

BYLAW NO 665

A BYLAW TO REGULATE TRAFFIC IN
THE TOWN OF DAVIDSON, SASKATCHEWAN

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

(1) In this Bylaw, unless the context otherwise requires, the expressions:

- (a) **Council** shall mean the Council of the Town of Davidson.
- (b) **Curb** shall mean the actual curb and if there be no curb in existence, shall mean the dividing line between that part of a public highway intended for the use of vehicles and that part of a public highway intended for use by pedestrians.
- (c) **Driver** shall mean any person who drives, operates or is in charge of a vehicle on a public highway and includes an operator.
- (d) **Fire Chief** shall mean the Fire Chief for the Town of Davidson and anyone acting or authorized by the Fire Chief to act on his behalf.
- (e) **Highway intersection** shall mean that area bounded by property lines, real or produced, of two or more public highways which meet or cross each other but does not include a "lane intersection".
- (f) **Lane** shall mean that kind or type of a public highway intended primarily to give access to the rear of real property and intended primarily for the use of vehicles.
- (g) **Lane Intersection** shall mean that area bounded by property lines, real or produced, of a lane where it meets a public highway.
- (h) **Loading zone** shall mean that portion of public highway adjacent to the curb designated by signs and/or markings for the exclusive use of vehicles loading or unloading passengers or goods.
- (i) **Parade** shall mean any group of pedestrians marching or walking along a public highway and numbering fifty or more or any group of vehicles numbering ten or more and proceeding on a public highway under a common leadership, except funeral processions.
- (j) **Parking Stall** shall mean a portion of a public highway or an area indicated by signs and/or markings as a parking space for one vehicle only.
- (k) **Pedestrian** shall mean any person afoot. .
- (l) **Pedestrian Cross-walk** shall mean that portion of a public highway designated by signs and/or markings for the use of pedestrians to cross a public highway or where there are no signs or markings, shall mean that portion of public highway within the prolongation of the lateral boundary lines of the adjacent or intersecting sidewalks at the end of a block.
- (m) **Person** includes a corporation or a partnership and women as well as men.
- (n) **Police Officer** shall mean any member of the Town of Davidson Police force or the Royal Canadian Mounted Police.

- (o) **Sidewalk** shall mean the actual sidewalk where constructed on a part of a public highway or that portion of a public highway intended primarily for use by pedestrians.
- (p) **Sidewalk Crossing** shall mean that portion of a sidewalk permanently improved or designed for the passage of vehicular traffic.
- (q) **Street** shall mean that portion of a public highway intended primarily for use by vehicles.
- (r) **Town** shall mean the Town of Davidson.
- (s) **Town Council** shall mean the Council of the Town of Davidson.
- (t) **Town Engineer** shall mean the Engineer or the utility foreman for the Town of Davidson and anyone acting or authorized by the Town to act on their behalf.
- (u) **Traffic** shall mean the movement of pedestrians, vehicles or livestock upon any public highway in the Town.
- (v) **Traffic Light Signal** shall mean a lighted device, whether manually, electrically or mechanically operated for the purpose of directing, warning or regulating traffic.
- (w) Wherever in the Bylaw the expression "Vehicle", "vehicular", and "vehicular traffic" is used, it shall mean and be held to include for the purpose of prosecution under this Bylaw, the driver or operator.

EMERGENCY CONTROL MEASURES

- 2. (1) Emergency Vehicles such as police, fire, ambulance; bylaw does not apply or restrict use of same.
- (2) A Police Officer is hereby authorized to direct traffic in conformity with the provisions of this Bylaw.
- (3) In the case of Fire or other emergency, or in order to expedite traffic, or safeguard pedestrians, or prevent accidents, or meet any unforeseen conditions, a Police Officer or Fire Chief is hereby authorized to direct traffic in such manner as he may deem necessary whether or not in conformity with the provisions of this Bylaw.
- (4) Every person shall comply with any traffic signal or direction of a Police Officer or Fire Chief given pursuant to this section.

TEMPORARY CLOSING AND PARKING

- 3. (1) (a) Any portion of a public highway may be temporarily closed to vehicular traffic by the Chief of Police or the Town Engineer in order that pedestrians may have the exclusive use thereof.
- (b) Notwithstanding any other provisions of this Bylaw, a Police Officer shall have authority to temporarily prevent parking on any public highway or portion thereof whenever in his judgement it may be necessary in order to avoid traffic congestion, danger or accident.

