
Tuesday, January 8, 2019

9:00 AM

Council Chambers

A. CALL TO ORDER AND RELATED BUSINESS

A.1 CALL TO ORDER

A.2 ADOPTION OF AGENDA

A.3 ADOPTION OF MINUTES

A.3.1 December 11, 2018 Regular Council Meeting Minutes

Proposed Motion: That Council adopt the December 11, 2018 Regular Council Meeting Minutes as presented.

Attachments: [Regular Council Meeting Minutes - December 11, 2018](#)

C. PRESENTATIONS/PUBLIC HEARINGS/INTERVIEWS

D. NEW BUSINESS

D.1 Regulation of Traffic Bylaw 1419/18

Proposed Motion:

1. That Council give second reading of Bylaw 1419/18.
2. That Council give third reading of Bylaw 1419/18.

Attachments: [Request for Decision](#)
[Bylaw 1278/12 - Traffic Bylaw](#)
[Bylaw 1419/18 - First Reading](#)
[Copy of Rules and Regulations Applying to Small Vehicles](#)
[Road Use Agreement Policy](#)

Pat Mahoney, Manager/Fire Chief, Protective Services

D.2 Gravel Supply Award - Opal Stockpile

Proposed Motion: That Council award the 2019 Gravel Supply Contract for Opal Stockpile site to Dale Croswell Construction Co. Ltd. for \$926,999.75, exclusive of G.S.T., as per the tender documents.

Attachments: [Request for Decision](#)
[Opal Stockpile Gravel Supply Tender Review](#)

Gary Mayhew, Manager, Transportation Services

E. MAYOR AND COUNCIL

- E.1** Mayor Hnatiw - Motion
Re Information Regarding Advocacy Support for the North Saskatchewan Watershed Alliance at the Rural Municipalities of Alberta

Proposed Motion: That Council direct Administration to provide Council with information regarding advocacy support needed by the North Saskatchewan Watershed Alliance at the Rural Municipalities of Alberta.

Attachments: [Motion Insert](#)

- E.2** Mayor Hnatiw - Motion
Re Establishing a Citizen Task Force to Review Elected Officials' Remuneration

Proposed Motion: That Council direct the CAO to establish a citizen task force to review the elected officials' remuneration and to bring back to Council a comprehensive list of recommendations that will ensure future compensation is fiscally responsible, fair minded and equitable.

Attachments: [Motion Insert](#)

G. URGENT MATTERS**H. NOTICES OF MOTION****I. ADJOURNMENT**



Legislation Text

File #: MTS-029-18, **Version:** 1

December 11, 2018 Regular Council Meeting Minutes

That Council adopt the December 11, 2018 Regular Council Meeting Minutes as presented.



Sturgeon County

9613-100 Street
Morinville, Alberta
T8R 1L9

Meeting Minutes - Unadopted Council

Tuesday, December 11, 2018

9:00 AM

Council Chambers

A. CALL TO ORDER AND RELATED BUSINESS

Present: 6 - Mayor Alanna Hnatiw, Councillor Susan Evans, Councillor Wayne Bokenfohr, Councillor Neal Comeau, Councillor Patrick D. Tighe, and Councillor Karen Shaw

Absent: 1 - Councillor Dan Derouin

A.1 CALL TO ORDER

Mayor Hnatiw called the December 11, 2018 Regular Council Meeting to order at 9:00 a.m.

Administration Present:

Reegan McCullough, County Commissioner - CAO
Rick Wojtkiw, General Manager, Corporate Support
Collin Steffes, General Manager, Integrated Growth
Scott MacDougall, General Manager, Municipal Services
Colin Krywiak, Manager, Current Planning and Development Services
Pat Mahoney, Fire Chief/Manager, Protective Services
Angela Veenstra, Manager, Agriculture Services
Danielle Figura, Business Strategy Manager, County Commissioner's Office
Ed Kaemingh, Manager, Financial Services
Aaron Hair, Senior Planning and Development Officer, Current Planning and Development Services
Michael Klassen, Senior Community Planner, Community and Regional Planning
Glenn Innis, Deputy Fire Chief Administration/Training, Protective Services
Bradley Reid, Deputy Fire Chief Operations/Fire Prevention, Protective Services
Bernice Gordon, Corporate Business Planner, County Commissioner's Office
Madisyn Achtymichuk, Senior Accountant - Operations, Financial Services
Sabrina Duquette, Controller, Financial Services
Jocelyn Pearce, Finance Business Partner, Financial Services
Joanne Onciul, Senior Legislative Officer, Legislative Services
Tanis Sawatsky, Legislative Officer, Legislative Services

A.2 ADOPTION OF AGENDA

W. Bokenfohr MOVED:

Motion 365/18: That the December 11, 2018 Council Meeting Agenda be adopted as presented.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

A.3 ADOPTION OF MINUTES

A.3.1 November 27, 2018 Regular Council Meeting Minutes

P.D. Tighe MOVED:

Motion 366/18: That Council adopt the November 27, 2018 Regular Council Meeting Minutes as presented.

CARRIED UNANIMOUSLY

For:6 - S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, K. Shaw, and A. Hnatiw

A.3.2 November 28, 2018 Regular Council Meeting - 2019 Budget Day 1 Minutes

P.D. Tighe MOVED:

Motion 367/18: That Council adopt the November 28, 2018 Regular Council Meeting - 2018 Budget Day 1 Minutes as presented.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

A.3.3

November 29, 2018 Regular Council Meeting - 2019
Budget Day 2 Minutes

K. Shaw MOVED:

**Motion 368/18: That Council adopt the November 29,
2018 Regular Council Meeting - 2018 Budget Day 2
Minutes as presented.**

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D.
Tighe, and K. Shaw

A.3.4

November 30, 2018 Regular Council Meeting - 2019
Budget Day 3 Minutes

W. Bokenfohr MOVED:

**Motion 369/18: That Council adopt the November 30,
2018 Regular Council Meeting - 2018 Budget Day 3
Minutes as presented.**

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D.
Tighe, and K. Shaw

C. PRESENTATIONS/PUBLIC HEARINGS/INTERVIEWS

D. NEW BUSINESS

D.1

Lehigh Hanson - Request for First Reading

* Bylaw 1424/18 - Amendment to Bylaw 922/01, Calahoo

Villeneuve Sand & Gravel Extraction Area Structure Plan

* Bylaw 1425/18 - Amendment to Bylaw 1385/17, Land Use

Bylaw

Presented by Aaron Hair, Senior Planning and Development Officer, Current Planning and Development Services, and Colin Krywiak, Manager, Current Planning and Development Services.

W. Bokenfohr MOVED:

Motion 370/18: That Council give first reading to Bylaw 1424/18.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

W. Bokenfohr MOVED:

Motion 371/18: That Council give first reading to Bylaw 1425/18.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

D.2

Local and Regional Agriculture Master Plans

Presented by Michael Klassen, Senior Community Planner, Community and Regional Planning, and Angela Veenstra, Manager, Agriculture Services.

S. Evans MOVED:

Motion 372/18: That Council direct Administration to prepare strategic recommendations relating to Edmonton Regional Agriculture Master Plan deliverables for Council's consideration beginning in Q1 2019.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

S. Evans MOVED:

Motion 373/18: That Council direct Administration to develop a project charter for a local Agriculture Master Plan, following the completion of the Regional Agriculture Master Plan process, with a report back to Council for decision.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

D.3 Superior Tanker Shuttle Service (STSS) Accreditation - Update to Council

Presented by Pat Mahoney, Fire Chief/Manager, Protective Services, Glenn Innis, Deputy Fire Chief Administration/Training, Protective Services, and Bradley Reid, Deputy Fire Chief Operations/Fire Prevention, Protective Services.

N. Comeau MOVED:

Motion 374/18: That Council accept the Superior Tanker Shuttle Service (STSS) update as information and endorse the continued use of Tanker Shuttle Service throughout the County.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

D.4 2019 - 2021 Corporate Business Plan

Presented by Danielle Figura, Business Strategy Manager, County Commissioner's Office, and Bernice Gordon, Corporate Business Planner, County Commissioner's Office.

W. Bokenfohr MOVED:

Motion 375/18: That Council approve the 2019 - 2021 Corporate Business Plan.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

The meeting was recessed at 9:53 a.m.

The meeting was reconvened at 9:57 a.m. with all those members of Council previously listed in attendance.

D.5 2018 Property Tax Write-Off

Presented by Madisyn Achtymichuk, Senior Operations Accountant, Financial Services, and Sabrina Duquette, Controller, Financial Services.

P.D. Tighe MOVED:

Motion 376/18: That Council authorize the write-off of taxes owing in the amount of \$39,719.87, as per the presented tax roll list, as these accounts are no longer collectible.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

D.6 Bylaw 1427/18 Schedule of Fees and Charges

Presented by Jocelyn Pearce, Finance Business Partner, Financial Services, and Sabrina Duquette, Controller, Financial Services.

S. Evans MOVED:

Motion 377/18: That Council give first reading to Bylaw 1427/18.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

The meeting was recessed at 10:11 a.m.

The meeting was reconvened at 10:19 am with all those members of Council previously listed in attendance.

D.6 Bylaw 1427/18 Schedule of Fees and Charges

P.D. Tighe MOVED:

Motion 378/18: That Council direct Administration to amend Bylaw 1427/18 Schedule of Fees and Charges to amend the amounts under Schedule D: Planning and Development Services, Section 5, Securities, to the following:

Base Pavement to \$8,000.00;

Gravel to \$2,000.00; and

Approach Inspection to \$200.00.

CARRIED

For:4 - A. Hnatiw, W. Bokenfohr, N. Comeau, and P.D. Tighe

Against:2 - S. Evans, and K. Shaw

N. Comeau MOVED:

Motion 379/18: That Council give second reading to Bylaw 1427/18, as amended.

CARRIED

For:5 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, and P.D. Tighe

Against:1 - K. Shaw

N. Comeau MOVED:

Motion 380/18: That Council give unanimous consent to proceed to third reading of Bylaw 1427/18.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

N. Comeau MOVED:

Motion 381/18: That Council give third reading to Bylaw 1427/18.

CARRIED

For:5 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, and P.D. Tighe

Against:1 - K. Shaw

D.7 2019 Proposed Operating & Capital Budget

Presented by Ed Kaemingh, Manager, Financial Services, Jocelyn Pearce, Finance Business Partner, and Sabrina Duquette, Controller, Financial Services.

Councillor Bokenfohr left the meeting at 10:56 a.m.

Councillor Bokenfohr returned at 10:58 a.m.

The meeting was recessed at 11:04 a.m.

The meeting was reconvened at 11:09 a.m. with all those members of Council previously listed in attendance.

K. Shaw MOVED:

Motion 382/18: That Council direct Administration to publish the CAO's expenses online on a monthly basis.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

Mayor Hnatiw passed the Chair to Deputy Mayor Bokenfohr at 11:55 a.m.

A. Hnatiw MOVED:

Motion 383/18: That Council direct Administration, when considering the organizational review, to increase the 35-hour work week to a 37.5-hour work week effective July 1, 2019.

CARRIED

For:4 - A. Hnatiw, W. Bokenfohr, N. Comeau, and P.D. Tighe

Against:2 - S. Evans, and K. Shaw

Deputy Mayor Bokenfohr passed the Chair back to Mayor Hnatiw at 12:01 p.m.

The meeting was recessed at 12:01 p.m.

The meeting was reconvened at 1:02 p.m. with all those members of Council previously listed in attendance with the exception of Councillor Comeau.

D.7**2019 Proposed Operating & Capital Budget****P.D. Tighe MOVED:**

Motion 384/18: That Council direct Administration to amend the following service enhancements to the 2019 Operating and Capital Budget:

***OP#13 - Protective Services - Peace Officer (as amended to include \$20,500 as additional funding for a total of \$200,000);**

***OP#19 - Debt Repayment (as amended to include \$35,301 as additional funding for a total of \$285,301).**

CARRIED UNANIMOUSLY

For:5 - A. Hnatiw, S. Evans, W. Bokenfohr, P.D. Tighe, and K. Shaw

W. Bokenfohr MOVED:

Motion 385/18: That Council direct Administration to include the following service enhancements as additions to the 2019 Operating and Capital Budget:

***OP#21 - Enhanced Peace Officer Initiatives;**

***OP#22 - Economic Development- CAO Office;**

***OP#18 - Open Spaces Master Plan Implementation.**

CARRIED UNANIMOUSLY

For:5 - A. Hnatiw, S. Evans, W. Bokenfohr, P.D. Tighe, and K. Shaw

Councillor Comeau returned to the meeting at 1:06 p.m.

D.7 2019 Proposed Operating & Capital Budget

P.D. Tighe MOVED:

Motion 386/18: That Council approve the 2019 Operating and Capital Budgets as amended by motions passed at the November 30, 2018 and December 11, 2018 Council Budget Meetings represented by a 0% change to tax rates.

CARRIED UNANIMOUSLY

Mayor Hnatiw passed the Chair to Deputy Mayor Bokenfohr at 1:08 p.m.

A. Hnatiw MOVED:

Motion 387/18: That Council amend the agenda to include Item H.1 - Mayor Hnatiw - Notices of Motion.

CARRIED UNANIMOUSLY

For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe, and K. Shaw

H. NOTICES OF MOTION

Mayor Hnatiw gave notice that she will present the following Motions at the January 8, 2019 Regular Council Meeting:

1. That Council direct Administration to provide Council with information regarding advocacy support needed by the North Saskatchewan Watershed Alliance at the Rural Municipalities of Alberta.
2. That Council direct the CAO to establish a citizen task force to review the elected officials' remuneration and to bring back to Council a comprehensive list of recommendations that will ensure future compensation is fiscally responsible, fair minded and equitable.

Deputy Mayor Bokenfohr passed the Chair back to Mayor Hnatiw at 1:10 p.m.

G. URGENT MATTERS**I. ADJOURNMENT**

P.D. Tighe MOVED:

Motion 388/18: That the December 11, 2018 Regular Council Meeting be adjourned at 1:10 p.m.

CARRIED UNANIMOUSLY

**For:6 - A. Hnatiw, S. Evans, W. Bokenfohr, N. Comeau, P.D. Tighe,
and K. Shaw**

MAYOR

COUNTY COMMISSIONER (CAO)



Legislation Text

File #: RFD-182-18, **Version:** 1

Regulation of Traffic Bylaw 1419/18




1. That Council give second reading of Bylaw 1419/18.
2. That Council give third reading of Bylaw 1419/18.



Request for Decision

Title	Regulation of Traffic Bylaw 1419/18
Proposed Motion	<p>1. That Council give second reading of Bylaw 1419/18.</p> <p>2. That Council give third reading of Bylaw 1419/18.</p>
Administrative Recommendation	Administration recommends that Council give consideration for second and third reading of this bylaw as this project was within the 2018 Protective Services Department Business Plan.
Previous Council Direction	<p><u>September 11, 2018</u> - Motion 242/18: That Council give first reading of Bylaw 1419/18.</p> <p><u>November 27, 2018</u> - Motion 336/18: That Council approve the Road Use Agreements Policy as presented.</p> <p><u>May 28, 2013</u> - Motion 237/13: That County Council gives third reading to Bylaw 1278/12 referred to as the Traffic Bylaw.</p>
Report	<p><u>Background Information</u></p> <ul style="list-style-type: none"> Through regular department activities, reviews of bylaws are undertaken, and updates are a normal process in municipal governance. The current bylaw in place relating to the Regulation of Traffic within Sturgeon County was last reviewed and approved in 2013. This proposed bylaw revision has been updated/amended to align with provincial legislation as well as to address new policies within the County. This update has been a collaborative effort between Protective Services, Transportation, Utilities, Engineering and Legislative Services. Proposed amendments were presented to Council on September 11, 2018 and the Bylaw was given first reading. The following areas were amended: definition section, restricted vehicle operation (specifically, prohibited miniature vehicles), parking and general provisions relating to littering.

