

RESORT VILLAGE OF CHITEK LAKE

BYLAW NO. 48/2003

A BYLAW TO REGULATE THE OPERATION OF VEHICLES

The Council of the Resort Village of Chitek Lake in the Province of Saskatchewan, enacts as follows:

1. INTERPRETATION

- (a) "angle parking" means the parking of vehicles with the right front wheel drawn up to the curb on the right-hand side of the highway, or at a distance of not more than thirty (30) centimetres from such curb, the vehicles to be placed at an angle of forty-five (45) degrees with the curb;
- (b) "clerk" means the clerk/administrator of the municipality;
- (c) "curb" means the lateral boundaries of a roadway, whether or not marked by curbing;
- (d) "heavy vehicle" means a vehicle with or without load which alone or together with any trailer, semi-trailer or other vehicle being towed, weighs 4.5 tonnes or more;
- (e) "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 municipality as designated pursuant to the provision of The Highways Act and Transportation Act;
- (f) "lug vehicle" means any vehicle, portable engine or traction engine having metal spikes, lugs or cleats projecting from the face of the wheels or tires thereof, or having metal track tread;
- (g) "municipality" means the Resort Village of Chitek Lake;
- (h) "one-way highway" means highway as ascribed to it by The Highway Traffic Act;
- (i) "parallel parking" means the parking of a vehicle with both right wheels thereof drawn up to the curb on the right-hand side of the highway, or at a distance of not more than thirty (30) centimetres from such curb;
- (j) "parking" has the meaning ascribed thereto by The Highway Traffic Act;
- (k) "place of public assembly" means schools, theatres, moving picture theatres, churches, hockey and skating rinks, dance halls and public assembly halls;
- (l) "power turn" means to manoeuvre a vehicle in such a manner to cause part of the vehicle to depart from its ordinary line of progress by the sudden use of acceleration and/or breaking;
- (m) "special constable" means the Royal Canadian Mounted Police or a person appointed to enforce municipal bylaws;
- (n) "speed bump" means an uneven patch on a highway constructed of asphalt, concrete or other like material for the purpose of controlling speed;
- (o) "speed zone" means any portion of a highway within the Resort Village of Chitek Lake as designated herein, and identified by a sign erected and maintained at each end thereof, indicating the maximum speed applicable thereto;
- (p) "U-turn" means the turning of a vehicle so as to cause it to proceed in the opposite direction from which it was proceeding immediately prior to the commencement of such turn;
- (q) "vehicle" means a vehicle, trailer or semi-trailer or a motor vehicle as ascribed to it by The Highway Traffic Act;

2. SCOPE

- (a) "STOP" STREETS  
The highways as listed in Appendix 1 are designated as "Stop" streets;
- (b) "YIELD" STREETS  
The highways as listed in Appendix 2 are designated as "Yield" streets;
- (c) "NO U-TURN" INTERSECTIONS  
The intersections of the highways, approached from all four (4) directions as listed in Appendix 3 are designated as "No U-Turn intersections";
- (d) "ONE-WAY" HIGHWAY  
The highways as listed in Appendix 4 are designated as "One-way" streets;
- (e) "DO NOT ENTER" STREETS  
The highways as listed in Appendix 5 are designated as "Do Not Enter" streets;
- (f) "LOADING ZONES"  
The highway locations as listed in Appendix 5 are designated as "Loading Zones".

3. 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 4 (a);
- (b) "YIELD" STREETS  
The provisions of The Highway Traffic Act shall apply to all traffic approaching and facing a "Yield" sign erected and maintained in accordance with the provisions of section 4 (b);
- (c) MISCELLANEOUS SIGNS
  - (1) No person shall, except where authorized by resolution of council or when duly authorized by law, erect upon or immediately adjacent to any highway, any sign, marker, signal or light or any advertising sign or device;
  - (2) No person shall deface, damage, destroy or remove any sign erected pursuant to this bylaw;

