

## TOWN OF MIDALE

### Bylaw- 2015-03

02

#### A bylaw to regulate the operation of vehicles

The Council of the Town of Midale, in the Province of Saskatchewan, enacts as follows:

#### 1. Definitions under the Traffic Bylaw:

- (1) 'Municipality' means the Town of Midale.
- (2) 'Council' shall mean the council of the municipality; and
- (3) 'Administrator' shall mean the administrator of the municipality.

#### 2. Speed:

- (1) No person shall drive a vehicle at a greater rate of speed than 40 kilometers per hour in the Town of Midale, excluding that portion of Provincial Highway #39 within the Town limits as provided for by the Highway Traffic Board.
- (2) No person shall drive a vehicle at a greater rate of speed than 30 kilometres per hour in designated playground areas, or in designated school zone areas in the Town of Midale.
- (3) The provisions of this Section do not apply to a police officer or police constable when engaged in the performance of his duties.
- (4) Anyone violating the provisions of this section is guilty of an offence and liable to a fine as set out in the Summary Offences Procedures Act of Saskatchewan.

#### 3. Parking:

- (1) Parking shall have the same meaning as in the Saskatchewan Highway Traffic Act and shall be regulated by the Council for the Town of Midale. The effect of the said regulations so made shall be posted by means of signs on and about the Town of Midale directing the manner and places of parking, and directing the duration that such parking maybe allowed.
- (2) No operator shall park a vehicle in any of the following places:
  - (a) In an alley.
  - (b) In front of a private driveway.
  - (c) Within an intersection.
  - (d) On a crosswalk.
  - (e) On a sidewalk or unpaved boulevard.
  - (f) Within four point five (4.5) metres of the corner of a block at an intersection, except at alleys.
  - (g) Within four point five (4.5) metres of the driveway entrance to the fire station.
  - (h) Within four point five (4.5) metres of a fire hydrant.
  - (i) When a fire alarm is being sounded no person shall park within one half (1/2) block of the entrance to the fire station except if they are a member of the Midale-Cymri Volunteer Fire Department.
  - (j) Within one point five (1.5) metres of the entrance to an alley.
- (3) No operator of a vehicle shall park such vehicle at any place where traffic signs have been placed prohibiting parking.
- (4) No operator of a vehicle shall park such vehicle at any place on any street for a period exceeding twenty-four (24) hours continuously.
- (5) No person shall park any unlicensed vehicle upon any street.
- (6) No person shall park a vehicle on any street that interferes with the cleaning of the streets or snow removal. A designated officer may have such vehicle removed, and such removal shall be at the expense and risk of the owner of the vehicle.
- (7) Any vehicle parked, placed, or left on any street contrary to subsection (3), (4) or (5) above, or contrary to any traffic sign may be removed by any designated officer or anyone appointed by the designated officer, and such removal shall be at the expense and risk of the owner of the vehicle.
- (8) No person shall park on any street a vehicle displayed for sale.
- (9) No person shall park by driving a vehicle to the left of the centre of the main travelled portion of the street.
- (10) No person shall park a vehicle on any street as set out in Schedule 'F' attached hereto and forming part of this bylaw.
- (11) No person other than the owner, occupant, licensee or permittee of a private parking place or of private property, or a person duly authorized to do so by such owner, licensee, or

permittee, shall cause any vehicle to be parked thereon.  
(12) Penalties for violating the provisions of this section will be assessed in accordance with the general penalties section of this bylaw.

4. Parking of vehicles shall be permitted on the streets in the Town of Midale as set out in Schedule "E" attached hereto and forming part of this bylaw.

5. Weight of Vehicles:

(1) No person shall park any vehicle having a manufactured rated capacity in excess of one (1) ton on that portion of Main Street between Railway Avenue and Macoun Avenue in the Town of Midale, except public passenger buses loading or unloading passengers or freight.

6. Size of Loads:

(1) No load exceeding in width eight and one-half (8 1/2) feet, in height thirteen and one-half (13 1/2) feet, and in length sixty (60) feet, shall be moved over any street or alley unless a special permit issued in pursuance to this or any other bylaw of the Town, except loose hay, straw or fodder carried on a vehicle other than a motor vehicle which may have a width of ten (10) feet.

