

THE SUMMER VILLAGE OF GOLDEN DAYS

BYLAW NO. 278

VEHICLE ROAD RESTRICTION AND ROAD PROTECTION BYLAW

A BYLAW OF IN THE SUMMER VILLAGE OF GOLDEN DAYS IN THE PROVINCE OF ALBERTA TO ESTABLISH THE HEAVY VEHICLE, ROAD BAN, VEHICLE WEIGHT RESTRICTIONS AND ROAD PROTECTION INCLUDING CONSTRUCTION EQUIPMENT BYLAW

WHEREAS the Traffic Safety Act, RSA 2000 Chapter T-6 Current as of June,17,2021 authorizes a Municipal Council to pass Bylaws for the regulation and control of vehicles and pedestrian traffic;

AND WHEREAS the Municipal Government Act,RSA 2000 Chapter M-26, Current as of June,17,2021 empowers a Municipal Council to impose a fine for infractions of a Bylaw;

AND WHEREAS the Municipal Government Act,RSA 2000 Chapter M-26 Current as of June,17,2021 S.8 (c) i-vi, c.1 to provide for a system of licenses, permits or approvals;

AND WHEREAS The Province of Alberta has developed the Transportation Routing and Vehicle Information System (TRAVIS) regarding overweight and over dimensional vehicles;

NOW THEREFORE the Council of The Summer Village of Golden Days in the Province of Alberta, duly assembled enacts as follows;

SECTION 1 - NAME OF BYLAW

- 1.1 The Bylaw shall be called The Summer Village of Goldens Days “**Vehicle Road Restriction and Road Protection Bylaw**”.

SECTION 2 - PURPOSE OF THIS BYLAW

- 2.1 The purpose of this Bylaw is to protect the infrastructure of the Summer Village, including the roads, streets and lanes in a cooperative manner with local residents.

SECTION 3 - DEFINITIONS

3.1

“Person” means any individual, corporation, society, association, partnership or firm.

“Summer Village” means The Summer Village of Golden Days.

“Chief Administrative Officer or CAO” means a person appointed to a position under MGA205,
or that persons designated as required;

“Chief Elected Official” means the person elected or appointed as Chief Elected Official under the MGA150;

“Council” means the council of The Summer Village of Golden Days

“Heavy Vehicle” under National Safety Code 10

i) means a public or commercial vehicle that weighs more than 4,500 Kilograms

ii) means public or commercial equipment or machinery that operates on wheels or tracks and weighs more than 4,500 Kilograms.

“Emergency Vehicles” means Fire, Police, Peace Officer, Ambulance, vehicles equipped with regulated emergency lighting and sirens, or a vehicle bearing amber lights as operated by the municipality, or volunteer firefighters responding to an emergency.

“Gross Weight”

i) means in respect of a single axle **“Heavy Vehicle”**, the total weight is transmitted to the Highway.

ii) means in respect of an axel group of a **“Heavy Vehicle”**, the sum of weights transmitted to the highway by all of the axels within the axel group

ii) means in respect of a tire of a **“Heavy Vehicle”** the total weight that the tire transmits to the highway.

iv) means in respect of a vehicle, the total weight of a **“Heavy Vehicle”** calculated as the sum of the weights transmitted to the highway through each axle or track.

“Highway” means any thoroughfare, street, avenue, road, trail, ditch, driveway, lane, alley, within The Summer Village of Golden Days.

“TRAVIS”

Means (Transportation Routing and Vehicle Information System)

“Operator”

- i) means but not limited to, a person who drives or operates a **“Heavy Vehicle”**, the owner thereof or as an agent, employee, or corporate partner;
- ii) means a person but not limited to, a person that operates **“Heavy Vehicle”** that operates on wheels or tracks and weighs more than 4,500 Kilograms.

“Over-dimensional vehicle”

means a **“Heavy Vehicle”**, including any load that is carried on the vehicle that is 2.6 meters in Width, 4.15 in Height, 12.5 meters as a single vehicle and 23 meters for a truck and trailer combination.

