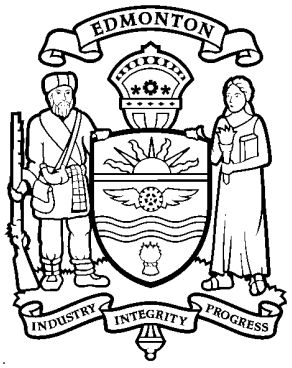

THE CITY OF EDMONTON

BYLAW 5590

TRAFFIC BYLAW

(CONSOLIDATED ON MARCH 1, 2016)

Table of Contents

PART I - PURPOSE, DEFINITIONS AND INTERPRETATION 7
PURPOSE 7
DEFINITIONS 7
INTERPRETATION 12
PART II - PARKING 13
SIDEWALK AND BOULEVARD 13
CROSSWALKS 13
STOP OR YIELD SIGNS 13
INTERSECTIONS 13
FIRE HYDRANTS 13
BRIDGES AND TUNNELS 13
DOUBLE PARKING 14
DIVIDED HIGHWAY 14
ALLEY PARKING 14
PARKLAND 14
MARKED SPACE 14
OBSTRUCTION 14
CENTRE LINE CLEARANCE 14
LENGTH RESTRICTIONS 14
WEIGHT RESTRICTIONS 15
RECREATIONAL VEHICLE RESTRICTIONS 15
UNATTACHED TRAILER 15
PROPANE VEHICLES 16
PARALLEL PARKING 16
ANGLE PARKING 17
HILL PARKING 18
VEHICLE ON JACK 18
ABANDONED VEHICLE 18
PASSENGER LOADING ZONE 18
COMMERCIAL LOADING ZONE 18
COMBINATION LOADING ZONE 18
NO PARKING 19
NO STOPPING 19
PARTICULAR CLASS OF VEHICLE 19
EMERGENCY ACCESS 19
DISABLED PARKING 19
BUS ZONE 20
SEASONAL PARKING BAN 20
PERMIT REQUIRED 20
MAJOR EVENTS 20
PARK OVERTIME 20
EPARK ZONE 20
CONTRAVENE RESTRICTIONS 21
PRIVATE PROPERTY WITH PUBLIC ACCESS 21
PRIVATE PROPERTY WITHOUT PUBLIC ACCESS 21
EXPIRED METER 22
METERED SPACE PARKING 22
HOODED METER 22
PAY AND DISPLAY ZONES 22
PAY AND DISPLAY CLOSED 23
FEES 23
PART III - SIDEWALKS AND BOULEVARDS 23
MATERIAL ON SIDEWALKS/ROADWAYS 23
BICYCLES 23
BICYCLE CONDUCT 23

OTHER VEHICLES *23*
OTHER VEHICLE CONDUCT *24*
ANIMALS *25*
LOADING AND UNLOADING GOODS *25*
BOULEVARD TREES *25*
FENCES ON BOULEVARDS *25*
PRIVATE PROPERTY OBSTRUCTIONS *25*
ACTIVITIES REQUIRING A PERMIT *25*
PART IV - ACTIVITIES ON HIGHWAYS **26**
JAYWALKING *26*
OBSTRUCTION *26*
HARASSING *27*
HITCHHIKING *27*
CLIMBING OR INTERFERING *27*
POSTERS OR HANDBILLS *27*
HIGHWAY MARKINGS *27*
SIGNS *28*
HIGHWAY OBSTRUCTION *28*
STREET VENDING *28*
CONSTRUCTION *28*
RIGHT OF WAY *28*
PUBLIC UTILITY LOT *28*
PARADES *29*
PART V - VEHICLE OPERATION **29**
TRAFFIC CONTROL DEVICES *29*
MOTOR VEHICLES ON ROADWAY *29*
CROSSING SIDEWALKS AND BOULEVARDS *29*
OTHER VEHICLES *29*
VEHICLES WITH LOADS *29*
HEIGHT LIMITS *30*
TRACKING MATERIAL ON HIGHWAY *30*
TRACKED VEHICLES *30*
TOW TRUCKS *30*
RIGHT TURNING BUS *30*
FUNERAL PROCESSION *30*
SCHOOL BUS LIGHTS *30*
RESTRICTED HIGHWAY *30*
SLOW MOVING VEHICLES *31*
ROAD BANS *31*
TRUCK ROUTES *32*
OVER-DIMENSIONAL VEHICLE *33*
OVERWEIGHT VEHICLE *33*
WEIGHT TOLERANCES *34*
PART VI - TRANSPORTATION OF DANGEROUS GOODS **34**
DEFINITIONS *34*
DANGEROUS GOODS ROUTES AND PERMITS *35*
EXCEPTIONS *35*
NO STOPPING *36*
CORE AREA TRANSPORTATION *37*
PART VII - ENFORCEMENT **37**
OFFENCE *37*
CONTINUING OFFENCE *37*
VICARIOUS LIABILITY *37*
CORPORATIONS AND PARTNERSHIPS *37*
FINES AND PENALTIES *38*
MUNICIPAL TAG *38*
PAYMENT IN LIEU OF PROSECUTION *38*

VIOLATION TICKET *38*
VOLUNTARY PAYMENT *39*
ORDER TO COMPLY *39*
OBSTRUCTION *40*
PART VIII - GENERAL 40
POWERS OF THE CITY MANAGER *40*
PERMITS *42*
PROOF OF PERMIT *43*
OWNER LIABLE *43*
CERTIFIED COPY OF RECORD *43*
NUMBER AND GENDER REFERENCES *44*
HOLIDAYS *44*

WHEREAS pursuant to section 13 of the *Traffic Safety Act*, a Council may pass bylaws with respect to highways under its direction, control and management, respecting the following matters:

(a) governing the use of highways;

(b) governing the parking of vehicles;

(c) governing the establishment and use of parking places that are for the exclusive use of persons with disabilities who display on their vehicles a disabled placard or licence plate that is issued or recognized by the Registrar;

(d) governing access to highways from private land;

(e) governing fees charged with respect to the parking of vehicles;

(f) classifying motor vehicles and other vehicles and pedestrians for any purposes involving the use of streets, lanes and other public places;

(g) with respect to noise produced in connection with a vehicle,

(i) defining what constitutes an objectionable noise,

(ii) establishing a method of determining or measuring noise, and

(iii) prohibiting the use or operation of a vehicle where the noise produced in connection with that vehicle is objectionable noise;

(h) governing the turning of vehicles at intersections;

(i) governing the encumbering of highways;

(j) governing, subject to sections 77 to 79, the impounding and removal of vehicles

(i) in respect of which parking fees are payable,

(ii) that are parked in an area where parking is prohibited, or

(iii) that are parked in contravention of this Act or a bylaw;

(k) governing the licensing of bicycles;

(l) governing the impounding of bicycles, skateboards and similar devices;

(m) governing parades and processions;

(n) governing closing or restricting the use of a highway;

(o) authorizing the municipality to issue a licence or permit that is terminable on 30 days' notice in writing for the temporary occupation or use of a road allowance or highway or a portion of a road allowance or highway when it is not required for public use;

(p) restricting the use of specific traffic lanes to vehicles carrying a prescribed number of passengers;

(q) restricting the use of specific traffic lanes to specific vehicles or classes of vehicles;

(r) governing the issuing of tags, tickets or other documents;

(s) governing the placing of tags, tickets or other documents on vehicles;

(t) governing the marking of tires on vehicles for the purpose of enforcing parking bylaws;

(u) governing the employing of or engaging the services of persons to enforce bylaws made with respect to the parking of vehicles;

(v) designating routes for vehicles or classes of vehicles;

(w) restricting the weight of vehicles or of vehicles and the goods being carried by the vehicles;

(x) prescribing or otherwise providing for penalties with respect to the contravention of a bylaw made under this Division;

AND WHEREAS pursuant to section 14 of the *Traffic Safety Act* may pass bylaws respecting the following matters:

(a) with respect to privately owned property that is located within the municipality to which vehicles driven by members of the public generally have access,

(i) governing parking on the property without the permission or authorization of the owner of the property or a person having possession or control of the property;

(ii) governing the parking of vehicles in manufactured home communities;

(iii) governing the establishment and use of parking places that are for the exclusive use of persons with disabilities who display on their vehicles a disabled placard or licence plate that is issued or recognized by the Registrar;

