

**CITY OF THOMPSON
BY-LAW NUMBER 1733-2007**

[As amended by AM B/L 1758-2008, AM B/L1781-2008 and AM B/L 1848-2011]

A BY-LAW OF THE CITY OF THOMPSON CONCERNING THE REGULATION OF TRAFFIC, PARKING ON PRIVATE PROPERTY, AND PARKING FOR PHYSICALLY DISABLED PERSONS.

WHEREAS Section 90(1) of the “HIGHWAY TRAFFIC ACT”, CCSM, c. H60, authorizes a municipality to make rules or by-laws in relation to the regulation of traffic supplementary to or in addition to but not contrary to any provision of that Act or regulations made thereunder and applicable on highways over which the municipality has jurisdiction.

AND WHEREAS the “MUNICIPAL ACT”, SM 1996, c. .M225, the “DANGEROUS GOODS HANDLING AND TRANSPORTATION ACT”, RSM 1987, c. D12, and other provisions of the “HIGHWAY TRAFFIC ACT” authorizes and/or require a municipality to enact by-laws inter alia, dealing with the regulation of traffic, the parking of motor vehicles and the transportation of dangerous goods within the municipality.

NOW THEREFORE BE IT ENACTED as a By-law of the City of Thompson as follows:

1. **This By-law may be referred to as the “CITY OF THOMPSON TRAFFIC BY-LAW”.**
2. **DEFINITIONS**
 - (1) Unless expressly provided or unless the context otherwise requires, words and expressions in this By-law have the same meaning as the same words and expressions in the Highway Traffic Act of The Province of Manitoba.
 - (2) In this By-law:
 - (a) **“ACT”** means The Highway Traffic Act of the Province of Manitoba and current amendments thereto unless otherwise indicated.
 - (b) **“APPROACH”, “DRIVEWAY”, or “SIDEWALK CROSSING”** means that portion of a sidewalk and/or boulevard lawfully improved or designed for the passage of vehicular traffic.

- (c) **“BOULEVARD”** means that portion of a street not meant for vehicular traffic between the curb lines and the adjoining property line including the sidewalk, and that portion of a street between the curbs separating the roadways of a divided highway and includes medians as hereinafter defined.
- (d) **“BUS STOP”** means a designated portion of a roadway adjacent to the curb or road edge, where there is no curb, reserved for the loading and unloading of passengers and so designated by traffic control devices.
- (e) **“CHIEF OF POLICE”** means the officer commanding the RCMP City Detachment or such person as may be authorized by the said Chief of Police to exercise some or all of the powers vested in him by this By-law.
- (f) **“CITY”** means the City of Thompson.
- (g) **“COUNCIL”** means the Council of the City of Thompson or such Committee as Council may delegate as Traffic Authority.
- (h) **“CURB”** means the lateral line of a roadway.
- (i) **“DANGEROUS GOODS”** means those goods, the nature of which are such that their transport by vehicle requires the person transporting same to display safety marks on the vehicle in order to comply with section 15 of the “DANGEROUS GOODS HANDLING AND TRANSPORTATION ACT” but does not include goods contained in a vehicle for the proper operation of that vehicle.
- (j) **“DESIGNATED OFFICER”** means the person(s) authorized by City Council to enforce any part of this By-law.
- (k) **“EMERGENCY VEHICLE”** means a vehicle used for police duty, or by the fire department, or as an ambulance, or by a volunteer firefighter responding to a fire or other emergency and, in the case of an urgent emergency justifying a rate of speed in excess of the applicable rate of speed for which provision is made in the Act, a motor vehicle carrying rescue or first aid equipment shall be deemed to be an emergency vehicle for the purposes of this By-law.
- (l) **“FIRE APPARATUS”** means any equipment that may be used by Thompson Fire and Emergency Services, including but not limited to; fire trucks, ambulances, trailers, et al.