- (c) Notwithstanding any other provisions of this Bylaw, the Town Engineer shall have authority to temporarily prevent parking and/or prohibit traffic on any public highway or portion thereof and to allow any work to be carried out by or on behalf of the Town, such work to include, but not be restricted to the snow removal, cleaning, repairing or maintenance of such public highway.
- (2) Notwithstanding any other provision of this Bylaw, the Town Engineer shall have authority to designate and locate loading zones on any street in the Town.

LOADING ZONE

4. (1) No driver of a vehicle shall remain in a loading zone for a period exceeding two (2) minutes for the purpose of embarking or disembarking passengers.
- (2) No driver of a vehicle shall remain in a loading zone for a period exceeding ten (10) minutes for the purpose of loading or unloading goods.

STREETS PROHIBITED TO TRAFFIC

5. No person driving a vehicle shall drive through or enter upon any street or portion thereof which is roped, barricaded or indicated by notice or sign as being closed under the authority of a Police Officer or the Town Council.
6. No person shall park a vehicle on any public highway or portion thereof on which parking has been temporarily prohibited by a Police Officer or the Town Engineer under the provision of Subsection (b) and (c) of Section 3 of the Bylaw.

OBSTRUCTING TRAFFIC

7. No pedestrian or driver of a vehicle whether making deliveries from the vehicle or not shall obstruct the free passage of traffic on any street, lane or sidewalk.

AUTHORITY TO ERECT SIGN

8. The Council may authorize the Town Engineer to erect or maintain on any public highway in the Town a warning or direction sign, marker, signal or light for the direction of traffic.

PROTECTION OF SIGNS

9. No person shall deface, injure, knock down, remove, obscure or interfere with any warning or direction sign, marker, signal or light erected or maintained by authority of the Council.

USE OF SIGNS FORBIDDEN

10. No person, unless authorized by the Council shall erect or maintain on any public highway in the Town any warning or direction sign, marker, signal or light.

ENTERING AN INTERSECTION

11. (1) No person driving a vehicle shall knowingly enter an intersection unless there is sufficient space on the other side of the intersection to accommodate the vehicle without obstructing the passage of pedestrians or other cross traffic.

(2) Subsection (1) shall not apply to any highway intersection where a police officer is on duty or a traffic light signal is in operation.

SPEED LIMIT

12. (1) No person shall drive a vehicle on any public highway in the Town of Davidson other than a provincial highway within the town limits except at a careful and prudent speed, having regard to all circumstances, but at no time shall the speed exceed:
- (a) Forty (40) kilometers per hour on any of the streets in the Town of Davidson subject to subsections (b), (c) and (d) of this section.
 - (b) Thirty (30) kilometers per hour on any street adjoining a school ground and marked by appropriate signs erected by the Town.
 - (c) Thirty (30) kilometers per hour on any street adjoining any playground so zoned by appropriate signs erected by the Town.
 - (d) Twenty (20) kilometers per hour on lanes or allies in the Town of Davidson.

STOP AT CURB

13. Every driver of a vehicle shall draw up to the right hand curb before stopping unless such stop be necessary to avoid collision or for the purpose of immediately reversing the vehicle to place it at the curb.

PARKING AT CURB

14. (1) No person shall park any vehicle on any street except on the right hand side thereof having regard to the direction in which the vehicle was proceeding, with the right front and rear wheels no more than Thirty (30) centimeters from the curb and where there is no curb with the right front and rear wheels as near to the right hand limit of the street as is practicable; and where a parking stall has not been designated, a clear space of at least Sixty (60) centimeters shall be maintained in front and/or behind any vehicle or vehicles previously in a parked position.
- (2) Notwithstanding the provisions of subsection (1) hereof, where angle parking is designated by signs and/or markings and/or headers, every vehicle shall be parked at the right curb or sidewalk at an approximate angle of forty-five degrees, with the right front wheel not more than thirty (30) centimeters from the curb or sidewalk.
- (3) The provisions of subsections (1) hereof shall not apply to any driver of a motorcycle. Every driver of a solo motorcycle shall park at an angle of forty-five (45) degrees to the curb with the rear wheel against the curb or sidewalk. Every driver of a motorcycle having a sidecar attached shall park same on the right hand side of any street with the right rear wheel not more than thirty (30) centimeters from the curb.