(b) with respect to private property that is located within the municipality to which vehicles driven by members of the public generally do not have access but on which the owner of the property or a person having possession or control of the property may park or otherwise keep vehicles, prohibiting

(i) the parking of vehicles on that property without the permission or authorization of that person;

(ii) the parking of vehicles so that the access to that property is denied or otherwise restricted;

(c) with respect to a vehicle parked or driven in contravention of a bylaw made under this section,

(i) governing the issuing of tags or tickets or other documents;

(ii) governing the placing of tags, tickets or other documents on vehicles;

AND WHEREAS pursuant to section 7 of the *Municipal Government Act*, a Council may pass bylaws for municipal purposes respecting the following matters:

(a) the safety, health and welfare of people and the protection of people and property;

(b) the enforcement of bylaws made under the *Municipal Government Act* or any other enactment including any or all of the following:

(i) the creation of offences;

(ii) for each offence, imposing a fine not exceeding $10,000 or imprisonment for not more than one year, or both;

(iii) providing for imprisonment for not more than one year for non-payment of a fine or penalty;

(iv) providing that a person who contravenes a bylaw may pay an amount established by bylaw and if the amount is paid, the person will not be prosecuted for the contravention;

(v) providing for inspections to determine if bylaws are being complied with;

and

(vi) remedying contraventions of bylaws;

Edmonton City Council enacts:

PART I - PURPOSE, DEFINITIONS AND INTERPRETATION

PURPOSE 1 The purpose of this bylaw is to regulate the use of highways under the direction, control and management of the City and to regulate the parking of vehicles on such highways as well as on privately owned property.

DEFINITIONS 2 In this bylaw unless otherwise defined:

(a) **"alley"** means a narrow highway providing access to the rear of buildings and parcels of land;

(b) **"bicycle"** means any cycle propelled by human power upon which a person may ride, regardless of the number of wheels it may have;

(c) **"boulevard"** means that part of a highway that:

(i) is not a roadway; and

(ii) is that part of the sidewalk that is not especially adapted to the use of or ordinarily used by pedestrians;

(d) **"bus"** means a public passenger vehicle that is owned or

operated as part of a municipal bus system;

(e) **"centre line"** means:

(i) the centre of a roadway measured from the curbs or, in the absence of curbs, from the edges of the roadway, or;

(ii) in the case of a highway designated by traffic control devices:

(A) as an offset centre highway, or

(B) as a highway having a certain number of traffic lanes for traffic moving in a certain direction at all times or at specified times;

the line dividing the lanes for traffic moving in opposite directions, or

(iii) in the case of a divided highway, that portion of the highway separating the roadways for traffic moving in opposite directions;

(f) **"City"** means the City of Edmonton;

(g) **"commercial vehicle"** means a vehicle operated on a highway by or on behalf of a person for the purpose of providing transportation but does not include a private passenger vehicle;

(h) "**crosswalk**" means:

(i) that part of a roadway at an intersection included within the connection of the lateral line of the sidewalks on opposite sides of the highway measured from the curbs, or in the absence of curbs, from the edges of the roadway; or

(ii) any part of a roadway at an intersection or elsewhere distinctly indicated for pedestrian crossing by traffic control devices or by line or by other markings on the road surface;

(i) "**dangerous goods**" means any product, substance or organism included by its nature or by the regulations to the *Dangerous Goods Transportation and Handling Act* in any of the classes listed in Schedule to the *Dangerous Goods*

Transportation and Handling Act.

(i.i) "**EPark zone**" means any part of a highway identified by a traffic control device as an EPark zone;

(S.2, Bylaw 17233, June 23, 2015)

(j) "**gross weight**" means:

(i) in respect of a single axle of a vehicle, the total weight that a single axle transmits to a highway;

(ii) in respect of an axle group of a vehicle, the sum of the weights transmitted to a highway by all of the axles within the axle group;

(iii) in respect of a tire of a vehicle, the total weight that the tire transmits to a highway;

(iv) in respect of a vehicle, the total weight of a vehicle or combination of vehicles calculated as the sum of the weights transmitted to a highway through each of the axles;

(k) "**highway**" means any thoroughfare, street, road, trail, avenue, parkway, viaduct, lane, alley, square, bridge, causeway, trestleway or other place, whether publicly or privately owned, any part of which the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, and includes:

(i) a sidewalk, including a boulevard adjacent to the sidewalk,

(ii) if a ditch lies adjacent to and parallel with the roadway, the ditch, and

(iii) 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;

(l) "**intersection**" means the area embraced within the prolongation or connection of:

(i) the lateral curb lines; or

(ii) if there are no lateral curb lines, the exterior edges of the roadways,

of 2 or more highways which join one another at an angle whether or not one highway crosses the other.

(l.1) "**during major stadium event**" means those dates and times, as designated by the City Manager, when an event is occurring at a City recreational facility;

(S.3, Bylaw 17233, June 23, 2015)

(m) "**mobility aid**" means a device, including a manual wheelchair, electric wheelchair or scooter that is used to facilitate the transport in a normal seated orientation, of a person with a disability;

(n) "**motor vehicle**" has the same meaning as in the *Traffic Safety Act*, as amended;

(o) "**night**" means the period commencing one hour after sunset and ending one hour before the following sunrise;

(p) "**overdimensional vehicle**" means any vehicle requiring an overdimensional permit as defined in Alberta Regulation 315/2002 the *Commercial Vehicle Dimension and Weight Regulation*, as amended;

(q) "**overweight vehicle**" means any vehicle requiring an overweight permit as defined in Alberta Regulation 315/2002 the *Commercial Vehicle Dimension and Weight Regulation*, as amended;

(r) "**park**" or "**parking**" means allowing a vehicle, whether occupied or not, to remain standing in one place, except;

(i) when standing temporarily for the purpose of and while actually engaged in loading or unloading passengers, or

(ii) when complying with a direction given by a peace officer or traffic control device;

(s) "**Parkland**" has the same meaning as in City of Edmonton Bylaw 2202 the Parkland Bylaw, as amended;

(s.1) "**peace officer**" means:

(i) a police officer;

(ii) a person appointed as a peace officer pursuant to the *Peace Officer Act*, SA 2006, c P-3.5; or

(iii) a person appointed as a bylaw enforcement officer pursuant to the *Municipal Government Act*, RSA 2000, c M-26;

(S.2, Bylaw 16482, July 3, 2013)

(t) "**person**" means any individual, firm, partnership, association, corporation, trustee, executor, administrator or other legal representative;

(u) "**private passenger vehicle**" means a vehicle used solely for personal transportation:

(i) including the carriage of goods intended for the use or enjoyment of the owner of the vehicle or members of the owner's household, but

(ii) not including, in respect of a person's business, work or employment, the carriage of passengers or of goods, except for sample cases or display goods that are conveyed by a sales person and that are not for delivery or resale;

(v) "**public passenger vehicle**" means a commercial vehicle used solely for the transportation of passengers;

(w) "**recreational vehicle**" means a vehicle designed to provide temporary living accommodation for travel, vacation, or recreational use, and to be driven towed or transported;

(x) "**roadway**" means that part of a highway intended for use by vehicular traffic;

(y) "**sidewalk**" means that part of a highway especially adapted to the use of or ordinarily used by pedestrians, and includes that part of a highway between:

(i) the curb line, or

(ii) where there is no curb line, the edge of the roadway,

and the adjacent property line, whether or not it is paved or improved;

(z) "**stop**" or "**stopping**" means:

(i) when required, a complete cessation from vehicular movement, and

(ii) when prohibited, any halting even momentarily of a vehicle, whether occupied or not, except when necessary to avoid conflict with other traffic or in compliance with a direction given by a peace officer or traffic control device;

(aa) "**street furniture**" includes items such as poles, traffic control devices, waste receptacles, benches, bus enclosures, trees, plants, grass, utilities, planters, bicycle racks, newspaper boxes or any other similar property placed on a highway;

(aa.1) **"taxi"** means a vehicle for hire for which a valid taxi licence or accessible taxi licence has been issued pursuant to the Vehicle for Hire Bylaw, Bylaw 17400

(S.2, Bylaw 17401, March 1, 2016)

(bb) "**traffic control device**" means any sign, signal, marking, or device regulating, warning, or guiding traffic, and for the purpose of an EPark zone, includes a payment terminal that accepts payment for an EPark zone;

(S.4, Bylaw 17233, June 23, 2015)

(cc) "**trailer**" means a vehicle so designed that it may be attached to or drawn by a motor vehicle; and intended to transport property or persons, but does not include machinery or equipment used in the construction or maintenance of highways;

(dd) "**vehicle**" means a device in, upon or by which a person or thing may be transported or drawn upon a highway.