- (m) **“FIRE CHIEF”** means the Chief of Thompson Fire Department or such person as may be authorized by the City of Thompson to exercise the responsibilities referred to in Section 28(4) of this By-law.
- (n) **“LANE”** means a street not more than 6.2 meters in width.
- (o) **“LOADING ZONE”** means that area designated as such pursuant to Section 15(1) and Schedule B to this By-law.
- (p) **“MERIDIAN”** means that portion of a divided street separating the traveled ways for traffic in opposite directions.
- (q) **“ONE-WAY STREET”** and **“ONE-WAY LANE”** means a street or a portion of a street or a lane or a portion of a lane, as the case may be, designated as one-way pursuant to Section 4(1) and Schedule A to this By-law.
- (r) **“OFFICER”** means a peace officer, police officer, or constable working for the R.C.M.P. or such other person authorized to act by Council.
- (s) **“OFF STREET PARKING AREA”** means a parking area owned or operated by the City as more fully detailed in the Act.
- (t) **“PARADE”** means any procession or body of pedestrians numbering more than 30 standing, marching or walking anywhere on a street or any procession or group of vehicles numbering 10 or more stopped or moving anywhere on a street but does not include a funeral procession or a procession of members of vehicles of Her Majesty’s Armed Forces.
- (u) **“PARK”** means to stand a vehicle whether occupied or not, whether running or not, except when it is caused to stand temporarily for the purpose of, and while actually engaged in, loading or unloading, or in obedience to an officer or a traffic control device, and **“PARKING”** has a corresponding meaning.
- (v) **“PARKING STALL”** means a space intended for the parking of a single vehicle in an off street parking area or a parking lot located on private property designated by lines painted on the surface of the parking area or by some other means.

- (w) **“SIDEWALK”** means that portion of a street between the curb or the edge of a roadway and the adjacent property line that has been improved and is intended for the use of pedestrians.
- (x) **“STORE”** means to place items, vehicles, etc. in a location for an extended period of time.
- (y) **“STREET”** means a highway over which the City of Thompson has jurisdiction.
- (z) **“TAXI STAND”** means any area designated as such pursuant to Section 15(2) of this By-law.
- (aa) **“TRAFFIC CONTROL DEVICE”** means a sign, signal, light, pedestrian corridor, school corridor, marking or device, not inconsistent with The Act, placed or erected for the purpose of regulating, warning or guiding traffic.
- (ab) **“TRAILER”** in this By-law shall have the same definition as that contained in the “HIGHWAY TRAFFIC ACT”.
- (ac) **“TRUCK”** in this By-law shall have the same definition as that contained in the “HIGHWAY TRAFFIC ACT” excepting that for Section 25(1) of this By-law a truck that.
 - (i) has a gross weight, including its load, not exceeding 3700 kilograms, and
 - (ii) is not being used for a commercial purpose at the time is excepted;
- (ad) **“TRUCK ROUTE”** means the routes designated as such under Section 25(1) and Schedule C or D to this By-law and those streets or portions of streets within the City designated as “Routes”, “Provincial Trunk Highways” or “Provincial Road” pursuant to the “HIGHWAY TRAFFIC ACT” and regulations made thereunder.
- (ae) **“VEHICLE”** in this By-law shall have the same definition as that contained in the “HIGHWAY TRAFFIC ACT” but shall also, for the purposes of this By-law, include All Terrain Vehicles and Snow Mobiles.

3. SCHEDULES

- (1) The Schedules to this By-law are part of this By-law and shall be identified by the signature of the Mayor and City Manager or their designate.
- (2) Council may, by Resolution, make any changes it deems appropriate to the Schedules attached to this By-law.

I. REGULATION OF STREETS**4. ONE-WAY STREETS AND LANES**

- (1) The streets or portions of streets and lanes or portions of lanes referred to in Schedule A to this By-law are hereby designated as one-way.
- (2) No person shall drive or operate a vehicle or a bicycle upon a one-way lane or street except in the direction specified in Schedule A hereto for that one-way street or lane.

5. SPEED LIMITS

No person shall drive a vehicle at a rate of speed greater than 30 kilometres per hour:

- (a) on any lane;
- (b) in the area known as the City Recreation Grounds;
- (c) on a street in an area where signs are posted indicating that personnel and equipment are working.

6. U-TURNS

No person shall turn a vehicle so as to proceed in the opposite direction at a place on a street where a traffic control device prohibits the making of a u-turn.

