

BYLAW NO. 5717

TRAFFIC BYLAW AMENDMENT, 2024(1)

THE COUNCIL OF THE CITY OF MOOSE JAW ENACTS AS FOLLOWS:

Bylaw No. 5556, Traffic Bylaw amended

1. Bylaw No. 5556 is amended in the manner set forth in this Bylaw.

Section 4 Amended

2. Section 4(2) is amended to read:

“Chief of Police” means the person appointed as Chief of Police of the Moose Jaw Police Service or anyone authorized to act on the Chief of Police’s behalf;

3. Section 4(2) is amended by adding the following definitions:

“Boulevard” means the area between the edge of the portion of the street intended for vehicular traffic and the property line of the adjacent property, not including the sidewalk;

“City Manager” means the person appointed as City Manager of the City of Moose Jaw or anyone authorized to act on the City Manager’s behalf;

“Material” means any object or article, including building waste, sand, gravel, earth, snow, or building products;

“Playground Zone” means the area between:

- (i) the traffic control device or official sign identifying an area as a playground zone; and
- (ii) the traffic control device or official sign indicating the end of the area as a playground zone;

“Public Property” includes streets, sidewalks, boulevards, public parking lots, medians and shared-use pathways;

“School Zone” means the area between:

- (i) the traffic control device or official sign identifying an area as a school zone; and
- (ii) the traffic control device or official sign indicating a greater rate of speed or the end of the school zone;

“Sign” means a notice bearing a name, direction or warning that is displayed or posted for public view, and includes a device used by a school safety patrol for the guidance or direction of traffic as well as a sandwich board;

“Street” means, unless otherwise qualified or limited, the entirety of the right of way, including a road, alley or other place designed and intended for or used by the general public for the passage of vehicles and pedestrians, but does not include a parking lot, whether privately or publicly owned;

“Traffic Sign” means any sign or marking installed for the guidance, regulations, warning, direction or prohibition of traffic;

“Unauthorized Traffic Control Device” means any sign, signal, marking or other similar device that resembles or could be mistaken for an authorized device that directs or controls vehicles in any manner, but that has not been approved by the City.

Section 6 amended

4. Section 6 is deleted in its entirety and replaced with the following:

Traffic Control Devices

- 6 (1) The City Engineer is authorized to have traffic control devices and traffic signs placed on or by highways for the purpose of the regulating, warning or guiding traffic in conformity with this Bylaw.
(2) All traffic control devices and traffic signs installed in the City shall generally conform to the requirement of the Uniform Traffic Control Devices for Canada as distributed by the Transportation Association of Canada.

Section 7 amended

5. Section 7 is deleted in its entirety and replaced with the following:

Obedience to Signs

- 7 Every driver or pedestrian shall obey any applicable instructions or directions indicated on any traffic sign or marking installed on any street or public parking lot, or in any park, unless otherwise directed by a police officer

Section 9 amended

6. Section 9 is deleted in its entirety and replaced with the following:

Temporary Road Closure or Parking Prohibition

- 9 (1) The City Engineer or the Chief of Police may temporarily:
 - (a) close to vehicular or pedestrian traffic any street, or any portion thereof, in order to avoid traffic congestion, danger, accident or for construction or maintenance purposes and may install such temporary traffic control devices or traffic signs as may be required;
 - (b) prohibit parking on any street, or any portion thereof, to accommodate street repair, snow removal, street sweeping or other maintenance or repair.
- (2) Where a street, or any portion thereof, is temporarily closed, or parking is temporarily prohibited, the street shall be barricaded and indicated by notice or sign.

Section 10 amended

7. Section 10 is deleted in its entirety and replaced with the following:

- 10 (1) No person shall drive, stop, or park a vehicle, or walk, on any street which has been temporarily closed, except where permitted by the City Engineer or Chief of Police.
- (2) No person shall remove, displace, or deface any traffic sign, notice, rope, barricade, sign, or traffic control device put up in accordance with this Bylaw or at the direction of the City.

Movement of Vehicles to Accommodate Street Repair, Snow Removal, Street Sweeping or Other Street Maintenance

- 10.1 For the purpose of street construction, paving, street repair, snow removal, street sweeping or any other necessary maintenance, the City Engineer or Chief of Police may, without notice, move for such distance as is necessary, any vehicle that is parked on any street or portion thereof which is roped off, barricaded or indicated by notice or sign as being closed or as being a no parking zone.

Section 11 amended

8. Section 11 is deleted in its entirety and replaced with the following:

Obstructing Street or Sidewalk

- 11 (1) A person shall not obstruct the free passage of traffic on any street or sidewalk without first securing a permit from the City Engineer.
- (2) A person who obtains a permit from the City Engineer pursuant to this section shall comply with all the provisions and conditions of the permit.
- (3) A person who obtains a permit from the City Engineer pursuant to this section shall provide the permit upon request by Police or the City Engineer.

