

**VILLAGE OF ALLIANCE
PROVINCE OF ALBERTA
BY-LAW 2015-09 Winter & Snow Routes**

“WHEREAS the Traffic Safety Act, R.S.A. 2000 authorizes a municipal Council to pass By-Laws for the regulation and control of vehicle, animal and pedestrian traffic; and

WHEREAS the Municipal Government Act, R.S.A. 2000 c. M-26.1 empowers a municipal Council to impose a fine for infractions of a By-Law, and

WHEREAS the Municipal Government Act, RSA 2000 c. M-26.1 empowers a municipal Council to pass bylaws respecting transport and transportation systems and empowers a municipal Council to set fees for licenses, permits and approvals; and

WHEREAS the Province of Alberta has developed the Transportation Routing and Vehicle Information System (TRAVIS) regarding overweight and over dimensional vehicles under which a fixed fee set by the municipality will be collected by the Province of Alberta and distributed to the municipality accordingly, and

NOW THEREFORE the Council of the Village of Alliance, in the Province of Alberta, duly assembled enacts as follows:”

PART 1- DEFINITIONS

SHORT TITLE 100 This By-Law may be cited as "Winter & Snow Route Bylaw"

INTERPRETATIONS 101 All definitions under the Traffic Safety Act, Vehicle Seizure and Removal Regulations and the all Regulation thereunder shall apply to this Bylaw, unless a contrary intention is specifically stated in this Bylaw. In this Bylaw, the following definitions shall apply:

(a) "Administrator" means the chief administrative officer for the Village of Alliance appointed under Council.

(b) "Council" means the Council of the Village of Alliance.

(c) "Highway" means any municipal street, ally, or driveway.

(d) "Municipal Ticket" means a form prescribed by the Chief Administrative Officer of the Village or her/his designate allowing for voluntary payment to the Village for a fine amount established by this bylaw;

(e) "Peace Officer" means a member of the Royal Canadian Mounted Police, a Community Peace Officer, or a Bylaw Enforcement Officer.

(f)"Village" means the Village of Alliance, a Municipal Corporation of the Province of Alberta, or the corporate limits of the Village of Alliance, as the context requires.

(g) "Violation Ticket" means a violation ticket as defined in the Provincial Offences Procedure Act, R.S.A. 2000, c. P-34.

PART II - USE OF STREETS AND PUBLIC PLACES

SNOW ROUTES 200 – No person shall be permitted to park any motor vehicle on any highway with a snow route sign. Motor vehicles that are parked in snow routes will be towed at the owners' expense after the initial fine and warning. Owners of vehicles have 24hrs to remove the motor vehicles in question. Failure to remove vehicles within 24hrs will result in a second (and subsequent) penalty and towing of the vehicles at owners expense, as set out in Schedule "A".

ELECTRICAL EXTENSION 201- No person shall place, or permit to be placed any electrical extension cord across a sidewalk or driveway whereby any person, animal, or vehicle may be in any way injured or damaged.

SNOW, ICE DEBRIS 202 (a) All persons within the Village shall remove or cause to be removed any snow, ice, debris or other materials from any sidewalk adjoining the property owned or occupied by them; such removal is to be completed within 48 hours of the time when the snow, ice, dirt or other obstruction was formed or deposited thereon.

(b) No person shall remove snow, ice dirt, debris or other material from any sidewalk by causing such material to be placed upon any other portion of the highway.

(c) No person shall place or permit to be placed any snow, ice, dirt, debris or other material removed from private property onto the highways or other public places of the Village.

ICE BUILD-UP 203 - If water drips from an awning, eaves trough or any other area of a building and depositing upon a highway or sidewalk, the owner or occupier of the premises shall clean the sidewalk or highway portion thereof to prevent ice from forming.

EXPENSES CHARGED 204 - (a) The Village may, after the 48 hours, remove and clear away all snow, dirt, debris and any debris, material required to be removed by Section 202 and recover the expense thereof to the owner or occupant under the provisions of the Municipal Government Act Section 553(1).

(b) Council may add to the tax roll of a parcel of land, and collect as a tax owing to the municipality in accordance with s.553(1) of the Act; any fees resulting from any municipal workers clearing of all snow, dirt, debris and any debris material required to be removed by Section 202.

(c) Where an outstanding account cannot be collected as a result of being added to the Tax Roll, the Administrator shall undertake collection by any means provided by law.

PART III - AUTHORITY OF BYLAW OFFICER AND VILLAGE ADMINISTRATION

TOWING 300 - Any bylaw officer or Administrator of the Village is hereby authorized to remove and impound, or cause to be removed and impounded, any vehicle or trailer, parked on any highway when in contravention of any provision of this Bylaw, and when interfering with snow removal or other public works being carried on by the Village.

DEEMED SERVED 301 - A Municipal Ticket shall be deemed to be sufficiently served:

(1)(a) if served personally on the accused, or

(b) if mailed to the address of the registered owner of the vehicle concerned, or the person concerned, or

(c) if left in the mailbox at, or on the door of, the residence of the person to whom the Municipal Ticket is issued, or (b.223.11, 11/13/12)

(d) if attached to or left upon the vehicle in respect of which the offence is alleged to have been committed.

(2) Nothing in this Bylaw shall prevent any person from defending a charge of committing a breach of this Bylaw.

PART IV – PENALTIES

GENERAL PENALTY 400 - A person who contravenes or fails to comply with any provision of this Bylaw is guilty of an offence and liable upon summary conviction to the specified penalty set out in Schedule "A", or in the case for which there is no specified penalty set out in Schedule "A", to a fine of \$25.00 for a first offence, \$50.00 for a second offence and \$100.00 for a third or subsequent offence.

LATE PAYMENT 401 - If at any time after the service of the Municipal Ticket, and up to, but excluding, three days prior to the return date on any Summons/Violation Ticket, a person pays for a Municipal Ticket issued, the Village shall accept payment of the specified penalty as

provided in Schedule "A" herein, and the payment will be accepted in lieu of prosecution

VOLUNTARY PAYMENT 402 - When a Municipal Ticket or Violation Ticket is issued by a Bylaw Officer for an offence which is not enumerated in Schedule "A" herein; the specified penalty shall be the minimum fine that may be imposed under Section 400 of this Bylaw.

OWNER LIABLE 403 - (1) In this section "owner" includes any person registered as an owner at the Registrar of Motor Vehicle Services.

(2) Where a vehicle is driven, used, parked or left in contravention of any provision of this Bylaw, the owner of the vehicle is guilty of that offence and liable for the contravention. This section does not apply if the owner of the vehicle satisfies the court that at the time of the contravention, the vehicle was not driven, used, parked or left by him or by any other person with his consent, express or implied.

(3) 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."

INTRODUCED AND GIVEN first reading this 25th day of November, A.D. 2015.

GIVEN second reading this 25th day of November, A.D. 2015.

GIVEN third and final reading this 25th day of November, A.D. 2015.



MAYOR



CHIEF ADMINISTRATION OFFICER

Village of Alliance By-law 2015-09 Schedule "A"

OFFENSES SECTION SPECIFIED PENALTY

Extension Cords across Sidewalks 201	\$40.00
Snow, Ice, Debris on Sidewalks 202 (a)	\$40.00 First Offence \$80.00 Second offence within 6 months \$160.00 Third Offence within 6 months
Snow, Ice, Debris put on Highway 202 (b)	\$50.00
Snow Routes 200	\$50.00 First Offence \$50.00 and Towed at Owners Expense Second Offence \$75.00 and Towed at Owners Expense Third Offence \$350.00 and Towed at Owners Expense Fourth and over Offence