	<ul style="list-style-type: none"> • In addition, the amendments included content in relation to the recently passed Road Use Agreement and Road Use Policy, which will allow for enforcement of said agreement and policy. • Notification to the public of the draft proposal(s) commenced in August 2018 with support of the Communications Department. The proposed amendments were highlighted and referenced: <ul style="list-style-type: none"> ♦ In print: Weekly FYI on July 31, August 21 and December 11, 2018; ♦ Facebook and Twitter: scheduled regular posts ran July 25, 2018 through September 9, 2018; ♦ News release: September 17, 2018; and ♦ Sturgeon County website: September 17, 2018 through October 2018. • Through the bylaw amendment process, only a few inquiries were received. Based on the inquiries, clarity on Section 4, Prohibited Vehicles “mobility aid devices” was provided and subsequently, the additional content “but does not include a mobility aid device” was inserted at the end of Section 4. Additional clarification surrounding the applicability of road use agreements to the agriculture industry was also provided and subsequently, an exemption clause was added in the proposed bylaw amendment. <p><u>External Communication</u></p> <ul style="list-style-type: none"> • Regular work done by departments. • Update/review of current bylaw in place. • If second and third readings are given, in conjunction with the Communications Department, plans will be implemented to provide notification of new bylaw. • Peace Officers will be educated through the regular course of their duties. <p><u>Relevant Policy/Legislation/Practices:</u></p> <p>Traffic Safety Act, RSA 2000 c.T-6</p>
Implication of Administrative Recommendation	<p><u>Strategic Alignment:</u></p> <p>Strong Local Governance and Regional Leadership – The update of the Regulation of Traffic Bylaw is consistent with legislation, master plans, policies and procedures. Bylaw reviews and updates are a normal process in municipal governance.</p> <p><u>Organizational:</u></p> <p>Having up-to-date and current bylaws ensures that the duties and responsibilities of staff are being conducted responsibly and all legislative requirements are being met.</p>

	<u>Financial:</u> Low impact. There will be some advertising costs in relation to the bylaw implementation.
Alternatives Considered	No action; the current bylaw would be left in place.
Implications of Alternatives	<u>Strategic Alignment:</u> Regular review and updates support Strong Local Government and Regional Leadership. <u>Organizational:</u> No impact. <u>Financial:</u> None.
Follow up Action	1. Public notification of the updated bylaw. 2. Peace Officers will be educated through the regular course of their duties.
Attachment(s)	1. Bylaw 1278/12 - Traffic Bylaw 2. Bylaw 1419/18 – First Reading 3. Copy of Rules and Regulation Applying to Small Vehicles Handbook 4. Road Use Agreement Policy
Report Reviewed by:	 Pat Mahoney, Manager of Protective Services/Fire Chief  Scott MacDougall, General Manager, Municipal Services  Reegan McCullough, County Commissioner-CAO

Strategic Alignment Checklist

Vision: Sturgeon County: a diverse, active community that pioneers opportunities and promotes initiative while embracing rural lifestyles.

Mission: Provide quality, cost effective services and infrastructure to meet the diverse needs of the Sturgeon County community, while improving competitiveness and sustainability.

Focus Areas	Not consistent	N/A	Consistent
Planned Growth and Prosperity			
We encourage varied and integrated enterprises that enhance our strong economic base, while balancing the needs of the community and natural environment. (Strategic Plan and MDP pg. 36)	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Supports a strong thriving business environment to strengthen our economic foundation 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Plans for responsible growth through the MDP and regional growth plan. 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Manages growth for current and future developments through: <ul style="list-style-type: none"> transparent bylaws, policies and processes to enable responsible land development targeting growth around existing and identified future growth areas 	<input type="checkbox"/> <input type="checkbox"/>		<input type="checkbox"/> <input type="checkbox"/>
Maintain and Enhance Strong Communities			
We are committed to a safe and viable community, where our residents are provided with access to opportunities and quality of life. (Strategic Plan and pg. 27 MDP)	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Provides access to programs and services that have a positive impact on residents' quality of life 	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Provides access to safe and reliable infrastructure assets 	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Supports the safety of people and property 	<input type="checkbox"/>	<input type="checkbox"/>	
Strong Local and Regional Governance			
We promote consistent and accountable leadership through collaborative and transparent processes (Strategic Plan and pg. 27 MDP)	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Provides effective leadership and management consistent with Strategic Plan, MDP, master plans, bylaws, policies, community engagement 	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Considers fiscal stability and sustainability 	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Fosters collaborative intergovernmental partnerships 	<input type="checkbox"/>	<input type="checkbox"/>	
Community Identity & Spirit			
We will build upon our strengths, where together we will create an inclusive, caring community (Strategic Plan and MDP pg. 27)	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Promotes and/or enhances residents' identification with Sturgeon County 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Support and/or collaborate with voluntary organizations in the region 	<input type="checkbox"/>		<input type="checkbox"/>
Environmental Stewardship			
We foster a healthy environment and minimize our impact on ecosystems. (Strategic Plan and MDP pg. 27)	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Plans and partnerships that minimize environmental impact on natural areas 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Provides awareness of environmental issues impacting the County 	<input type="checkbox"/>		<input type="checkbox"/>

BYLAW 1278/12

A MEANS TO REGULATE TRAFFIC WITHIN THE BOUNDARIES OF STURGEON COUNTY STURGEON COUNTY, MORINVILLE, ALBERTA

A BYLAW OF STURGEON COUNTY IN THE PROVINCE OF ALBERTA TO ESTABLISH A MEANS TO REGULATE TRAFFIC WITHIN THE BOUNDARIES OF STURGEON COUNTY.

WHEREAS, pursuant to section 13 of the *Traffic Safety Act* and the *Dangerous Goods Transportation and Handling Act*, the Council of Sturgeon County may, with respect to a highway under its direction, control and management, make bylaws that are not inconsistent with the Acts;

AND WHEREAS the Council of Sturgeon County deems it proper to enact traffic regulations for public safety,

NOW THEREFORE, The Council of Sturgeon County duly assembled, enacts as follows:

1. TITLE

- (1) This bylaw may be referred to as the "Traffic Bylaw".

2. DEFINITIONS

- (1) This Bylaw adopts the definitions found in the *Traffic Safety Act* as amended from time to time. In addition the following definitions shall apply:
 - a. "Act" means the Traffic Safety Act, R.S.A. 2000, Chapter T-6 and amendments thereto;
 - b. "CAO" means Chief Administrative Officer or designate;
 - c. "Commercial Vehicle" means a vehicle operated on a highway by or on behalf of a person for the purpose of providing transportation but does not include a private passenger vehicle;
 - d. "Council" means the Council of Sturgeon County;
 - e. "Emergency Vehicle" means:
 - (i) a vehicle operated by a Peace Officer as defined in the *Traffic Safety Act*;
 - (ii) a fire-fighting or other type of vehicle operated by the fire protection service of a municipality;
 - (iii) an ambulance operated by a person or organization providing ambulance service;
 - (iv) a vehicle operated as a gas disconnection unit of a public utility;
 - (v) a vehicle designated by regulation as an emergency response unit;
 - f. "Fire or Emergency Lane" means a route or lane designated to provide Emergency Vehicles with unencumbered access to adjacent or nearby areas;
 - g. "Highway" means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles;
 - (i) a sidewalk, including a boulevard adjacent to the sidewalk,
 - (ii) if a ditch lies adjacent to and parallel with the roadway, the ditch, and
 - (iii) if a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be,

- but does not include a place declared by regulation not to be a highway;
- h. “Major Collector” means any Highway designed to accommodate large volumes of traffic at medium to high speeds and attempts to provide a route where there is minimal interference to the through movement of traffic;
 - i. “Municipality” means Sturgeon County;
 - j. “Obstruction” means any act or thing that blocks, impedes, interferes with, hinders or prevents, or causes a restriction of vision, passage, maintenance or use of public property or highways by vehicles or pedestrians;
 - k. “Operator” means a person responsible for the operation of a vehicle;
 - l. “Over-Dimensional Vehicle” means any Vehicle that exceeds the maximum dimensions set out in the Commercial Vehicle Dimension and Weight Regulation A.R. 315/2002 (as amended);
 - m. “Over-Weight Vehicle” means any Vehicle that exceeds the maximum weight set out in the Commercial Vehicle Dimension and Weight Regulation A.R. 315/2002 (as amended);
 - n. “Park”, “Parked” and “Parking” or any word or expression of similar connotation meaning the standing of a vehicle or remaining stationary in one place whether or not the vehicle is occupied, excluding vehicles stationary in one place:
 - i. When standing temporarily for the purpose of and while actually engaged in loading or unloading passengers; or
 - ii. In compliance with the Traffic Control Device or the directions of a Peace Officer;
 - o. “Peace Officer” means persons defined under the Traffic Safety Act and a Bylaw Officer appointed by the Municipality pursuant to the Municipal Government Act to enforce the Municipalities Bylaws;
 - p. “Public Property” means all land other than Highways, located within the Municipality and owned by or under the management and control of the Municipality;
 - q. “Recreational Vehicle” (RVs) include motorized RVs all motor homes (self-propelled motor vehicle chassis) trailers and towable RVs, travel trailers, tent trailers, Truck (slide in) campers, fifth wheel trailers and trailers carrying boats, all-terrain vehicles or snowmobiles;
 - r. “Residential Area” means all land within a residential district as defined in the Municipality’s Land Use Bylaw, specifically Country Residential multi-lot subdivision and hamlets;
 - s. “Traffic Control Device” means any sign, signal, marking or device placed, marked or erected under the authority of federal, provincial or municipal legislation for the purpose of regulating, warning or guiding traffic;
 - t. “trailer” means a vehicle so designed that it
 - i. may be attached to or drawn by a motor vehicle or tractor, and
 - ii. is intended to transport property or persons,and includes any vehicle defined by regulation as a trailer but does not include machinery or equipment solely used in the construction or maintenance of highways;
 - u. “Vehicle” means a device in, on or by which a person or thing may be transported or drawn on a Highway and includes a combination of vehicles;
 - v. “Violation Tag” means a tag or similar document issued by the Municipality pursuant to the Municipal Government Act;
 - w. “Violation Ticket” means a ticket issued pursuant to the Provincial Offences Procedure Act, as amended and regulations thereunder.

3. SPEED RESTRICTIONS

- (1) Subject to a speed limit prescribed under Section 3.2 or 3.3, the maximum speed limit of a highway shall be eighty (80) kilometers per hour.
- (2) In accordance with the following, a highway may have a different maximum speed limit than established under Section 3.1:
 - a. in the case of any highway, a maximum speed limit that is lower than eighty (80) kilometers per hour may be prescribed by Council resolution followed by the erecting of signs setting out the prescribed speed limit;
 - b. in the case of a Major Collector, a maximum speed limit of up to one hundred (100) kilometers per hour may be prescribed by Council resolution followed by the erecting of signs setting out the prescribed speed limit;
 - c. in the case of a highway abutting a Residential Area, the maximum speed limit shall be fifty (50) kilometers per hour except when Council resolution prescribes;
 - i. a maximum speed limit higher than fifty (50) kilometers per hour for Major collector abutting a residential area;
 - d. in the case of a highway within a Residential Area, the maximum speed limit shall be forty (40) kilometers per hour;
 - e. in the case of a highway that is under construction or repair or in a state of disrepair a maximum speed limit, with respect to the portion of the highway that is under construction, repair or in disrepair, be prescribed by the CAO by erecting temporary signs along the highway setting out the maximum limit.
- (3) Notwithstanding any maximum rate of speed established by this bylaw, Council may by resolution prescribe a speed limit other than the maximum allowed speed limit followed by erecting signs along the roadway setting out the prescribed speed limit.

4. RESTRICTED VEHICLE OPERATION

- (1) No Person shall operate, or Park an Over-Dimensional Vehicle or Over-Weight Vehicle on a highway unless that person first obtains written approval from the Manager of Transportation to operate the Over-Dimensional Vehicle or Over-Weight Vehicle within the Municipality.
- (2) The CAO is hereby authorized to impose Road Bans from time to time to define:
 - a. Highway locations with percentage axle weights for those Highways; and
 - b. Bridge locations with the maximum gross Commercial Vehicle weights to be posted on those bridges.
- (3) Where the CAO imposes a Road Ban with respect to a Highway, he/she shall cause signs to be erected along the Highway as he/she considers necessary to notify Operators of the Road Ban.

5. PARKING

- (1) The Municipality may cause movable Traffic Control Devices to be placed on a Highway to indicate "No Parking" for certain periods of time as may be necessary for the purpose of street cleaning, snow removal, maintenance, construction or an event, and when so marked, such Traffic Control Devices shall take precedence over all other Traffic Control Devices. When the Municipality has placed moveable Traffic Control Devices on a Highway:

- a. No person shall Park a Vehicle or permit a Vehicle to be Parked on a Highway, from the time a Traffic Control Device or devices have been placed, and until such Traffic Control Device or devices have been removed;
 - b. If the Vehicle was Parked on the Highway prior to the placement of the Traffic Control Devices no person shall leave that Vehicle Parked or permit that Vehicle to remain Parked on the Highway after the expiration of twenty four (24) hours from the time the Traffic Control Device or devices have been placed.
- (2) No person shall Park or permit a Vehicle to be Parked on a Highway contrary to a Traffic Control Device.
- (3) Where Parking is generally permitted the following restrictions apply in residential areas. No person shall Park:
 - a. a Vehicle, trailer or Recreational Vehicle on a Highway for more than thirty-six (36) consecutive hours;
 - b. any trailer, whether designed for occupancy or load carrying on any Highway unless such trailer is attached to the Vehicle by which it may be properly drawn and when attached, the trailer shall be part of the Vehicle and subject to any regulations pertaining to the Vehicle;
 - c. any Vehicle so to obstruct the free movement of traffic;
 - d. any Vehicle over 4,800 kilograms GVW (Gross Vehicle Weight);
 - e. a Commercial Vehicle or Commercial Vehicle with trailer exceeding ten (10) meters in length or two point six (2.6) meters in width on a Highway or any part of the Highway right-of- way for a period in excess of eight (8) hours;
 - f. or leave any Vehicle, recreation vehicle or trailer on any Public Property .
- (4) a person shall not Park a Vehicle on any portion of a Highway marked as a Fire or Emergency Lane.

6. OBSTRUCTIONS

- (1) No Vehicle shall be parked upon any Highway in such a manner as to block, obstruct, impede or hinder traffic thereon.
- (2) Where the Obstruction of the Highway is unavoidable due to mechanical failure, the person will not be in violation provided the person:
 - a. Promptly takes measures to remove such Vehicle from the Highway; and
 - b. Does not leave the Vehicle unattended if the Vehicle has been placed on a jack or jacks and one or more of the wheels have been removed from it or part of the Vehicle has been raised.
- (3) No Obstruction of any kind including snow or ice, construction materials, earth, debris, dirt, gate, gravel, fence, landscaping material, rock, sand, tree, or vegetation shall be made or placed in, upon or above any Highway or Public Property,.
- (4) Every person who fails to comply with the provisions of Section 6, shall be guilty of an offence and shall, in the addition to any other penalty, cause the removal of the Obstruction within twenty-four (24) hours of being notified to do so by the Municipality. After the expiration of the twenty-four (24) hour period, the Municipality may cause the removal of the Obstruction and such removal shall be at the expense of the person causing, placing or permitting the Obstruction on the Highway or Public Property.

- (5) Where an Obstruction of any kind in, upon or above any Highway or Public Property creates an unsafe condition, the Municipality shall be entitled to take such measures as are required for the protection of life or property.

7. EXCEPTIONS FOR PARKING AND OBSTRUCTIONS

- (1) The provisions of this Bylaw do not apply to the following Vehicles:
 - a. Emergency Vehicles;
 - b. A Vehicle operated by a Federal, Provincial or Municipal government, or with the approval of a Federal, Provincial or Municipal government for the purpose of constructing or maintaining a Highway; and
 - c. School Buses while loading or unloading passengers during the ordinary course of business and on school days between the hours of 9:00 a.m and 3:00 p.m.

8. REMOVAL OF VEHICLES

- (1) Any Peace Officer is authorized to remove or cause to be removed, any Vehicle:
 - a. Parked in contravention of the provision of this Bylaw; or
 - b. Parked in contravention of the Act; or
 - c. Where emergency conditions exist.
- (2) Any Vehicle removed pursuant to this Bylaw may be removed to a place designated by the Municipality, where it will remain until claimed by the owner.
- (3) When a Vehicle has been removed by a towing company on the instructions of a Peace Officer, the owner shall, in order to redeem the Vehicle, make the necessary payment to the towing company.
- (4) All charges for removal and storage of a Vehicle shall be in addition to any fine or penalty imposed in respect of any violation to this Bylaw.

9. PENALTIES

- (1) Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable upon conviction to a fine as set out in the *Traffic Safety Act* unless otherwise provided in Schedule A attached hereto and updated annually as part of the Municipality's annual fees and charges schedule.
- (2) Nothing in this Bylaw shall be construed as curtailing or abridging the right of the Municipality to obtain compensation or to maintain an action for loss of or damage to property from or against the person or persons responsible.
- (3) A Peace Officer is hereby authorized and empowered to issue a Violation Tag to any person whom, the Peace Officer has reasonable and probable grounds to believe, has contravened any provision of this Bylaw.
- (4) A Violation Tag may be issued to such person:
 - a. Either personally; or
 - b. By mailing a copy to such person at his/her last known post office address.
- (5) The Violation Tag shall be in a form approved by the Municipality and shall state:
 - a. The name of the person;
 - b. The offence;
 - c. The appropriate penalty for the offence as specified in Schedule "A" of this Bylaw;
 - d. The penalty shall be paid within thirty (30) days of the issuance of the Violation Tag;
 - e. Any other information that may be required by the Municipality.