- (4) No person shall park a vehicle at any time on any street or portion of a street:
- (a) Within two (2) meters of a fire hydrant.
 - (b) In any area in the Town of Davidson designated by either "no parking" signs erected in the area, or by yellow lines painted on the sidewalk or curb.
 - (c) Within five (5) meters of any street crossing or highway intersection.

LIMITED PARKING

15. (1) No person shall park a vehicle continuously on any street in the Town of Davidson for a period exceeding forty-eight (48) hours.
- (2) No person driving a motor vehicle or other vehicle or combination of vehicles in excess of (16') five meters shall park on any public highway fronting or in a residential area for a period of time exceeding 3 consecutive hours.

PARKING AREAS

16. In parking areas set aside for the parking of vehicles by resolution of Council, no person shall;
- (a) Park a vehicle for more than twenty-four (24) hours at any one time.
 - (b) Park a vehicle so as to block the exit or any vehicle already parked therein or in such manner as to obstruct or interfere with the use of any remaining space therein by others for parking purposes.
 - (c) Enter or leave such parking area in any other manner than as indicated by signs posted in the said area, nor park a vehicle otherwise than as indicated on signs erected in the said parking area.

PARKING ON PRIVATE PROPERTY

17. No driver of a vehicle shall park said vehicle at any time on any private property of which he or she is not the owner, occupant, licensee or permittee.

LEAVING STATIONARY POSITION

18. The driver of a vehicle when turning out from a stationary position at the side of public highway or from the curb shall yield the right-of-way to all traffic.

PROHIBITIONS

TOWING

19. (1) No driver of a motor vehicle shall tow more than one other motor vehicle at a time.
- (2) No person shall drive a vehicle in the Town towing a toboggan, hand sleigh or skis except as provided in the snowmobile act.

NO SPLASHING OF PEDESTRIANS

20. When water, mud or slush is lying on any public highway, the driver of every motor vehicle thereon shall so reduce the speed of his motor vehicle to avoid splashing any pedestrian using the sidewalk.

NO HITCH-HIKING

21. No person standing or walking a street shall solicit a ride, by word or action whatsoever, from the driver of a moving vehicle.

U-TURNS

22. (1) No person driving a vehicle shall turn the vehicle so as to proceed in the opposite direction at any highway intersection, where "no U-turn" signs are posted.
- (2) No person driving a vehicle shall turn the vehicle so as to proceed in the opposite direction at any lane intersection.
- (3) At any highway intersection where a U-turn is allowed, every driver of a vehicle shall yield the right-of-way to all other vehicles within the intersection or approaching the intersection.

SPACE BETWEEN MOVING VEHICLES

23. Every person driving a vehicle behind other moving vehicles or vehicle shall preserve a sufficient interval to be able to stop without accident in the event of an emergency stop on the part of the leading vehicle.

BOARDING A MOVING VEHICLE

24. While a vehicle is in motion, no person shall step off or board or catch or hold on to same nor attempt to step off or board or catch or hold on to same.

LEFT HAND INTO ALLEY OR LANE

25. The driver of a vehicle may make a left turn into an alley or lane only after ascertaining that it is safe to do so with regard to approaching traffic. The fact that a collision occurs by such a turn shall be accepted as prima facia evidence of his failure to do so.

OBSTRUCTING OR LITTERING STREETS

26. (1) No person shall clean any vehicles or any animal on any street.
- (2) No vehicle repairs or changing of tires shall be made on any street or highway except in an emergency.

MUST STOP ENGINE

27. (1) No driver shall park a motor vehicle on any public highway with the engine running unless the vehicle remains in charge of and under control of a licensed driver.

- (2) A vehicle may be parked with the emergency brake set and with the engine running when such vehicle is equipped with an automatic starting device which will operate only when the vehicle is in neutral gear, and provided a notice that such vehicle is so equipped is placed on the vehicle in such a position as to be plainly visible to the members of the Police Force.

DRIVING ON PLAYGROUNDS

28. No person shall park or drive a vehicle upon or across a playground over which the Town, or any Board appointed by the Town for that purpose, has control, supervision or management.

BACKING A VEHICLE

29. A driver before backing a vehicle shall ascertain that it is safe to do so, and the fact that a collision occurs by backing shall be accepted as prima facie evidence of his failure to do so. No vehicle shall be driven back around the corner of an intersection, across any street or highway, or back any further than is necessary to enable a vehicle to proceed forward.