INTERPRETATION 3 The table of contents, marginal notes and headings in this bylaw are for reference purposes only.

PART II - PARKING

SIDEWALK AND BOULEVARD 4 Unless a traffic control device permits or requires, a vehicle shall not be parked on a sidewalk or boulevard or any part of a sidewalk or boulevard.

CROSSWALKS 5 Unless a traffic control device permits or requires, a vehicle shall not be parked:

(a) on a crosswalk or any part of a crosswalk; or

(b) within 5 metres of the near side of a marked crosswalk.

STOP OR YIELD SIGNS 6 Unless a traffic control device permits or requires, a vehicle shall not be parked in the case of an approach to a stop sign or yield sign within 5 metres of the stop sign or yield sign.

INTERSECTIONS 7 Unless a traffic control device permits or requires, a vehicle shall not be parked:

(a) at an intersection within 5 metres of the projection of the curb or edge of the roadway;

(b) within an intersection other than immediately next to the curb or edge of the roadway in a “T” intersection; or

(c) within 1.5 metres of an access to a garage, private road or driveway or a vehicle crossway over a sidewalk.

FIRE HYDRANTS 8 (1) Except as permitted in this section a vehicle shall not be stopped on a highway within 5 metres of a fire hydrant or, when the hydrant is not located at the curb, within 5 metres from the point on the curb nearest the fire hydrant.

(2) A taxi may stop within 5 metres of a hydrant identified as a taxi zone only if:

(i) the operator remains in the vehicle at all times; and

(ii) the operator immediately removes the vehicle from the taxi zone upon the direction of a peace officer or a member of the City’s Fire Rescue Service.

(S.3, Bylaw 16482, July 3, 2013)

BRIDGES AND TUNNELS 9 Unless a traffic control device permits or requires, a vehicle shall not be parked on any bridge or in any tunnel or on any approach to either of them.

DOUBLE PARKING 10 Unless a traffic control device permits or requires, a vehicle shall not be parked on the roadway side of a vehicle that is parked at the curb or edge of the roadway.

DIVIDED HIGHWAY 11 Unless a traffic control device permits or requires, a vehicle shall not be parked on that portion of the highway that is to the left of the yellow line if the highway is divided into two or more roadways by a boulevard, ditch or other physical barrier.

ALLEY PARKING 12 (1) A vehicle shall not be parked in an alley unless:

(a) a traffic control device permits such parking; or

(b) the vehicle is a commercial vehicle with hazard warning lights alight and in the process of loading or unloading goods.

(2) Notwithstanding subsection (1)(b) a commercial vehicle shall not be parked in an alley for more than 30 minutes.

(3) Nothing in this section permits a person to park a vehicle in an alley in a manner that blocks or obstructs the movement of traffic.

PARKLAND 13 A vehicle shall not be parked on Parkland except in a developed parking lot or other area specifically designated for the parking of vehicles.

MARKED SPACE 14 A vehicle parked on a highway in a location marked by lines or otherwise shall be parked entirely within the markings.

OBSTRUCTION 15 A vehicle shall not be parked on a highway in a manner that blocks or obstructs:

(a) the movement of traffic on the highway;

(b) a doorway to a building; or

(c) the approach to any fire station, police station, hospital or other place where emergency vehicles require regular access.

CENTRE LINE CLEARANCE 16 A vehicle shall not be parked within 3 metres of the centre line of the roadway on a highway where the roadway portion is 12 metres or more in width.

LENGTH RESTRICTIONS 17 (1) A vehicle, or a vehicle with a trailer attached, with a total length exceeding 12.5 metres shall not be parked on a highway:

(a) in a location adjoining residential property at any time; or

(b) in a location not adjoining residential property at anytime after 7:00 p.m. and before 7:00 a.m.

(2) This section does not apply if the vehicle:

(a) is a recreational vehicle; or

(b) is a commercial vehicle with the hazard warning lamps alight and in the process of loading or unloading goods.

WEIGHT RESTRICTIONS

18 (1) A vehicle, or a vehicle with a trailer attached, that is registered for a weight exceeding 4,500 kilograms, or that weighs more than 4,500 kilograms, shall not be parked on a highway:

(a) in a location adjoining residential property at any time; or

(b) in a location not adjoining residential property at anytime after 7:00 p.m. and before 7:00 a.m.

(S.5, Bylaw 17233, June 23, 2015)

(2) This section does not apply if the vehicle:

(a) is a recreational vehicle; or

(b) is a commercial vehicle with the hazard warning lamps alight and in the process of loading or unloading goods.

(3) In the absence of evidence to the contrary, a school bus is presumed to have a gross weight exceeding 4,500 kilograms.

(S.2, Bylaw 15968, January 1, 2013)

RECREATIONAL VEHICLE RESTRICTIONS

19 (1) A recreational vehicle shall not be parked on a highway unless it is parked in a location completely adjoining the recreational vehicle owner's residence as shown in the records of the Motor Vehicle Registry.

(2) A recreational vehicle parked pursuant to this section:

(a) shall not be parked for more than 72 consecutive hours; and

(b) shall be removed to an off-highway location for at least 48 consecutive hours before it may be parked again on a highway.

(3) A recreational vehicle parked on a highway shall not be occupied.

UNATTACHED

20 Notwithstanding any other provision of this bylaw, a trailer shall

TRAILER

not be parked on a highway unless the trailer is attached to a vehicle by which it may be drawn.

PROPANE VEHICLES

21 A vehicle fuelled by propane shall not be parked in any enclosed, partially enclosed or underground parking lot under the direction control and management of the City.

PARALLEL PARKING

22 (1) A vehicle parked on a highway shall be parked:

(a) with:

(i) the sides of the vehicle parallel to the curb or edge of the roadway, and

(ii) the right wheels of the vehicle not more than 500 millimetres from the right curb or edge of the roadway, or

(b) in the case of a one-way highway where parking on either side is permitted, with:

(i) the sides of the vehicle parallel to the curb or edge of the roadway,

(ii) the wheels that are the closest to a curb or edge of the roadway not more than 500 millimetres from that curb or edge, and

(iii) the vehicle facing in the direction of travel authorized for the highway;

(2) Notwithstanding subsection (1) a motor cycle may be parked:

(a) at an angle, other than perpendicular, to the curb or edge of the roadway, and

(b) with:

(i) a wheel of the motor cycle not more than 500 millimetres from the curb or edge of the roadway, and

(ii) the motor cycle angled in the direction of travel authorized for the traffic lane that is adjacent to the lane on which the motor cycle is parked.

(3) Subsection (1) does not apply where angle parking is permitted or required.

ANGLE PARKING 23 (1) When:

(a) a sign indicates that angle parking is permitted or required, and

(b) parking guide lines are visible on the roadway, a vehicle shall be parked with the vehicle's sides between and parallel to any two of the guide lines, and

(c) in the case of a vehicle other than a motor cycle, with one front wheel not more than 500 millimetres from the curb or edge of the roadway, or

(d) in the case of a motor cycle, with

(i) a wheel of the motor cycle not more than 500 millimetres from the curb or edge of the roadway, and

(ii) the motor cycle angled in the direction of travel authorized for the traffic lane that is adjacent to the lane on which the motor cycle is parked;

(S.3, Bylaw 15968, January 1, 2013)

(2) When:

(a) a sign indicates that angle parking is permitted or required, and

(b) no parking guide lines are visible on the roadway, a vehicle shall be parked with the vehicle's sides at an angle of between 30 and 60 degrees to the curb or edge of the roadway and

(c) in the case of a vehicle other than a motor cycle, with one front wheel not more than 500 millimetres from the curb or edge of the roadway, or

(d) in the case of a motor cycle with:

(i) a wheel of the motor cycle not more than 500 millimetres from the curb or edge of the roadway and

(ii) the motor cycle angled in the direction of travel authorized for the traffic lane that is adjacent to the lane on which the motor cycle is parked;

(3) A vehicle with a total length exceeding 5.8 metres shall not be

parked at an angle on a highway unless:

(a) a sign specifically permits such parking; or

(b) the vehicle displays a permit authorizing such parking issued by the City.

