owned, operated or controlled land or property within the Town.

13.4 No Person, being in or upon any building, public Vehicle, publicly owned, operated or controlled premises or land, or any of the same that the Town has a vested interest in, shall violate any rules, regulations or orders made or approved by the Town in respect thereof.

14 Pedestrians

- 14.1 No Person shall crowd or jostle other pedestrians in such manner as to create or cause discomfort, disturbance or confusion.
- 14.2 Two (2) or more Persons shall not stand so near to each other on a Highway or sidewalk or footpath if such action obstructs or prevents:
 - 14.2.1 the entrance to a building or public place, or
 - 14.2.2 other Persons from using the Highway, sidewalk or footpath.
- 14.3 Section 14.2 shall not be construed as prohibiting the assembly of Persons for the purpose of watching a Parade or procession.
- 14.4 Every pedestrian crossing a Highway at a point other than a crosswalk shall yield the right of way to Vehicles using the Highway.
- 14.5 At a place where there is a crosswalk, unless otherwise directed by a Peace Officer or Traffic Control Device, although a pedestrian does have the right of way, nothing in this Bylaw relieves a pedestrian from the duty of exercising care for their own safety.
- 14.6 No Person or Persons shall walk on a Highway in such manner as to obstruct, hinder or distract Persons operating Vehicles.

15 Removal of Vehicles, Recreation Vehicles and Trailers

- 15.1 Pursuant to the *Traffic Safety Act* a Peace Officer may cause any Vehicle, Recreational Vehicle or Trailer or combination thereof in violation of this Bylaw to be removed, taken to and stored in a suitable location and all costs for removal and storage shall constitute a lien against such Vehicle, Recreation Vehicle or Trailer.
- 15.2 No impounded Vehicle, Recreation Vehicle or Trailer shall be released to its Owner or his agent until all liens against such Vehicle or Trailer are cleared; such charges shall be in addition to any fine or penalty imposed in respect of the violation.
- 15.3 Where a Vehicle is impounded pursuant to Section 15.1 and is not claimed within thirty (30) days of its removal, the Vehicle may be disposed of in accordance with the provision of the *Traffic Safety Act* and the Regulations thereunder.
- 15.4 Notwithstanding Section 15.1, in snow removal or street cleaning operations carried out by the Town or its contractors:
 - 15.4.1 if a Person fails to remove any Vehicle upon a request made by a Town employee and within the timeframe given, or
 - 15.4.2 if a Town employee is unable to contact said Owner, thenthe Town may tow or remove Vehicles interfering with these operations and Park same on an adjacent street without impounding them, and the Town employee shall attach a formal notice to the front door of the residence where the vehicle was Parked, as to the location of the Vehicle.

16 Noise

- 16.1 No Person shall apply or engage engine suppression brakes on any Vehicle in any part of the Town.
- 16.2 No Person shall cause any loud or unnecessary noise from the tires, engine, muffler or sound equipment of any Vehicle in any part of the Town.

17 Authority of the CAO

- 17.1 Without restricting any other power, duty or function grant by the Bylaw, the CAO is authorized to:
 - 17.1.1 carry out any inspections to determine compliance with this Bylaw;
 - 17.1.2 take any steps or carry out any actions required to enforce this Bylaw;
 - 17.1.3 take any steps or carry out any actions to remedy a contravention of this Bylaw;
 - 17.1.4 establish areas where activities restricted by this Bylaw are permitted;

- 17.1.5 establish forms for the purpose of this Bylaw;
- 17.1.6 temporarily close any Highway for the purpose of repairs, maintenance or other valid reason or in the case of an emergency;
- 17.1.7 cause moveable signs to be placed on or near a Highway; and
- 17.1.8 delegate any powers, duties or functions under this Bylaw to an employee of the Town.