VEHICLES ON SIDEWALKS

31. (1) No driver of a motor vehicle shall drive the same onto or across any sidewalk at any point other than a sidewalk crossing.
- (2) No driver of a vehicle shall permit same to stand on any sidewalk crossing so as to obstruct the crossing.

CROSSING SIDEWALKS

32. (1) Notwithstanding anything in the preceding section hereof, any person may with the written consent of the Town Council, cross a sidewalk at a point other than a sidewalk crossing but such permit shall only be granted on the condition that:
- (a) The applicant therefore covers such sidewalk with planking at least four (4) centimeters in thickness, securely fastened or clamped and bevelled off at the ends so as not to be an obstruction to pedestrians and constructs across a drain, gutter or water course opposite the proposed crossing, a good and sufficient bridge of planks or other proper and sufficient material so constructed as not to obstruct said drain, gutter or water course.
- (b) The applicant signs an undertaking to relieve the Town of all claims for damage to property or injury to persons as a result of such crossing made pursuant to such permit.

STOP BEFORE CROSSING

33. Every person driving a vehicle shall before entering a street from a public or private driveway, bring the vehicle to a dead stop before crossing a sidewalk or boulevard and shall not proceed until it is safe to do so.

VEHICLES DAMAGING HIGHWAYS

34. On any street which has been treated with asphaltic oils, tar or other bituminous material or with concrete, no person shall drive a vehicle having a flange, rib, clamp, lug or other device attached to its wheels or tracks or made a part thereof of having contact with the road surface by discs or V-shaped wheels, or having a track type tread, or operate machinery or vehicles of such weight as might cause damage to such streets until a permit to do so have first been obtained from the Town Council. A permit in writing may be granted by the Town Council setting out the route to be taken, nature of the vehicle or machinery, and such precautionary measures as to protection of the street or other property as the Town Council may require. The applicant shall in such permit agree to pay all damages caused to the street and agree to indemnify and save harmless the Town as a result of the operation and conveyance or movement of such vehicle or machinery. The issue of such permit shall be at the discretion of the Town Council.

PARADES

35. (1) No parade shall be held in the Town without written permission first obtained from Council who shall designate or approve the hour and route of the parade. Any person desiring to hold a parade shall apply to the Council in writing for a permit.
- (2) One flag carried or displayed at the head of any parade shall be of the same design as that flown on the public buildings of the Dominion of Canada and of a size equal to or greater than any other flag in the parade.
- (3) No person shall hold, take part in, or be a member of a parade unless such parade has been duly permitted or authorized as aforesaid.
- (4) No driver of a vehicle nor any pedestrian shall cross through any parade or in any way obstruct or interfere with the same.

SCHOOL BUS ALTERNATELY FLASHING RED LIGHTS

36. (1) The driver of a school bus shall:
- (a) activate the flashing signals when stopping for the purpose of loading and unloading school children.
 - (b) maintain the operation of the flashing signals while stopped to load and unload school children; and
 - (c) when unloading school children, discontinue the operation of the flashing signals after the school children have reached a place of safety before continuing along the public highway.

STOP STREETS ESTABLISHED

37. All streets set out in Schedule "A" attached hereto and forming part of this Bylaw are established as "stop streets" and the erection of stop signs on the said streets is hereby authorized.

YIELD STREETS

38. All streets set out in Schedule "B" attached hereto and forming part of this Bylaw are established as "yield streets" and the erection of yield the right-of-way signs on the said streets is hereby authorized.
39. All streets set out in Schedule "C" attached hereto and forming part of this Bylaw are established as "no parking streets" and the erection of no parking signs on the said streets is hereby authorized.