- (6) Where a contravention of this Bylaw is of a continuing nature, further Violation Tags may be issued by a Peace Officer, provided that no more than one Violation Tag shall be issued for each day that the contravention continues.
- (7) Where a Violation Tag is issued pursuant to this Bylaw, the person to whom the Violation Tag is issued may, in lieu of being prosecuted for the offence, pay to the Municipality, the penalty specified in the Violation Tag.
- (8) If the penalty specified in a Violation Tag is not paid within the prescribed time period, then a Peace Officer is hereby authorized and empowered to issue a Violation Ticket pursuant to the Provincial Offences Procedure Act.
- (9) Nothing in this Bylaw shall prevent a Peace Officer from immediately issuing a Violation Ticket.

10. AUTHORITY

- (1) Notwithstanding any provisions of the bylaw, Council hereby delegates the CAO the authority to regulate the placement of all Traffic Control Devices, any sign, signal, marking or device placed, marked or erected under the authority of this Bylaw for the purpose of regulating, warning or guiding traffic.
- (2) Any Peace Officer, when enforcing the provisions of the Act or this bylaw, may place an erasable chalk mark on the tread of the tire of a Parked Vehicle without the individual or the Municipality incurring any liability for doing so.

11. GENERAL PROVISIONS

- (1) All persons owning or operating Vehicles shall comply with all Traffic Control Devices authorized under this bylaw.
- (2) No person shall haul or transport any items in a Vehicle or trailer unless its completely enclosed or secure so as to prevent garbage or litter from falling or being blown off. Where a violation has occurred, the Municipality may cause the clean-up of garbage and litter and such clean up shall be at the expense of the person responsible.
- (3) No person shall dispose of any refuse or place any substance on public property or highway except in designated disposal or recycle receptacles.
- (4) No person shall apply or engage engine retarder breaks on any truck or truck tractor within the Municipality where signs prohibit the use.

12. ENACTMENT

- (1) All Bylaws listed in Schedule B, except those Bylaws which prescribe speed limits are repealed upon this bylaw coming into force.
- (2) If any clause in this Bylaw is found to be invalid, it shall be severed from the remainder of the Bylaw and shall not invalidate the Bylaw in its entirety.
- (3) Except for Section 3 this bylaw shall come into force and takes effect upon third reading.
- (4) Section 3 of this bylaw shall come into force and takes effect September 1, 2013
- (5) The Bylaws listed in Schedule B which prescribe speed limits are repealed at 12:01 a.m. upon September 1.

Penalties

Section	Offence	Specific Penalty
5 (1) a	Parking in non-compliance with a moveable Traffic Control Device or devices that have been placed and has not been removed.	\$300.00
5 (2)	Parking contrary to a Traffic Control Device.	\$100.00
5 (3) a	Parking on the Highway for more than thirty-six (36) consecutive hours.	\$300.00
5 (3) b	Parking a trailer not attached to a Vehicle.	\$300.00
5 (3) c	Parking a Vehicle which obstructs the free movement of traffic.	\$300.00
5 (3) d	Parking a Vehicle over 4,800 kilograms GVW (Gross Vehicle Weight) where not authorized.	\$300.00
5 (3) e	Park a Commercial Vehicle or Commercial Vehicle with a trailer exceeding ten (10) meters in length or two point six (2.6) meters in width on a Highway or any part of the Highway right-of- way for a period in excess of eight (8) hours.	\$300.00
5 (3) f	Park or leave Vehicle, trailer or Recreational Vehicle on any Public Property unless authorized by Section 7 of this bylaw.	\$300.00
5 (4)	Parking on any portion of a Highway marked as a Fire or Emergency Lane.	\$1,000.00
6 (1)	Parking upon any Highway in such a manner to block, obstruct, impede, or hinder traffic thereon.	\$300.00
6 (2) a	Not taking measures to promptly remove a Vehicle obstructing traffic due to mechanical failure.	\$300.00
6 (2) b	Leaving a Vehicle unattended while it is on a jack or jacks and one or more of the wheels have been removed from it or part of the Vehicle has been raised.	\$300.00
6 (3)	Make or place an Obstruction of any kind or permit an Obstruction to be made or placed in, upon or above any Highway or Public Property without authority granted by the Municipality and not in strict compliance with the authority granted by the Municipality.	\$500.00
11(2)	Un-tarped load	\$200.00
11(3)	Littering/illegal dumping	\$1,000.00
11 (4)	Engine retarder brakes	\$100.00

Note: This schedule of fees may be amended from time to time in the Municipality's annual fees and charges schedule as per section 9.1

Schedule B

Repealed Bylaws

Content	Bylaw Numbers
Speed Limits	1125/07, 1036/04, 1002/03, 1001/03, 723/92, 719/92, 701/91, 693/91, 692/91, 691/91, 619/88, 604/87, 591/86, 554/85, 550/85, 538/85, 526/84, 492/83, 489/83, 484/83, 479/83, 443/82, 440/82, 385/81, 245/76, 216/74, 202/74, 185/73, 174/72, 149/71, 79/68, 41/67, 45/62, 98/60, 36/56
Weight Restriction	212/74, 204/74, 198/74, 197/74, 138/70, 116/69, 89/69, 24/62
Placement of Traffic Control Devices	987/03
Parking	821/97, 690/91, 502/83
Road signs – stop & yield	168/72, 49/67 (A), 49/67, 132/65, 89/64, 44/62
Road Obstructions	112/69, 21/61
Misc.	844/98 – use of engine retarder brakes, 50/67 – horse riding, 30/66 – weed seeds, 36/56 – general provisions, 16/55 - littering, 71/30 - littering

Read a first time this 26th day of June, 2012.

Read a second time this 23rd day of April , 2013.

Read a third and final time this 28th day of May, 2013.

If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.

BYLAW 1419/18
REGULATION OF TRAFFIC
STURGEON COUNTY, MORINVILLE, ALBERTA

A BYLAW OF STURGEON COUNTY IN THE PROVINCE OF ALBERTA TO ESTABLISH A MEANS TO REGULATE TRAFFIC WITHIN THE BOUNDARIES OF STURGEON COUNTY.

WHEREAS, pursuant to section 13 of the *Traffic Safety Act*, R.S.A. 2000, c. T-6 and section 17 of the *Dangerous Goods Transportation and Handling Act*, R.S.A. 2000, c. D-4, the Council of Sturgeon County may, with respect to a highway under its direction, control and management, make bylaws that are not inconsistent with the Acts;

AND WHEREAS, the Council of Sturgeon County deems it proper to enact traffic regulations for public safety.

NOW THEREFORE, the Council of Sturgeon County duly assembled, enacts as follows:

1. TITLE

- (1) This bylaw may be referred to as the “Regulation of Traffic Bylaw”.

2. DEFINITIONS

- (1) This Bylaw adopts the definitions found in the *Traffic Safety Act* as amended from time to time. In addition, the following definitions shall apply:
 - a. “Act” means the *Traffic Safety Act*, R.S.A. 2000, c. T-6 and amendments thereto.
 - b. “CAO” means Chief Administrative Officer or designate.
 - c. “Commercial Vehicle” means a vehicle operated on a highway by or on behalf of a person for the purpose of providing transportation but does not include a private passenger vehicle.
 - d. “Council” means the Council of Sturgeon County.
 - e. “Designated Truck Route” means a Highway or Highways listed in a Road Use Agreement or posted by a sign allowing heavy vehicle traffic.
 - f. “Emergency Vehicle” means:
 - (i) a vehicle operated by a Peace Officer as defined in the *Traffic Safety Act*;
 - (ii) a fire-fighting or other type of vehicle operated by the fire protection service of a municipality;
 - (iii) an ambulance operated by a person or organization providing ambulance service;
 - (iv) a vehicle operated as a gas disconnection unit of a public utility;
 - (v) a vehicle designated by regulation as an emergency response unit.

- g. "Engine Retarder Brake" means a device used to augment or replace some of the functions of primary friction-based braking systems.
- h. "Fire or Emergency Lane" means a route or lane designated to provide emergency vehicles with unencumbered access to adjacent or nearby areas.
- i. "Heavy Vehicle" means a Vehicle, or vehicle with trailer attached, exceeding any one of the following:
 - a) Two axles;
 - b) Twelve point five (12.5) metres in length; or
 - c) A maximum allowable weight of five thousand five hundred (5,500) kilograms;

But does not included Recreational Vehicles, County owned equipment used for road maintenance or construction.

- j. "Highway" means:
 - (i) any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestle way or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles;
 - (ii) a sidewalk, including a boulevard adjacent to the sidewalk;
 - (iii) if a ditch lies adjacent to and parallel with the roadway, the ditch; and
 - (iv) if a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway, as the case may be, but does not include a place declared by regulation not to be highway. This includes highways owned and managed by Sturgeon County.
- k. "Mobility aid" means a device used to facilitate the transport in a normal seated orientation, of a person with a physical disability.
- l. "Municipality" means Sturgeon County.
- m. "Obstruction" means any act or thing that blocks, impedes, interferes with, hinders or prevents, or causes a restriction of vision, passage, maintenance or use of public property or highways by vehicles or pedestrians.
- n. "Operator" means a person responsible for the operation of a vehicle.
- o. "Over-Dimensional Vehicle" means any vehicle that exceeds the maximum dimensions set out in the *Commercial Vehicle Dimension and Weight Regulation*, A.R. 315/2002 (as amended).

- p. "Over-Weight Vehicle" means any vehicle that exceeds the maximum weight set out in the *Commercial Vehicle Dimension and Weight Regulation*, A.R. 315/2002 (as amended).
- q. "Park", "Parked" and "Parking" or any word or expression of similar connotation meaning the standing of a vehicle or remaining stationary in one place whether or not the vehicle is occupied, excluding vehicles stationary in one place:
 - (i) when standing temporarily for the purpose of and while actually engaged in loading or unloading passengers; or
 - (ii) in compliance with the traffic control device or the directions of a Peace Officer.
- r. "Peace Officer" means persons defined under the *Traffic Safety Act* and a Bylaw Officer appointed by the Municipality pursuant to the *Municipal Government Act* to enforce the Municipality's Bylaws.
- s. "Pedestrian" means:
 - (i) a person on foot, or
 - (ii) a person in or on a mobility aid, and includes those persons designated by regulation as pedestrians.
- t. "Prohibited Miniature Vehicles" means motorized vehicles, as defined in the *Traffic Safety Act*, however, they also meet the definition of "miniature vehicles" which are not permitted on a highway in Alberta, including sidewalks along the roadway. While many of these motorized vehicles are used in a pedestrian-like manner, the operators of these vehicles do not meet the legal definition of "pedestrian". These miniature vehicles include but are not limited to electric scooter, pocket bike, golf cart, go cart, personal transporter, and motorized skateboard.
- u. "Public Property" means all land other than highways, located within the Municipality and owned by or under the management and control of the Municipality.
- v. "Road Use Agreement" or "RUA" means an arrangement entered into with the County by a person(s) or company to ensure that the Highway or Highways utilized by that person or company are protected;
- w. "Recreational Vehicle" (RVs) include motorized RVs all motor homes (self-propelled motor vehicle chassis), trailers and towable RVs, travel trailers, tent trailers, truck (slide in) campers, fifth wheel trailers and trailers carrying boats, all-terrain vehicles or snowmobiles.
- x. "Residential Area" means all land within a residential district as defined in the Municipality's Land Use Bylaw, specifically country residential multi-lot subdivisions and hamlets.
- y. "Traffic Control Device" means any sign, signal, marking or device placed, marked or erected under the authority of federal, provincial or municipal legislation for the purpose of regulating, warning or guiding traffic.
- z. "Trailer" means a vehicle so designed that it:

- (i) may be attached to or drawn by a motor vehicle or tractor, and
 - (ii) is intended to transport property or persons, and includes any vehicle defined by regulation as a trailer but does not include machinery or equipment solely used in the construction or maintenance of highways.
- aa. "Vehicle" means a device in, on or by which a person or thing may be transported or drawn on a highway and includes a combination of vehicles.
- bb. "Violation Tag" means a tag or similar document issued by the Municipality pursuant to the *Municipal Government Act*.
- cc. "Violation Ticket" means a ticket issued pursuant to the *Provincial Offences Procedure Act*, R.S.A. 2000, c P-34, as amended and regulations thereunder.

3. SPEED RESTRICTIONS

- (1) Subject to a speed limit prescribed under Section 3.2 or 3.3, the maximum speed limit of a highway shall be eighty (80) kilometers per hour.
- (2) In accordance with the following, a highway may have a different maximum speed limit than established under section 3.1:
 - a. in the case of any highway, a maximum speed limit that is lower than eighty (80) kilometers per hour may be prescribed by Council resolution followed by the erecting of signs setting out the prescribed speed limit;
 - b. in the case of a highway, a maximum speed limit of up to one hundred (100) kilometers per hour may be prescribed by Council resolution followed by the erecting of signs setting out the prescribed speed limit;
 - c. in the case of a highway within a residential area, the maximum speed limit shall be forty (40) kilometers per hour;
 - d. in the case of a highway that is under construction or repair or in a state of disrepair a maximum speed limit, with respect to the portion of the highway that is under construction, repair or in disrepair, be prescribed by the CAO by erecting temporary signs along the highway setting out the maximum limit.
- (3) Notwithstanding any maximum rate of speed established by this bylaw, Council may by resolution prescribe a speed limit other than the maximum allowed speed limit followed by erecting signs along the roadway setting out the prescribed speed limit.

4. RESTRICTED VEHICLE OPERATION

- (1) No person shall operate or park an over-dimensional vehicle or over-weight vehicle on a highway unless that person first obtains written approval from the Manager of Transportation to operate the over-dimensional vehicle or over-weight vehicle within the Municipality.
- (2) The CAO is hereby authorized to impose road bans from time to time to define:

- a. highway locations with percentage axle weights for those highways; and
 - b. bridge locations with the maximum gross commercial vehicle weights to be posted on those bridges.
- (3) Where the CAO imposes a road ban with respect to a highway, he/she shall cause signs to be erected along the highway as he/she considers necessary to notify operators of the road ban.
- (4) No person shall operate a prohibited miniature vehicle on any Sturgeon County road or Sturgeon County property.

But does not include a "Mobility aid" device.

5. PARKING

- (1) The Municipality may cause movable traffic control devices to be placed on a highway to indicate "No Parking" for certain periods of time as may be necessary for the purpose of street cleaning, snow removal, maintenance, construction or an event, and when so marked, such traffic control devices shall take precedence over all other traffic control devices. When the Municipality has placed moveable traffic control devices on a highway:
- a. No person shall park a vehicle or permit a vehicle to be parked on a highway from the time a traffic control device or devices have been placed, until such traffic control device or devices have been removed.
 - b. If the vehicle was parked on the highway prior to the placement of the traffic control device or devices, no person shall leave that vehicle parked or permit that vehicle to remain parked on the highway after the expiration of twenty-four (24) hours from the time the traffic control device or devices have been placed.
- (2) No person shall park or permit a vehicle to be parked on a highway contrary to a traffic control device.
- (3) Where parking is generally permitted, the following restrictions apply in residential areas. No person shall park:
- a. a vehicle, trailer or recreational vehicle on a highway for more than seventy-two (72) consecutive hours;
 - b. any trailer, whether designed for occupancy or load carrying on any highway unless such trailer is attached to the vehicle by which it may be properly drawn and when attached, the trailer shall be part of the vehicle and subject to any regulations pertaining to the vehicle;
 - c. any vehicle so to obstruct the free movement of traffic;
 - d. any vehicle over 4,800 kilograms GVW (Gross Vehicle Weight) in any subdivision;

- e. a commercial vehicle or commercial vehicle with trailer exceeding 10 meters in length or 2.6 meters in width on a highway or any part of the highway right-of-way for a period in excess of eight (8) hours;
 - f. or leave any vehicle, recreation vehicle or trailer on any Sturgeon County public property, unless otherwise permitted by agreement or permit.
- (4) A person shall not park a vehicle on any portion of a highway marked as a fire or emergency lane.

6. OBSTRUCTIONS

- (1) No vehicle shall be parked upon any highway in such a manner as to block, obstruct, impede or hinder traffic thereon.
- (2) Where the obstruction of the highway is unavoidable due to mechanical failure, the person will not be in violation provided the person:
 - a. promptly takes measures to remove such vehicle from the highway; and
 - b. does not leave the vehicle unattended if the vehicle has been placed on a jack or jacks and one or more of the wheels have been removed from it or part of the vehicle has been raised.
- (3) No obstruction of any kind including snow or ice, construction materials, earth, debris, dirt, gate, gravel, fence, landscaping material, rock, sand, tree, or vegetation shall be made or placed in, upon or above any highway or public property.
- (4) Every person who fails to comply with the provisions of section 6, shall be guilty of an offence and shall, in addition to any other penalty, cause the removal of the obstruction within twenty-four (24) hours of being notified to do so by the Municipality. After the expiration of the twenty-four (24) hour period, the Municipality may cause the removal of the obstruction and such removal shall be at the expense of the person causing, placing or permitting the obstruction on the highway or public property.
- (5) Where an obstruction of any kind in, upon or above any highway or public property creates an unsafe condition, the Municipality shall be entitled to take such measures as are required for the protection of life or property.

