

RURAL MUNICIPALITY OF LUMSDEN No. 189
BYLAW NO. 13-2018

A BYLAW TO REGULATE THE OPERATION OF VEHICLES WITHIN THE ORGANIZED HAMLET OF DEER VALLEY.

The Council of the Rural Municipality of Lumsden No. 189, in the Province of Saskatchewan enacts:

1. SHORT TITLE

This bylaw shall hereinafter be referred to as the "Deer Valley Traffic Bylaw";

2. DEFINITIONS

(a) "*highway*" means a road, parkway, driveway, square or place designed and intended for or used by the general public for the passage of vehicles, but does not include any area, whether privately or publicly owned, that is primarily intended to be used for the parking of vehicles and the necessary passageways on that area and does not include a provincial highway within the town as designated pursuant to the provisions of The Highways Act and Transportation Act;

(b) "*municipality or Council*" means the RM of Lumsden No. 189;

(c) "*designated officer*" means the Royal Canadian Mounted Police or a person appointed to enforce municipal bylaws;

(d) "*intersection*" means the travelled portion of the highway embraced by the extension of the curb lines to where such lines intersect or, where no curbs exist, the travelled portion of a highway embraced by lines extended 4.25 meters (14 feet) on either side, and parallel to, the centre line of a highway;

(e) "*Organized Hamlet of Deer Valley*" means the residential subdivision legally located on land legally described as Sections 7 & 8, Township 19, Range 21, West of the 2nd Meridian;

(f) "*recreational vehicles*" means motor homes, tent trailers, travel trailers and other similar vehicles or trailers with living quarters designed for temporary accommodations;

(g) "*speed zone*" means any portion of a highway within the RM of Lumsden No. 189, as designated herein, and identified by a sign erected and maintained at each end thereof, indicating the maximum speed applicable thereto;

(h) "*stop or stopping*" means the halting of a vehicle, even momentarily, whether occupied or not, except when necessary to avoid conflict in compliance with the directions of a police officer or of a traffic control sign or signal;

(i) "*sign*" means any sign, curb or sidewalk marking, or other device placed or erected on a highway for the purpose of regulating, warning, guiding traffic or providing information;

(j) "*vehicle*" means a vehicle, trailer or semi-trailer or a motor vehicle as described by The Highway Traffic Act.

3. SCOPE

(a) "STOP" STREETS

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

4. INFRACTIONS

(a) "STOP" STREETS

The provisions of The Highway Traffic Act shall apply to all traffic approaching and facing a "stop" sign erected and maintained in accordance with the provisions of Section 6(a).

(b) PARKING

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

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(2) Subject to subsection (i) and (iii) No person shall park a Recreational Vehicle, boat or Cargo trailer on a highway at one place for any period of time exceeding seven (7) consecutive days.

(i) Privately owned and fully licensed Recreational Vehicles, boats and cargo trailers may be parked on the highway in residential areas from April 1 to October 31 of each year, provided they are parked adjacent to the owner's property and parked for a period not to exceed seven (7) consecutive days.

(ii) Trailers may be parked on any highway in excess of seven (7) days if they are being used for the construction or renovation of a home or yard, provided they are parked adjacent to the property for which the construction or renovation is associated, and they do not interfere with the flow of traffic.

5. **SPEED**
(a) Subject to subsection (b), no person shall operate a vehicle on public roadways in the organized hamlet of Deer Valley at a speed greater than forty (40) km/hr.
(b) No person shall operate a vehicle at a speed greater than fifty (50) km/hr on the road known as "Deer Valley Road" from the east entrance to the organized hamlet of Deer Valley to the west exit.

6. **SIGNS**
(a) Council shall cause to be erected and maintained at all stop streets listed in Appendix 1, at a distance approximately three (3) meters from the point of intersection, an appropriate sign containing the words "Stop", so placed to face the traffic approaching the intersection.

7. **PENALTIES**
(a) SIGNS
Any person who contravenes any of the provision of subsection 4(a) is guilty of an offence or liable on summary conviction to the penalties provided in the General Penalty Bylaw of the RMI of Lumsden No. 189.

(b) PARKING
(i) A police officer, designated officer or any other person appointed to carry out the provision of this bylaw, upon discovery of a vehicle in contravention of this bylaw may place a notice of violation on the vehicle or trailer.

(iii) Where a parking infraction notice is placed on a vehicle by a police officer, designated officer or any other person appointed to carry out the provisions of this bylaw, the owner;

- (1) May pay the early payment as indicated on the parking infraction notice; or
- (2) Shall pay the set fine as indicated on the parking infraction notice; or
- (3) Exercise Option 2 on the reverse side of the parking infraction notice, regarding appeal.

(iiii) A Notice of Violation shall be in Appendix 2, Form 1, attached to and forming part of this bylaw or a Provincial Summary Offence Ticket.

(iv) A person who contravenes any of the provisions of section 4(b) of this bylaw or fails to comply with any notice or order given there under shall be guilty of an offence and upon conviction, shall be liable to penalties as set out in Appendix 3, or under the General Penalty Bylaw of the municipality.

