

BYLAW NO. 10/1985

A BYLAW TO REGULATE THE OPERATION OF VEHICLES

The Council of the Village of Leask in the Province of Saskatchewan enacts as follows:

1. INTERPRETATION

- (a) "angle parking" means the parking of vehicles with the right front wheel drawn up to the curb on the right-hand side of the highway, or at a distance of not more than thirty (30) centimeters from such curb, the vehicle to be placed at an angle of fort-five (45) degrees with the curb;
- (b) "clerk" means the clerk of the village;
- (c) "curb" means the lateral boundaries of a roadway, whether or not marked by curbing;
- (d) "heavy vehicle" means a motor vehicle with or without load which alone or together with any trailer, semi-trailer or other vehicle being towed, weighs 3 tonnes or more;
- (e) "highway" means any street or public highway within the municipality, but does not include a provincial highway therein as designated pursuant to the provisions of The Highways Act;
- (f) "lug vehicle" means any truck, portable engine or traction engine having metal spikes, lugs or cleats projecting from the face of the wheels or tires thereof, or having metal track tread;
- (g) "parallel parking" means the parking of a vehicle with both right wheels thereof drawn up to the curb on the right-hand side of the highway, or at a distance of not more than thirty (30) centimeters from such curb;
- (h) "park", "parking", have the meanings ascribed thereto by The Vehicles Act;
- (i) "place of public assembly" means schools, theatres, moving picture theatres, churches, hockey and skating rinks, dance halls and public assembly halls;
- (j) "power turn" means to maneuver a vehicle in such a manner to cause the rear of the vehicle to depart from its ordinary line of progress by the sudden use of acceleration and/or braking; and
- (k) "speed zone" means any portion of a highway within the Village of Leask, as designated herein, and identified by a sign erected and maintained at each end thereof, indicating the maximum speed applicable thereto;
- (l) "U-Turn" means the turning of a vehicle so as to cause it to proceed in the opposite direction from which it was proceeding immediately prior to the commencement of such turn;
- (m) "vehicle" means a vehicle or a motor vehicle as ascribed to it by the Vehicles Act;
- (n) "loading zone" means that portion of a public highway adjacent to the curb designed by signs and/or markings for the exclusive use of vehicles loading and unloading passengers of goods.

2. SCOPE

(a) "STOP" STREETS

The highways as listed in Appendix 1 are designated as "Stop" streets.

(b) "YIELD" STREETS

The highways as listed in Appendix 2 are designated as "Yield" streets.

(c) "NO U-TURNS" INTERSECTIONS

The intersections of the highways, approached from all four (4) directions as listed in Appendix 3 are designated as "No U-Turn" intersections.

3. INFRACTIONS

(a) "STOP" STREETS

The provisions of The Vehicles Act shall apply to all traffic approaching and facing a "stop" sign erected and maintained in accordance with the provisions of section 4(a).

(b) "YIELD" STREETS

The provisions of The Vehicles Act shall apply to all traffic approaching and facing a "Yield" sign erected and maintained in accordance with the provisions of section 4 (b).

(c) MISCELLANEOUS SIGNS

(1) 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.

(2) No person shall deface, damage, destroy or remove any sign or marker erected pursuant to this bylaw.

(d) LUG VEHICLES

(1) No person shall propel, operate, or drive any lug vehicle upon any highway within the municipality without first having obtained of the Clerk, a permit in writing authorizing same.

(2) The Clerk is hereby authorized to issue permits in writing for the purpose of section (d) (1) of this bylaw in any case where the application therefore has signed a written undertaking in a form shown as Appendix 4. Provided that the clerk shall not issue any such permit unless he is satisfied that with reasonable care in operation the lug vehicle may be propelled or driven over any highway without damage resulting thereto or to any bridge or culvert thereon.

(3) Nothing contained in section (d) (1) shall be deemed to preclude the transport of a lug vehicle as herein defined over any highway where same is being carried by means of a rubber-tired trailer or other conveyance equipped with rubber tires.

(e) PARKING

(1) Except as otherwise provided herein, the parking of vehicles is permitted on all highways within the municipality.

(2) (a) Subject to the provisions of subsection (b) no person shall park a vehicle in any lane, nor in any street so as to obstruct the entrance to any lane or to a driveway or approach leading to private premises;

(b) notwithstanding the provisions of subsection (a), a farm truck or commercial vehicle may be parked in any lane for the purpose of taking on or discharging cargo, provided no such truck or vehicle shall be so parked for a period exceeding thirty (30) minutes at one time, unless written permission has first been obtained from the clerk or a police officer of the municipality for an extension of such time limit.

(3) (a) subject to subsection (b), every person parking a vehicle upon a highway within the municipality where parking is permitted, shall parallel park same;

(b) every person parking a vehicle upon the highways listed in Appendix 5 shall angle park same.

(4) No person shall park a vehicle in any “No Parking” area as designated in Appendix 6 at any time whether such areas are marked on the curb or otherwise by signs erected and maintained in accordance with the provisions on section 4(d) to indicate that parking therein is prohibited.