“Peace Officer”

means Peace Officer employed by Summer Village, RCMP, Bylaw officer employed by Summer Village.

“Permit”

means a permit issued under this Bylaw, issued by Roadata, Peace officer or special permit issued by Summer Village administration or TRAVIS for vehicles over Alberta Legal Axel Weights.

“Special Road Use Permit”

means a road use permit to exceed posted axle weight allowance percentage restrictions issued to a person or firm conducting regular or daily trips in and out of the Summer Village serving the municipality such as garbage trucks, Vacuum trucks lawn maintenance, utilities, snow removal or contracted firms doing work for the Summer Village.

“Road Ban”

means any weight or dimensional restriction Council has determined appropriate including a total Road Ban for **“Heavy Vehicle”** over 4,500 Kilograms.

“Permanent Road Ban”

means a road ban in effect within the Summer Village for the entire calendar year or a permit issued by TRAVIS is acceptable.

Section 4 - Authority

- 4.1 **“Authority”**
in the case of a highway that is under the direction, control and management of the municipality, Council , has the authority to determine appropriate road bans and restrictions for the Summer Village.

Section 5 - Posting of Roads

- 5.1 **“Posting of Road Restrictions”**
All entry roads into the Summer Village shall have posted all road restrictions, and contact information for Permits.

Section 6 - Permanent Road Ban

- 6.1 **“Permanent Road Ban”**
A permanent road ban shall be in effect within the corporate limits of the Summer Village. The road ban shall impose a total ban on any vehicle public or Commercial over 4,500 Kilograms with the exception of Recreational Vehicles, Boats on trailers or other discretionary uses determined by Council.
This total road ban can be exceeded with a permit from Roadata, Peace Officer or Administration or TRAVIS.

Section 7 - Road Use (Overweight and Over Dimensional Permits)

- 7.1 **“Overweight Permits”**
The Council of Summer Village hereby authorizes the issuance of such road use permits by Roadata, Peace Officer or CAO.
- 7.2 Overweight and Over - Dimensional permits are required for the use of roads in Summer Village by any Heavy Vehicle or equipment or machinery over 4,500 Kilograms.
- 7.3 No Person shall operate a Heavy Vehicle in excess of posted gross vehicle weight allowance without a valid Overweight Permit within the Summer Village.
- 7.4 Weight percentage limits for overweight permits are at the discretion of

council based on road condition, time of year, weather etc.

7.5 Persons making false or misleading statements or providing false or misleading information and documentation will have the permit canceled and be issued fine and denied any future permits.

7.6 A person shall immediately produce a permit issued pursuant to this Bylaw when requested to do so by RCMP, Peace Officer or Bylaw Officer.

Section 8 - Special Road Use Permits

- 8.1 **“Special Road Use Permits”**
can be issued when the person or firm falls within the definition.
- (a) This permit may be issued on an annual or seasonal basis.
 - (b) This permit shall be issued in the form prescribed in schedule B and Shall set out the term (dates) when the permit is effective and the Restrictions to be imposed.
 - (c) Schedule B may be amended from time to time by resolution of Council.
 - (d) No person shall exceed any axle weight restrictions that may be imposed under a special road use permit.
 - (e) This permit may be canceled at any time at the discretion of Council or CAO..

Section 9 - Exemptions to Road Bans

- 9.1 **“Exemptions to Road Bans”** as per definition **“Emergency Vehicles”**.

Section 10 - Damaging Surface of Highway

- 10.1 **“Damaging Surface of Highway”**
by any vehicles with metal spikes , cleats,
Lugs or bands projecting from wheel, tire or tread or tracked equipment with corks or other machinery will be held liable for damages done to highway or other public property.
- 10.2 Any damages caused by **“Heavy Vehicles”** or equipment that acquire or fail to acquire a permit and will be held liable for all damages.