8. **REPEAL OF BYLAW**

Bylaw No. 10-2010 is hereby repealed.

9. **COMING INTO FORCE**

(a) That this bylaw shall come into force and take effect on the day of final passing thereof.

Readings

Read a first time this

23rd day of August, 2018.

Read a second time this

23rd day of August, 2018.

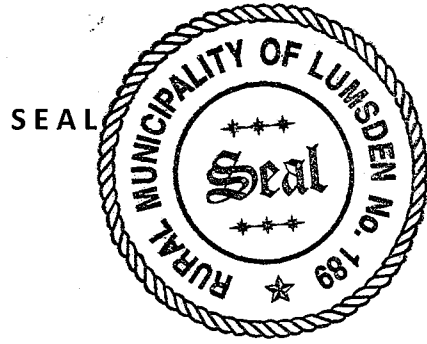
Given three readings this

23rd day of August, 2018.

Read a third time

23rd day of August, 2018.

Handwritten signature



Kent Farago
Reeve

[Signature]
Administrator

Certified to be a true copy of Bylaw No. 13-2018
adopted by Council on the 23rd day of August, 2018.

[Signature]
Chief Administrative Officer



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APPENDIX 1

Of Bylaw 10-2010

“STOP” STREETS [subsection 4(a)]

The following streets are hereby designated as “Stop” streets:

- (1) Deer Valley Road and Deer Ridge Drive
- (2) Deer Valley Road and the top of the Deer Valley Golf Club driveway
- (3) Deer Foot Trail and Deer Valley Road

APPENDIX 2
Bylaw No. 13-2018

FORM 1
NOTICE OF VIOLATION [Subsection 7(b)]



R.M. OF LUMSDEN NO. 189

NOTICE OF VIOLATION

believes from personal knowledge and certify that on

Date of Infraction	Month	Day	Time of Infraction
Year			Hours

The owner or operator of the vehicle upon which was displayed the

Plate Number	Expiry (dd/mm/yy)	Province
Vehicle Make	Vehicle Model	Vehicle Colour
Location of Infraction		
V.I.N.		

DID COMMIT THE FOLLOWING PARKING INFRACTION CONTRARY TO THE TOWN OF LUMSDEN TRAFFIC BYLAW AS AMENDED

BYLAW SECTION	PARKING INFRACTION	X	EARLY PAYMENT	SET FINE
4(b)(2)	Park a Recreational Vehicle, Boat or Trailer in excess of seven (7) days.		\$15.00	\$30.00

COMMENTS:

I FURTHER CERTIFY THAT I SERVED THE PARKING INFRACTION NOTICE ON THE OWNER OF THE VEHICLE INDICATED BY:

- Affixing it to the vehicle in a conspicuous place at the time of the alleged infraction
- Serving it personally to the operator of the vehicle at the time of the alleged infraction

SIGNATURE OF ISSUING OFFICER: _____

NOTICE

READ REVERSE SIDE CAREFULLY FOR DEFENDANT'S OPTIONS

Handwritten initials/signature

**IMPORTANT
PLEASE READ CAREFULLY**

WITHIN 15 DAYS OF THE DATE OF THE PARKING INFRACTION NOTICE CHOOSE ONE SELECTED OPTION (SIGN WHERE NECESSARY) AND DELIVER IT (AND PAYMENT WHERE APPLICABLE) TO THE ADDRESS SHOWN BELOW.

All inquiries regarding this infraction should be made to:
The RM of Lumsden No. 189
Box 160, 300 James Street North
Lumsden, SK S0G 3C0
Telephone: 306-731-2404

DEFENDANTS OPTIONS - CHOOSE ONE ONLY

1. **Option 1 - Voluntary Payment:** I do not wish to dispute the charge and I enclose the amount as indicated on the front of the Notice. Early Payment is due within fifteen (15) days of infraction date. The Set Fine amount applies after fifteen (15) days of the date of infraction.

Signature: _____
Write the amount of the Parking Infraction Notice on the front of your cheque or money order and make it payable to:
THE RM OF LUMSDEN NO. 189
And mail or deliver your payment along with this Notice to the address shown above.

An administration fee is payable if the fine goes into default and the information may be provided to a credit bureau. Please allow sufficient time for your payment to be delivered.

2. **Option 2 - Trial Option: DO NOT MAIL.** You must call the Lumsden Municipal Office in advance for an appointment at: (306) 731-2404. You cannot set a trial date by mail. You must bring the Parking Infraction Notice with you at the time of your appointment.

Handwritten initials/signature in the top left corner.

APPENDIX 3
Bylaw No. 13-2018
"SHORT FORM WORDING & FINES"

ITEM	SHORT FORM	SECTION	EARLY PAYMENT	SET FINE
1.	Park a Recreational Vehicle, Boat or Trailer in excess of seven (7) days.	4(b)(2)	\$15.00	\$30.00

Handwritten initials
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