BICYCLES

40. No person shall drive a motorcycle or ride a bicycle without having at least one hand on the handlebars.
41. No person shall ride a bicycle or drive a motorcycle upon any sidewalk or boulevard in the Town except that bicycles may be ridden upon pathways provided for bicycle traffic where signs are erected to authorize such traffic. For the purpose of this section tricycles shall not be deemed to be bicycles.
42. No person riding a bicycle shall carry any other person thereon except where seats are provided.
43. No person shall ride a bicycle on a street recklessly or negligently or at a speed or in a manner dangerous to the rider or the public. Bicycle riders shall at all times operate their vehicles with due care and regard to the nature and condition of the street and the traffic thereon and no such rider shall engage in any acrobatic feats or any fancy riding on any street.
44. No person shall ride a bicycle on a street on the left side of any two other persons riding bicycles abreast on that street, except for the purpose of passing.
45. No person shall carry on a bicycle a person or load of a greater weight than twenty-five (25) kilograms nor shall such load extend to a greater width than the handlebars of the bicycle, nor to such a height as to obstruct the clear vision in all directions, of the rider of the bicycle when seated on the seat of the bicycle.
46. No person shall leave a bicycle in a reclining position on a street in the Town. On those streets on which there is a curb, bicycles when left at the curb shall be left in an upright position.
47. No person riding a bicycle or on foot shall catch or hold on to any part of a moving vehicle.

IMPOUNDING OF VEHICLES

48. (1) In addition to and notwithstanding any provisions contained in Section 14 subsection (4), Section 15, and Section 16 of this bylaw, any Police Officer may remove or cause to be removed any vehicle that is unlawfully placed, left or kept on any street, land, public parking place, or other public place, seize, impound or store such vehicle.

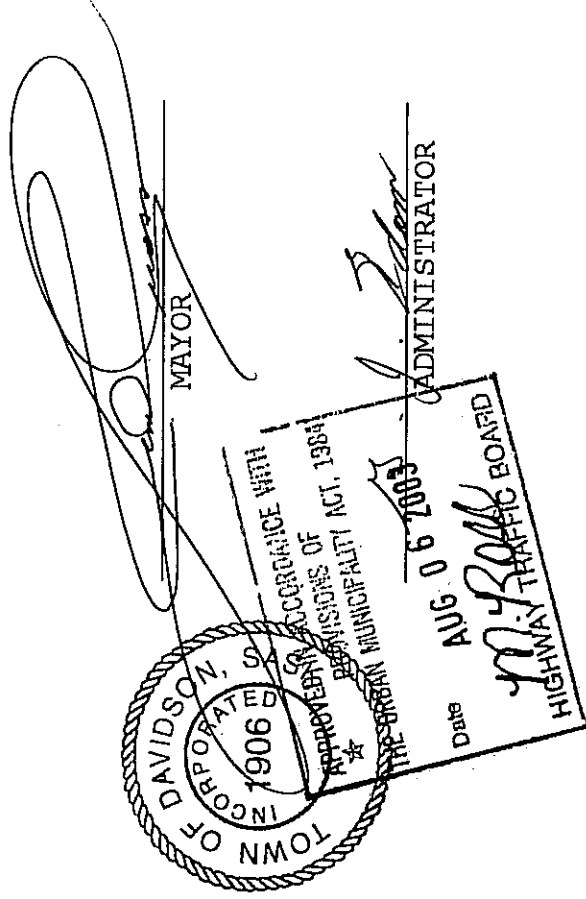
- (2) Where a member of the Police force has seized, impounded or stored a vehicle after he has removed or caused same to be removed under subsection (1), he may retain it in his possession at a public garage or at any place designated by the Town, for period of 14 days from the date of removal unless the costs of the removal, impounding or storage are sooner paid. Upon payment in full of the costs herein he may release the vehicle to the owner thereof.
- (3) If the costs of removal, impounding or storage are not paid within the 14 days as specified in subsection (2), the Town shall have the right to recover same from the owner of the vehicle by:
- (a) Legal action in a Court of competent jurisdiction, or
 - (b) by sale by public auction on publication of notice designating time and place of sale at least ten days prior to the sale, in a newspaper circulating in the Town of and on the sending of such notice by registered mail to the owner at the address appearing on the last registration of the vehicle.
- (4) The costs mentioned in the preceding subsections shall be the following:
- (a) The actual cost of removal if in excess of \$20.00 with a minimum charge of \$20.00.
 - (b) The actual cost of storage if in excess of \$2.00 per day with a minimum charge of \$2.00 per day.
 - (c) The actual cost of advertising.
- ALL TO COMPLY**
49. A person who contravenes any of the provisions of this bylaw or fails to comply therewith or with any notice given thereunder shall commit an offence and be liable to the penalty as herein provided.
50. No person shall park a vehicle which is rated to be one (1) ton or more on any street in the Town of Davidson where angle parking is permitted.
- PENALTIES**
51. (1) Any person convicted of a breach of the provisions of this Bylaw shall be liable to the penalties provided in the General Penalty Bylaw of the the Town, for which no other penalty is provided.
- (2) Any person convicted of an offence under any section of this bylaw shall forfeit and pay a fine of a minimum of five dollars (\$5.00) to a maximum of one hundred dollars (\$100.00).
- (3) In addition to any penalty imposed for breach of any provisions of this bylaw, any bicycle in respect of which such breach was made may be impounded for a period not exceeding thirty (30) days.