7. DIRECTION OF TRAVEL AT APPROACHES

- (1) Where a traffic control device is erected at or near an approach bearing the words “No Entrance” or “No Exit” or words to the same effect, or restricting or regulating the mode of entrance to or exit from an approach, the driver of every vehicle shall obey the direction on any such traffic control device.
- (2) No person shall obstruct or cause the obstruction of the regular flow of traffic on a street except as permitted under the “HIGHWAY TRAFFIC ACT” or the provisions of this By-law.

8. TEMPORARY TRAFFIC CONTROL DEVICES

- (1) The Director of Public Works or his designate is hereby authorized, in an emergency or while work of construction, repair or painting is being carried on, including street cleaning and snow removal operations, to place and maintain such temporary traffic control devices as are required, while those conditions prevail, to control, regulate or guide traffic in an orderly manner.
- (2) Any person undertaking work upon or adjacent to a street which may in any way interfere with or obstruct the normal use of the street shall place and maintain such temporary traffic control devices as may be required by the City while such work is being completed.
- (3) Every person shall obey the instructions of a traffic control device placed under Section 8(1) or 8(2) of this By-law, unless directed to do otherwise by a peace officer.

9. SKATEBOARDS PROHIBITED

No person shall ride upon or use skateboards, skis, skates, roller skates of any type, toy vehicles or similar devices on a street without the prior written approval of Council.

10. HORSE DRAWN CARRIAGES

No person shall ride a horse or drive a horse drawn vehicle:

- (a) on any street within the City from one hour after sunset to one hour before sunrise; or
- (b) on any street within the City south of the Burntwood River except with the prior authorization of the Chief of Police.

11. PARADES

- (1) No person shall hold, take part in or be a member of a parade unless:
 - (a) the parade is under the direction or control of a marshal or organizer; and
 - (b) a permit has been issued authorizing the parade as provided under Section 11(3) hereof.
- (2) Any person desiring to hold a parade shall apply in writing to the License Inspector for a permit no later than seven (7) calendar days prior to the proposed commencement of the parade which application shall set out the following information regarding the proposed parade:
 - (a) the nature of the parade;
 - (b) date and hour of proposed commencement;
 - (c) place of formation and dispersal;
 - (e) estimated length; and
 - (f) person to be named as permittee.
- (3) The License Inspector or his designate may issue a permit for a parade subject to approval by Thompson Fire and Emergency Services and the R.C.M.P., who may impose terms as to time, marshalling and route of the parade and subject to compliance with all by-laws of the City.

- (4) The permittee shall, at the time of issuance of the permit, pay a fee equal to the costs of publishing notice of the parade and such diversion of traffic required to hold the parade.
- (5) The permittee shall comply with the terms specified in the parade permit.
- (6) Unless so directed by an Officer, it shall be an offence for any person, other than the operator of an emergency vehicle, to drive a vehicle through a parade.
- (7) Pedestrians shall not walk through a parade while a parade is in motion.

12. **FUNERAL PROCESSIONS**

In the case of a funeral procession indicated as such by the headlamps of all the motor vehicles therein being lighted:

- (a) if the driver of the leading vehicle therein has complied with Section 85 and 88 of the "HIGHWAY TRAFFIC ACT", the driver of each of the other vehicles therein, upon approaching a traffic control signal showing a red traffic control light or a stop sign, shall cause the vehicle to slow down or stop as may be necessary for safety, but may then proceed cautiously past the traffic control signal or stop sign; and
- (b) after passing the traffic control signal or stop sign, the driver of each of the other vehicles in the procession shall have the right of way over all other vehicles upon the highway at the intersection or place where the signal or sign is situated. In the event any vehicle is separated from the procession the four-way flashers should be disengaged and normal driving practices resumed unless and until such vehicle is again in direct line with the procession at which time the four-way flashers should again be lighted.