7. EXCEPTIONS FOR PARKING AND OBSTRUCTIONS

- (1) The provisions of this Bylaw do not apply to the following vehicles:
 - a. emergency vehicles;
 - b. a vehicle operated by a federal, provincial or municipal government, or with the approval of a federal, provincial or municipal government for the purpose of constructing or maintaining a highway; and
 - c. school buses while loading or unloading passengers during the ordinary course of business.

8. REMOVAL OF VEHICLES

- (1) Any Peace Officer is authorized to remove or cause to be removed, any vehicle:
 - a. parked in contravention of the provision of this Bylaw;
 - b. parked in contravention of the Act; or
 - c. where emergency conditions exist.
- (2) Any vehicle removed pursuant to this Bylaw may be removed to a place designated by the Municipality where it will remain until claimed by the owner.
- (3) When a vehicle has been removed by a towing company on the instructions of a Peace Officer, the owner shall, in order to redeem the vehicle, make the necessary payment to the towing company.
- (4) All charges for removal and storage of a vehicle shall be in addition to any fine or penalty imposed in respect of any violation to this Bylaw.

9. ROAD USE AGREEMENTS

- (1) The Transportation Manager or his/her designate, in accordance with Sturgeon County's Road Use Agreement policy, may make a determination that the use of a highway by a commercial vehicle or commercial vehicles may or will cause damage to a highway due to:
 - (a) the weight of the commercial vehicle or commercial vehicles; or
 - (b) the frequency of the use of the commercial vehicle or commercial vehicles.
- (2) Where the determination is made that the use may or will likely cause damage to a highway under section 9 subsection (1), the Transportation Manager or his/her designate is authorized to require any operator to enter into a Road Use Agreement prior to operating a commercial vehicle upon a highway.
- (3) An operator entering into a Road Use Agreement shall always ensure that the terms and conditions contained within the Road Use Agreement are complied with.
- (4) Where an operator has entered into a Road Use Agreement, failure to comply with the agreement may result in the cancellation of the agreement.
- (5) Operators of a Heavy Vehicle shall travel on a Designated Truck Route when listed in a Road Use Agreement or posted by sign.
- (6) Farming Activity, the Agriculture industry and potable water hauling is exempt for the requirements of the road use agreements.

10. PENALTIES

- (1) Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable upon conviction to a fine as set out in the *Traffic Safety Act* unless otherwise provided in Schedule "A" attached hereto and updated annually as part of the Municipality's annual fees and charges schedule.
- (2) Nothing in this Bylaw shall be construed as curtailing or abridging the right of the Municipality to obtain compensation or to maintain an action for loss of or damage to property from or against the person or persons responsible.
- (3) A Peace Officer is hereby authorized and empowered to issue a violation tag to any person whom, the Peace Officer has reasonable and probable grounds to believe, has contravened any provision of this Bylaw.
- (4) A violation tag may be issued to such person:
 - a. either personally; or
 - b. by mailing a copy to such person at his/her last known post office address.
- (5) The violation tag shall be in a form approved by the Municipality and shall state:
 - a. the name of the person;
 - b. the offence;
 - c. the appropriate penalty for the offence as specified in Schedule "A" of this Bylaw;
 - d. the penalty shall be paid within thirty (30) days of the issuance of the violation tag; and
 - e. any other information that may be required by the Municipality.
- (6) Where a contravention of this Bylaw is of a continuing nature, further violation tags may be issued by a Peace Officer, provided that no more than one violation tag is issued for each day that the contravention continues.
- (7) Where a violation tag is issued pursuant to this Bylaw, the person to whom the violation tag is issued may, in lieu of being prosecuted for the offence, pay to the Municipality, the penalty specified in the violation tag.
- (8) If the penalty specified in a violation tag is not paid within the prescribed time period, then a Peace Officer is hereby authorized and empowered to issue a violation ticket pursuant to the *Provincial Offences Procedure Act*.
- (9) Nothing in this Bylaw shall prevent a Peace Officer from immediately issuing a violation ticket.

11. AUTHORITY

- (1) The *Traffic Safety Act*, as amended, is adopted for use in the regulating and control of traffic in the County.
- (2) Notwithstanding any provisions of this Bylaw, Council hereby delegates the CAO the authority to regulate the placement of all traffic control devices, any sign, signal, marking or device placed, marked or erected under the authority of this Bylaw for the purpose of regulating, warning or guiding traffic.

12. GENERAL PROVISIONS

- (1) All persons operating vehicles shall comply with all traffic control devices authorized under this Bylaw.
- (2) No person shall haul or transport any items in a vehicle or trailer unless its completely enclosed or secure to prevent garbage or litter from falling or being blown off. Where a violation has occurred, the Municipality may cause the clean-up of garbage and litter and such clean up shall be at the expense of the person responsible.
- (3) No person or registered owner of a vehicle shall allow or permit an occupant of their vehicle to allow the escape or disposal of any refuse or substance on public property or highway except in designated disposal or recycle receptacles.
- (4) No person or registered owner of a vehicle shall allow or permit an occupant of their vehicle to allow the escape or disposal of any refuse or substance on private property unless otherwise authorized and agreed to by the private land owner.
- (5) No person shall apply or engage engine retarder brakes on any truck or truck tractor within the Municipality where signs prohibit the use.

13. EFFECTIVE DATE

- (1) This Bylaw shall come into force and take effect upon the date of third reading.

14. REPEAL OF BYLAWS

- (1) Bylaw 1278/12 and any amendments thereto are hereby repealed.

Read a first time this 11th day of September, 2018.

Read a second time this ____ day of _____, 2018.

Read a third time this ____ day of _____, 2018.

MAYOR

COUNTY COMMISSIONER (CAO)

If any portion of this bylaw is declared invalid by a court of competent jurisdiction, then the invalid portion must be severed and the remainder of the bylaw is deemed valid.

Schedule A Penalties

Section	Offence	Specific Penalty
5(1)a	Parking in non-compliance with a moveable traffic control device or devices that have been placed and has not been removed.	\$200.00
5(2)	Parking contrary to a traffic control device.	\$100.00
5(3)a	Parking on a highway for more than seventy-two (72) consecutive hours.	\$200.00
5(3)b	Parking a trailer not attached to a vehicle.	\$300.00
5(3)c	Parking a vehicle which obstructs the free movement of traffic.	\$300.00
5(3)d	Parking a vehicle over 4,800 kilograms GVW (Gross Vehicle Weight) where not authorized.	\$300.00
5(3)e	Park a commercial vehicle or commercial vehicle with a trailer exceeding 10 meters in length or 2.6 meters in width on a highway or any part of the highway right-of-way for a period in excess of eight (8) hours.	\$300.00
5(3)f	Park or leave vehicle, trailer or recreational vehicle on any public property unless authorized by section 7 of this Bylaw.	\$300.00
5(4)	Parking on any portion of a highway marked as a fire or emergency lane.	\$1,000.00
6(1)	Parking upon any highway in such a manner to block, obstruct, impede, or hinder traffic thereon.	\$300.00
6(2)a	Not taking measures to promptly remove a vehicle obstructing traffic due to mechanical failure.	\$200.00
6(2)b	Leaving a vehicle unattended while it is on a jack or jacks and one or more of the wheels have been removed from it or part of the vehicle has been raised.	\$200.00
6(3)	Make or place an obstruction of any kind or permit an obstruction to be made or placed in, upon or above any highway or public property without authority granted by the Municipality and not in strict compliance with the authority granted by the Municipality.	\$500.00
9(1)	Hauling with out a Road Use Agreement	\$500.00
9(2)	Fail to comply with conditions of Road Use Agreement	\$500.00
9(5)	Fail to follow Designated Truck Route	\$500.00
12(2)	Un-tarped load	\$500.00
12(3)	Littering/Illegal dumping public lands	\$1,000.00
12(4)	Littering/Illegal dumping private lands	\$1,000.00
12(5)	Engage engine retarder brakes where prohibited	\$200.00

Note: This schedule of fees may be amended from time to time in the Municipality's annual fees and charges schedule as per section 10.1 of this Bylaw.

Rules & Regulations Applying to Small Vehicles



Updated October 2017



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Introduction

Operating a small vehicle is a high risk activity. These vehicles are lighter, less stable, and more vulnerable in a crash than other vehicles on the road. New riders are at the greatest risk of having a collision because they are unfamiliar with the controls and handling characteristics of small vehicles.

Even if you are an experienced automobile driver, when learning to ride a small vehicle, be aware that you are once again a beginner. Always ride with a safe attitude. Try to anticipate and avoid dangerous situations by riding safely. Being involved in a crash can mean a loss of income, health and possibly a life.

This handbook is a good source in understanding the rules and regulations applying to small vehicles. For other driver handbooks and to understand more about road safety and low risk driving pick up a Basic, Motorcycle and/or Professional Driver's Handbook at an Alberta Registry Agent office or on <http://www.transportation.alberta.ca/DriversVehicles.htm>

Although efforts have been made to reflect the current state of the legislation and regulations at the time of its original publishing, this publication has no legislative sanction and is not intended to take the place of the *Traffic Safety Act* and Regulations or other legislation from which in part it is derived. The user is encouraged to refer to the source legislation at: <http://www.transportation.alberta.ca/525.htm> for purposes of interpreting and applying the law. Any reliance on the information contained herein is done so at the reader's sole risk.

A message from Alberta Transportation

October 2017

Common Definitions

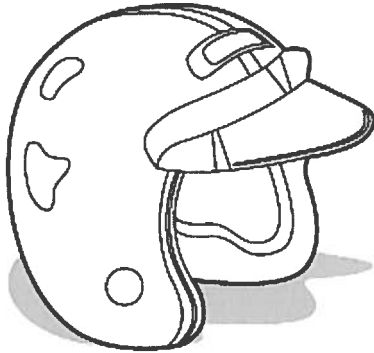
Important common definitions that may apply to more than one of the vehicles listed in this guide:

1. Cycle – “cycle” means a bicycle, power bicycle, motorcycle or moped.
(*Traffic Safety Act, Section 1*)
2. Motorcycle – “motorcycle” means a motor vehicle, other than a moped, that is mounted on 2 or 3 wheels and includes those motor vehicles known in the automotive trade as motorcycles and scooters. (*Traffic Safety Act, Section 1*)
3. Motor vehicle – “motor vehicle” means (i) a vehicle propelled by any power other than muscular power, or (ii) a moped, but does not include a bicycle, power bicycle, an aircraft, an implement of husbandry or a motor vehicle that runs only on rails.
(*Traffic Safety Act, Section 1*)
4. Vehicle – “vehicle”, other than in Part 6, means a device in, on or by which a person or thing may be transported or drawn on a highway and includes a combination of vehicles but does not include a mobility aid. (*Traffic Safety Act, Section 1*)
5. Highway – “highway” means any thoroughfare, street, road, trail, avenue, parkway, driveway, viaduct, lane, alley, square, bridge, causeway, trestleway or other place or any part of any of them, whether publicly or privately owned, that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles and includes:
 - i. A sidewalk, including a boulevard adjacent to the sidewalk
 - ii. If a ditch lies adjacent to and parallel with the roadway, the ditch, and
 - iii. If a highway right of way is contained between fences or between a fence and one side of the roadway, all the land between the fences, or all the land between the fence and the edge of the roadway as the case may be, but does not include a place declared by regulation not to be a highway.
(*Traffic Safety Act, Section 1*)

Quick Reference Guide

	Driver's Licence Required	Minimum Driving Age	Registration Required	Insurance Required	Helmet Required
power bicycles	NO	12	NO	NO	YES
mopeds	CLASS 7	14	YES	YES	YES
motorcycles	CLASS 6	16	YES	YES	YES
mobility aids	NO	N/A	NO	NO	NO
off-highway vehicles	YES + NO	14	YES	YES	YES
prohibited miniature vehicles	It is prohibited to operate these vehicles on roadways or sidewalks.				

Motorcycle Helmets



Motorcycle helmets are worn by riders of:

1. Power Bicycles (A rider may also wear an approved bicycle helmet)
2. Mopeds
3. Motorcycles
4. Most Off-Highway Vehicles

Approved Helmet Standards: Motorcycle Helmets must have the mark or label stating it meets one of the following standards: CSA, DOT (Standard 218), BSI, the applicable Snell Memorial Foundation standard, or the ECE.

The following are adopted and apply to safety helmets in accordance with subsection (1):

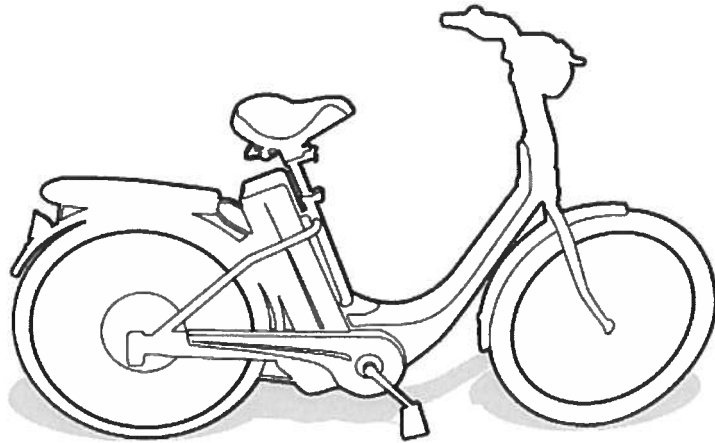
- a) CSA Standard CAN3-D230-M85;
- b) DOT Standard 218 under part 571.218 of the code of Federal Regulations (United States), Title 49;
- c) British Standards Institute Standard BS 6658 – 1985;
- d) Snell Memorial Foundation Standard M2000;
- e) Snell Memorial Foundation Standard M2005;
- f) Snell Memorial Foundation 2010 Standard For Protective Headgear;
- g) United Nations Economic Commission for Europe Regulation 22-05.

No person shall buy, sell or offer for sale a safety helmet intended for the use of operators or passengers of cycles, and off-highway vehicles, unless it complies with the standard.

To ensure your personal safety, maintain your helmet in good condition and replace it in accordance with its manufacturer's recommendations.

Note: New helmets are not being manufactured and certified to the CSA, BSI, and older Snell Memorial Foundation Standards. These standards are included as some older helmets may still be in use on Alberta's roadways.

Power Bicycles



Definition according to: **USE OF HIGHWAY AND RULES OF THE ROAD REGULATION**

1(1)(o) "power bicycle" means a vehicle that is a power-assisted bicycle under the Motor Vehicle Safety Regulations (Canada) (C.R.C., c. 1038);

Motor Vehicle Safety Regulations (Canada) (C.R.C., c. 1038):

Interpretation 2.(1)

"power-assisted bicycle" means a vehicle that:

- (a) has steering handlebars and is equipped with pedals,
- (b) is designed to travel on not more than three wheels in contact with the ground,
- (c) is capable of being propelled by muscular power,
- (d) has one or more electric motors that have, singly or in combination, the following characteristics:
 - (i) it has a total continuous power output rating, measured at the shaft of each motor, of 500 W or less,
 - (ii) if it is engaged by the use of muscular power, power assistance immediately ceases when the muscular power ceases,
 - (iii) if it is engaged by the use of an accelerator controller, power assistance immediately ceases when the brakes are applied, and
 - (iv) it is incapable of providing further assistance when the bicycle attains a speed of 32 km/h on level ground,
- (e) bears a label that is permanently affixed by the manufacturer and appears in a conspicuous location stating, in both official languages, that the vehicle is a power-assisted bicycle as defined in this subsection, and
- (f) has one of the following safety features,
 - (i) an enabling mechanism to turn the electric motor on and off that is separate from the accelerator controller and fitted in such a manner that it is operable by the driver, or
 - (ii) a mechanism that prevents the motor from being engaged before the bicycle attains a speed of 3 km/h;

Operator's
Licence
Required

NO

Operator's licence: You are not required to hold an operators licence when operating a power bicycle.
(*Traffic Safety Act, Section 51(a)* states licence required for 'motor vehicles'. Definition of motor vehicle in *Traffic Safety Act, Section 1*, excludes power bicycles.)

Minimum
Driving
Age

12

Minimum driving age: The minimum driving age to operate a power bicycle is 12 years. You must also have written consent from a parent or legal guardian.
(Operator Licensing and Vehicle Control Regulation. Parental consent in form approved by Registrar or holds a valid licence, *Section 9*)

Registration
Required

NO

Registration: You are not required to obtain registration on power bicycles.
(*Traffic Safety Act, Section 52 (1)(a)* states registration required for 'motor vehicle'. Definition of motor vehicle excludes power bicycles.)