(5) No person shall park a vehicle within five (5) metres of any street intersection or fire hydrant.

(6) No person shall park a vehicle on any highway at one place for any period of time exceeding twenty-four (24) consecutive hours.

(7) NO person shall park any vehicle in any private parking place or on any private property unless he is the owner, occupant, licensee, or permittee of the parking place or private property, except with the consent of such owner, occupant, licensee, or permittee.

(8) (a) subject to subsection (b), no person shall park any commercial vehicle designed for carrying or intended for the carrying of oil, gasoline, or other inflammable, combustible or explosive material, within 30 meters from any building in the municipality used or intended for use, in whole or in part, as a place of dwelling, a hotel or place of public assembly;

(b) nothing in subsection (a) shall be deemed to restrict the parking of any such vehicle for such period of time as may be necessary to take on or discharge cargo.

(9) No person shall park a truck with a manufacturer’s rated capacity in excess of 5,500 kg on any streets or avenues designated in Appendix 7.

(f) POWER TURNS

The operator of a vehicle shall not execute “power turns” on any highway in the municipality.

(g) SNOWMOBILES

(1) Under the provisions of The Snowmobile Act, (and subject to section (h) (2), it shall be lawful to operate a snowmobile between the hours of 8:00 a.m. and 10:00 p.m. on any public highway except Provincial Highway No. 40 within the limits of the municipality.

(a) Except that such snowmobiles may be operated in a direct route from the outside limits of the Village to any point in the Village, and from any point in the Village to the outside limits, and from any point in the Village directly to any other point in the Village at any hour.

(h) SPEED

(1) Subject to subsection (2), no person shall operate a vehicle in the municipality at a speed greater than forty (40) KM/H.

(2) No person shall operate a vehicle at a speed greater than Thirty (30) KM/H in the speed zones set out in Appendix 8.

(i) U-TURNS

(1) No person shall cause a vehicle to make a U-Turn between intersections, and at the intersection of a highway with a lane or an alley in the municipality.

(2) No person shall cause a vehicle to make a U-Turn between intersections designated as “No U-Turn” (appendix 3) intersections. This shall apply to all traffic approaching and facing a “No U-Turn” sign erected and maintained in accordance with the provisions of section 4 (c) .

- (j) **WEIGHT RESTRICTIONS – TRUCK ROUTES**
 - (1) No person shall operate a vehicle or a combination of vehicles when the combined gross weight of the vehicle(s) with or without a load exceeds 35 tonnes on any highway within the municipality.
 - (2) The provisions of The Police Act and The Highways Act shall apply to the operators of vehicles referred to in subsection (1).
 - (3) No person shall operate any heavy vehicle on that portion of Second Street South in the Village of Leask which lies between the Provincial Highway No. 40 and Park Avenue.
 - (4) Subsection 3 shall not apply to:
 - (a) Any person operating a heavy vehicle owned or under contract by the Village actually in the service of the Village.
 - (b) Any person operating a heavy vehicle for the collection or delivery of goods where an alternate route is not available in the Village limits.
 - (5) Any Police Officer or any person designated by resolution of council may require the driver of any vehicle to weigh same at the nearest scale forthwith within the Village limits. A certificate issued by the person or persons in charge of the scale, showing the weight, shall be deemed conclusive on the matter of weight.
- (k) **BICYCLES**
 - (1) No person shall operate a bicycle without having at least one hand on the handle bar.
 - (2) No person shall operate a bicycle on a sidewalk.
- (l) **BUS LOADING ZONE**

The parking area of Railway Avenue adjacent to lots 22 and 23, block 1, Plan S3969 shall be designated a Bus Loading Zone between the hours of 10:00 – 11:00 a.m. and 7:00 - 8:00 p.m. local time.

4. SIGNS

- (a) Council shall cause to be erected and maintained at all stop streets listed in Appendix 1, at a distance of approximately three (3) meters from point of intersection, an appropriate sign containing the word “Stop”, so placed to face the traffic approaching the intersection.
- (b) Council shall cause to be erected and maintained at all yield streets listed in Appendix 2, at a distance of approximately three (3) meters from point of intersection, an appropriate “yield” sign, so placed to face the traffic approaching the intersection.
- (c) Council shall cause to be erected and maintained at all “No U-Turn” intersections as listed in Appendix 3, at a distance of approximately three (3) meters from point of intersection, an appropriate sign prohibiting U-Turns, so placed to face the traffic approaching the intersection.
- (d) Council shall cause to be erected and maintained at all “No Parking” areas as listed in Appendix 6, appropriate signs and/or curb markings. Such signs or curb markings shall be visible from that part of the highway to which the restriction applies.
- (e) Council may by resolution provide for the erection and maintenance on any highway, and at any designated point or points thereon, of such signs as it may deem expedient for warning, guidance, directions or information thereon.

5. PENALTIES

- (a) Any person who contravenes any of the Provisions of subsection 3 of this bylaw is guilty of an offence or liable on summary conviction to the penalties provided in the General Penalty Bylaw of the municipality.