13. GENERAL TRAFFIC REGULATIONS

- (1) Avoiding conflict with Fire Apparatus.
 - (a) It shall be an offence for any person, except by direction of the Fire Chief, or his designate, to drive or bring any vehicle within 30 meters of any fire apparatus on route to or at the scene of a fire.
 - (b) The City may have any vehicle which is lawfully parked in or upon any roadway or lane at the scene of any fires in the City that by its location restricts or impedes the ability of the fire crews to perform their duties towed to the nearest available parking area.
 - (c) The person responsible for ordering the vehicle to be towed shall immediately notify the R.C.M.P. and the City Inspections Department of such action stating where the vehicle was removed from, where it was relocated to, the reason for such relocation, and a description of the vehicle involved. Under such circumstances, the City shall be responsible for all related towing charges. Vehicles which are unlawfully parked shall be removed at the owners expense in accordance with Section 22 herein.
- (2) Driving through Barricaded Streets.

Unless otherwise directed by an Officer or a traffic control device, it shall be an offence for any person to drive a vehicle, except vehicles engaged in related construction, on any portion of a street roped, barricaded or otherwise indicated by the proper authority as being closed to traffic temporarily or permanently.
- (3) Vehicles not to damage roadways.

It shall be an offence for any vehicle having tracks, corrugated or flanged metal wheels, or any device which is dragged or hauled without wheels, or any thing so constructed or loaded in such a manner as to damage the roadway, to be driven or hauled along, upon or across any of the roadways in the City; provided that should it unavoidable to operate over any of the roadways, the owner or operator shall first obtain written permission from the Director of Public Works, or his designate, and shall be responsible for any damage done to the pavement or other surface of any roadway. Such repairs will be carried out

by the City and costs paid by the owner and/or operator of the vehicle which damaged the roadway.

- (4) **Blocking intersections.**
Notwithstanding any traffic control device indication to proceed, it shall be an offence for any driver of a vehicle to enter an intersection unless there is sufficient space on the other side of the intersection to accommodate the vehicle without obstructing the passage of pedestrians or other traffic.
- (5) **Restricted use of Bus Stops and Taxicab Stands.**
It shall be an offence for any person to stop or stand or park a vehicle, other than a mass transit vehicle in a Bus Stop or a taxicab in a Taxicab Stand. Vehicles in violation may be ticketed or towed away in accordance with the provisions of this By-law.
- (6) It shall be an offence for any person to drive, ride or back a vehicle on, across or along any boulevard, sidewalk or curb at anyplace other than an authorized approach or driveway.
- (7) It shall be an offence for any person to perform maintenance on a vehicle on public property or a street.

II. PARKING

14. LOADING ZONES AND TAXI STANDS

Council shall, by resolution, establish all;

- Taxi Stands
- Bus Stops
- Loading Zones

15. METHOD OF PARKING

No person shall stop or park a vehicle on any street other than parallel with the curb with the front of the vehicle heading in the direction of vehicular traffic movement for that side of the street and its curb side wheels within fifty centimetres of the curb and with a clear space of at least 1.21 meters existing immediately ahead of and behind the vehicle.

16. PROHIBITIONS

- (1) No person shall park a vehicle:
 - (a) on a lane;
 - (b) in a loading zone whether the vehicle is occupied or not except temporarily for the purpose of and while actually engaged in loading or unloading that vehicle;
 - (c) in a taxi stand other than a taxi provided that the driver does not leave the taxi unattended;
 - (d) on a boulevard, except where said vehicle is parked within the bounds of an approved driveway and approach and does not obstruct a sidewalk or walkway;
 - (e) on a curb;
 - (f) within an intersection or within 9 metres thereof except where otherwise indicated by a traffic control device;
 - (g) on a roadway side of a vehicle stopped or parked at the edge of the curb of a roadway (no double-parking);
 - (h) on a sidewalk;
 - (i) within 3 meters of a fire hydrant;
 - (j) on a street in an area where parking is prohibited as designated by signs;
 - (k) in an area specifically prohibited in this By-law.

- (2) Where a traffic control device is placed or maintained:
 - (a) to prohibit the stopping, standing or parking of vehicles at any time during the hours on the traffic control device, on the street or any portion thereof; or
 - (b) to limit the time during which vehicles may be parked on the street or any portion thereof, either during the whole of any day or during a part thereof;

no person shall stop or park a vehicle or cause or permit a vehicle to remain stationary on the street or portion thereof to which the traffic control device relates, in contravention of the traffic control device or for period longer than, or otherwise than as authorized, by the traffic control device.