Insurance
Required

NO

Insurance: You are not required to obtain insurance for power bicycles.
(*Traffic Safety Act, Section 54(1)(a)* states insurance required for 'motor vehicle'. Definition of motor vehicle excludes power bicycles.)

Helmet
Required

YES

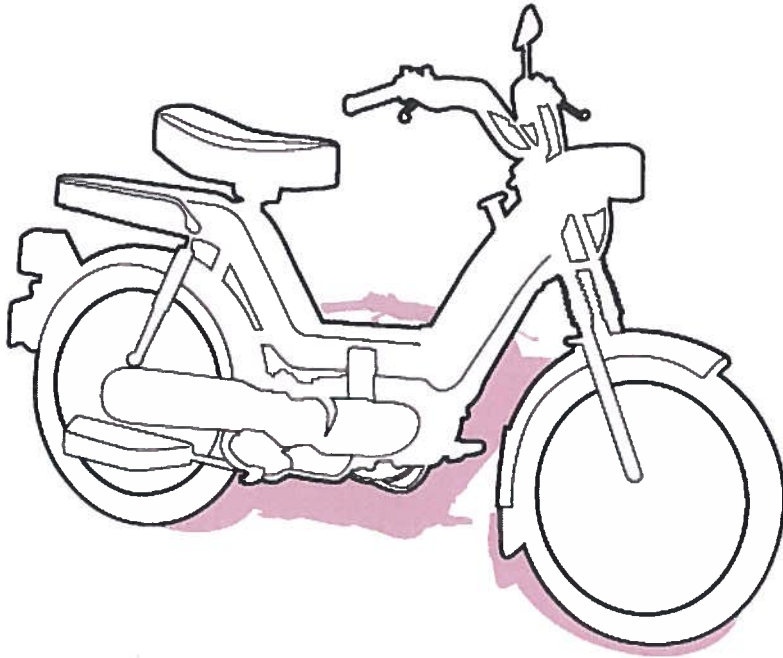
Helmet: You must wear either an approved motorcycle helmet (Vehicle Equipment Regulation, Section 108).
Or, an approved bicycle helmet (Vehicle Equipment Regulation section 112 via Registrar's exemption dated August 25, 2017):
<http://www.transportation.alberta.ca/Content/docType41/production/powerbicycleexemption.pdf>

Special laws:

- a) You must ride as far to the right side of a highway as practicable to the curb or edge of the roadway unless making a left hand turn. When riding on a one way street in an urban area you may operate as near as practicable to either curb or edge of the roadway.
(Use of Highway and Rules of the Road Regulation, Section 77.)
- b) If you are under the age of 16 years, you are prohibited from carrying any passengers on a power bicycle.

Equipment: You must be equipped with the following gear when riding a power bicycle: headlamp, tail lamp, brake lamp, reflectors, brakes, a horn, and mirror.
(Vehicle Equipment Regulation, Sections: 10, 13, 18, 19, 50, 54, 60, and 110.)

Mopeds



Definition according to: USE OF HIGHWAY AND RULES OF THE ROAD REGULATION

1(1)(i) "moped" means a vehicle that

- (i) is propelled by an electric motor or an engine that has a displacement of not more than 50 cubic centimetres, and
- (ii) is a limited-speed motorcycle under the Motor Vehicle Safety Regulations (Canada) (C.R.C., c. 1038);

Motor Vehicle Safety Regulations (Canada) (C.R.C., c. 1038):

Interpretation 2.(1)

"limited-speed motorcycle" means a motorcycle that

- (a) has steering handlebars that are completely constrained from rotating in relation to the axle of only one wheel in contact with the ground,
- (b) has a maximum speed of 70 km/h or less,
- (c) has a minimum seat height, when the vehicle is unladen, of 650 mm, and
- (d) does not have a structure partially or fully enclosing the driver and passenger, other than that part of the vehicle forward of the driver's torso and the seat backrest.

NOTE: Some vehicles may appear to be "mopeds", however, if they exceed the engine size of 50 cc, or have a top speed of more than 70 km/h, then they do not fall into the moped classification and are, instead, considered motorcycles.

Operator's
Licence
Required
Class 7

Operator's licence: The minimum requirement for operating a moped is a Class 7 licence.
(*Traffic Safety Act, Section 51(a)* states licence required for 'motor vehicles'. Motor vehicle definition above includes mopeds.)

Minimum
Driving
Age
14

Minimum driving age: The minimum age for operating a moped is 14 years. (Operator Licensing and Vehicle Control Regulation, Section 28(2) states the age for issuing of a Learner's Licence. Section 32(2)(a) states that Class 7 learner's licence is not considered a learner's licence when operating a moped – supervision is not required.)

Registration
Required
YES

Registration: You are required to obtain registration before you operate a moped.
(*Traffic Safety Act, Section 52(1)(a)* states registration required for 'motor vehicles'. Motor vehicle definition includes mopeds.)

Insurance
Required
YES

Insurance: You must obtain insurance before operating a moped.
(*Traffic Safety Act, Section 54(1)(a)* states insurance required for 'motor vehicle'. Motor vehicle definition includes mopeds.)

Helmet
Required
YES

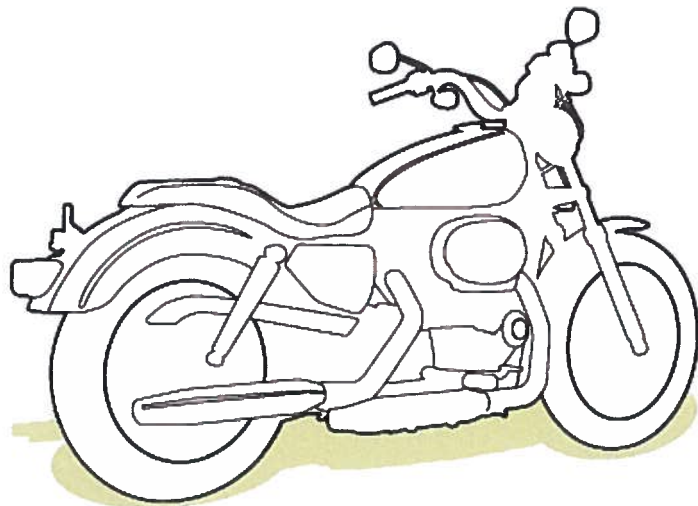
Helmet: You must wear an approved motorcycle helmet when operating a moped.
(Vehicle Equipment Regulation, Section 93)

Special laws:

- a) You must ride as far to the right side of a highway as practicable to the curb or edge of the roadway unless making a left hand turn. When riding on a one-way road in an urban area you may operate as near as practicable to either curb or edge of the roadway.
(Use of Highway and Rules of the Road Regulation, Section 77.)
- b) If you are under the age of 16 years, you are prohibited from carrying any passengers on a moped.
(Use of Highway and Rules of the Road Regulation, Section 76.)

Equipment: Your moped must be equipped with: headlamp, tail lamp, brake lamp, reflectors, brakes, horn, muffler, and mirror.
(Vehicle Equipment Regulation, Sections: 10, 13, 18, 19, 50, 54, 60, 61, and 110.)

Motorcycles



Definition according to: **TRAFFIC SAFETY ACT**

1(w): "motorcycle" means a motor vehicle, other than a moped that is mounted on 2 or 3 wheels and includes those motor vehicles known in the automotive trade as motorcycles and scooters.

Operator's
Licence
Required
Class 6

Operator's licence: You are required to have a Class 6 licence in order to operate a motorcycle.
(Operator Licensing and Vehicle Control Regulation, Section 26.)

Minimum
Driving
Age
16

Minimum driving age: You must be 16 years of age in order to operate a motorcycle.
(Operator Licensing and Vehicle Control Regulation, Section 26) Applies to either learner or operator. (Operator Licensing and Vehicle Control Regulation, Section 28 – must be minimum 16 years for operating motorcycle with Class 7.)

Learning to operate: You must be 16 years of age before you begin to learn how to operate a motorcycle. A learner must hold a Class 7, 5, 4, 3, 2, or 1 licence.
(Operator Licensing and Vehicle Control Regulation, Section 29(4).) Learner must be supervised by someone 18 years or older (Operator Licensing and Vehicle Control Regulation, Section 29(3)), who holds a Class 6 licence that is not a Graduated Driver Licence (GDL). Supervisor must either be on the bike

with the learner or in or on another motor vehicle in close proximity. (*Traffic Safety Act, Section 51(f), (f.1) & (f.2).*) If learner has a Class 7 learner's licence, then learner may not operate a motorcycle during night time which is defined as one hour after sunset to one hour before next sunrise (Operator Licensing and Vehicle Control Regulation, Section 32(6)).

Registration
Required

YES

Registration: You are required to obtain registration before you operate a motorcycle.
(*Traffic Safety Act, Section 52(1)(a)*) states registration required for 'motor vehicles'.)

Insurance
Required

YES

Insurance: All motorcycles must be insured before they are operated.
(*Traffic Safety Act, Section 54(1)(a)*) states insurance required for 'motor vehicles'.)

Helmet
Required

YES

Helmet: You must wear an approved motorcycle helmet when operating a motorcycle.
(Vehicle Equipment Regulation, Section 108). Standards are also covered in this section.)

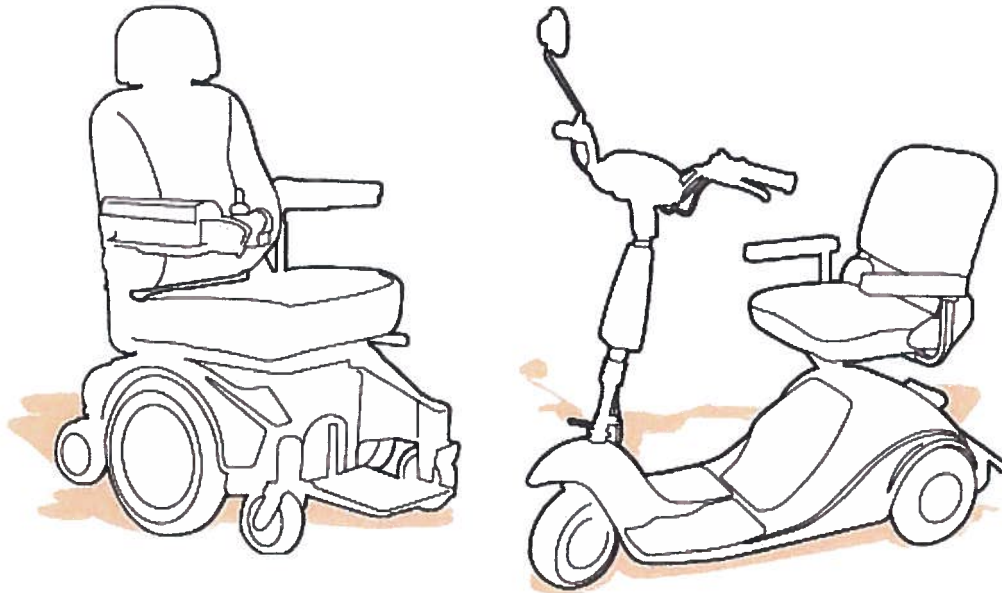
Special laws:

- a) You may only carry as many passengers as the motorcycle is designed for.
(Use of Highway and Rules of the Road Regulation, Section 77.)
- b) Passengers must ride on the seat designed for passengers and use the foot rests.
(Use of Highway and Rules of the Road Regulation, Section 77.)
- c) Not permitted to ride beside another cycle in the same lane except when passing.
- d) Shall not operate the cycle adjacent to another cycle travelling in the same direction.
(Use of Highway and Rules of the Road Regulation, Section 78)

Equipment: You must meet the requirements of the Vehicle Equipment Regulation.

Mobility Aids

(electric scooters/wheelchair)



Definition According to: *Traffic Safety Act*

1(v): "Mobility aid" means a device used to facilitate the transport, in a normal seated orientation, of a person with a physical disability.

1(gg): "pedestrian" means

- i) a person on foot, or
- ii) a person in or on a mobility aid

1(ww): "vehicle", other than in Part 6, means a device in, on or by which a person or thing may be transported or drawn on a highway and includes a combination of vehicles but does not include a mobility aid.

Operator's
Licence
Required

NO

Operator's Licence: You are not required to hold a licence in order to operate a mobility aid.

Minimum
Driving
Age

N/A

Minimum driving age: There is no minimum age requirement. Anyone is able to operate a mobility aid.

Registration
Required

NO

Registration: You are not required to obtain registration for mobility aids.

Insurance
Required

NO

Insurance: Insurance is not a requirement for mobility aid users.

Helmet
Required

NO

Helmet: You are not required to wear a helmet when operating a mobility aid. However, it is recommended especially when operating on uneven surfaces. (Vehicle Equipment Regulation, Section 112.)

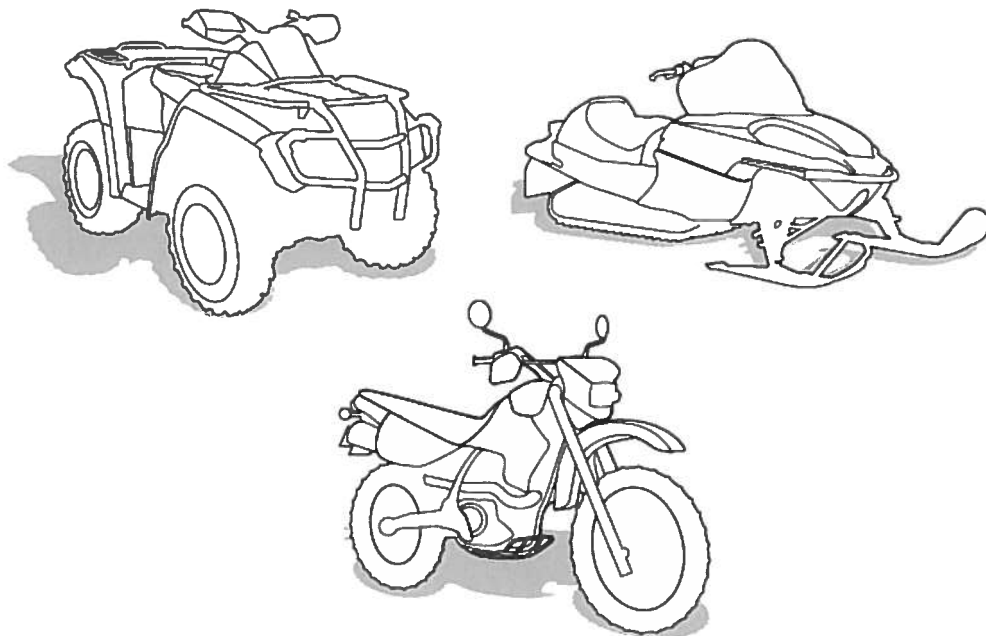
Special laws: A mobility aid user is by definition considered a pedestrian. All rules that apply to pedestrians also apply to individuals operating a mobility aid.

(*Traffic Safety Act, Section 1*, definition of "pedestrian")

Equipment: No special equipment is required to operate a mobility aid.

Off-highway Vehicles

(ATV, snowmobile, trail bike)



Definition according to: **TRAFFIC SAFETY ACT**

117(a): "off-highway vehicle" means any motorized mode of transportation built for cross-country travel on land, water, snow, ice or marsh or swamp land or on other natural terrain and, without limiting the generality of the foregoing, includes, when specifically designed for such travel,

- a) 4-wheel drive vehicles
- b) low pressure tire vehicles
- c) motorcycles and related 2-wheel vehicles
- d) amphibious vehicles
- e) all-terrain vehicles
- f) miniature motor vehicles
- g) snow vehicles
- h) minibikes, and
- i) any other means of transportation that is propelled by any power other than muscular or wind (but does not include motor boats)

Note: For definition and restrictions that apply to miniature vehicles and minibikes, see the prohibited miniature vehicles section.

Prohibited Operation: An off-highway vehicle may not be operated on any highway, road or ditch unless permission has been expressly granted. In the case of a provincial highway, the Minister may by "order" or "permit" authorize such vehicles along any portion of a highway (*Traffic Safety Act, Section 120(4)(a)(i) & (ii)*). In the case of a municipality, the council of a municipality may, through bylaw, authorize such vehicles along any portion of a highway (*Traffic Safety Act, Section 120(4)(b)*).

Note: Definition of "highway" includes the ditches alongside the roadway.

Crossing a highway: An off-highway vehicle may be driven across a highway, including the roadway, parking lane or sidewalk portion of the highway, if the following occurs:

- The driver must stop the off-highway vehicle before crossing.
- All passengers must be off the off-highway vehicle and any vehicle or thing attached to it before the driver starts to cross the highway.
- The driver must yield the right of way to all other vehicles and persons on the highway.
- The driver must drive the most direct and shortest route of travel available.
- A licence is not required to cross a highway.