7. Heavy Vehicle Routes:

- (1) All streets in the Town of Midale as set out in Schedule "F" attached hereto and forming part of this bylaw shall be known as Heavy Vehicle Routes.
- (2) No person shall drive a heavy vehicle on any street or portion thereof in the Town of Midale except as set out in Schedule F "attached hereto and forming part of this bylaw.
- (3) This section shall not apply to any person operating a heavy vehicle owned or employed by the Town while actually in use in the service of the town.
- (4) This section shall provide for heavy commercial and delivery trucks to make deliveries and pickups within the Town of Midale, except on that portion of Main Street between Railway Avenue and #39 Highway, provided that where the location of such deliveries or pickups within the Town of Midale is:

- (a) On a heavy vehicle route, such heavy commercial and delivery trucks making such deliveries or pickups shall remain on a heavy vehicle route at all times during the course of such delivery or pickup: and
- (b) Not on a heavy vehicle route, such heavy commercial and delivery trucks making such deliveries or pickups shall, during the course of such deliveries or pickups, remain on a heavy vehicle route until arriving at the closest point on a heavy vehicle route to the location of such delivery or pickup and thereafter, upon leaving the heavy vehicle route, shall travel the shortest and most direct route to the location of such delivery or pickup and upon completing such delivery or pickup shall travel the shortest and most direct route from the location of such delivery or pickup to the closest point on a heavy vehicle route.

8. Vehicles Obstructing Traffic:

- (1) No person shall park any vehicle whether attended or unattended on a street or sidewalk in such a manner as to interfere with the movement of vehicular, heavy equipment for street maintenance or pedestrian traffic.
- (2) Whenever a designated officer finds a vehicle on a street or sidewalk in contravention of the provisions of this section he may remove the vehicle at the owners risk and expense, or require the driver or operator or person in charge of the vehicle to move it.

9. Pedestrians:

- (1) Every pedestrian crossing a street at any point other than at an intersection crosswalk shall yield the right-of-way to vehicles upon the street, provided that this provision shall not relieve the operator of a vehicle from the duty to exercise due care for the safety of pedestrians.
- (2) Pedestrians shall move or walk whenever practicable upon the right half of the crosswalk.
- (3) No person shall stand on a street for the purpose of soliciting a ride from the operator of any vehicle.

10. Splashing Pedestrians:

- (1) When water, mud, or slush is laying on any street in the town the driver or operator of every vehicle thereon shall so reduce the speed of their vehicle so as to prevent splashing any



pedestrian.

11. Driving and Riding Animals:

(1) Every person riding or driving an animal upon any street shall be subject to the provisions of this bylaw applicable to the operator of any vehicle, except where those provisions which by their very nature can have no application.

12. Refuse on Streets:

(1) Every person who throws or deposits or causes to be deposited any scraps of metal, or any rubbish, refuse, waste or litter upon any street or sidewalk is guilty of an offence and is liable to a fine as set out in the general penalties section 94 of the Saskatchewan Highway Traffic Act.

13. Lawful Obstruction:

(1) Any person who removes, defaces or in any manner interferes with any notice or obstruction lawfully placed on any street or sidewalk is guilty of an offence.

14. Obstructions:

(1) Any person who without lawful authority places or causes to be placed upon a street or sidewalk anything which causes an obstruction to the free unimpeded movement of pedestrian or vehicular traffic is guilty of an offence.

15. Traffic Signs:

(1) Subject to formal approval from the Highway Traffic Board, the Town Council may:

- (a) By bylaw authorize the erection of traffic signs, signals markings and devices in the Town of Midale as set out in Schedules "A", "B", "C", "E,F" attached hereto and forming part of this bylaw.
- (b) By bylaw authorize to abolish or remove any traffic sign, signal marking or device within the Town of Midale, and at its discretion to substitute others in place thereof in accordance with the intent and meaning of this section.
- (c) Every person who removes, defaces or in any manner interferes with any sign or obstructions so lawfully placed is guilty of an offence.