HILL PARKING 24 A vehicle shall not be parked and left unattended on any grade or slope on a highway unless:

(a) the front wheels of the vehicle are turned towards the nearest curb or edge of the roadway in such a manner so as to impede any movement of the vehicle, and

(b) the vehicle's parking brake, or other mechanism with which the vehicle is equipped designed to hold the vehicle in a stationary position while the vehicle is parked, is set.

VEHICLE ON JACK 25 A vehicle shall not be parked and left unattended on a highway if:

(a) the vehicle is on a jack or a similar device, and

(b) one or more wheels have been removed from the vehicle or part of the vehicle is raised.

ABANDONED VEHICLE 26 (1) A vehicle shall not be abandoned on a highway.

(2) Without restricting the generality of subsection (1) a vehicle that is left standing in one location on a highway for more than 72 consecutive hours is deemed to have been abandoned at that location.

PASSENGER LOADING ZONE 27 A vehicle shall not be parked on a highway in any location identified as a passenger loading zone for a period of time longer than that permitted.

COMMERCIAL LOADING ZONE 28 (1) A vehicle shall not be parked on a highway in any location identified as a commercial loading zone unless the vehicle is a commercial vehicle.

(2) A vehicle shall not be parked on a highway in any location identified as a commercial loading zone for a period of time longer than that permitted.

COMBINATION LOADING ZONE 29 (1) A vehicle shall not be parked on a highway in any location identified as both a passenger and commercial loading zone for a period of time longer than that permitted for the passenger loading zone unless the vehicle is a commercial vehicle.

(2) A vehicle shall not be parked on a highway in any location

identified as both a passenger and commercial loading zone for a period of time longer than that permitted for the commercial loading zone.

NO PARKING 30 A vehicle shall not be parked on a highway in any location identified as a zone where parking is prohibited.

NO STOPPING 31 A vehicle shall not be stopped on a highway in any location identified as a zone where stopping is prohibited.

PARTICULAR CLASS OF VEHICLE

32 (1) A vehicle shall not be parked on a highway in any location identified as being for the use of a particular class of vehicle unless the vehicle is within the particular class.

(2) For the purpose of subsection (1) particular classes of vehicles may include, but are not limited to:

(a) small cars;

(b) police or other emergency vehicles;

(c) Edmonton Transit Service vehicles;

(d) tour line buses;

(e) funeral cars;

(f) school buses;

(g) taxis;

(h) motorcycles;

(i) vending units;

(j) media vehicles;

(k) Department of National Defence vehicles;

(l) Department of Justice vehicles; and

(m) Solicitor General vehicles.

EMERGENCY ACCESS 33 A vehicle shall not be parked on a highway in any location identified as a fire lane, an emergency access zone or otherwise being for the use of emergency vehicles.

DISABLED PARKING 34 A vehicle shall not be parked on a highway in any location identified as being for the use of persons with disabilities unless

the vehicle:

(a) displays a valid disabled placard or license plate issued or recognized by the Registrar; and

(b) is being used for the transportation of a person with a disability.

BUS ZONE

35 (1) Except as permitted in this section a vehicle shall not be stopped on a highway in any location identified as a bus zone unless the vehicle is a bus.

(2) A taxi may stop in the forward 6 metres of any bus zone while in the process of actually loading or unloading passengers.

SEASONAL PARKING BAN

36 (1) A vehicle shall not be parked on a highway in any location identified as a seasonal parking ban route.

(2) This section only applies when the location identified as a seasonal parking ban route has been designated in effect by the City Manager.

(3) A vehicle parked on a highway in a location identified as a seasonal parking ban route must be removed from the location identified as a seasonal parking ban route within 8 hours of a seasonal parking route ban having been declared in effect.

PERMIT REQUIRED

37 A vehicle shall not be parked on a highway in any location where a permit to park is required unless a valid and subsisting permit is clearly displayed on the vehicle.

MAJOR EVENTS

37.1 A vehicle shall not be parked on a highway in any location where a permit to park is required during major stadium events unless a valid and subsisting permit is clearly displayed on the vehicle.

(S.6, Bylaw 17233, June 23, 2015)

PARK OVERTIME

38 A vehicle shall not be parked on a highway in any location identified as a time limited zone for a period of time in excess of the time limit.

EPARK ZONE

38.1 (1) A vehicle shall not be parked in an EPark zone:

(a) for a period of time in excess of the time limit indicated on a traffic control device;

(b) unless the full amount of the required payment for that EPark zone has been made in accordance with the instructions on a traffic control device; or

(c) contrary to any other restriction on a traffic control device.

(2) In a prosecution under this section, where a certified copy of a record of the City containing licence plate and payment information for an EPark zone from the time of the alleged offence is tendered:

(a) the Court may conclude that, in the absence of licence plate information being found in the record, the required payment has not been made in relation to the vehicle to which that licence plate corresponds; and

(b) where the licence plate information of a vehicle is absent from the record, the onus of proving a person has made the required payment in relation to that vehicle shall be on the person alleging the required payment has been made on a balance of probabilities.

(S.7, Bylaw 17233, June 23, 2015)

CONTRAVENE RESTRICTIONS

39 Notwithstanding any other provision of this Part, a vehicle shall not be parked on a highway in contravention of any specific restrictions on parking identified for the location.

PRIVATE PROPERTY WITH PUBLIC ACCESS

40 (1) A vehicle shall not be parked on privately owned property to which vehicles driven by members of the public generally have access unless the permission or authorization of the owner of the property or person having possession or control of the property has been given for such parking.

(2) This section applies only where the privately owned property has been clearly identified as having restrictions on parking.

(3) A vehicle on privately owned property to which vehicles driven by members of the public generally have access parked in contravention of any specific restrictions on parking identified for the location is presumed to be:

(a) parked without the permission or authorization in subsection (1); and

(b) is notwithstanding the contravention of subsection (1), subject to any higher penalty for the particular contravention specified in this Part.

PRIVATE PROPERTY WITHOUT PUBLIC ACCESS

41 (1) A vehicle shall not be parked on privately owned property to which vehicles driven by members of the public generally do not have access, but on which the owner of the property or a person having possession or control of the property may park or otherwise

keep the vehicles, unless the permission or authorization of a party described above has been given for such parking.

(2) This section applies only where the privately owned property has been clearly identified as having restrictions on parking.

EXPIRED METER

42 (1) A vehicle shall not be parked on a highway in any space governed by a parking meter unless there is unexpired time remaining on the meter.

(2) This section is only in effect on the days and during the times a parking meter is identified as being in effect.

(3) This section does not apply to a vehicle displaying a valid and subsisting permit issued by the City for metered space parking so long as all conditions of the permit are satisfied.

METERED SPACE PARKING

43 A vehicle parked on a highway in any space governed by a parking meter shall:

(a) be parked completely within the metered space; and

(b) if the metered space is parallel to the edge of the roadway, be parked so that:

(i) the front of the vehicle is as close as possible to the parking meter if the meter is situated at the front of the space; or

(ii) the rear of the vehicle is as close as possible to the parking meter if the meter is situated at the rear of the space; or

(iii) if the metered space is at an angle to the edge of the roadway, be parked so that the front of the vehicle is as close as possible to the parking meter.

HOODED METER

44 A vehicle shall not be parked on a highway in any space governed by a parking meter on which a hood or cover has been placed.

PAY AND DISPLAY ZONES

45 (1) A vehicle shall not be parked on a highway in any space identified as a pay and display zone unless there is unexpired time remaining on a ticket issued by a pay and display machine.

(2) A vehicle shall not be parked on a highway in any space identified as a pay and display zone unless there is a ticket issued by a pay and display machine displayed face up in a clearly visible location on the dashboard of the vehicle.

(3) This section is only in effect on the days and during the times a pay

and display zone is identified as being in effect.

(4) This section does not apply to a vehicle displaying a valid permit issued by the City for pay and display zone parking so long as all conditions of the permit are satisfied.