Operator's Licence:

On private land: You are not required to have an operators licence when on private land. (Does not meet definition of "highway" and in *Traffic Safety Act, Section 119(2)* does not require registration or insurance in these cases.)



Off-highway operation: You are not required to have an operator's licence when operating off-highway.

(*Traffic Safety Act, Section 51(a)* states that you shall not "...drive a motor vehicle on a highway unless that person is the holder of a subsisting operator's licence." Since these are "off-highway" vehicles, this requirement does not apply.)



On-highway operation: You are required to have an operator's licence when operating on-highway.

(*Traffic Safety Act, Section 120(2)(b) & (4)* allow operation on a highway if authorized by minister or municipality. Operator Licensing and Vehicle Control Regulation, Section 26(1) allows a Class 6 licence to be used for this. Section 32(2) allows Class 7 to be used this way. Any class of licence may be used from 1 through 7.) No licence required if just crossing a highway.

Minimum
Driving
Age
14

Minimum driving age: The minimum age for operating off-highway vehicles on public land or highways is 14 years where permitted. If you are younger than 14 years, you may operate on public land with supervision by someone 18 years of age or older who is either on the same off-highway vehicle or in close proximity.

(Off-Highway Vehicle Regulation, Section 2.) If operating on private property, no age restriction applies.

Alberta Transportation recommends compliance with a manufacturer's recommendations and warnings, especially in accordance with minimum age, and seating capacity. If the manufacturer recommends no passengers for a vehicle, or designed the vehicle to have no passengers, then Alberta Transportation strongly recommends you not carry any passengers. Also, passengers should only be carried if they can properly use the passenger hand rails and footrests.

The ATV Safety Alert of the Canadian and Alberta Safety Council's ATV Rider Courses state: "Never carry a passenger on a single-rider ATV. Carrying a passenger may upset the balance of the ATV and may cause it to go out of control". The Alberta Center for Injury Control and Research started an ATV working group and this group cautions against a passenger less than 12 years old or anyone who can't reach the hand rails or footrests.

- Many young children lack the appropriate motor skills and ability to maneuver an off highway vehicle (OHV) such as an OHV, particularly when operating an adult size OHV.
- Each year, many children and youth are seriously injured or even killed while riding an OHV.
- In Canada, nearly 25% of OHV related deaths are among children under 15 years old.
- More than one third of serious injuries from OHV crashes are among children under 15 years old.

Registration
Required

YES

Registration: Off-highway vehicles must be registered before they are allowed on Alberta's roads. This applies only to public land and highways. (*Traffic Safety Act*, Section 119.) No registration required if on private property.)

Insurance
Required

YES

Insurance: All off-highway vehicles must be insured if you plan to operate them on public land or highways where permitted. (*Traffic Safety Act*, Section 119.) No insurance required if on private property.

Helmet
Required

YES

Helmet: Helmets are required for anyone driving, operating, riding in or on, or being towed by, an OHV on public land.

You are not required to wear a helmet when using an OHV:

- on your own property,
- on private property with permission of the owner,
- on First Nations Reserve or Metis Settlement lands, unless they have a law requiring it;
- that has safe, manufacturer installed rollover protective structures and seat belts, which have not been modified and are being properly worn;
- that meets the standards for a motor vehicle designed for use on a roadway, has seat belt assemblies maintained in compliance with the Vehicle Equipment Regulation, and that person is wearing a seat belt (e.g. unmodified 4x4 trucks, sport utility vehicles, and jeeps);

- if you are a bona fide member of the Sikh religion who wears a turban;
- during the performance of farming or ranching operations exempt from Alberta's occupational health and safety laws; and
- during the performance of work where Alberta's occupational health and safety laws have exempted OHV helmet use.

OHV helmet use is recommended for all OHV users, even if they are exempt.

For more information on helmet exemptions, please see the *Traffic Safety Act* sections 128.1 and 129, and Off-Highway Vehicle Regulation section 9.1.

Special Laws: Please check the *Traffic Safety Act* for special laws. (*Traffic Safety Act*, Section 117 to 129 and Off-Highway Vehicle Regulation.)

Vehicle Equipment: Off-highway vehicles must be equipped with the following equipment: a headlamp, tail lamp, and a muffler. (Off-Highway Vehicle Regulation, Sections: 5, 6, and 8.)

Accessing Trails: Off-highway operators have access to thousands of kilometres of trails in a variety of landscapes. However, not all areas are open to off-highway vehicles. Operators must ensure they are aware of restrictions and guidelines in the areas where they plan to ride.

- Permission must be obtained before riding on private property and most public lands leased for agriculture.
- Off-highway vehicles are generally prohibited from parks, protected areas and natural areas.

Shared use and respect: Many areas are shared with other recreational and industrial land users. Off-highway vehicle operators can promote respect and reduce conflict with others with simple practices.

- Yield the trail to non-motorized traffic (such as horses, hikers, cyclists, skiers).
- Keep engine volume and vehicle speed low when near other users.
- Respect soil and vegetation reclamation efforts.
- Pack out all trash and litter.

Environment: Off-highway vehicles are capable of causing long-term disturbance to soil, water, vegetation, fish and wildlife. Wet and alpine areas are particularly at risk. Help reduce damage by doing the following.

- Ride on existing trails. Whenever possible, ride when the trails are dry.
- Stay out of streams and wetlands.
- Steer clear of wildlife and sensitive habitats.
- Keep skidding and spinning to a minimum.
- Keep machines clean to reduce weed transfer and prevent overheating which can lead to a fire.

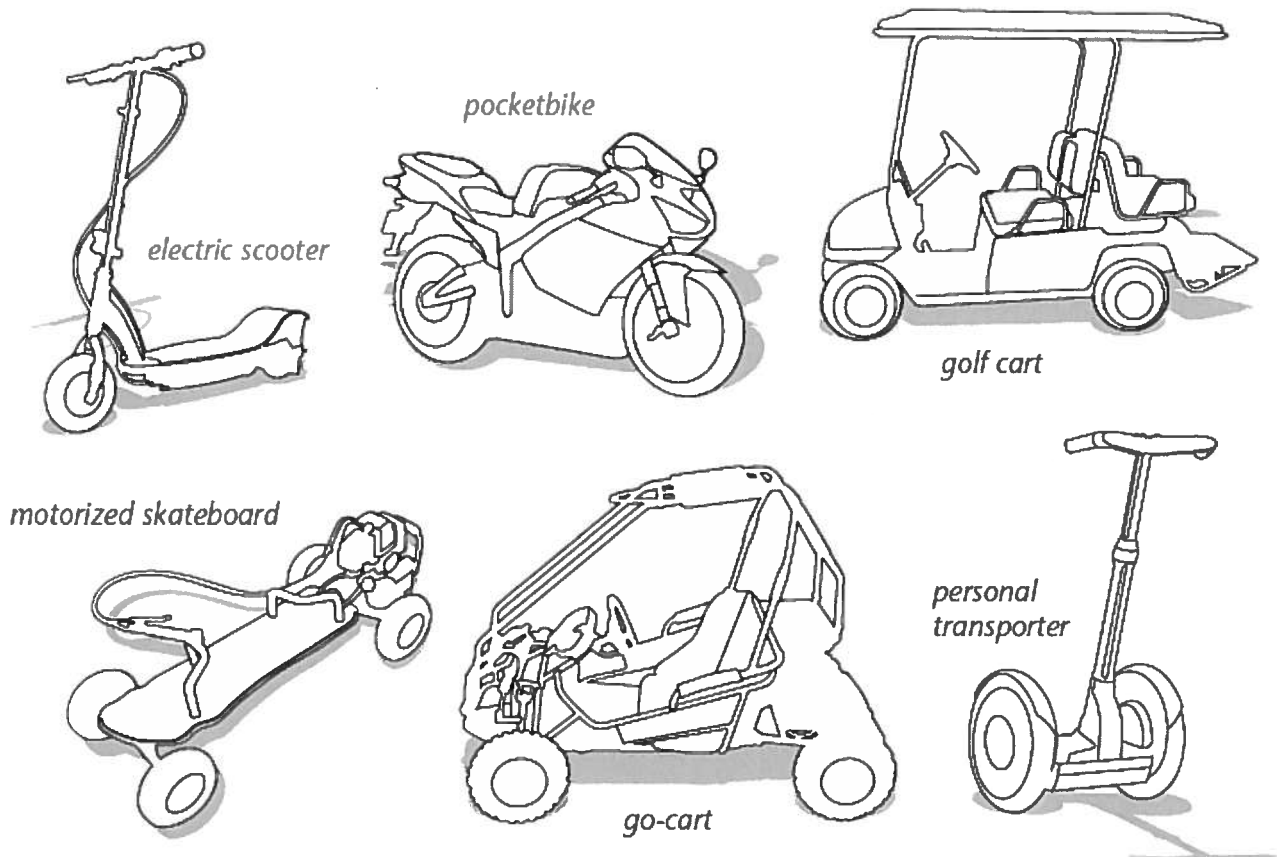
Safety: Mud, water, slick surfaces, and rough terrain increase the chance of a crash. Emergency response time may be longer in remote areas.

- Tell someone where you are going and check in with them on your return.
- Ride within your abilities.
- Ride with others.
- Use safety equipment. Carry emergency tools and supplies.
- Keep your machine in good repair.
- Travel responsibly and share the trail.

For information on responsible recreation on public land, please view Environment and Parks web page at this link:

<http://aep.alberta.ca/recreation-public-use/recreation-on-public-land/default.aspx>

Prohibited Miniature Vehicles



Prohibited Operation: These vehicles are motor vehicles, as defined in the *Traffic Safety Act*; however, they also meet the definition of "miniature vehicles" which are not permitted on a highway in Alberta, including sidewalks alongside the roadway. While many of these motorized vehicles will be used in a pedestrian-like manner, the operators of these vehicles do not meet the legal definition of "pedestrian"

Permitted Operation: Miniature vehicles may not be operated on a highway in Alberta; they may only be operated on private property. The definition of "highway" on page 4 of this document includes privately owned places that the public is ordinarily entitled or permitted to use for the passage or parking of vehicles, for example shopping mall parking lots.

In law, these vehicles meet the definition of a motor vehicle; however they do not fit the definitions of mobility aid, motorcycle, or pedestrian.

TRAFFIC SAFETY ACT

Section 1(x): "motor vehicle" means

- (i) a vehicle propelled by any power other than muscular power, or*
- (ii) a moped but does not include a bicycle, a power bicycle, an aircraft, an implement of husbandry or a motor vehicle that runs on rails.*

Section 1(v): "mobility aid" means a device used to facilitate the transport, in a normal seated orientation, of a person with a physical disability.

Section 1(w): "motorcycle" means a motor vehicle, other than a moped, that is mounted on 2 or 3 wheels and includes those motor vehicles known in the automotive trade as motorcycles and scooters.

Section 1(gg): "pedestrian" means

- (i) a person on foot*
- (ii) a person in or on a mobility aid and includes those persons designated by regulation as pedestrians.*

Section 52(1): Except as otherwise permitted under this Act, a person shall not operate a motor vehicle or trailer on a highway unless there is a subsisting certificate of registration issued in respect of that vehicle.

Miniature Vehicle definition according to:

OPERATOR LICENSING AND VEHICLE CONTROL REGULATION

59(1) A miniature vehicle must not be registered as a motor vehicle.

(2) In this section, "miniature vehicle" means a go cart, a 3 or 4-wheeled vehicle of less than standard size, a golf cart, a 3 or 4-wheeled vehicle that the registrar considers would present a hazard to other highway users because of its novel size or operating characteristics or a vehicle referred to in subsection (3) or (4).

(3) An off highway vehicle is a miniature vehicle if it has 3 or 4 wheels and is less than standard size.

(4) A motorcycle or moped that has the following is a miniature vehicle:

- (a) a seat height of less than 70 centimetres when there is no load
- (b) a wheel rim diameter less than 25 centimetres
- (c) a wheel base of less than 100 centimetres when measured from the centre of one axle to the centre of the other axle.

Road Use Agreements Policy

Date Approved by Council: November 27, 2018 County Commissioner: 

1. **Purpose**

To define consistent practice regarding the use and enforcement of Road Use Agreements by Sturgeon County with persons or businesses who may cause unusual damages to roads within the jurisdictional boundaries of Sturgeon County.

2. **Revision History**

<i>Approval Date</i>	<i>Revision Number</i>	<i>Modification</i>
<i>2018/11/27</i>	<i>1.0</i>	<i>New Document</i>

3. **Persons/Areas Affected**

Transportation Services
Protective Services

4. **Policy Master Statement**

Road infrastructure in Sturgeon County is intended for public use. Sturgeon County recognizes that business and industry rely on road infrastructure. However, it is acknowledged that at times demands placed upon roads by truck traffic often exceed capacity of the roads, resulting in damage to the roadways that render the roads unsafe. This Policy is directed at preserving road infrastructure by reducing road damage while minimizing publicly funded maintenance costs and protecting the safety of all road users.

5. **Definitions**

County – the municipality of Sturgeon County.

Road – any street, road or highway under the direction, control and management of the County shown as a road on a plan of survey filed and registered with Land Titles or land used as a public road, and includes a bridge forming a part of the public road and any structure incidental to the road.

Road Use Agreement – the approved Road Use Agreement, as amended from time to time by the Manager, Transportation Services, or his or her designate, attached to this Policy as Appendix “A”.

Agricultural Industry – limited to vehicles with farm license plates directly involved in the growth or production of crops, forages and livestock, or used in transporting agricultural products to or from markets.

6. Responsibilities

Road Use Agreements will be administered by the General Manager, Municipal Services through the Manager, Transportation Services or his/her designate. Enforcement of terms and conditions of Road Use Agreements will be conducted by Peace Officers of Protective Services.

7. Policy Statement

- a. All roads within the control, direction and management of the County are maintained for public use, and no single road user shall damage roads to the detriment of other road users. All road users shall utilize the roads in a manner which minimizes and prevents damage to roads within the jurisdictional boundaries of the County.
- b. The Manager, Transportation Services, or his or her designate, is delegated the authority to approve the form and content of the Road Use Agreement, and has the authority to implement, negotiate and enforce this Policy and any Road Use Agreement.
- c. Prior to undertaking any business, operation, activity or development which may require multiple loads per day (excessive loads in terms of weight and/or heavy or oversized loads which exceed a road ban issued by the County), a person or business shall obtain prior approval from the Manager, Transportation Services, or his or her designate, and enter into a Road Use Agreement with the County in the form and content attached as Appendix “A” of this Policy.
- d. The Manager, Transportation Services, or his or her designate, may contact a person or business which may meet the requirements of this Policy (whether on his or her own initiative or in response to a complaint

received regarding the person's or business's use of roads within the County) to inform them of the Policy and the obligations thereunder and require that a person or business enter into a Road Use Agreement with the County.

- e. A person or business who has entered into a Road Use Agreement with Sturgeon County shall comply with all terms and conditions of the Road Use Agreement, in addition to any road bans issued by the County, and all requirements of the Province of Alberta Commercial Vehicle Dimensions and Weight Regulations at all times while utilizing any road within the jurisdictional boundaries of the County. This includes but is not limited to pre- and post-haul inspections, providing appropriate security deposit and insurance during the term of the Road Use Agreement and undertaking all required maintenance and restoration of roads in accordance with the County's engineering and road standards.
 - f. Where a person or business that has entered into a Road Use Agreement is in default of the terms and conditions of the same, the County may either suspend or terminate the Road Use Agreement.
 - g. All oil and gas industry related hauling require a Road Use Agreement.
 - h. All sand and/or gravel hauling require a Road Use Agreement.
8. **Exemptions**
Farming activity, the agriculture industry (activities include fertilizer and grain lift operations), and potable water hauling are exempt from the requirements of this Policy. On a case-by-case basis, the Transportation Manager in consultation with the General Manager of Municipal Services may exempt certain activities over a specified time period from this policy.
9. **Legal Reference**
Not applicable.
10. **Cross Reference**
Bylaw 1278/12, Traffic Bylaw and any amendments thereto
Bylaw 1419/18, Regulation of Traffic and any amendments thereto

**ROAD USE AGREEMENT
(RUA: 2018/)**

MEMORANDUM OF AGREEMENT entered into this _____ day of _____, A.D. _____.

