

Rural Municipality of Gull Lake No. 139

Bylaw 156-19

A Bylaw to Regulate Vehicles and Traffic

The council of the Rural Municipality of Gull Lake No. 139 in the Province of Saskatchewan, enacts as follows:

1. This bylaw may be referred to as the **Traffic Bylaw**.

2. **DEFINITIONS**

For the purpose of this Bylaw, the following terms and words shall have the following meanings:

- a) "**Administrator**" means the Administrator (or designate) of the Rural Municipality of Gull Lake No. 139;
- b) "**Council**" means the Council of the Rural Municipality of Gull Lake No. 139;
- c) "**Designated Officer**" means the Administrator (or designate), Royal Canadian Mounted Police (RCMP), Reeve, Councillor or any other person, appointed to enforce municipal bylaws;
- d) "**Essential Services**" means services, by whomsoever rendered, and whether rendered to the Government or to any other person, the interruption of which would endanger the life, health or personal safety of the whole or part of the population;
- e) "**Heavy Vehicle**" means a vehicle with or without load which alone or together with any trailer, semi-trailer or other vehicle being towed weighs eight (8) ton or more;
- f) "**Highway**" means a road, parkway, driveway, square, or place designated and intended for or used by the general public for the passage of vehicles, but does not include any area, whether privately or publicly owned, that is primarily intended to be used for the parking of vehicles and the necessary passageways on that area and does not include a provincial highway within the Municipality as designated pursuant to the provisions of *The Highways and Transportation Act, 1997*;
- g) "**Lug Vehicle**" means any vehicle with a portable engine or tractor engine having metal spikes, lugs or cleats projecting from the face of the wheels or tires thereof, or having metal track tread;
- h) "**Minister**" means the member of the Executive Council to whom for the time being the administration of *The Highways and Transportation Act, 1997*, is assigned;
- i) "**Municipality**" means the Rural Municipality of Gull Lake No. 139;
- j) "**Parking**" has the meaning ascribed thereto by *The Traffic Safety Act*;
- k) "**Road Committee**" means a body of persons appointed by the Municipality as the Road Committee;
- l) "**Speed Zone**" means any portion of a highway within the Rural Municipality of Gull Lake No. 139, as designated herein, and identified by a sign erected and maintained at each end thereof, indicating the maximum speed applicable thereto;
- m) "**Vehicle**" means a vehicle, trailer or semi-trailer or a motor vehicle as ascribed to by *The Traffic Safety Act*.

3. **SCOPE**

- a) "**Stop Signs**": pursuant to the provision of *The Highways and Transportation Act, 1997*;
- b) "**Yield Signs**": pursuant to the provisions of *The Highways and Transportation Act, 1997*;

4. **INFRACTIONS**

- a) **Miscellaneous Signs**:
 - i. No person shall, except where authorized by resolution of Council, or when duly authorized by law, erect upon or immediately adjacent to any highway, any sign, marker, signal or light or any advertising sign or device;
 - ii. no person shall deface, damage, destroy, move or remove any sign or marker erected pursuant to this Bylaw;
 - iii. the provisions of *The Traffic Safety Act* shall apply to all traffic approaching and facing a "Stop" sign or a "Yield" sign erected and maintained in accordance with this Bylaw.

b) Parking:

- i. Except as otherwise provided herein, the parking of vehicles is not permitted on any highways within the Municipality;
- ii. no person shall park a vehicle in any lane or in any street or in any street so as to obstruct the entrance to any lane or to a driveway or approach leading to private premises;
- iii. no person shall park a vehicle within five (5) meters of any street or highway intersection;
- iv. no person shall park a vehicle on any highway at any one place for any period of time exceeding twenty-four (24) consecutive hours;
- v. no person shall park any vehicle in any private parking place or on any private property unless he/she is the owner, occupant licensee or permittee of the parking place or private property except with the consent of the owner, occupant licensee or permittee.

c) Speed:

- i. Except as set out elsewhere herein, no person shall operate a vehicle in the Municipality at a speed greater than eighty (80) km per hour;
- ii. no person shall operate a vehicle with a gross weight eight (8) ton and over at a speed greater than sixty (60) km per hour on any street or highway within the municipality;

d) Vehicle Weight Restriction:

No person shall, without a permit issued:

- i. Pursuant to Section 5 of this Bylaw; or
- ii. by the Minister pursuant to Section 36 of *The Highways and Transportation Act, 1997*;
- iii. operate or move or cause to be operated or moved on or over a municipal highway a vehicle, the gross vehicle weight of which exceeds the Secondary Provincial Highway Weight Standard or as posted on the municipal highway.

e) Lug Vehicle Restriction:

No person shall, without a permit issued, operate a Lug Vehicle on a highway. A permit to operate a Lug Vehicle shall be in the form attached as Appendix 1.

f) Road Bans:

The Administrator (or Designate) or Road Committee may implement road bans within the Municipality pursuant to *The Highways and Transportation Act, 1997*. No person shall use a highway in contravention of a road ban issued by the Administrator (or designate) or the Road Committee unless special permission is granted for delivery of essential services, which are the following:

- i. the hospital sector;
- ii. electricity services;
- iii. water supply services;
- iv. the telephone service;
- v. the police services;
- vi. the fire-fighting services;
- vii. the ambulance services;
- viii. school buses.

g) Over dimension:

Over dimension vehicles and/or equipment eighteen (18) feet wide may transport on municipal roads with a registered vehicle as a pilot.

h) Distracted driving:

- i. No driver shall hold, view, use or manipulate electronic communications equipment while driving a motor vehicle on a highway unless the driver activates the electronic communications equipment to make a phone call by pressing a button once or utilizes his or her voice to activate electronic communications equipment;
- ii. no person shall drive a vehicle on a highway without due care and attention;

iii. drivers shall follow the SGI – Saskatchewan Driver’s Handbook, a guide to safe driving.

i) **Secure loads:**

All drivers hauling cargo shall follow the National Safety Code for Motor Carriers, Standard 10 Cargo Securement, the *Traffic & Safety Act*, and the *Highways Transportation 1997 Act*.

5. **PERMITS**

- a) The Administrator (or designate) may, if satisfied with the vehicle or combination of vehicles can be operated or moved upon a municipal highway without damage to the highway or other property, permit an exceeding primary weight permit to the registered owner of the vehicle or combination of vehicles through the RM office.
- b) In order to obtain a permit under this section the registered owner must provide to the designated office:
 - i. proof satisfactory that the vehicle and its load will not exceed the registered gross vehicle weight specified in the certificate of registration of the vehicle issued pursuant to *The Traffic Safety Act*; and
 - ii. proof of financial responsibility as proved for and in conformity with the requirements of *The Traffic Safety Act*.
- c) The designated officer shall, in the permit, designate the municipal highways that may be used and the vehicle shall then be operated on only such municipal highways as are designated.
- d) For a single trip permit, the permit number must be provided upon request by the designated officer.
- e) For a multi-trip permit, the permit shall be carried in the vehicle and be produced upon request by the designated officer, at the time of inspection.

6. **PENALTIES**

Any person found guilty of an infraction of any of the provisions of this bylaw shall be liable on summary conviction to the penalties imposed by the General Penalty Bylaw of the municipality.

7. **IMPOUNDING**

- a) In addition to and notwithstanding any provisions contained within Section 7 hereof, any person appointed as a designated officer pursuant to this Bylaw may remove or cause to be removed any vehicle that is unlawfully placed, left or kept on any street, public parking place, or other public place or municipally-owned property.
- b) The Municipality may retain a vehicle which has been impounded or stored after it has been removed under Subsection 7(a) until the amount of outstanding fines, if any, and the costs incurred in removing and impounding or storing the vehicle have been paid, and upon payment of said outstanding fines and costs the vehicle shall be released to the owner.

8. **REPEALS**

This Bylaw hereby repeals RM of Gull Lake Bylaw No. 110-10.

Note: *The Summary Offences Procedures Act, 1990* Section 30 provides penalties for infractions under *The Traffic Safety Act, The Snowmobile Act, The School Bus Operating Regulations, The All Terrain Vehicle Act.*

(SEAL)





Reeve



Administrator

Read a third time and adopted
this 10 day of Sept 2019.

Administrator

Certified a true of Bylaw No. 156-19
Adopted by resolution of Council on
September 10th, 2019.

Jeanette Kerr, Administrator