(4) The City Engineer may impose fees for the issuance of a permit under this section.

(5) Nothing in this section shall be construed as prohibiting the gathering of individuals on any street for a lawful purpose so long as the proceedings thereat are peaceable and orderly, and sufficient space is left both on the sidewalk and street to accommodate the ordinary traffic on the sidewalk and street.

Construction and Maintenance Operations – Permits

11.1 (1) Where a person wishes to excavate or break up the surface of a street, sidewalk, or boulevard, that person shall obtain a permit in writing from the City Engineer.

(2) Where a person wishes to park, leave, stand, store, or station any vehicle, material or object used in connection with a building construction or maintenance operation on a portion of a street, sidewalk or boulevard, that person shall obtain a permit in writing from the City Engineer.

(3) A person who obtains a permit from the City Engineer pursuant to this section shall comply with all the provisions and conditions of the permit.

(4) A person who obtains a permit from the City Engineer pursuant to this section shall provide the permit upon request by a peace officer, Police Officer, or the City Engineer.

(5) The City Engineer may impose fees for the issuance of a permit under this section.

Material on Streets

11.2 (1) No person shall place, dispose, direct, or allow to be placed, directed, or disposed, any material belonging to that person or over which that person exercises control on a portion of a street, boulevard, or sidewalk unless written permission has been obtained from the City Engineer.

(2) No person shall store, place, or dispose of any material in such a way that it may enter onto the street by any means including natural forces.

(3) The owner of private property that is being developed adjacent to a street, the general contractor acting on behalf of the owner and any other person acting on behalf of the owner or general contractor shall not allow mud, dirt, or other construction debris to be tracked by motor vehicles or equipment from the property onto the street.

Sight Lines

11.3 No person shall place or allow anything, including trees, shrubs, fences or recreational vehicles, to remain which would obstruct sightlines at the

intersection of a street with any other street, ally or driveway as shown on the diagrams appended to this Bylaw as Schedule "B".

Hazards

11.4 Notwithstanding any other provision of this Bylaw, if the City Engineer is of the opinion that a condition exists on a street, sidewalk, or boulevard creating a danger to life or property, the City Engineer may use any measures that the City Engineer considers appropriate to remove or lessen the condition.

Section 12 amended

9. Section 12 is deleted in its entirety and replaced with the following:

Unauthorized Signs Prohibited

12 (1) No person shall:

- (a) install an unauthorized traffic control device anywhere on public property; or
- (b) cause or permit an unauthorized traffic control device to be located on private property in any place where it may confuse or mislead drivers with respect to the permitted use of public property.

(2) The City Engineer or Chief of Police may remove, without notice, any unauthorized traffic control device that, in the opinion of the City Engineer or Chief of Police, contravenes subsection (1) and destroy or otherwise dispose of the unauthorized sign at the costs of the person who caused the unauthorized sign to be placed or remain in contravention of subsection (1).

Section 27 amended

10. Section 27 is deleted in its entirety and replaced with the following:

No Stopping

27 The operator of a vehicle shall not stop the vehicle on a street where prohibited by display of a traffic sign or in a traffic lane, except when necessary to avoid collision or conflict with other traffic or in compliance with a peace officer.

Section 33 amended

11. Section 33 is deleted in its entirety and replaced with the following:

School and Playground Zone Speed Limit

33 The speed limit in a school or playground zone is set at 30 kilometers per hour, unless otherwise posted.

Section 35 amended

12. Section 35 is deleted in its entirety and replaced with the following:

U-Turns

35 (1) No person operating a vehicle shall make a U-turn except as permitted in this section.

(2) Subject to subsection (3) and (4), the operator of a vehicle shall only be permitted to make a U-turn:

(a) at an unsignalized median opening; and

(b) at an unsignalized intersection, provided that neither street is a private road or driveway, or lane or alley.

(3) Notwithstanding subsection (2), no operator of a vehicle shall make a U-turn at any unsignalized median opening or intersection, where a sign has been erected at that location prohibiting such movement.

(4) notwithstanding subsection (2), no operator of a vehicle shall make a U-turn anywhere in a school zone or playground zone when reduced speed limits are in effect.

Section 38 deleted

13. Section 38 is hereby repealed.

Section 53 amended

14. Section 53 is deleted in its entirety and replaced with the following:

PERMITS

53 The City Engineer or Chief of Police is authorized to issue the permits in a printed form as he or she may determine, provided the applicant meets the criteria for the issuance of the permit, including payment of any prescribed permit fee.