PAY AND DISPLAY CLOSED

46 A vehicle shall not be parked on a highway in any space identified as a pay and display zone when that zone is closed.

FEES

47 (1) The maximum rate for a parking meter or a pay and display zone is set at $3.50 per hour during the times and days a parking meter or a pay and display zone are in effect.

(2) Subject to subsection (1) the City Manager may determine the actual rate for a parking meter or pay and display zone.

PART III - SIDEWALKS AND BOULEVARDS

MATERIAL ON SIDEWALKS/ROAD WAYS

48 A person shall not place, cause or permit to be placed any earth, sand, gravel, grass, leaves, snow, ice or other material upon any sidewalk or roadway.

BICYCLES

49 (1) A person shall not ride a bicycle on any sidewalk.

(2) This section does not apply:

(a) if the bicycle has a wheel diameter of 50 centimeters or less; or

(b) if the sidewalk is designated as a bicycle path.

BICYCLE CONDUCT

50 A person riding a bicycle on a sidewalk or bicycle path shall:

(a) yield the right of way to slower moving people;

(b) alert anyone about to be overtaken by sounding a bell a reasonable amount of time before overtaking;

(c) use reasonable care when overtaking another person; and

(d) travel under control and at a reasonable rate of speed having regard to the nature, condition and use of the sidewalk or bicycle path including the amount of pedestrian traffic.

OTHER VEHICLES

51 (1) A person shall not roller skate, in-line skate, skateboard or ride a

scooter or other similar vehicle on any sidewalk in:

(a) the Downtown Area; or

(b) the Old Strathcona Area.

(2) This section does not apply:

(a) if the sidewalk is designated as a bicycle path; or

(b) to the use of a mobility aid by a person requiring such an aid.

(3) For the purposes of this section the Downtown Area means the area bounded by and including both sides of the roadways:

95 Street NW, Jasper Avenue NW to 103A Avenue NW
103A Avenue NW, 95 Street NW to 101 Street NW
104 Avenue NW, 101 Street NW to 112 Street NW
112 Street NW, 104 Avenue NW to Jasper Avenue
Jasper Avenue, 114 Street NW to 124 Street NW
121 Street NW, Jasper Avenue to 100 Avenue NW
100 Avenue NW, 121 Street NW to 114 Street NW
114 Street NW, 100 Avenue NW to 99 Avenue NW
99 Avenue NW, 114 Street NW to 104 Street NW
104 Street NW, 99 Avenue NW to 100 Avenue NW
100 Avenue NW, 104 Street NW to 102 Street NW
102 Street NW, 100 Avenue NW to MacDonald Drive
MacDonald Drive, 101 Street NW to 100 Street NW
100 Street NW, MacDonald Drive to Jasper Avenue
Jasper Avenue, 100 Street NW to 95 Street NW.

(4) For the purposes of this section the Old Strathcona Area means the sidewalks adjacent to the following roadways:

82 (Whyte) Avenue NW from 112 Street NW to 99 Street NW
104 Street NW from 82 (Whyte) Avenue NW to 83 Avenue NW
83 Avenue NW from 104 Street NW to 103 Street NW
103 Street NW from 82 (Whyte) Avenue NW to 83 Avenue NW
West side 112 Street NW from 87 Avenue NW to 82 Avenue NW
East side 114 Street NW from 87 Avenue NW to University Avenue

OTHER VEHICLE CONDUCT

52 A person roller skating, in-line skating, skateboarding or riding a scooter or other similar vehicle on a sidewalk or bicycle path shall:

(a) yield the right of way to slower moving people;

(b) alert anyone about to be overtaken by giving an audible

signal a reasonable amount of time before overtaking;

(c) use reasonable care when overtaking another person; and

(d) travel under control and at a reasonable rate of speed having regard to the nature, condition and use of the sidewalk or bicycle path including the amount of pedestrian traffic.

ANIMALS

53 A person shall not ride any animal on a sidewalk.

LOADING AND UNLOADING GOODS

54 A person shall not load or unload goods across a sidewalk or boulevard where other loading or unloading facilities exist on the property.

BOULEVARD TREES

55 (1) A person shall not:

(a) remove or damage any tree on a boulevard; or

(b) prune, cut, repair or perform any other work on any tree on a boulevard.

(2) This section does not apply to any person authorized by the City to carry out these activities.

FENCES ON BOULEVARDS

56 (1) A person shall not cause or permit to be placed a fence or any other structure on a boulevard.

(2) A person shall not cause or permit a fence or any other structure to remain on any boulevard adjacent to property they own or occupy.

PRIVATE PROPERTY OBSTRUCTIONS

57 A person shall not permit any tree, hedge, shrub, fence or any other structure on property they own or occupy to:

(a) obstruct any boulevard adjacent to the property;

(b) interfere with any tree on any boulevard adjacent to the property;

(c) interfere with any public utility; or

(d) impair the visibility required for safe traffic flow at any intersection adjacent to the property.

ACTIVITIES REQUIRING A PERMIT

58 Unless a permit authorizing the activity has been issued by the City a person shall not:

(a) place, cause or permit to be placed a surface other than grass on a boulevard except on a driveway or a sidewalk;

(b) plant, cause or permit to be planted any tree, hedge, shrub or other plant on a boulevard;

(c) modify, cause or permit to be modified the construction of a boulevard;

(d) without limiting the generality of clause (c), construct, cause or permit to be constructed any driveway or sidewalk across a boulevard; and

(e) move, cause or permit to be moved any house or other building across a boulevard.

PART IV - ACTIVITIES ON HIGHWAYS

JAYWALKING

59 (1) A pedestrian shall not cross, or attempt to cross, from one side of a roadway to another at any point other than within a crosswalk.

(2) A pedestrian shall not cross, or attempt to cross, a roadway within a crosswalk when a traffic control device prohibits such crossing.

(3) Notwithstanding subsection (1) a pedestrian may cross Rice Howard Way at any point other than in a crosswalk provided that right of way is yielded to vehicles on the roadway.

(4) For the purpose of subsection (3), "Rice Howard Way" means both sides of the following highways:

(a) 100A Street NW from north side of Jasper Avenue to the north side of 102 Avenue NW;

(b) 101A Avenue NW from the west side of 100 Street NW to the east side of 101 Street NW;

(c) 101A Avenue NW from the east side of 100 Street NW to the west side of 99 Street NW; and

(d) 101A Avenue NW from the east side of 99 Street NW to the west side of Canada Place.

OBSTRUCTION

60 (1) A person shall not stand or be in any other position on a highway so as to obstruct the entrance to a building or to obstruct pedestrians or vehicles using the highway.

(2) This section does not apply to persons participating in or assembled to watch a parade for which a permit has been issued

pursuant to this bylaw.

HARASSING

61 A person shall not crowd, jostle or harass any pedestrian on a highway.

HITCHHIKING

62 A person shall not hitchhike or otherwise solicit a ride on a highway.

CLIMBING OR INTERFERING

63 A person shall not climb or interfere with any:

(a) traffic control device; or

(b) item of street furniture.

POSTERS OR HANDBILLS

64 (1) A person shall not place, cause or permit to be placed any poster, handbill or other similar item on any:

(a) decorative street light pole;

(b) traffic control device; or

(c) item of street furniture.

(2) Any poster, handbill or other similar item placed on a highway shall be affixed using only transparent tape or, where it will not damage the surface, tacks or staples.

(3) For the purpose of this section any individual or corporation referred to on a poster, handbill or other similar item, whether directly or indirectly, is presumed to have placed the item or caused or permitted the item to be placed.

(4) In this section "**decorative street light pole**" means an ornamental street light pole with a shape, style or colour other than the standard grey circular or octagonal street light poles with the luminare facing downwards.

HIGHWAY MARKINGS

64.1 (1) A person shall not place, cause or permit to be placed any marking on a highway unless a permit authorizing the marking has been issued by the City.

(2) For the purpose of this section, a marking on a highway means any mark upon the surface of the highway made using paint, chalk, ink, stencils, decals, etching, or any other means.

(3) For the purpose of this section, any person referred to in a marking on a highway, whether directly or indirectly, is presumed to have placed the marking or permitted the marking to be placed.