- (d) LUG VEHICLES
- (1) No person shall propel, operate or drive any lug vehicle upon any highway within the municipality without first having obtained from the clerk, a permit in writing authorizing same;
  - (2) The clerk is hereby authorized to issue permits in writing for the purpose of section (e) (1) of this bylaw in any case where the applicant therefore has signed a written undertaking in Form 1, Appendix 7. Provided that the clerk shall not issue any such permit unless he is satisfied that with reasonable care in operation, the lug vehicle may be propelled or driven over any highway without damage resulting thereto or to any bridge or culvert thereon;
  - (3) Nothing contained in section (e) (1) shall be deemed to preclude the transport of a lug vehicle as herein defined over any highway where same is being carried by means of a rubber-tired trailer or other conveyance equipped with rubber tires;
- (e) PARKING
- (1) Except as otherwise provided herein, the parking of vehicles is permitted on all highways within the municipality;
  - (2) (i) subject to the provisions of subsection (ii) no person shall park a vehicle in any lane, or in any street so as to obstruct the entrance to any lane or to a driveway or approach leading to private premises;  
(ii) notwithstanding the provisions of subsection (i), a vehicle may be parked in any lane for the purpose of taking on or discharging cargo, provided no such vehicle shall be so parked for a period exceeding thirty (30) minutes at one time, unless written permission has first been obtained from the clerk or a special constable of the municipality for an extension of such time limit;
  - (3) (i) subject to subsection (ii), every person parking a vehicle upon a highway within the municipality where parking is permitted, shall parallel park same;  
(ii) every person parking a vehicle upon a highway listed in Appendix 8 shall angle park same.
  - (4) No person shall park a vehicle in any "No Parking" area as designated in Appendix 9 at any time whether such areas are marked on the curb or otherwise by signs erected and maintained in accordance with the provisions of section 4 (d) to indicate that parking therein is prohibited.
  - (5) No person shall park a vehicle within five (5) metres of any street intersection or fire hydrant;
  - (6) No person shall park a vehicle on any highway at one place for any period of time exceeding twenty-four (24) consecutive hours;
  - (7) No person shall park any vehicle in any private parking place or on any private property unless he is the owner, occupant, licensee or permittee of the parking place or private property, except with the consent of such owner, occupant, licensee or permittee;
  - (8) (i) subject to subsection (ii), no person shall park any vehicle designated for carrying or intended for the carrying of oil, gasoline or other inflammable, combustible or explosive material, within 30 metres from any building in the municipality used or intended for use, in whole or in part, as a place of dwelling, a hotel or place of public assembly;  
(ii) nothing in subsection (i) shall be deemed to restrict the parking of any such vehicle for such period of time as may be necessary to take on or discharge cargo;
  - (9) No person shall park a vehicle with a manufacturer's rated capacity in excess of 5,500 kg on any streets or avenues designated in Appendix 10;
- (f) POWER TURNS  
The operator of a vehicle shall not execute "power turns" on any highway in the municipality;
- (g) SNOWMOBILES
- (1) Under the provisions of the Snowmobile Act, [and subject to section (h) (2)], it shall be lawful to operate a snowmobile between the hours of 7:00 a.m. and 11:00 p.m. on any highway except Provincial Highway No. 24 within the limits of the municipality.
  - (2) Notwithstanding section (h) (1) of this bylaw, it shall be lawful to operate a snowmobile on the portion of Provincial Highway No. 24 for the purpose of crossing the provincial highway at intersections designated in Appendix 12.
  - (3) All drivers must conform to the provisions of Section 21 of The Snowmobile Act.
- (h) SPEED
- (1) Subject to subsection (2), no person shall operate a vehicle in the municipality at a speed greater than forty (40) km/h.
  - (2) No person shall operate a vehicle at a speed greater than twenty (20) km/h in the speed zones as set out in Appendix 11.
- (i) U-TURNS
- (1) No person shall cause a vehicle to make a U-Turn between intersections, and at the intersection of a highway with a lane or an alley in the municipality.
  - (2) No person shall cause a vehicle to make a U-Turn at the intersections designated as "No U-Turn" intersections as listed in Appendix 3. This shall apply to all traffic approaching and facing a "No U-Turn" sign erected and maintained in accordance with the provisions of section 4 (c).
- (j) WEIGHT RESTRICTIONS – TRUCK ROUTES
- (1) No person shall operate a vehicle or a combination of vehicles when the combined gross weight of the vehicle (s) with or without a load exceeds 12,000 kg, except on a highway within the municipality designated as a Heavy Vehicle Route as listed in Appendix 12.
  - (2) Subject to subsection (1), no person shall operate a vehicle or a combination of vehicles when the combined gross weight of the vehicle (s) with or without a load exceeds the maximum allowable weight pursuant to the Vehicle Weight and Dimension Regulations, 1988 on any highway within the municipality.  
Subsections (1) and (2) shall not apply to vehicles making delivery on any highway in the municipality provided that the operator of the vehicle (s) uses the most direct route from and to the heavy vehicle route, as listed in Appendix 12.
  - (3) The provisions of The Police Act and The Highways and Transportation Act shall apply to the operators of vehicles referred to in subsection (1) and (2).