Parking Permits for Metered Limited Parking Zones

53.1 (1) The City Manager is authorized to issue parking permits for the purpose of parking at metered parking stalls, upon the payment of a fee of one hundred twenty (\$120) dollars per annum for each vehicle to the following:

(a) Taxi vehicles;

(b) Vehicles used for commercial delivery within the City of Moose Jaw;

and

(c) Government owned vehicles.

(2) Taxi vehicles and vehicles used for commercial delivery within the City of Moose Jaw for which a special parking permit has been issued under subsection (1) of this section, shall not be parked at a metered stall for more than fifteen (15) minutes.

(3) The City Manager shall be the sole judge to determine whether or not a vehicle is used for commercial delivery within the City of Moose Jaw pursuant to subsection 53.1(1)(b) of this section, and no appeal mechanism shall be permitted from a decision of the City Manager made in respect thereof.

(4) No permit issued by the City Manager under the provisions of subsection (1) of this section may be transferred to another vehicle or person.

(5) The City Engineer is authorized to issue a parking permit to an official of a convention, seminar or other organized event in the City, for each registered guest attending the convention, seminar or organized event, upon payment of a fee of ten (\$10) dollars per day for each permit required.

(6) The members of City Council shall be issued a parking permit for the purpose of parking at metered stalls during Council meetings or while on City business.

(7) Eligible City of Moose Jaw employees shall be issued a parking permit for the purpose of performing City business.

(8) The City Manager is authorized to issue parking permits for the purpose of parking at metered stalls free of charge for the period of time stated on the permit to the following:

- (a) Any members of the Parliament of Canada;
- (b) Any members of the Legislative Assembly of Saskatchewan;
- (c) Any other visiting dignitaries that the City Manager deems appropriate;
- (d) Moose Jaw Police Service Victim Services volunteer workers;
- (e) Any non-profit volunteer of the Saskatchewan Health Authority; and
- (f) Any individual the City Manager or delegate deems appropriate.

(9) Where a person holds a parking permit issued under any of the provisions of this

section 53.1, the person shall prominently display the permit on the inside of the vehicle in the bottom right hand corner of the vehicle windshield.

(10) Any person holding a parking permit issued under this section 53.1, who violates the terms upon which the permit is issued, shall on conviction thereof, be liable to the penalties imposed by this Bylaw and in addition, the cancellation of the parking permit.

Section 54 amended

15. Section 54 is amended to add the following:

Penalties Not Otherwise Provided For

54.1 A person guilty of a breach of any of the provisions of this Bylaw for which no specific penalty has been provided or in any provisions of *The Traffic Safety Act* of the Province of Saskatchewan or Regulations pursuant to that Act, shall be liable on summary conviction to a penalty of not less than \$50 and not more than:

- a) \$2,000 in the case of an individual; and
- b) \$5,000 in the case of a corporation.

Schedules Repealed

16. Schedules "A" and "F" are hereby repealed.

Schedules Amended

- 17. Schedule "G" is deleted in its entirety and Schedule "G" attached to this Bylaw is substituted therefore.
- 18. Schedule "H" is deleted in its entirety and Schedule "H" attached to this Bylaw is substituted therefore.

Coming into Force

19. This Bylaw comes into force and effect on the date of passage.

READ a first time this 10th day of June 2024.

READ a second time this 10th day of June 2024.

READ a THIRD TIME AND PASSED this day of 2024.

MAYOR

CITY CLERK

SCHEDULE "G"
FINES FOR PARKING AND NON-MOVING OFFENCES

VOLUNTARY PAYMENT FOR DESIGNATED OFFENCES				
BYLAW SECTION	OFFENCE	COLUMN "A"	COLUMN "B"	COLUMN "C"
10 (1)	Parking on a barricaded street	\$50.00	\$30.00	\$20.00
10 (2)	Removal of signs or barricades	\$250.00	\$230.00	\$210.00
11(1) and 11.1(1)	Failure to obtain a permit	\$500.00	\$480.00	\$460.00
11(2) and 11.1(2)	Failure to comply with a permit	\$1000.00	\$980.00	\$960.00
11(3) and 11.1(3)	Failure to disclose a permit	\$50.00	\$30.00	\$20.00
11.2	Material on street	\$250.00	\$230.00	\$210.00
12	Unauthorized Signs	\$50.00	\$30.00	\$20.00
20	Parking at curb	\$50.00	\$30.00	\$20.00
21	Parallel parking	\$50.00	\$30.00	\$20.00
22	Angle parking	\$50.00	\$30.00	\$20.00
23(a)	Parking where prohibited	\$50.00	\$30.00	\$20.00
23(b)	Parking for a longer time than allowed	\$50.00	\$30.00	\$20.00
23(c)	Parking for longer than 48 hours	\$50.00	\$30.00	\$20.00
23(d)	Parking in disability reserved stalls	\$130.00	\$110.00	\$90.00
23(e)	Parking without payment of fee	\$50.00	\$30.00	\$20.00