- 52. Bylaws No. 358, 612 and 652 are hereby repealed.
- 53. This bylaw shall come into force and take effect on the date of its approval by the Saskatchewan Highway Traffic Board.

INTRODUCED AND READ a first time this 13th day of November, 2002.

READ a second time this 13th day of November, 2002.

READ a third time and passed the 13th day of November, 2002.



Certified to be a true copy
of Bylaw No. 665 of the
Town of Davidson passed on
November 13, 2002.


ADMINISTRATOR



SCHEDULE "A" TO TRAFFIC BYLAW

STOP STREET

1. First Street and Ottawa Street (South and North bound)
2. First Street and Garfield Street (South and North bound)
3. First Street and Washington Avenue (South and North bound)
4. First Street and Lincoln Street (South and North bound)
5. Second Street and McGregor Street (South and North bound)
6. Second Street and Ottawa Street (South and North bound)
7. Second Street and Hamilton (South and North bound)
8. Second Street and Toronto Street (South and North bound)
9. Second Street and Garfield Street (South and North bound)
10. Second Street and Washington Avenue (South and North bound)
11. Third Street and Hamilton Street (South and North bound)
12. Hamilton Street and Third Street (East and West bound)
13. Toronto Street and Third Street (East and West bound)
14. Washington Avenue and Government Road (East and West bound)
15. Lincoln Street and Government Road (East bound)
16. Government Road and Garfield Street (South and North bound)
17. King Edward Street and Railway Street (West bound)
18. McGregor Street and Railway Street (West bound)
19. Ottawa Street and First Street (East and West bound)
20. Ottawa Street and Railway Street (West bound)
21. Hamilton Street and Railway Street (West bound)
22. Toronto Street and Railway Street (West bound)
23. Garfield Street and Railway Street (West bound)
24. Washington Avenue and Railway Street (West bound)
25. Lincoln Street and Railway Street (West bound)
26. Grant Street and Railway Street (West bound)
27. Francis Street and Railway Street (West bound)
28. Borden Street and Railway Street (West bound)
29. Olds Place and Railway Street (West bound)
30. Coxworth Drive and Government Road (West bound)
31. First Street and Government Road (West bound)
32. Hamilton Street and Second Street (East and West bound)
33. Grant Street and Government Road (East bound)
34. Government Road and Railway Street (South bound)

SCHEDULE "B" TO TRAFFIC BYLAW

YIELD STREETS

1. First Street and King Edward Street (North bound)
2. McGregor Street and First Street (East and West bound)
3. First Street and Hamilton Street (South and North bound)
4. First Street and Toronto Street (South and North bound)
5. First Street and Grant Street (South and North bound)
6. First Street and Francis Street (South and North bound)
7. First Street and Borden Street (South and North bound)
8. First Street and Government Road (South bound)
9. Second Street and Lincoln Street (South and North bound)
10. Second Street and Grant Street (South and North bound)
11. Second Street and Francis Street (South and North bound)
12. Second Street and Government Road (South bound)
13. Third Street and Garfield Street (South and North bound)
14. Third Street and Washington Avenue (South and North bound)
15. Third Street and Lincoln Street (South bound)
16. Ottawa Street and Third Street (East bound)
17. Toronto Street and Government Road (East bound)
18. Francis Street and Government Road (East bound)
19. Herman Crescent and Coxworth Drive (North bound)
20. Internal Road and King Edward Street (South bound)
21. Second Street and Highway #44
22. King Edward Street and Second Street (West bound)
23. Internal Road and Road Allowance (North bound)
24. Frontage Road and Internal Road (South bound)
25. McGregor Street and King Edward Street (North bound)

June 10/01
By-law Amendment

SCHEDULE "C"

NO PARKING STREETS

1. Washington Avenue from Third Street to Government Road.