- (k) VEHICLES ON PUBLIC RESERVES, ETC.
  - (1) No person may operate or park a vehicle on any area designated in Appendix 13.
  - (2) The provision of subsection (1) shall not apply to maintenance vehicles or vehicles using a designated parking area.
- (l) BICYCLES
  - (1) No person shall operate a bicycle without having at least one hand on the handle bar.
  - (2) No person shall operate a bicycle on a sidewalk.
- (m) ONE WAY HIGHWAY
  - (1) Except as otherwise provided herein a person may operate a vehicle in either direction on all highways within the municipality.
  - (2) No person shall operate a vehicle in a direction other than that indicated on the highways as listed in Appendix 4 designated as One Way highways.
- (n) LOADING ZONES
  - (1) No operator of a vehicle shall remain in a loading zone for a period exceeding two (2) minutes for the purpose of embarking or disembarking passengers, provided that on the expiration of the two minute period the onus of proving the loading and unloading of goods shall rest with the driver of any vehicle found in such loading zone.
  - (2) No operator of a vehicle shall remain in a loading zone for periods exceeding ten (10) minutes for the purpose of loading or unloading goods.
- (o) DO NOT ENTER STREETS
  - (1) No person shall operate a vehicle on the highways as listed in Appendix 5 designated as Do Not Enter streets.

4. SIGNS

- (a) Council shall cause to be erected and maintained at all stop streets listed in Appendix 1, at a distance of approximately three (3) metres from point of intersection, an appropriate sign containing the word "Stop", so placed to face the traffic approaching the intersection.
- (b) Council shall cause to be erected and maintained at all yield streets listed in Appendix 2, at a distance of approximately three (3) metres from point of intersection, an appropriate "Yield" sign, so placed to face the traffic approaching the intersection.
- (c) Council shall cause to be erected and maintained at all "No U-Turn" intersections as listed in Appendix 3, at a distance of approximately three (3) metres from point of intersection, an appropriate sign prohibiting U-Turns, so placed to face the traffic approaching the intersection.
- (d) Council shall cause to be erected and maintained at all "No Parking" areas as listed in Appendix 9, appropriate signs and/or curb marking. Such signs or curb markings shall be visible from that part of the highway to which the restriction applies.
- (e) Council shall cause to be erected and maintained at all "Speed Bump" locations as listed in Appendix 14, at a distance of approximately ten metres from the speed bump an appropriate sign warning of the bump and identifying the maximum speed at which it is safe to proceed over the speed bump, so placed to face the traffic approaching the speed bump.
- (f) Council may by resolution provide for the erection and maintenance on any highway, and at any designated point or points thereon, of such signs as it may deem expedient for warning, guidance, directions or information thereon.

5. PENALTIES

- (a) Any person who contravenes any of the provisions of subsection 3 (c) (1) and 3 (c) (2) of this bylaw is guilty of an offence or liable on summary conviction to the penalties provided in the General Penalty Bylaw of the municipality.
- (b) Any person who contravenes any of the provisions of subsection 3 (d) (1), 3 (f) and 3 (m) (2) of this bylaw shall be liable on summary conviction to a penalty of:
 

(1)	Subsection 3 (d) (1)	-	\$100.00
(2)	Subsection 3 (f)	-	\$ 65.00
(3)	Subsection 3 (m) (2)	-	\$100.00
- (c) (1) A person who contravenes any of the provisions of sub-sections 3(e)(2), 3(e)(3), 3(e)(4), 3(e)(5), 3(e)(6), 3(e)(7), 3(e)(8), 3(e)(9), 3(i)(1), 3(i)(2), 3(k)(1), 3(n)(1) and 3(n)(2) of this bylaw or fails to comply therewith or with any notice or order given thereunder shall be guilty of an offence and upon conviction, shall be liable to penalties as follows:
 


(1)	Subsection 3 (e) (2)	\$40.00
(2)	Subsection 3 (e) (3)	\$40.00
(3)	Subsection 3 (e) (4)	\$40.00
(4)	Subsection 3 (e) (5)	\$40.00
(5)	Subsection 3 (e) (6)	\$40.00
(6)	Subsection 3 (e) (7)	\$40.00
(7)	Subsection 3 (e) (8)	\$40.00
(8)	Subsection 3 (e) (9)	\$40.00
(9)	Subsection 3 (i) (1)	\$65.00
(10)	Subsection 3 (i) (2)	\$65.00
(11)	Subsection 3 (k) (1)	\$40.00
(12)	Subsection 3 (n) (1)	\$40.00
(13)	Subsection 3 (n) (2)	\$40.00