(S.4, Bylaw 15968, January 1, 2013)

(S.8, Bylaw 17233, June 23, 2015)

SIGNS

65 (1) Except as otherwise permitted in this section, a person shall not place, cause or permit to be placed a sign of any type on a highway unless a permit authorizing placement of the sign has been issued by the City.

(2) A person may place, cause or permit to be placed a free standing sign on a highway only if all terms and conditions for the placement of such signs prescribed by the City Manager are complied with.

(3) For the purpose of this section any individual or corporation referred to on a sign, whether directly or indirectly, is presumed to have placed the sign or caused or permitted the sign to be placed.

HIGHWAY OBSTRUCTION

66 A person shall not place, cause or permit to be placed an obstruction of any kind on a highway unless a permit authorizing placement of the obstruction has been issued by the City.

STREET VENDING

67 (1) A person shall not sell or display for sale any goods or services on a highway unless a permit authorizing the sale or display has been issued by the City.

(2) A person shall not place, cause or permit to be placed any structure used to sell, display for sale, or distribute any goods or services on a highway unless a permit authorizing the structure has been issued by the City.

CONSTRUCTION

68 (1) A person shall not modify, cause or permit the modification of a highway's construction unless a permit authorizing the construction has been issued by the City.

(2) A person shall not erect, cause or permit the erection of any hoarding on a highway unless a permit authorizing the hoarding has been issued by the City.

RIGHT OF WAY

69 A person shall not occupy or otherwise use, or cause or permit the occupation or use of any portion of a road right of way, whether developed or not, unless a permit authorizing the occupancy or use has been issued by the City.

PUBLIC UTILITY LOT

70 A person shall not occupy or otherwise use, or cause or permit the occupation or use of any portion of a public utility lot, whether developed or not, unless a permit authorizing the occupancy or use has been issued by the City.

PARADES 71 No person shall organize, conduct, or participate in a parade unless a permit authorizing the parade has been issued by the City.

PART V - VEHICLE OPERATION

TRAFFIC CONTROL DEVICES 72 A person operating a vehicle on a highway shall comply with any direction provided by a traffic control device.

MOTOR VEHICLES ON ROADWAY 73 (1) A person shall not operate a motor vehicle on any part of a highway other than a roadway.

(2) Nothing in this section prohibits a motor vehicle from crossing a part of a highway other than a roadway to enter or exit from adjacent driveways or intersecting roadways.

(3) This section does not apply to a mobility aid used by a person requiring such an aid.

CROSSING SIDEWALKS AND BOULEVARDS 74 A person shall not operate a motor vehicle so as to cross a sidewalk or boulevard except at a crossing authorized by the City.

OTHER VEHICLES 75 A person shall not roller skate, in-line skate, skateboard or ride a scooter or other similar vehicle on any roadway other than in a crosswalk.

VEHICLES WITH LOADS 76 (1) A person shall not operate a vehicle on a highway with any loose material on the exterior of the vehicle.

(2) A person shall not operate a vehicle containing any load on a highway unless the load has been secured in such a manner that no part of the load can be dislodged from the vehicle.

(S.5, Bylaw 15968, January 1, 2013)

(3) Without limiting the generality of subsection (2), a person shall not operate a vehicle containing a load of earth, sand, gravel or other loose material on a highway unless:

(a) all parts of the load are at least 75 millimetres below the top of the container; and

(b) the container and load are completely covered at all times.

(4) In the event any part of a load falls onto a highway from a vehicle the person operating the vehicle shall forthwith:

(a) take all reasonable steps to safely remove any material

from the highway; and

(b) notify both the City and the Edmonton Police Service.

HEIGHT LIMITS 77 A person shall not operate a vehicle on a highway under any structure identified as having a maximum height limit for clearance if the maximum height of the vehicle exceeds the limit.

TRACKING MATERIAL ON HIGHWAY 78 A person shall not operate a vehicle on a highway so as to track any earth, sand, gravel or other material on the highway.

TRACKED VEHICLES 79 A person shall not operate a vehicle on a highway with:

(a) spikes, lugs, cleats, bands or other items projecting from the surface of the wheel or tire; or

(b) skids, unless using flat metal or rubberized tracks.

TOW TRUCKS 80 A person operating a tow truck shall not attend at the scene of a vehicle collision on a highway unless previously requested to do so by an owner or driver of a vehicle involved in the collision or by a peace officer.

RIGHT TURNING BUS 81 When a bus is signaling a right hand turn, whether the bus is in motion or stopped, a person operating a vehicle on the highway shall not overtake or pass on the right hand side of the bus.

FUNERAL PROCESSION 82 A person driving a vehicle in a funeral procession, other than the lead vehicle in the funeral procession, may, during day time hours, drive the vehicle into an intersection without stopping the vehicle if:

(a) the vehicle’s headlamps and hazard warning lamps are alight;

(b) the vehicle is traveling immediately behind the vehicle in front of it in the funeral procession so as to form a continuous line of traffic;

(c) the lead vehicle in the funeral procession is showing a purple flashing light; and

(d) the passage into the intersection can be made in safety.

SCHOOL BUS LIGHTS 83 A person operating a school bus shall not activate the alternately flashing lights or the stop arm on a highway unless the highway is one designated as permitting this activity.

RESTRICTED HIGHWAY 84 (1) When a highway or a portion thereof is designated as being restricted for use only by a particular class of vehicle a person shall

not operate a vehicle of a class other than the particular class permitted on the highway or portion thereof.

(2) For the purpose of subsection (1) particular classes of vehicles may include, but are not limited to:

(a) buses;

(b) school buses;

(c) taxis;

(d) bicycles; and

(e) any combination of the above.

(3) Nothing in this section prohibits a vehicle of a class other than that permitted on the highway or portion thereof from crossing the highway or portion thereof to enter or exit from adjacent driveways or intersecting roadways.

SLOW MOVING VEHICLES

85 (1) For the purpose of this section a slow moving vehicle means:

(a) an animal or an animal drawn vehicle;

(b) a piece of machinery or equipment designed for use at speeds not exceeding than 40 kilometres per hour; or

(c) any motor vehicle traveling substantially less than the normal speed of the traffic on the highway at that time and place and under the conditions then existing.

(2) A person shall not operate a slow moving vehicle on a highway designated as prohibiting such vehicles.

(3) Subsection (2) only applies weekdays between the hours of 7:00 a.m. to 9:00 a.m. and 3:30 p.m. to 6:00 p.m.

(4) A person shall not operate a slow moving vehicle at night on a highway with a maximum speed of 80 kilometres per hour or more unless the slow moving vehicle is accompanied by an escort vehicle following a safe distance behind.

ROAD BANS

86 (1) A person shall not operate a vehicle on a highway that is subject to a road ban if the weight of the carrying axle or axle group of the vehicle exceeds the specified percentage axle weight imposed by the road ban.

(2) A spring road ban comes into effect on March 1st and expires on

June 1st each year unless a shorter period is designated.

(3) A seasonal road ban comes into effect on March 1st and expires on December 17th each year unless a shorter period is designated.

(4) This section is subject to any provincial legislation exempting certain vehicles from road bans or permitting an increased specified percentage of axle weight.

TRUCK ROUTES

87 (1) For the purpose of this section a heavy vehicle means:

(a) a vehicle, or combination of attached vehicles or trailers, that is registered for a weight exceeding 8,000 kilograms, or that weighs more than 8,000 kilograms; or

(b) a vehicle with a length exceeding 12.5 metres.

(S.9, Bylaw 17233, June 23, 2015)

(2) A person shall not operate a heavy vehicle on a highway unless the highway is designated as a truck route.

(3) A person shall not operate a heavy vehicle on a highway designated as a truck route at any time the designation is not in effect.

(4) This section does not apply to a heavy vehicle being operated on the most direct and practical route between a location and the nearest truck route for:

(a) providing services to, delivering goods to, or collecting goods from a customer;

(b) traveling to or from the business premises of the owner of the heavy vehicle;

(c) moving a building pursuant to a valid and subsisting permit under this bylaw;

(d) traveling to or from premises for the servicing or repair of the heavy vehicle;

(e) removing a disabled vehicle from a highway not designated as a truck route;

(f) traveling to or from a hotel or motel; or

(g) traveling to, or from, performing work on a highway not designated as a truck route;

(5) This section does not apply to a public passenger vehicle.