16. Placing of Unlawful Signs:

(1) No person shall place or cause to be placed, or maintain or display upon or in view of any street any sign, signal or device which purports to be or is an imitation of or resembles a traffic sign or signal, or which attempts to direct the movement of traffic or which hides from view any traffic sign or signal so lawfully placed and any person doing so is guilty of an offence.

17. Driving on Sidewalks:

- (1) No person shall ride, drive, lead, or back a horse, vehicle, or contrivance along or across any sidewalk except at regular crossing places unless written permission of a designated officer has been obtained, such permission only to be granted by the said designated officer in cases where he is satisfied that due precautions have been or will be taken by the applicant to protect the sidewalk from damage, and that the use thereof for such purpose will not cause any unwarranted obstruction to pedestrians.
- (2) The owner, driver, operator or mover of any such horse, vehicle or contrivance who has obtained the permit mentioned in the above subsection is nevertheless responsible for all damages that may be caused to the sidewalks by reason of driving, operating, or moving of any such horse, vehicle or contrivance.

18. Vehicles Damaging Streets:

- (1) No person shall operate or drive on any street:
  - (a) A vehicle having metal lugs or cleats projecting from the face of the wheels or tires thereof or;
  - (b) A vehicle having a caterpillar tread, unless the cleats or lugs have been removed therefrom so as to leave a completely smooth surface to the tread thereof, or;
  - (c) A vehicle having rubber tires, whether solid or pneumatic, unless such tires are in place and in condition as not to cause damage to streets.

19. Damage to Asphalt Curbing:

- (1) Any person who causes damage to any asphalt curbing whether by means of vehicle or



some other object in the Town shall be responsible for such damage and shall be guilty of an offence.

**20. Damage to Streets:**

(1) Any person who causes damage to any street shall be responsible for such damages and shall be guilty of an offence.

**21. Hedges and Trees:**

(1) The Town Council may on a report of a designated officer that a hedge, shrub or tree situated on or near a street corner is dangerous to traffic, by resolution order that such hedge, shrub or tree be removed or lopped to such a height as it may direct at the expense and risk of the owner.

**22. Opening Vehicle Doors:**

(1) No person shall:

- (a) Open the door of a motor vehicle on a street without first taking due precautions to ensure that their act will not interfere with the movement or endanger any other vehicle, or
- (b) Leave a door of a motor vehicle on a street open on the side of the vehicle available to moving traffic for a period of time longer than is necessary to load or unload passengers.

**23. Unnecessary Noise in a Public Place:**

(1) Every person who creates excessive or unusual noise in the operation of a vehicle in or near a public place in the Town of Midale is guilty of an offence whether or not the noise is caused by the mechanical state of the vehicle or the manner in which the vehicle is operated and whether or not the vehicle is stationary or moving at the time when the noise is created.

**24. Bicycles:**

- (1) No person riding on a bicycle designated for carrying one person shall carry any other person thereon.
- (2) Any person found guilty of an offence under this section may have the bicycle impounded for a period not to exceed 30 days, at the discretion of the designate officer.

**25. Backing a vehicle:**

(1) Every operator of a vehicle while backing shall exercise due care to avoid accidents.

**26. Authority of a designated officer:**

- (1) The designated officer is authorized to direct all traffic in accordance with the provisions of this bylaw or in emergencies as public safety or convenience may require, and no person shall neglect or refuse to comply with any order, signal or direction of a designated officer.
- (2) The provisions of this section shall also apply mutatis mutandis to the parking of vehicles on any street in the Town of Midale.

**27. U-Turns:**

- (1) No person driving a vehicle shall turn the vehicle so as to proceed in the opposite direction at any street intersection as set forth in Schedule "F" attached hereto and forming part of this bylaw.
- (2) No person driving a vehicle shall turn the vehicle so as to proceed in the opposite direction at any lane intersection.