- (2) A violator of any of the subsections of this bylaw, as set out in subsection (1) upon being served with a Notice of Violation, may, during the regular office hours, voluntarily pay the penalty at the municipal office, and upon payment as so provided, that person shall not be liable to prosecution of the offence.
- (3) The Notice of Violation shall be in Form "2", Appendix 15, attached to and forming part of this bylaw.
- (d) (1) A person who contravenes the provisions of subsection 3 (j), (1) and (2), is guilty of an offence and liable on summary conviction to a penalty of not more than \$100 for the first offence and not more than \$200 for each subsequent offence.
- (2) A further penalty shall be imposed as follows:
- (i) three dollars for each 50 kg or fraction thereof for the first 1,000 kg in excess of the prescribed maximum gross weight allowable; and
  - (ii) five dollars for each 50 kg or fraction thereof in excess of 1,000 kg that the actual gross weight exceeds the prescribed gross weight allowable, provided that in computing the further penalty, 500 kg or two per cent of the maximum gross weight fixed by this bylaw, whichever is the lesser, shall not be taken into account.
- (3) In each instance, the total fine shall not exceed the maximum provided for in the general penalty bylaw of the municipality.
- (e) The penalty for the contravention of section 3 (l) (1) and 3 (l) (2) is as follows:
- (1) for the first infraction impounding the bicycle for seven (7) days;
  - (2) for the second or additional infractions impounding the bicycle for fourteen (14) days.


## 6. IMPOUNDING

- (a) Any member of the police force, special constable or other person appointed by council may remove or cause to be removed any vehicle that is unlawfully placed, left or kept on any street or lane, public parking place, or other public place, or on municipality-owned property, and to impound or store such vehicle.
- (b) Where a vehicle has been impounded or stored after it has been removed under subsection (1), it may be retained at a place designated by council for a period of thirty (30) days from date of removal unless the cost of removal, impounding and storage are sooner paid. Upon payment of the full costs herein, the vehicle may be released to the owner thereof.
- (c) If the costs of removal, impounding and storage are not paid within the period of thirty days as specified in subsection (2), the municipality shall have the right to recover same from the owner of the vehicle by:
  - (1) legal action in a court of competent jurisdiction;
  - (2) sale by public auction on publication of a notice designating the time and place of sale at least 14 days prior to the sale in a newspaper circulating in the municipality and on sending such notice by registered mail to the owner at the address appearing on the last registration of the vehicle.

Certified to be a true and accurate  
Copy of Bylaw 48/03 which was  
Passed by the council of the Resort  
Village of Chitek Lake on Oct. 23/03

  
Lana M. Marion  
Administrator



  
Administrator

The Urban Municipality Act, 1984  
Sections 158, 159, 160 and 161

Introduced and read a first time this 26<sup>th</sup> day of September, 2003  
Read a second time this 23<sup>rd</sup> of October, 2003  
Read a third time this 23<sup>rd</sup> of October, 2003

This bylaw shall come into effect on the date of approval of the  
Saskatchewan Highway Traffic Board.

RESORT VILLAGE OF CHITEK LAKE  
BYLAW 48/03  
A BYLAW TO REGULATE THE OPERATION OF VEHICLES

APPENDIX 15 OF BYLAW 48/03

NOTICE OF VIOLATION [Section 5(c)(1)]

RESORT VILLAGE OF CHITEK LAKE

NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_  
POSTAL CODE: \_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_, 2\_\_\_\_,  
at/near \_\_\_\_\_, Saskatchewan at \_\_\_\_\_ a.m./p.m.

did unlawfully commit the following offence:

_____	Parking	Bylaw No. _____
_____	Dog	Bylaw No. _____
_____	Other	Bylaw No. _____

DESCRIPTION OF OFFENCE: \_\_\_\_\_  
\_\_\_\_\_

LOCATION OF OFFENCE: \_\_\_\_\_  
\_\_\_\_\_

You are charged with violation of Bylaw No. \_\_\_\_\_  
Section(s) \_\_\_\_\_

Penalty for the above violation:  
\_\_\_\_\_ may be paid voluntarily  
\_\_\_\_\_ may not be paid voluntarily

\_\_\_\_\_  
Special Constable

NOTICE RESPECTING VOLUNTARY PAYMENT WITHOUT COURT  
APPEARANCE

Where the penalty for the above violation is \$ \_\_\_\_\_ or less, you may make voluntary payment of the above penalty at the municipal office of the Resort Village of Chitek Lake during regular office hours or by mail within \_\_\_\_\_ days from the date of service of this Notice of Violation.