(6) Nothing in this section permits a heavy vehicle to park on a highway in contravention of this bylaw.

OVER-DIMENSIONAL VEHICLE

88 (1) A person shall not operate an over-dimensional vehicle on a highway unless a permit has been issued by the City.

(2) A permit used to operate an over-dimensional vehicle shall be:

(a) valid and subsisting;

(b) in the possession of any person operating the over-dimensional vehicle; and

(c) produced forthwith to a peace officer on demand.

(3) A person operating an over-dimensional vehicle on a highway pursuant to a permit shall comply with all terms and conditions of the permit.

(4) The fees for a permit used to operate an over-dimensional vehicle are as defined in Part 5 of Alberta Regulations 315/2002, the *Commercial Vehicle Dimension and Weight Regulation.*

OVERWEIGHT VEHICLE

89 (1) A person shall not operate an overweight vehicle on a highway unless a permit has been issued by the City.

(2) A permit used to operate an overweight vehicle shall be:

(a) valid and subsisting;

(b) in the possession of any person operating the overweight vehicle; and

(c) produced forthwith to a peace officer on demand;

(3) A person operating an overweight vehicle on a highway pursuant to a permit shall comply with all terms and conditions of the permit.

(4) The fees for a permit used to operate an overweight vehicle are calculated as follows:

(a) A person applying for a permit to operate an overweight vehicle shall pay:

(i) for a single trip, the sum of $2.50 per 1,000 kilograms over and above the maximum gross

weight; or

(ii) for open permits the sum of $20.00 a month for each vehicle when the gross weight of the vehicle does not exceed 115 % of the maximum gross weight, or

(iii) for open permits where the gross weight exceeds 115% of the maximum gross weight, but does not exceed 140% of the maximum gross weight, the sum of $100.00 per month.

(b) When the gross weight exceeds 140% of the maximum gross weight, only an individual permit may be issued and the applicant shall pay $2.50 for every 1,000 kilograms above the maximum gross weight.

(c) All permit fees pursuant to this section shall be rounded to the nearest dollar.

(d) The minimum permit fee pursuant to this section shall be $20.00.

WEIGHT TOLERANCES

(5) For the purpose of this section:

(a) Two-axle vehicles designated by the manufacturer to be equipped with only single tires on the rear axle and which vehicles are registered at a maximum gross weight not exceeding 3,600 kilograms are permitted a weight tolerance of 50%; and,

(b) All other vehicles are permitted a weight tolerance of 5% in excess of the maximum gross weight.

90 Repealed

PART VI - TRANSPORTATION OF DANGEROUS GOODS

DEFINITIONS

91 In this Part:

(a) **"core area"** means the area whose southern boundary is defined by:

(i) the south side of 82 Avenue NW from 99 Street NW to 103 Street NW,

(ii) the east side of 103 Street NW from 82 Avenue NW

to University Avenue,

(iii) the south side of University Avenue from 103 Street NW to Saskatchewan Drive,

(iv) the west side of Saskatchewan Drive from University Avenue to Groat Road,

(v) the west side of Groat Road from Saskatchewan Drive to the North Saskatchewan River,

(vi) the east side of the Low Level Bridge from the North Saskatchewan River to 99 Street NW on Strathcona Road,

(vii) the east side of 99 Street NW from Strathcona Road to 82 Avenue NW,

(viii) the south side of 104 Avenue NW from 121 Street NW to 101 Street NW,

(ix) the south side of 103A Avenue NW from 101 Street NW to 95 Street NW,

(x) the east side of 95 Street NW from 103A Avenue NW to the North Saskatchewan River,

(xi) the west side of 124 Street NW from the North Saskatchewan River to Stony Plain Road,

(xii) the south side of Stony Plain Road from 124 Street NW to 121 Street NW.

DANGEROUS GOODS ROUTES AND PERMITS

92 Unless otherwise permitted by this bylaw a person shall not transport any dangerous goods on a highway unless:

(a) the highway is designated as a dangerous goods route; or

(b) a permit authorizing the transportation of the dangerous goods has been issued by the City.

EXCEPTIONS

93 (1) Subject to subsection (2) a person may transport dangerous goods on a highway other than a dangerous goods route:

(a) within an industrial area for the purpose of:

(i) traveling to or from a permitted vehicle storage location; or

(ii) delivering dangerous goods to or collecting

dangerous goods from one or more locations;

provided that the most direct and practical route to and from the dangerous goods route and between locations is followed; or

(b) within a non-industrial area for the purpose of:

(i) traveling to or from a permitted vehicle storage location; or

(ii) delivering dangerous goods to or collecting dangerous goods from one or more locations;

provided that:

(iii) the most direct and practical route to and from the dangerous goods route and between locations is followed; and

(iv) if the distance between one location and the next destination exceeds the distance between the location and a dangerous goods route then a person shall not travel directly between locations and shall return to the dangerous goods route.

(2) This section does not permit a person to transport dangerous goods on a highway designated as a prohibited dangerous goods route.

NO STOPPING

94 (1) A person transporting dangerous goods shall not stop within the City except:

(a) at a permitted vehicle storage location;

(b) to deliver or collect the dangerous goods;

(c) in compliance with directions from a peace officer or a traffic control device; or

(d) in the event of a mechanical failure of the vehicle, a release of any dangerous good or some other emergency.

(2) If a person transporting Class I (Explosives) dangerous goods stops within the City pursuant to subsection (1)(a) then that person shall obtain a permit issued by the City prior to stopping at a permitted vehicle storage location.

(3) If a person transporting dangerous goods stops within the City pursuant to subsection (1)(d) then that person shall forthwith notify

the City as well as the Edmonton Police Service.

CORE AREA TRANSPORTATION

95 A person shall not transport dangerous goods on a highway within a core area of the City except:

(a) to deliver or collect only Class 3 (Flammable Liquids) dangerous goods between the hours of 6:00 p.m. and 6:00 a.m. the following day in a vehicle having five or fewer axles;

(b) to deliver or collect any dangerous goods other than Class 3 (Flammable Liquids) between the hours of 6:00 p.m. and 6:00 a.m. the following day in a vehicle having a maximum gross weight less than 19,000 kilograms; or

(c) pursuant to a permit issued by the City authorizing the transportation of dangerous goods within a core area of the City.

PART VII - ENFORCEMENT

OFFENCE

96 A person who contravenes this bylaw is guilty of an offence.

CONTINUING OFFENCE

97 In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which it continues and a person guilty of such an offence is liable to a fine in an amount not less than that established by this bylaw for each such day.

VICARIOUS LIABILITY

98 For the purposes of this bylaw, an act or omission by an employee or agent of a person is deemed also to be an act or omission of the person if the act or omission occurred in the course of the employee's employment with the person, or in the course of the agent's exercising the powers or performing the duties on behalf of the person under their agency relationship.

CORPORATIONS AND PARTNERSHIPS

99 (1) When a corporation commits an offence under this bylaw, every principal, director, manager, employee or agent of the corporation who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence whether or not the corporation has been prosecuted for the offence.

(2) If a partner in a partnership is guilty of an offence under this bylaw, each partner in that partnership who authorized the act or omission that constitutes the offence or assented to or acquiesced

or participated in the act or omission that constitutes the offence is guilty of the offence.

FINES AND PENALTIES

100 (1) A person who is guilty of an offence is liable to a fine in an amount not less than that established in this section, and not exceeding $10,000.00, and to imprisonment for not more than six months for non-payment of a fine.

(2) Without restricting the generality of subsection (1) the following fine amounts are established for use on municipal tags and violation tickets if a voluntary payment option is offered:

(a) $250 for any offence for which a fine is not otherwise established in this section;

(b) $35.00 for any offence under section 45;

(c) $50.00 for any offence under Part II except sections 18(1)(a), 30, 31, 32, 33, 34, 37, 37.1 and 45;

(c.1) $75.00 for any offence under sections 30, 31, 32, 37, and 37.1;

(c.2) $250.00 for an offence under section 8(1) if the vehicle is a taxi;

(d) $100.00 for any offence under sections 18(1)(a), 48, 49, 51, 53 and 54;

(e) $150.00 for any offence under section 33; and

(f) $500.00 for any offence under Part VI.