Section 11 - Development Permit Compliance

- 11.1 The development applicant understands and agrees that any person or Company providing goods or services to the applicant will abide by this Bylaw in its entirety. The applicant further agrees that any fine leveled against a person or company promises to pay the fine levied if not paid by the person or company as well as pay for and damages caused by a person or company. The Applicant agrees to sign and date this Bylaw under Schedule "A" as required prior to development permit being issued.

Section 12 - Permit Fees and Fines for Violation

- 12.1 **"Permit Fees and Fines for Violation"**
of this Bylaw are set out in schedule "A" of this Bylaw.
- 12.2 Fees set out in schedule "A" may be amended from to time by resolution of Council.

Section 13 - Severability

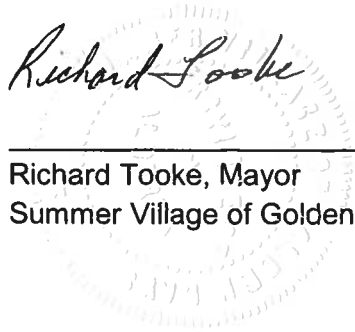
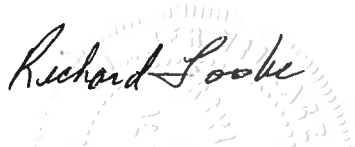
- 13.1 Should any section or part of this Bylaw be found to have been improperly enacted, then such section or part shall be regarded as being severable from the rest of this Bylaw. The Bylaw remaining after such severance shall be effective and enforceable as if the section found to be improperly enacted had not been enacted as part of this Bylaw.

Section 14 - Repeal

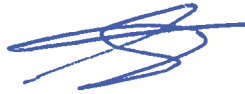
- 14.1 Upon passing of this Bylaw Summer Village Bylaw No. 206 is hereby Repealed.

Section 15 - Effective Date

- 15.1 This Bylaw comes into effect on the date of the third reading.
- Read a first time this 12th day of October, 2022
- Read a second time this 12th day of October, 2022
- Given unanimous consent to proceed to third reading this 12th day of October, 2022
- READ a third time and finally passed this 12th day of October, 2022



Richard Tooke, Mayor
Summer Village of Golden Days



Sylvia Roy, Chief Administrative Officer
Summer Village of Golden Days

Schedule "A" to Bylaw No. 278 Summer Village of Golden Days

Special Road Use Permit to exceed posted road restrictions annually or seasonally.

No Charge

Note: Vacuum trucks, garbage trucks, lawn maintenance equipment, snow removal equipment, utilities, or contracted firms doing work for the Summer Village.

Overweight Permit to exceed posted weight or dimensional restrictions to be issued by Roadata, Peace Officer or Administration. Length of permit and conditions by discretion of Council or Administration at time of issue.

Charges determined at time of issue.

Note: Permit to be used for prescribed time period on permit. If a permit is not used during a prescribed period of time a new permit must be issued for a new time period.

Penalties:

1. Driving or operating a **"heavy vehicle"** within the Summer Village Without permit. **\$1000.00**

2. Failing to comply with restrictions or conditions of issued **"Overweight Permit"** **\$1000.00**

3. The Operator is responsible for any damages caused by "Heavy Vehicles" on Highways in the Summer Village.

4. Second and subsequent offenses **\$2500.00**

5. Habitual offenders may be denied any future permits at the discretion Of Council.

Section 11 Development compliance.

I have read section 11 of this Bylaw and fully adhere to the requirements of this bylaw and development permit.

Signature of Applicant _____ Date: _____

Signature of Applicant _____ Date: _____

Schedule "B" to Bylaw No. 278 "Special Road Use Permit"



Permit No. _____

Company or Person: _____

Name of Person applying for permit: _____

Position: _____

Phone number: _____

Email: _____

Address: _____

Vehicle License number:

Gross Vehicle weight:

Tare Weight:

Percentage of allowable axle weight is 75% of Gross Vehicle Weight unless otherwise stated.

Permit is hereby granted for following operations: IE: Garbage Pickup

Permit valid from Date: _____ **To Date:** _____

Permit Approved by: _____ **Title:** _____ **Date:** _____