**28. General Penalties Section:**

(1) Where any person commits or alleged to have committed an infraction of any of the provisions of this bylaw the following procedure may be followed;

- (a) A notice in a form to be approved by the Town Council may be given to such person requiring them to appear at the Town Office within thirty days from the date of the notice and to pay to the Town Administrator the sum specified in Schedule 'G' in lawful monies of Canada, as penalty for the specific infraction described in such notice. Compliance with such notice within the period of time prescribed therein shall relieve such person from liability to prosecution in Provincial Court of Saskatchewan for non-compliance to the infraction.

(b) Any person who fails to comply with the given notice shall be liable to prosecution in the Provincial Court of Saskatchewan as per the provisions of the *Summary Offences Procedure Act*.

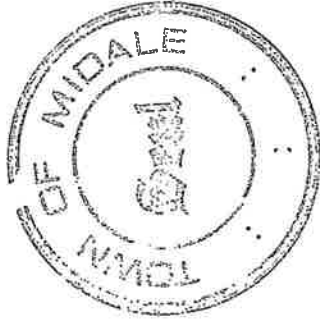
(c) Non-compliance with any such notice shall not in any way effect or prejudice the right of the person named therein to defend any charge which subsequently be laid against him in respect to the infraction described in such notice.


(2) The expenses and costs (including, without limitation, legal fees incurred by the Municipality) of an action or measure taken by a municipality pursuant to this section are an amount owing to the municipality by the person who contravened the enactment or bylaw. In the event that such offender neglects or refuses to pay such expenses and costs within 30 (thirty) days of being notified of same, then the municipality may take any or all of the following actions for the said unpaid expenses and costs:

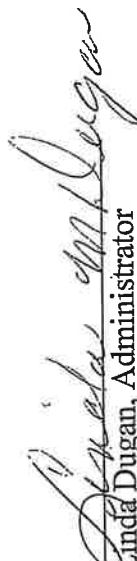
- (a) If the offender has real property within the municipality, Council may add the unpaid expenses and costs to the tax roll of a parcel of land owned by the offender; and
- (b) Bring civil action against the offender for the expenses and costs in a court of competent jurisdiction for the Province of Saskatchewan.

29. Repeal of Former Bylaws:

Bylaw No 9/87 and attached schedules



  
Allan Hauglum, Mayor

  
Linda Dugan, Administrator

Certified a true copy of bylaw 2015-03  
Adopted by resolution of council on the  
08th day of December 2015, 2014.

  
Linda Dugan, Administrator

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STOP” STREETS (Section 15(1) )

Street or Avenue  
 South Street  
 Haslem Street  
 Main Street  
 Grid Road 606  
 Moser Avenue  
 College Avenue  
 Macoun Avenue  
 Moser Avenue  
 Macoun Avenue  
 Westman Street  
 Erickson Street  
 Moser Avenue  
 Grid 606  
 Draper Avenue  
 Haslem Street  
 South Road  
 Macoun Avenue  
 N. Railway  
 Park Lane  
 Macoun Road  
 Park Lane  
 South Service Road

Where intersected by street or Avenue

Provincial Highway #39  
 Provincial Highway #39  
 Provincial Highway #39  
 Provincial Highway #39  
 Main Street  
 Eisenhower Street  
 Main Street  
 Stephen Street  
 Stephen Street  
 Macoun Avenue  
 South Road  
 Haslem Street  
 Railroad Crossing  
 Eisenhower Street  
 Macoun Avenue  
 Railway Crossing  
 Haslem Street  
 Park Lane  
 College Avenue  
 South Road  
 Railway Avenue  
 Hwy #39

“YIELD” STREETS (Section 2 (b) )

Street or Avenue  
 Railway Avenue  
 Railway Avenue  
 N. Railway Avenue  
 N. Railway Avenue  
 Grandview Avenue  
 Grandview Avenue  
 Grandview Avenue  
 Montgomery Street  
 Montgomery Street  
 Churchhill Street  
 Churchhill Street  
 Eisenhower Street  
 Stephen Street  
 Westman Street  
 Main Street  
 Mainprize Street  
 Haslem Street  
 Eisenhower Street  
 Westman Street  
 Mainprize Street  
 Haslem Street  
 Moser Avenue  
 Eisenhower Street  
 Macoun Avenue  
 Macoun Avenue  
 Park Lane  
 Tisdale Street