(S.6, S.7, S.8, and S.9, Bylaw 15968, January 1, 2013)
(S.4, Bylaw 16482, July 3, 2013)

MUNICIPAL TAG

101 If a municipal tag is issued in respect of an offence the municipal tag must specify the fine amount established by this bylaw for the offence.

PAYMENT IN LIEU OF PROSECUTION

102 A person who commits an offence may, if a municipal tag is issued in respect of the offence, pay the fine amount established by this bylaw for the offence and if the amount is paid on or before the required date, the person will not be prosecuted for the offence.

VIOLATION TICKET

103 If a violation ticket is issued in respect of an offence, the violation ticket may:

(a) specify the fine amount established by this bylaw for the

offence; or

(b) require a person to appear in court without the alternative of making a voluntary payment.

VOLUNTARY PAYMENT

104 A person who commits an offence may:

(a) if a violation ticket is issued in respect of the offence; and

(b) if the violation ticket specifies the fine amount established by this bylaw for the offence;

make a voluntary payment equal to the specified fine.

ORDER TO COMPLY

105 (1) If the City Manager believes, on reasonable grounds, that a person is contravening any provision of this bylaw, the City Manager may, by written order, require any person responsible for the contravention to remedy it.

(2) The order may:

(a) direct a person to stop doing something, or to change the way in which the person is doing it;

(b) direct a person to take any action or measures necessary to remedy the contravention of the bylaw and, if necessary, to prevent a re-occurrence of the contravention;

(c) state a time within which the person must comply with the directions;

(d) state that if the person does not comply with the directions within a specified time, the City will take the action or measure.

(3) A person named in and served with an order issued pursuant to this section shall comply with any action or measure required to be taken within the time specified.

(4) An order issued pursuant to this section may be served:

(a) in the case of an individual:

(i) by delivering it personally to the individual;

(ii) by leaving it for the individual at their apparent place of residence with someone who appears to be at least 18 years of age; or

(iii) by mail addressed to the individual at their apparent

place of residence or at any address for the individual on the tax roll of the City or at the Land Titles registry;

(b) in the case of a corporation:

(i) by delivering personally to any director or officer of the corporation;

(ii) by delivering it personally to a person apparently in charge of an office of the corporation at an address held out by the corporation to be its address; or

(iii) by mail addressed to the registered office of the corporation.

OBSTRUCTION 106 A person shall not obstruct or hinder any person in the exercise or performance of the person's powers pursuant to this bylaw.

PART VIII - GENERAL

POWERS OF THE CITY MANAGER 107 Without restricting any other power, duty or function granted by this bylaw the City Manager may:

(a) carry out any inspections to determine compliance with this bylaw;

(b) take any steps or carry out any actions required to enforce this bylaw;

(c) take any steps or carry out any actions required to remedy a contravention of this bylaw;

(d) establish areas where activities restricted by this bylaw are permitted;

(e) establish forms for the purposes of this bylaw;

(f) issue permits with such terms and conditions as are deemed appropriate;

(g) issue a permit authorizing persons to drive off-highway vehicles along permitted portions of the highway;

(h) establish the criteria to be met for a permit pursuant to this bylaw;

(i) designate highways as restricted for the purposes of this bylaw;

(j) designate highways as dangerous goods routes, prohibited dangerous goods routes, truck routes, or seasonal parking ban routes or any combination thereof;

(k) establish the days and times of operation for parking meters;

(k.1) designate any portion of a highway as an EPark zone and prescribe payment requirements and other restrictions for vehicles parked in EPark zones;

(l) designate certain parking locations for the exclusive use of persons with disabilities;

(m) designate crosswalks upon any highway and cause same to be marked;

(n) designate where traffic control devices are to be erected and for purposes of greater certainty, this includes traffic control devices restricting the speed of vehicles;

(o) designate any intersection or place on a highway, as a place at which no left hand turn or no right hand turn or both shall be made;

(p) designate any intersection or place on a highway, as a place at which only a left hand turn or a right hand turn shall be made;

(q) designate any intersection or place on a highway as a place where u-turns are prohibited;

(r) designate any highway or portion thereof for one-way traffic only;

(s) designate any roadway as one to be divided into traffic lanes of such number as is proper;

(t) designate “School Zones” and “Playground Zones” as appropriate;

(u) designate highways or any portion thereof as passenger or commercial vehicle loading and unloading spaces for such time limits as appropriate;

(v) designate transit bus stops and school bus loading or

unloading zones;

(v.1) designate portions of any highway as taxi zones;

(w) designate portions of any highway as no parking or no stopping as appropriate;

(x) prohibit parking at any parking meter or pay and display zone and direct that such meters be hooded;

(y) designate angle parking on any highway or portion thereof as appropriate;

(z) designate maximum loads for any bridge;

(aa) prohibit or restrict the movement of vehicles from a private driveway onto a highway or from a highway onto a private driveway where such prohibition or restriction is in the public interest for the regulation of traffic;

(bb) close any existing median or divider on a highway;

(cc) designate portions of any highway where the use of bicycles is prohibited;

(dd) designate portions of any highway for the use of bicycles only;

(ee) impose road bans on any highway and designate the period of time the road bans are in effect;

(ff) designate portions of any highway where a school bus is permitted to use flashing lights or a stop arm;

(gg) temporarily close any highway for the purpose of repairs, maintenance or other valid reason or in the case of an emergency; and

(hh) delegate any powers, duties or functions under this bylaw to an employee of the City.

(S.5, Bylaw 16482, July 3, 2013)
(S.10, Bylaw 17233, June 23, 2015)

PERMITS

108 (1) A person to whom a permit has been issued pursuant to this bylaw, and any person carrying out an activity otherwise regulated, restricted or prohibited by this bylaw pursuant to such permit, shall comply with any terms or conditions forming part of the permit.

(2) A person shall not make any false or misleading statement or provide any false or misleading information to obtain a permit pursuant to this bylaw.

(3) If any term or condition of a permit issued pursuant to this bylaw is contravened or if a false or misleading statement or false or misleading information was provided to obtain the permit, the City Manager may immediately cancel the permit.

PROOF OF PERMIT 109 The onus of proving a permit has been issued in relation to any activity otherwise regulated, restricted or prohibited by this bylaw is on the person alleging the existence of such a permit on a balance of probabilities.

OWNER LIABLE 110 (1) In this section "owner" includes any person registered as an owner at the Motor Vehicle Registry.

(2) If a vehicle is involved in an offence under the bylaw, the owner of that vehicle, is guilty of that offence.

(3) Subsection (1) does not apply if the owner of the vehicle satisfies the court that, at the time that the vehicle was involved in the offence:

(a) in the case of a vehicle that was in motion,

(i) the owner of the vehicle was not driving the vehicle, and

(ii) no other person was driving the vehicle with the owner's expressed or implied consent,

and

(b) in the case of a vehicle that was parked,

(i) the owner did not park the vehicle, and

(ii) no other person parked the vehicle with the owner's expressed or implied consent.

(4) An owner who is guilty of an offence by operation of this section is not liable to imprisonment in respect of that offence or in respect of a default of a fine imposed in respect of that offence.

CERTIFIED COPY OF RECORD 111 A copy of a record of the City, certified by the City Manager as a true copy of the original, shall be admitted in evidence as prima facie proof of the facts stated in the record without proof of the appointment or signature of the person signing it.

NUMBER AND GENDER REFERENCES

112 All references in this bylaw will be read with such changes in number and gender as may be appropriate according to whether the reference is to a male or female person, or a corporation or partnership.

HOLIDAYS

113 Where a traffic control device is identified as not applying on a holiday or statutory holiday this means:

(a) January 1st;

(b) Alberta Family Day;

(c) Good Friday;

(d) Victoria Day;

(e) July 1st;

(f) the first Monday in August;

(g) Labour Day;

(h) Thanksgiving Day;

(i) November 11th; and

(j) December 25th

of every year.

(NOTE: Consolidation made under Section 69 of the *Municipal Government Act,* R.S.A. 2000, c.L-21 and Bylaw No. 12005, and printed under the City Manager's authority)

Bylaw 5590, passed by Council February 13, 1979,

Amendments:

Bylaw 15968, January 1, 2013
Bylaw 16482, July 3, 2013
Bylaw 17233, June 23, 2015
Bylaw 17401, March 1, 2016