23(f)	Parking within two metres of any curb or driveway	\$50.00	\$30.00	\$20.00
23(g)	Parking within five metres of a fire hydrant	\$50.00	\$30.00	\$20.00
23(h)	Parking within six metres of an alley intersection	\$50.00	\$30.00	\$20.00
23(i)	Parking within five metres of a railway track	\$50.00	\$30.00	\$20.00
23(j)	Parking within ten metres of a street intersection	\$50.00	\$30.00	\$20.00
23(k)	Parking within ten metres of a marked pedestrian crosswalk	\$50.00	\$30.00	\$20.00
23(l)	Parking on any traffic lane	\$130.00	\$110.00	\$90.00
23(m)	Parking on any centre median or boulevard	\$50.00	\$30.00	\$20.00
23(n)	Parking where the posted speed limit exceeds 50 km/hr	\$50.00	\$30.00	\$20.00
23(o)	Parking on a Highway which has been temporarily closed to traffic or parking	\$130.00	\$110.00	\$90.00
23(q)	Parking where the vehicle displays "for sale" signs	\$50.00	\$30.00	\$20.00
24	Parking prohibited off roadway	\$50.00	\$30.00	\$20.00
25	Oversized vehicle parking	\$50.00	\$30.00	\$20.00
26	Dangerous Goods vehicle parking	\$130.00	\$110.00	\$90.00
27	No stopping	\$130.00	\$110.00	\$90.00
28	Repair of vehicles on roadway	\$50.00	\$30.00	\$20.00
29	Idling vehicles	\$50.00	\$30.00	\$20.00
46(2)	Operating a Bicycle without a helmet	\$50.00	\$30.00	\$20.00

SCHEDULE "H"
VOLUNTARY PAYMENT
FINES FOR MOVING OFFENCES

Section	Description	Fine	Fine including Surcharge
10	Driving a vehicle on a temporarily closed road	\$100	\$150
11	Unlawfully obstructing a street or sidewalk	\$85	\$125
15	Unlawfully operate a heavy vehicle on any highway not designated as a truck route	\$180	\$230
17	Unlawfully operate a dangerous goods vehicle on any highway not designated as a dangerous goods route	\$180	\$230
18	Unlawfully operate a vehicle onto, across or under a bridge or other overhanging structure where the vehicle exceeds the height or weight restriction for that bridge	\$180	\$230
32	Speeding – Refer to <i>The Summary Offences Procedure Regulations, 1991</i>		
33	Speeding in School or Playground Zone	\$170 plus \$4 for each km/hr in excess of the speed limit for speeds up to 30km/hr above the speed limit and \$8 for each km/hr in excess of the speed limit for speeds greater than 30km/hr above the speed limit	
34	Speeding in Construction Zone	\$240 plus \$6 for each km/hr in excess of the speed limit for	

		speeds up to 30km/hr above the speed limit and \$12 for each km/hr in excess of the speed limit for speeds greater than 30km/hr above the speed limit	
35	Unlawfully operate a vehicle shall turn the vehicle on a highway so as to proceed in the opposite direction	\$180	\$230
36	Unlawfully operate a slow-moving vehicle	\$85	\$125
37	Unlawfully operate any tracked vehicle or other vehicle or equipment	\$85	\$125
39	Unlawfully use exhaust brakes within the City	\$125	\$175
40	Unlawfully drive any vehicle across or stop a vehicle on any fire equipment or water hose	\$180	\$230
41	Operate a vehicle or other equipment in a manner which tracks mud or debris onto a highway	\$85	\$125
42	Operate a vehicle which splashes water or projects debris onto a pedestrian	\$125	\$175
43	Unlawfully solicit from a vehicle	\$85	\$125
44	Leave open / open a vehicle door without due care	\$85	\$125
46(1)	Bicycle offences (a - f)	\$30	\$70
47	Activate the safety lights and stop arms of a school bus on a highway within the City	\$125	\$175
48	Operate an all-terrain vehicle or a snowmobile within the City	\$85	\$125
49	Operate a golf cart on any street or sidewalk, except where permitted	\$85	\$125
50	Operate a motorized wheelchair, medical scooter, or segway without reasonable consideration	\$30	\$70
50.1(3)	Electric kick scooter offences (a – e)	\$75	\$125
51	Jaywalk where prohibited	\$30	\$70

52	Pedestrian illegally solicit a person who is in a vehicle, whether moving or stopped, including for a ride or donation	\$30	\$70
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