Where intersected by Street or Avenue

South Street  
 Grid Road 606  
 South Road  
 Grid Road 606  
 Montgomery Street  
 Churchhill Street  
 Eisenhower Street  
 College Avenue  
 N. Railway Avenue  
 N. Railway Avenue  
 College Avenue  
 N. Railway Avenue  
 Railway Avenue  
 Railway Avenue  
 Railway Avenue  
 Railway Avenue  
 Railway Avenue  
 Railway Avenue  
 Moser Avenue  
 Moser Avenue  
 Moser Avenue  
 Eisenhower Street  
 South Road  
 Haslem Street  
 South Street  
 College Avenue  
 N. Railway Avenue

SCHOOL ZONE (Section )

NAME OF SCHOOL

Midale Central School

Street or Avenue

College Avenue

To

Montgomery

From

Park Lane

PERMIT FOR OPERATION OF LUG VEHICLE (Section 18 (1) )

NAME:

ADDRESS:

TYPE OF VEHICLE:

ROUTE:

DEPOSIT:

I declare that:

(1) I will use reasonable care in propelling, operating or driving such lug vehicles over the highway to prevent any damage resulting to the highway.

(2) I will, when operating such lug vehicle over any bridge or culvert on any highway or on any specified bridge or culvert thereon, first lay down on such bridge or culvert, planks or timbers of not less than 5 cm. in thickness or less than 4 meters in length, such planks or timbers to be laid lengthwise across the bridge or culvert in the direction in which the lug vehicle is proceeding in such manner that they will support the wheels or tread on the lug vehicle on both sides thereof throughout its entire passage over such bridge or culvert.

(3) I will pay for all damages caused to such highway or to any bridge or culvert thereon as a result of propelling, operating, or driving such lug vehicle thereon.

\_\_\_\_\_  
OWNER/ OPERATOR

Schedule C

ANGLE PARKING AREAS (Section 4 (1) )

<u>Street or Avenue</u>	<u>From</u>	<u>To</u>
Main Street	Macoun Avenue	Railway Avenue

Schedule D of Bylaw No 2015-03

“NO PARKING” AREAS (Section 3 (e) (4) )

<u>Street or Avenue</u>	<u>From</u>	<u>To</u>
West Side Haslem Street East Side Haslem Street	Moser Avenue Fire lane between Civic Center and Swimming Pool	Macoun Avenue

Schedule E of Bylaw 2015-03

SPEED ZONES –SCHOOL –PLAYGROUND (Section 2 (1)-(4) )

<u>Street or Avenue</u>	<u>From</u>	<u>To</u>
College Avenue Haslem Street All streets and avenues North of the tracks.	Park Lane Macoun Avenue	Montgomery Street Moser Avenue

Schedule F of Bylaw 2015-04

SPEED ZONES – 60 Km. hr. (Section (f) (3) )

<u>Street or Avenue</u>	<u>From</u>	<u>To</u>
Grid # 606	Highway 39	Railroad Tracks

SPEED ZONES – 40 Km. hr

<u>Street or Avenue</u>	<u>From</u>	<u>To</u>
Railway Avenue South Road South Road	Grid #606 Hwy #39 Railway Avenue	South Road Railway Avenue Hwy #39

SPEED ZONES- 30 Km hr

<u>Street or Avenue</u>	<u>From</u>	<u>To</u>
Stephan Street N. Railway Avenue Macoun Avenue N. Railway Avenue	Railway Avenue Grid #702 Stephan Street Grid #702	Macoun Avenue Grid #606 Mainstreet Grid #606



SPEED ZONES- 20 Km hr

South Road

Mainprize Manor

Hwy #39

Schedule F of Bylaw 2015-03

DESIGNATED TRUCK ROUTE:

All of South Railway Avenue from the # 606 and the # 702