18 Enforcement

- 18.1 Any Person in contravention of this Bylaw is guilty of an offense and is liable to a penalty as set out in Schedule A.
- 18.2 A Peace Officer may issue a Municipal Tag to a Person, who the Peace Officer has reasonable and probable grounds to believe, has contravened any provision of this Bylaw:
 - 18.2.1 specifying a voluntary payment as described in Schedule A.2 and A.3 of this Bylaw; and
 - 18.2.2 advising the Person to whom the Municipal Tag is issued that they may, in lieu of being prosecuted for the offence, pay the Town the penalty specified within the time period indicated on the Municipal Tag.
- 18.3 A Municipal Tag shall be deemed to have been sufficiently served if:
 - 18.3.1 served to the accused directly, or
 - 18.3.2 mailed to the address of the registered Owner of a Vehicle or the Person occupying a property, or
 - 18.3.3 secured to the Vehicle or property in respect of which the offense is alleged to have been committed.
- 18.4 A Person other than the Owner or operator of a Vehicle shall not remove any Municipal Tag or notice placed or affixed to the Vehicle by a Peace Officer in the course of his duties.
- 18.5 No Person other than a Peace Officer or another Person authorized by the Town shall place a Municipal Tag on a Vehicle.
- 18.6 Where a Municipal Tag has been issued and the penalty specified has not been paid within the prescribed time, a Peace Officer is hereby authorized to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act*.
- 18.7 Notwithstanding Section 18.2, a Peace Officer is hereby authorized to issue a Violation Ticket pursuant to the *Provincial Offences Procedure Act* to any Person who the Peace Officer has reasonable grounds to believe has contravened any provision of this Bylaw specifying:
 - 18.7.1 the fine amount as established in Schedule A.1 of this Bylaw for the offence; or
 - 18.7.2 that the Person is to appear in Court without the alternative of making a voluntary payment.
- 18.8 A Violation Ticket issued in respect to a contravention of this Bylaw shall be served upon the Person responsible for the contravention in accordance with the *Provincial Offences Procedure Act*.
- 18.9 In addition to any penalty levied relative to Section 6.6 of this Bylaw, the Person Owning, occupying or having control of said property shall pay any additional costs incurred in the event that the Town or its agents clean the sidewalk.
- 18.10 A Peace Officer, Manager, Operator or other Person from time to time in charge of any buildings, Vehicles, premises or lands Owned, operated or controlled by the Town, or in which the Town has a vested interest, may evict there from, using such force as reasonably necessary, or deny access to any Person who fails or refuses to obey rules, regulations or orders posted or otherwise applicable.
- 18.11 The levying of any penalties shall not relieve a Person from the necessity of:

- 18.11.1 immediately remedying the situation that created the violation; or
- 18.11.2 paying any fees, charges or costs for which he is liable under the provisions of this Bylaw.

19 Other Information

- 19.1 Nothing in this Bylaw relieves a Person from complying with any Federal or Provincial law or regulation, or other Bylaw, or any requirements of any lawful permit, order or license.

- 19.2 The Town is not required to enforce every breach or contravention of this Bylaw. In deciding whether or not to enforce the Bylaw, the Town may take into account any practical concerns or considerations, including, but not limited to the nature and extent of the breach or contravention, any financial or budgetary considerations and the availability of personnel or human resources.

20 Severability

- 20.1 If any term of this Bylaw is found to be invalid, illegal, or unenforceable by a court or tribunal having the jurisdiction to do so, that term is to be considered to have been severed from the rest of this Bylaw, and the rest of the Bylaw remains in force unaffected by that finding or by the severance of that term.

21 Enactment

- 21.1 This Bylaw shall take effect at the date of final passing thereof.

- 21.2 Bylaw 511 is hereby rescinded.

First Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 19th day of Sept, 2019.

Second Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 17th day of Oct, 2019.

Third Reading passed in open Council duly assembled in the Town of Sedgewick, in the province of Alberta this 17th day of Oct, 2019.

TOWN OF SEDGEWICK



MAYOR



CHIEF ADMINISTRATIVE OFFICER

**SCHEDULE "A"
PENALTIES**

SCHEDULE A.1

PENALTIES FOR A FIRST OFFENSE	\$ 300
PENALTIES FOR A SECOND OFFENSE	\$ 600
ON A SUBSEQUENT OFFENSE, NOT LES THAN	\$2,500

SCHEDULE A.2

FOR VIOLATION OF ALL SECTIONS OF THIS BYLAW EXCLUDING SECTION 3.7.5:

PENALTIES FOR A FIRST OFFENSE	\$ 75
PENALTIES FOR A SECOND OFFENSE	\$150
PENALTIES FOR SUBSEQUENT OFFENCES	\$300

SCHEDULE A.3

FOR VIOLATION OF SECTION 3.7.5 OF THIS BYLAW:

PENALTIES FOR FIRST OFFENCE	\$150
PENALTIES FOR A SECOND OFFENSE	\$300
PENALTIES FOR SUBSEQUENT OFFENCES	\$600