BETWEEN:

STURGEON COUNTY
a County incorporated under the
laws of the Province of Alberta,
(hereinafter referred to as
"Sturgeon"),

OF THE FIRST PART,

and

(hereinafter referred to as
"the Hauler"),

OF THE SECOND PART,

WHEREAS Sturgeon by statute is responsible for the control and management of certain public highways, roads, streets, lanes, alleys and bridges (hereinafter referred as "the Sturgeon Roadways") within Sturgeon and the Hauler has applied to Sturgeon for permission to haul certain goods and materials on the Sturgeon Roadways; and

WHEREAS Sturgeon is prepared to permit the Hauler to haul the goods and materials requested by the Hauler on the Sturgeon Roadways, subject to the Hauler undertaking to repair any damage caused to the Sturgeon Roadways, all on the terms and subject to the conditions hereinafter set forth;

NOW THEREFORE THIS AGREEMENT WITNESSETH that, in consideration of the mutual covenants and agreements hereinafter set forth and in consideration of Sturgeon permitting the Hauler to haul certain goods and materials, as specified on Schedule "A" hereto attached, over the Sturgeon Roadways during the period of time specified on Schedule "A" hereto attached, Sturgeon and the Hauler agree as follows:

1. Forthwith upon the execution of this Agreement by the Hauler and Sturgeon, the Hauler shall supply Sturgeon with security in the amount as may be specified on Schedule "A" hereto attached to ensure compliance by the Hauler with each of the terms, covenants and conditions of this Agreement to be performed or carried out by the Hauler. The security to be provided by the Hauler to Sturgeon pursuant to this Agreement shall consist of a bank draft, certified cheque or an irrevocable Letter or Letters of Credit issued by a chartered bank or the Treasury Branch in favour of Sturgeon in such form as may be required by Sturgeon acting reasonably.
2. The Hauler shall not haul any goods or materials on the Sturgeon Roadways until such time as the following conditions shall have been met:
 - a. this Agreement shall have been executed by the Hauler and by Sturgeon;

- b. the Manager of Transportation for Sturgeon (hereinafter referred to as the "Transportation Manager") shall have acknowledged receipt of the specified security and authorized the Hauler in writing to proceed with the haulage; and
 - c. the Hauler shall have paid to Sturgeon any permit or administration fee required by Sturgeon for the entering into of this Agreement and the granting of approval to the Hauler to haul the goods and materials specified on the Sturgeon Roadways.
- 3. The Hauler, while operating within Sturgeon, shall at all times comply with all relevant statutes, regulations by-laws and resolutions, including, without restricting the generality of the foregoing, all permits, licenses and approvals issued by Sturgeon and the directions from time to time of the Transportation Manager for Sturgeon.
- 4. The Hauler shall at all times ensure that all servants, employees, agents, licensees and independent contractors hired or contracted by the Hauler abide by and comply with the terms and conditions of this Agreement and in the event that any of the Hauler's servants, employees, agents, licensees and independent contractors shall fail to abide by the terms and conditions of this agreement, Sturgeon shall be entitled to any of the remedies hereinafter contained. The Hauler acknowledges that he is responsible for and shall indemnify Sturgeon and save Sturgeon harmless from any and all liability or damages that result from any failure of any servant, employee, agent, licensee or independent contractor of the Hauler to abide by the terms and conditions of this Agreement, except where such liability or damages is the result of negligence or willful misconduct of Sturgeon. Without restricting the generality of the foregoing, the Hauler shall be responsible for ensuring that any customer of the Hauler or any third party who hauls any goods or materials on the Sturgeon Roadways with the express consent of the Hauler abides by and complies with all of the terms and conditions set out in this Agreement and the Hauler shall indemnify and save harmless Sturgeon from any and all liability or damages that result from any failure of any such customer or third party to abide by the terms and conditions of this Agreement. The Hauler shall not be liable to Sturgeon for punitive or consequential damages, provided however that in the event of a claim by a third party against Sturgeon for punitive or consequential damages arising from the negligence or failure to abide by the terms and conditions of this Agreement of the Hauler (or any of its servants, employees, agents, licensees, independent contractors, customers or third party hauling any goods of materials on the Sturgeon Roadways with the express consent of the Hauler) the Hauler shall indemnify Sturgeon for such punitive or consequential damages.
- 5. The Hauler shall ensure that the goods and materials to be hauled by the Hauler are hauled only on those Sturgeon Roadways which are designated in Schedule "A" hereto attached and the Hauler, at the sole cost and expense of the Hauler, shall ensure that the Sturgeon Roadways designated in Schedule "A" hereto attached are at all times maintained and repaired by the Hauler in the manner set out in Schedule "A" hereto attached.
- 6. The Hauler shall ensure that all vehicles used to haul the goods and materials on the designated Sturgeon Roadways do not exceed the speed limit or speed limits set out in Schedule "A" hereto attached.
- 7. In the event that the Hauler shall fail to perform or carry out one or more of the obligations and undertakings to be performed or carried out by the Hauler pursuant to this Agreement the Transportation Manager or any other municipal official shall be at liberty to issue a notice of deficiency to the Hauler advising the Hauler of his failure to perform or carry out one or more of his obligations or undertakings pursuant to this Agreement and the Hauler shall immediately undertake to perform or carry out such works or actions as might be stated in the notice of deficiency. In the further event that the Hauler fails to commence to perform or carry out the works or actions stated in the notice of deficiency to the satisfaction of Sturgeon within a period of Twenty-four (24) hours from the receipt of such notice of deficiency by the Hauler, Sturgeon shall be at liberty, but not obligated, to perform and to carry out the obligations and undertakings

and the cost and expense incurred by Sturgeon in carrying out the said obligations and undertakings shall be paid by the Hauler to Sturgeon.

8. In the event that the Hauler shall fail to perform or to carry out any of the obligations or undertakings to be performed or carried out by the Hauler pursuant to this Agreement, the Hauler shall pay on demand to Sturgeon all reasonable costs and expenses incurred by Sturgeon in enforcing or in attempting to enforce, or both, the terms and conditions contained in this Agreement, including, without restricting the generality of the foregoing, all legal fees and disbursements incurred by Sturgeon on a solicitor and client basis.
9. Notwithstanding any other provision contained in this Agreement to the contrary, in the event that the General Manager, Municipal Services or any other municipal official shall certify in writing that an emergency exists as a result of the failure of the Hauler to perform or carry out one or more of its obligations and undertakings under this Agreement, Sturgeon shall be at liberty, but not obligated, to immediately perform or carry out the obligations or undertakings which the Hauler has failed to perform or carry out without notice to the Hauler, and the Hauler shall pay on demand to Sturgeon all reasonable costs and expenses incurred by Sturgeon in performing or carrying out any obligation or undertaking which the Hauler has failed to perform or carry out.
10. In the event that the Hauler is in default of a term or condition of this Agreement and has not remedied the default within a reasonable period of time of Forty-Eight (48) hours, Sturgeon shall produce one or more certificates from the Transportation Manager certifying that Sturgeon, or any person claiming from or through Sturgeon, is entitled to payment from the security provided by the Hauler for the sum or sums so certified, and where applicable, the Hauler undertakes jointly and/or separately with the financial institution providing the security pursuant to paragraph 1 of this Agreement that the said sum or sums will be so paid immediately on demand without deduction, holdback or further proof and that the Hauler will not say or do anything to impede the prompt payment of such sum or sums by the said financial institution, whether or not the Hauler believes in the accuracy of such certificate. No such certificate shall be invalidated by want of form or error in working and such certificates may be amended from time to time. Notwithstanding that payment has been paid in accordance with this paragraph, the Hauler shall be entitled to dispute the amount of any payment from the security provided by this Agreement, provided however that nothing in this Agreement shall in any way detract from the County's ability to unilaterally draw on the security provided by the Hauler.
11. Upon the completion of the haul, the Sturgeon Roadways used by the Hauler shall forthwith be restored by the Hauler to the same condition as they were prior to the haul commencing; to the satisfaction of the Transportation Manager.
12. In the event that the Hauler shall fail to comply with any of the terms or conditions of this Agreement to be performed or carried out by the Hauler pursuant to this Agreement, Sturgeon may serve a notice upon the Hauler requiring the Hauler to quit hauling and upon the service of such a notice by Sturgeon on the Hauler, the Hauler shall stop all hauling activities within Sturgeon and the Hauler's rights under any permit or license issued by Sturgeon to haul goods or materials within Sturgeon on Sturgeon Roadways shall be suspended until such time as the suspension shall be lifted by Sturgeon.
13. This Agreement shall not be transferred or assigned by the Hauler without the consent in writing of Sturgeon.
14. All notices hereunder shall be valid and effective if personally delivered to or given by mail by registered letter, postage prepaid (unless at the time of or within Twenty-four (24) hours thereof there shall be a general disruption in the postal service, in which case, service shall be by delivery only) addressed:
 - a. In the case of Sturgeon, to:
Sturgeon County

c/o Manager, Transportation Services
Municipal Services
9613 – 100 Street
Morinville, Alberta
T8R 1L9
Contact: Roger Bergley Road Use Agreements Coordinator
Direct: (780)939-8256
Email: rbergley@sturgeoncounty.ca

b. In the case of the Hauler, to:

and if mailed, shall be deemed to have been effectively given three (3) days after mailing and, if delivered, shall be deemed to have been given on the date on which it was delivered. Any party may change it's address for receipt of notice by giving notice of it's new address to the other party as herein contemplated.

IN WITNESS WHEREOF Sturgeon and the Hauler have executed this Agreement as of the day and year first above written.

STURGEON COUNTY

Per: _____
Manager Transportation Services, or designate

SIGNED, SEALED AND DELIVERED)	
In the presence of:)	
)	
)	_____
)	(haulers name)
_____)	
WITNESS as to the signature		
of		

Road Use Agreement 2018/ : SCHEDULE "A"

1. The landowner is required to obtain a development permit issued by the Planning and Development Department of Sturgeon County prior to any infill or removal of soil, stripping and grading activity occurring on the **lands legally described as follows:**

MERIDIAN RANGE TOWNSHIP
SECTION
QUARTER
EXCEPTING THEREOUT ALL MINES AND MINERALS
AREA: HECTARES (ACRES) MORE OR LESS
(the " Quarter")

MERIDIAN RANGE TOWNSHIP
SECTION
QUARTER
EXCEPTING THEREOUT ALL MINES AND MINERALS
AREA: HECTARES (ACRES) MORE OR LESS
(the " Quarter")

(collectively the "Site")

2. Schedule A of RUA _____ pertains to all Development Permits for the **(name of the project)** (the "Project") located on the Site, whether issued prior to or after the date of this Road Use Agreement (the "Development Permits").
3. Goods and materials to be hauled: **All goods and services pertaining to the Project authorized by the Development Permit(s).**
4. Proposed period of haulage:
5. Designated haul route to and from **the Site** (see Appendix "A"):
 - i. All heavy vehicular traffic shall access the Site via **(determined route)** ; and
 - ii. Light vehicular traffic (passenger and light duty commercial vehicles with maximum GVW of 4800kg) may access to the Site via **(determined route)**; and
 - iii. No heavy vehicular traffic is permitted on the portion of **(determined route)**
6. Optional haul route to and from the Site (see Appendix "B"):
 - i. The portion of **(determined optional route)**
 - ii.
7. Maximum speed for haulage vehicles (except where lower limits are posted): 80km
8. Axle weight restrictions: Legal load or posted load
9. Security provided in the amount of: \$ _____ certified cheque, bank draft, or irrevocable letter of credit in a form satisfactory to and approved by the County.
10. Road maintenance and repair requirements:
 - a. Maintenance of the designated and optional routes is the responsibility of the Hauler, and shall be done at the Hauler's sole expense and to the satisfaction of the County.
 - b. Road maintenance for gravel surface road:
 - i. The Hauler shall maintain the roads daily with a grader during haulage. This maintenance shall keep the road surface in the same condition as they were prior to the haul commencing; to the satisfaction of the Transportation Manager.

- ii. The Hauler is responsible for dust suppression on all gravel surfaced roads that are being used under this Road Use Agreement. Only water or calcium chloride may be used for dust control.
 - iii. Any soft spots or holes that develop shall be the responsibility of the Hauler, and the Hauler shall repair and gravel such areas immediately at its sole expense and to the satisfaction of the County.
 - iv. The Hauler shall suspend all haulage or other activity under this Road Use Agreement during inclement weather, including but not limited to spring breakup, lengthy periods of or excessive rain, and severe rainstorms. In the event of a disagreement between the Hauler and Sturgeon as to whether there exists inclement weather so as to require the suspension of haulage and other activities pursuant to this provision, Sturgeon may make such determination in its sole discretion and the Hauler will abide by Sturgeon's determination and directions.
 - c. **(Optional clause: this is the case on an Unimproved gravel roadway)** If at any time the County finds that regular maintenance is not sufficient to keep the roadway to an acceptable standard, immediate upgrades will be required at the Hauler's expense.
 - d. The County will monitor **(designated route or optional route)** to ensure the roadways are maintained to an acceptable standard.
 - e. Any and all road damage will be the responsibility of the Hauler and shall be repaired forthwith by the Hauler at its sole cost and expense. Road repairs will be to the satisfaction of the County.
 - f. Pre-inspection of the haul routes shall be performed prior to the commencement of the Project and hauling under this Road Use Agreement.
 - g. All repair materials are subject to County approval, in its sole discretion.
 - h. Any complaints received by the County in regards to this Road Use Agreement shall be forwarded to the contact person under section 14.b. and the Hauler shall deal with such complaints immediately and to the satisfaction of the County.
 - i. Should excess maintenance be required along the haul route, additional charges may apply according to the Sturgeon County's equipment charges schedule as per ARHCA (Alberta Road Builders & Heavy Construction Association rates), to be reviewed between Sturgeon County and _____ at the time if required.
 - j. Winter and Summer Maintenance – The Hauler shall be responsible for winter maintenance (including snow removal) and summer maintenance during haulage, to the satisfaction of the County.
 - k. No parking on the shoulder of the road adjacent to "the site".
 - l. Any materials tracked onto the road will be removed daily by the hauler; **immediately if such material constitutes a safety hazard for the public.**
 - m. No engine retarder brakes allowed within 500 meters of residences.
 - n. No engine retarder brakes allowed where signs prohibit their use.
 - o. Any gravel put down on County roads must be as per government specification, and 20 mm only. Unless express permission is received from Sturgeon County.
 - p. All vehicles (light and heavy) will come to a complete stop before entering road or highway from "the site".
 - q. A copy of this Agreement must be kept in every truck; must be produced on demand.
11. Prior to the commencement of hauling operations all drivers shall be given an orientation covering the minimum following topics:
- a. Traffic Haul Safety Strategy
 - b. Speed limits
 - c. Stopping requirements
 - d. Traffic volume and spacing
 - e. High traffic flow times
 - f. School areas and bus times
 - g. Review traffic laws, rules and courtesy (Share the Road)
 - h. The requirement for all trucks to be in a safe operating condition and the requirements for regular checks to ensure safety.
 - i. The requirements for regular cleaning of ASGA signs on trucks to ensure visibility. In addition, all unit numbers, license plates, and identifying signage must be clean and clearly visible at all times.
 - j. Reporting all unsafe driving incidents encountered throughout the haul.

12. Traffic Haul Safety Strategy

The Hauler shall prepare a Traffic Haul Safety Strategy (THSS) detailing the measures he/she proposes to safely carry out hauling operations throughout the haul route including on the Provincial highway system. The Hauler should make every effort to minimize hazards and maximize public safety.

The Hauler shall submit the THSS to Sturgeon County 14 days prior to any hauling operation taking place. Sturgeon County will review the THSS and communicate any concerns to the Hauler within 7 days after receiving the THSS. Any issues or concerns regarding the Hauler's proposed THSS shall be addressed by the Hauler to the satisfaction of Sturgeon County prior to the commencement of hauling operations.

The Hauler's THSS shall address the minimum following areas of vehicular and pedestrian traffic concerns:

- a. Speeding, failing to stop, and other legislated traffic violations
- b. Trucks passing other vehicles along the haul route
- c. Unsafe driving habits (distracted driving such as cell phone use, eating, meandering, driving outside the travel lane, etc)
- d. Safe haul truck spacing
- e. Traffic control devices (signage)
- f. Ensuring normal school bus operations are safely accommodated and not interfered with
- g. Safe access to all other vehicles maintained along the route
- h. Public safety when the number of haul trucks becomes intense
- i. Potential split haul routes for loaded and unloaded haul vehicles (splitting up traffic volumes on different roads)
- j. Listing of internal truck safety infractions
- k. Listing of internal truck disciplinary process for safety infractions

The Hauler shall notify Sturgeon County of any haul truck suspended from hauling operations.

Note: Self-reported infractions when accompanied by appropriate disciplinary actions will not be subject to further administrative penalties by Sturgeon County.

13. Hauler to notify Sturgeon County Transportation Services prior to start of haul.

Contact:

Transportation Services
(780) 939-8252

14. Hours of operation for the truck haul shall be between the hours of _____ and _____ from Monday through Saturday.

15. Road restoration requirements upon completion of the haul:

- a) Post-inspection of haul route to be performed upon completion of the Project to determine all areas which require repair.
- b) The Hauler shall restore any failures and rutting in gravel surfaces, blading and re-gravel where determined by the County, in its sole discretion, to be required.
- c) The Hauler shall restore dust controlled areas to pre-haul condition.
- d) The Hauler shall reconstruct and re-shape shoulders and road slopes that have been pushed out or damaged as a result of the haul.