If you do not make a voluntary payment within the time set out above, you shall be liable to prosecution and, upon summary conviction, you shall be liable to the penalty provided under section \_\_\_\_\_ of the said bylaw.

RESORT VILLAGE OF CHITEK LAKE  
BYLAW 48/03

A BYLAW TO REGULATE THE OPERATION OF VEHICLES

APPENDIX 1 OF BYLAW 48/03

Stop Streets [Section 2(a)]

Chitek Drive	where intersected by Pine Street
Cueleneare Crescent	where intersected by Chitek Drive
Chitek Drive	where intersected by Cueleneare Crescent
First Avenue	where intersected by Chitek Drive
Chitek Drive	where intersected by First Avenue
Third Avenue	where intersected by Chitek Drive
Third Avenue	where intersected by Pine Street
Helen Street	where intersected by Highway #24
North Shore Road	where intersected by Highway #24

APPENDIX 2 OF BYLAW 48/03

Yield Streets [Section 2(b)]

Cueleneare Crescent	where intersected by Chitek Drive
Cueleneare Crescent	where intersected by Service Road No. 1
First Avenue	where intersected by Pine Street
Second Avenue	where intersected by Pine Street
Second Avenue	where intersected by Chitek Drive
Fifth Avenue	where intersected by Chitek Drive
Zohner Street	where intersected by Tyndall Place
Road Allowance	where intersected by Railway Street
Railway Street	where intersected by Road Allowance

APPENDIX 4 OF BYLAW 48/03

One-way highway [Section 2(d)]

Lake Shore Drive	where intersected by Chitek Drive
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APPENDIX 5 OF BYLAW 48/03

Do not Enter Street [Section 3(o)]

Chitek Drive	where intersected by Lake Shore Drive
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**APPENDIX 8 OF BYLAW 48/03**

**Angle Parking [Section 3(e)(ii)]**

Lake Shore Drive      near Main Beach

**APPENDIX 9 OF BYLAW 48/03**

**No Parking [Section 3(e)(4)]**

North side of Lakeshore Drive opposite angle parking lot.  
Lake Shore Drive, no parking between signs adjacent to beach and playground area.

**APPENDIX 11 OF BYLAW 48/03**

**20 Kilometre per hour speed zone [Section 3(h)(2)]**

Lake Shore Drive  
Playground area on East Beach  
Tyndall Place and Playground area

**APPENDIX 12 OF BYLAW 48/03**

Where Provincial Highway 24 crosses:

- Helen Street
- Third Avenue
- Second Avenue
- First Avenue
- Chitek Drive
- North Shore Road

RESORT VILLAGE OF CHITEK LAKE  
BYLAW 48/03  
A BYLAW TO REGULATE THE OPERATION OF VEHICLES

APPENDIX 7 OF BYLAW 48/03

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

NAME: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

TYPE OF VEHICLE: \_\_\_\_\_

ROUTE: \_\_\_\_\_

DEPOSIT: \_\_\_\_\_

I declare that:

- (1) I will use reasonable care in propelling, operating or driving such lug vehicles over the highway to prevent any damage resulting to the highway.
- (2) I will, when operating such lug vehicle over any bridge or culvert on any highway or on any specified bridge or culvert thereon, first lay down on such bridge or culvert planks or timbers of not less than 5 cm in thickness or less than 4 metres in length, such planks or timbers to be laid lengthwise across the bridge or culvert in the direction in which the lug vehicle is proceeding in such a manner that they will support the wheels or tread of the lug vehicle on both sides thereof throughout its entire passage over such bridge or culvert.
- (3) I will pay for all damages caused to such highway or to any bridge or culvert thereon as a result of propelling, operating or driving such lug vehicle thereon.

\_\_\_\_\_  
Owner/Operator



APPENDIX "A" TO BYLAW NO. 48/03

RESORT VILLAGE OF CHITEK LAKE

Collection, removal  
Or disposal of solid  
Wastes or other refuse

Monthly/quarterly, etc. fee \$ \_\_\_\_\_