- (b) The penalty for the contravention of section 3(k) is as follows:
(1) For the first infraction impounding the bicycle for seven (7) days;
(2) For the second or additional infractions impounding the bicycle for fourteen (14) days.

6. IMPOUNDING

(1) Any member of the police force, special constable or other person appointed by council may remove or cause to be removed any vehicle that is unlawfully placed, left or kept on any street or lane, public parking place, or other public place, or on municipally-owned property, and to impound or store such vehicle.

(2) Where a vehicle has been impounded or stored after it has been removed under subsection (1), it may be retained at a place designated by council for a period of thirty (30) days from date of removal unless the cost of removal, impounding, and storage are sooner paid. Upon payment of the full costs herein, the vehicle may be released to the owner thereof.

(3) If the costs of removal, impounding and storage are not paid within the period of thirty days as specified in subsection (2), the municipality shall have the right to recover same from the owner of the vehicle by:

(a) legal action in a court of competent jurisdiction;

(b) sale by public auction on publication of a notice designated the time and place of sale at least ten days prior to the sale in a newspaper circulating in the municipality and on sending such notice by registered mail to the owner at the address appearing on the last registration of the vehicle.

7. Bylaw No.'s 14/82, 4/80, and 1/74 are hereby repealed.

***Read a third time and adopted this
18th day of December, 1985.***

Mayor

Administrator

APPENDIX 1 of Bylaw NO. 10/85

“STOP” STREETS [Section 2 (a)]

- 1) First Street South where the same is intersected by Railway Avenue.
- 2) First Street South where the same is intersected by Third Avenue.
- 3) Second Street South where the same is intersected by Railway Avenue.
- 4) Main Street where the same is intersected by Railway Avenue.
- 5) First Street North where the same is intersected by Railway Avenue.
- 6) First Avenue where the same is intersected by Main Street.
- 7) First Avenue where the same intersects First Street South.
- 8) Second Avenue where the same is intersected by Main Street.
- 9) Second Avenue where the same is intersected by First Street South.
- 10) Third Avenue where the same is intersected by Main Street.
- 11) Railway Avenue where the same is intersected by Second Street North.
- 12) South Road Allowance facing the traffic travelling west where the said road allowance is intersected by the most easterly track of the Canadian National Railway.
- 13) South Road Allowance facing the traffic travelling east where the said road allowance is intersected by the most westerly railroad track.
- 14) Second Street North facing the traffic travelling east where the said street is intersected by the railroad track.
- 15) Second Street North facing the traffic travelling west where the said street is intersected by the railroad track.
- 16) Second Avenue South where the same is intersected by Second Street South

APPENDIX 2 of Bylaw NO. 10/85
“YIELD” STREETS [Section 2(b)]

1. First Street North where the said street intersects with Second Avenue.
2. Second Street South where the said street intersects with First Avenue.
3. Second Street South where the said street intersects with Second Avenue.
4. Park Avenue where the said Avenue intersects with the South Road Allowance.
5. Park Avenue where the said Avenue intersects with Second Street North.
6. Railway Avenue where the said Avenue intersects with the South Road Allowance.
7. First Avenue where the said Avenue intersects with First Street North.
8. First Avenue where the said Avenue intersects with Second Street North.
9. Second Avenue where the said Avenue intersects with second Street North.
10. Third Avenue where the said Avenue intersects with Second Street North.
11. First Avenue where the said Avenue intersects with the South Road Allowance.
12. Second Avenue where the said Avenue intersects with the South Road Allowance.

APPENDIX 3 of Bylaw No. 10/85

“NO U-TURN” INTERSECTIONS [Section 2(c)]

The intersection of Main Street and First Avenue.

APPENDIX 4 of Bylaw No. 10/85

PERMIT FOR OPERATION OF LUG VEHICLES [Section 3(d)]

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 metres 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 a manner that they will support the wheels or tread of 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

APPENDIX 5 of Bylaw NO. 10/85

Angle parking areas [Section 3(e)]

1. Main Street from Railway Avenue to Second Avenue.
2. First Street North adjacent to lot 17, block 2, Plan S 3969

APPENDIX 6 of Bylaw No. 10/85

“NO PARKING” AREAS [Section (e)(4)]

- 1) Railway Avenue immediately adjacent to lots 22 and 23, block 1, Plan S 3969 between the hours of 10 o'clock and 11 o'clock a.m. and 7 o'clock and 8 o'clock p.m. for the purposes of a “Bus Loading Zone”.
- 2) First Avenue immediately adjacent to lot 10, block 2, plan S 3969.

APPENDIX 7 of Bylaw NO. 10/85

“NO PARKING” AREAS [Heavy Vehicles – section (e)(9)]

STREET OR AVENUE

FROM

TO

APPENDIX 8 of Bylaw No. 10/85

SPEED ZONES – SCHOOL – PLAYGROUND [Section (h)(2)]

1. Third avenue from Main Street to Second Street South.
2. First Avenue from Second Street South to the South Road Allowance.