NOTE: Road must be left in a condition which Sturgeon County agrees is equal to or better than the condition prior to the commencement of the haul

Sturgeon County will not tolerate non-compliance of any of the above conditions. The Sturgeon County will immediately suspend the truck haul operation if any of the conditions are breached.

ACCEPTED this _____ day of _____, A.D. _____

STURGEON COUNTY

SEAL

Per: _____
Manager, Transportation Services, or designate

I have read and agree to the terms of this Road Use Agreement.

Per: _____

APPENDIX A (MAP):

5. Designated haul route as described in Item #5.i; 5. ii; and 4.iii of Schedule A.

APPENDIX B (MAP):

6. Optional haul route as described in Item #6.i. of Schedule A.



Transportation Services
9902 - 90 Avenue Morinville, AB T8R 1L9
Phone (780) 939-8256
Fax (780) 939-8274
Email: rua@sturgeoncounty.ca

For Office Use	
RUA Number:	_____
Received By:	_____
Date:	_____

ROAD USE AGREEMENT APPLICATION

All areas of this form must be filled out completely except where indicated

APPLICANT INFORMATION

Complete if different from Applicant

Name of Applicant:		Name of Registered Land Owner:	
Mailing Address:		Mailing Address:	
City:		City:	
Postal Code:	PH:	Postal Code:	PH:

Agreement Contact Name:	PH:	E-Mail Address:
-------------------------	-----	-----------------

Road Use Agreement Detail

Haul Start Date: _____ (yyyy/mm/dd)	End Date: _____ (yyyy/mm/dd)
Haul Start Time: _____ (what time of day will hauls start?)	End Time: _____ what time of day will hauls end?
Haul From: _____ (exact address)	To: _____ _____ _____ (exact legal land description of site)

Requested Route:	<div><p>Please note: Sturgeon County encourages using Provincial Highways and paved road networks as much as possible prior to utilizing the local road systems. Local Road Ban information can be found at www.sturgeoncounty.ca. Please state your requested route below.</p><div></div></div>
------------------	---

Equipment/Material/Product to be hauled: _____

Volume _____ m³ Weight: _____ tonnes

Number/Equipment Type to be used

_____	# Body Jobs
_____	# Semi Trucks
_____	# Truck and Pup
_____	# Other _____

Sturgeon County Development Permit Number or Development Agreement Contract No. (if applicable) _____

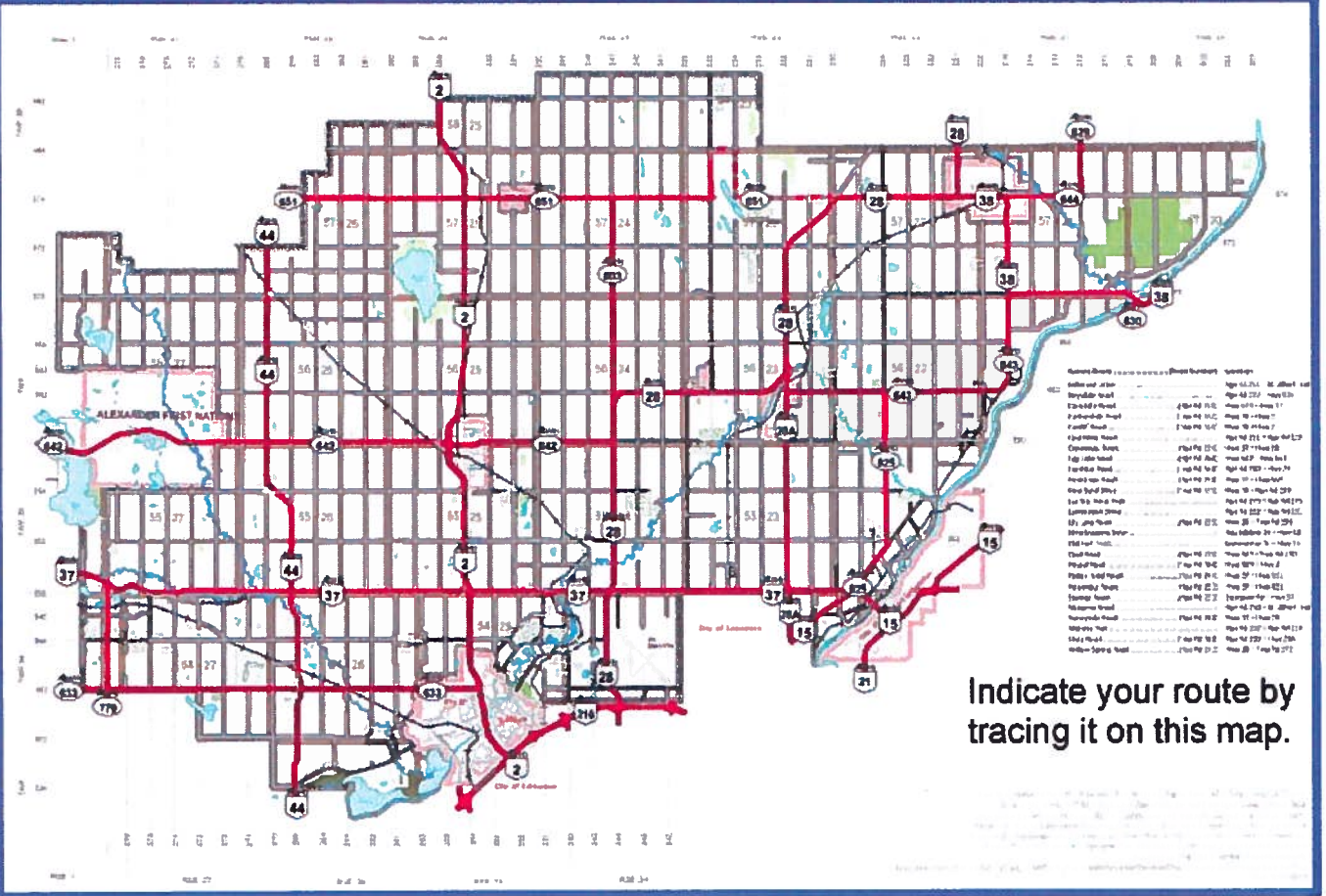
- Sketches of the proposed route (highlight attached map)
- Copy of Provincial Development Permit, if applicable

The following information must be included with this application: Additional information may be requested depending on the type of haul.

The personal information provided will be used to process the Road Use Agreement application and is collected under the authority of Section 33 (c) of the Freedom of Information and Protection of Privacy (FOIP) Act. If you have any questions about the collection, use and disclosure of this information, please contact the Access and Privacy Coordinator at 9613-100 Street, Morinville, Alberta, T8R 1L9 or phone 780-939-4321 or email foip@sturgeoncounty.ca.

Haul Route Identifier Map

Please attach to Road Use Agreement Application





Legislation Text

File #: RFD-191-18, **Version:** 1

Gravel Supply Award - Opal Stockpile

That Council award the 2019 Gravel Supply Contract for Opal Stockpile site to Dale Croswell Construction Co. Ltd. for \$926,999.75, exclusive of G.S.T., as per the tender documents.

Request for Decision

Title	Gravel Supply Award – Opal Stockpile
Proposed Motion	That Council award the 2019 Gravel Supply Contract for Opal Stockpile site to Dale Croswell Construction Co. Ltd. for \$926,999.75, exclusive of GST, as per the tender documents.
Administrative Recommendation	Transportation Services recommends that tender “Gravel Supply – Opal Site 2019” be awarded to Dale Croswell Construction Co. Ltd.
Previous Council Direction	<u>December 13, 2016</u> – Motion 453/16: That Council award the 2017 - 2019 Gravel Supply Contract for Site 3 (Opal Stockpile) to People’s Trucking Ltd., as per the tender documents.
Report	<p><u>Background Information</u></p> <ul style="list-style-type: none"> • People’s Trucking Ltd. was awarded a three-year contract to supply gravel to the Opal Stockpile site with the work commencing in 2017. • However, the contract between Sturgeon County and People’s Trucking Ltd. was terminated. • This Request for Decision enables Transportation Services to execute the gravel spread requirements as approved in the 2019 budget. • Crushed gravel is used to maintain our gravel road infrastructure. Maintenance activities include our annual gravel surfacing program, isolated spot treatments, preparation of roads for dust suppression and enhanced road maintenance activities. <p><u>External Communication</u></p> <ul style="list-style-type: none"> • The Opal Stockpile gravel supply tender was advertised on Alberta Purchasing Connection (APC) and in the newspaper. <p><u>Relevant Policy/Legislation/Practices</u></p> <ul style="list-style-type: none"> • dir_pro_exe_Corporate_Procurement_Directive_2014 • prd_pro_exe_Corporate Procurement Procedure 2014

Implication of Administrative Recommendation	<p><u>Strategic Alignment:</u></p> <p>Maintain and Enhance Strong Communities – Provides access to safe and reliable infrastructure assets</p> <p><u>Organizational:</u></p> <p>Timing of the tender award will provide the contractor with full opportunity to complete all work associated with supply and stockpiling of gravel at the Opal Stockpile site (SE17-56-22-W4M) prior to the stipulated contract completion date of March 1, 2019.</p> <p>Transportation Services will monitor the contractor’s performance in terms of safety and aggregate quality.</p> <p>The supply of gravel will ensure effective and timely maintenance of the County gravel roads infrastructure.</p> <p><u>Financial:</u></p> <p>The amount of the tender is within the approved limits of the 2018 and 2019 Transportation Services budget.</p> <table><tr><td>2018 Unsupplied Amount</td><td>2019 Approved Budget for Opal Stockpile Site</td><td>Subtotal</td><td>GST</td><td>Total</td></tr><tr><td>\$309,710</td><td>\$617,290</td><td>\$927,000</td><td>\$46,350</td><td>\$973,350.00</td></tr></table>	2018 Unsupplied Amount	2019 Approved Budget for Opal Stockpile Site	Subtotal	GST	Total	\$309,710	\$617,290	\$927,000	\$46,350	\$973,350.00
2018 Unsupplied Amount	2019 Approved Budget for Opal Stockpile Site	Subtotal	GST	Total							
\$309,710	\$617,290	\$927,000	\$46,350	\$973,350.00							
Alternatives Considered	That Council direct Administration to review the Opal Stockpile gravel supply tender results and recommend a different contractor.										
Implications of Alternatives	<p><u>Strategic Alignment:</u></p> <p>Maintain and Enhance Strong Communities – Provides access to safe and reliable infrastructure assets.</p> <p><u>Organizational:</u></p> <p>Administration will review tender per direction and present to Council recommendations in accordance with County guidelines.</p> <p><u>Financial:</u></p> <p>Where recommendations result in added supply costs, Administration will present funding recommendations which are consistent with County guidelines and generally accepted accounting practices.</p>										
Follow up Action	1. Administration will prepare the “Gravel Supply – Opal Site 2019” contract for signing (Transportation Services, January 2019).										

Report Reviewed
by:



Gary Mayhew, Manager Transportation Services



Scott MacDougall, General Manager Municipal Services



Reegan McCullough, County Commissioner-CAO

Strategic Alignment Checklist

Vision: Sturgeon County: a diverse, active community that pioneers opportunities and promotes initiative while embracing rural lifestyles.

Mission: Provide quality, cost effective services and infrastructure to meet the diverse needs of the Sturgeon County community, while improving competitiveness and sustainability.

Focus Areas	Not consistent	N/A	Consistent
Planned Growth and Prosperity			
We encourage varied and integrated enterprises that enhance our strong economic base, while balancing the needs of the community and natural environment. (Strategic Plan and MDP pg. 36)	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Supports a strong thriving business environment to strengthen our economic foundation 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Plans for responsible growth through the MDP and regional growth plan. 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Manages growth for current and future developments through: <ul style="list-style-type: none"> transparent bylaws, policies and processes to enable responsible land development targeting growth around existing and identified future growth areas 	<input type="checkbox"/> <input type="checkbox"/>		<input type="checkbox"/> <input type="checkbox"/>
Maintain and Enhance Strong Communities			
We are committed to a safe and viable community, where our residents are provided with access to opportunities and quality of life. (Strategic Plan and pg. 27 MDP)	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Provides access to programs and services that have a positive impact on residents' quality of life 	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Provides access to safe and reliable infrastructure assets 	<input type="checkbox"/>	<input type="checkbox"/>	
<ul style="list-style-type: none"> Supports the safety of people and property 	<input type="checkbox"/>	<input type="checkbox"/>	
Strong Local and Regional Governance			
We promote consistent and accountable leadership through collaborative and transparent processes (Strategic Plan and pg. 27 MDP)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<ul style="list-style-type: none"> Provides effective leadership and management consistent with Strategic Plan, MDP, master plans, bylaws, policies, community engagement 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Considers fiscal stability and sustainability 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Fosters collaborative intergovernmental partnerships 	<input type="checkbox"/>		<input type="checkbox"/>
Community Identity & Spirit			
We will build upon our strengths, where together we will create an inclusive, caring community (Strategic Plan and MDP pg. 27)	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Promotes and/or enhances residents' identification with Sturgeon County 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Support and/or collaborate with voluntary organizations in the region 	<input type="checkbox"/>		<input type="checkbox"/>
Environmental Stewardship			
We foster a healthy environment and minimize our impact on ecosystems. (Strategic Plan and MDP pg. 27)	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Plans and partnerships that minimize environmental impact on natural areas 	<input type="checkbox"/>		<input type="checkbox"/>
<ul style="list-style-type: none"> Provides awareness of environmental issues impacting the County 	<input type="checkbox"/>		<input type="checkbox"/>

STURGEON COUNTY 2019 GRAVEL SUPPLY TENDER SUMMARY

As of 21, Dec 2018

Contractor	JMB Crushing Systems			JLG Ball Enterprises			Dale Croswell Construction Co Ltd.			Auger Sand and Gravel Inc		
Schedule A Opal Supply Area	Tonnage	Compliance	Total	Tonnage	Compliance	Total	Tonnage	Compliance	Total	Tonnage	Compliance	Total
Classification 2:20	22824.00	65%	\$ \$ 602,553.60	19165.08	65%	\$ \$ 609,257.78	25949.61	65%	\$ \$ 602,549.94	25695.10	65%	\$ \$ 602,550.10
Classification 2:40	12290.00	35%	\$ \$ 324,456.00	10319.66	35%	\$ \$ 317,742.22	13972.86	35%	\$ \$ 324,449.81	13835.80	35%	\$ \$ 324,449.51
Subtotal			\$ 927,009.60			\$ 927,000.00			\$ 926,999.75			\$ 926,999.61
GST			\$ 46,350.48			\$ 46,350.00			\$ 46,349.99			\$ 46,349.98
Grand Total			\$ 973,360.08			\$ 973,350.00			\$ 973,349.74			\$ 973,349.59
Total Tonnage	35114.00			29484.73			39922.47			39530.90		

Total Tender: \$ 926,999.75
Total Budget: \$ 927,000.00

Maximum Tonnage 39922.47

Legislation Text

File #: INF-002-19, **Version:** 1

Mayor Hnatiw - Motion

Re Information Regarding Advocacy Support for the North Saskatchewan Watershed Alliance at the Rural Municipalities of Alberta

That Council direct Administration to provide Council with information regarding advocacy support needed by the North Saskatchewan Watershed Alliance at the Rural Municipalities of Alberta.



Agenda Item:

Regular Council Meeting:

January 8, 2019

Mayor Hnatiw - Motion

Re Information Regarding Advocacy Support for the North Saskatchewan Watershed Alliance at the Rural Municipalities of Alberta

Motion:

That Council direct Administration to provide Council with information regarding advocacy support needed by the North Saskatchewan Watershed Alliance at the Rural Municipalities of Alberta.

Background:

On December 11, 2018, Mayor Hnatiw provided notice that she would introduce the above Motion at the January 8, 2019 Regular Council Meeting.

Legislation Text

File #: INF-004-19, **Version:** 1

Mayor Hnatiw - Motion

Re Establishing a Citizen Task Force to Review Elected Officials' Remuneration

That Council direct the CAO to establish a citizen task force to review the elected officials' remuneration and to bring back to Council a comprehensive list of recommendations that will ensure future compensation is fiscally responsible, fair minded and equitable.



Agenda Item:

Regular Council Meeting:

January 8, 2019

Mayor Hnatiw - Motion

Re Establishing a Citizen Task Force to Review Elected Officials' Remuneration

Motion:

That Council direct the CAO to establish a citizen task force to review the elected officials' remuneration and to bring back to Council a comprehensive list of recommendations that will ensure future compensation is fiscally responsible, fair minded and equitable.

Background:

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