- (3) No person shall park a vehicle on a street or on any property owned or controlled by the City for a period of time longer than twenty-four hours in any one location without prior written approval from the License Inspector. Such approval shall only be granted once.
- (4) No person shall park a trailer, bus, motor home or truck with a rated capacity of more than one ton on a street in any one location for a period of time longer than two hours except for the purpose of and while actually engaged in loading and unloading.
- (5) For the purposes of this section, any vehicle, which having been parked in a location where parking of that vehicle is restricted to definite time limits or time periods, is deemed to remain parked in that location until moved through an intersection.
- (6) No person shall remove, obliterate or deface a mark made or placed upon a vehicle by a peace officer pursuant to Section 21(1) hereof while that vehicle remains parked.
- (7) No person, other than the owner or person having charge of a vehicle, shall remove a ticket or notice placed on the vehicle by a peace officer to notify the owner or person in charge of the vehicle of an alleged contravention of this By-law relating to the stopping or parking of vehicles.
- (8) No person shall attach an electrical cord or other device between a vehicle parked on a street and a building, outlet or device located upon private or public property.
- (9). Where stalls or allotments are designated or marked out within any parking area, every person parking a vehicle within any such area shall park the same so that the vehicle shall conform to the direction of parking and be wholly within the boundaries of such stall or allotment. Failure to do so shall constitute an offence under this By-law.

- (10) It shall be an offence for any person to park a vehicle in a parking lot on either public or private property, whether lined or unlined in such a manner as to impede the free flow of traffic within such lot, or in a manner that prevents or restricts the movement of other vehicles.
- (11) It shall be an offence for any person to park a vehicle or a trailer that does not have attached thereto, and exposed thereon, one or more license plates for the current registration year on a street or public property.

17. PARKING DURING STREET MAINTENANCE

[AM B/L 1781-2008]

- (1) For the purposes of a street maintenance operation within any area specified in Schedule B, portable signs indicating that parking is prohibited shall be placed at the places specified in Schedule B for that area by no later than 12:00 noon on the day prior to commencement of the street maintenance operation and such signs shall be maintained until completion of the operation.
- (2) Where signs have been placed in compliance with Section 17(1) hereof, no person shall park a vehicle on a street in an area where a street maintenance operation is underway.
- (3) No person shall stop, stand or park a vehicle on residential streets during recycle and refuse collection day.
[AM B/L 1848-2011]

18. PARKING DURING SNOW REMOVAL

[AM B/L 1781-2008]

- (1) For the purpose of snow removal no person shall stop, stand or park a vehicle on any street within the City limits between and including November fifteenth (15th) and March thirty-first (31st) between the hours of 6:00 a.m. and 6:00 p.m. Monday through Friday.
- (2) Any vehicle found in contravention of Section 18(1) shall be ticketed and fined in the amount set forth in the City of Thompson Inspections and Enforcement Services Fee and Fine Schedule.

19. PARKING FOR PHYSICALLY DISABLED

- (1) No person shall stop, stand or park a motor vehicle in a designated parking space within the City or in a manner that makes such a designated parking space inaccessible unless a permit is displayed in the vehicle and is used in accordance with the "HIGHWAY TRAFFIC ACT" and the regulations under that Act.
- (2) For the purpose of this Section, designated parking space and permit have the same meaning attributed to those terms under S.124.1 of the "HIGHWAY TRAFFIC ACT".
 - (i) "Designated Parking Space" means a parking space designated by signs or pavement markings as being for the use of motor vehicles displaying a permit and that is located:
 - (a) On a Highway;
 - (b) In a public parking lot or facility or;
 - (c) In a private parking lot or facility to which the public has access.
 - (ii) "Permit" means a physically disabled person's parking permit issued under Section 124.3 of The Highway Traffic Act.

20. PARKING ON PRIVATE PROPERTY

- (1) No person shall park or leave a vehicle on private property on which there is erected and maintained a sign indicating that the parking of vehicles thereon is prohibited.
- (2) No person shall park or leave a vehicle on private property, without the permission of the owner, occupant, or the person in charge or control of the property, on which there is erected and maintained a sign indicating that unauthorized parking of vehicles thereon is prohibited.
- (3) No person shall park, leave, or store a vehicle or trailer on the front yard of a residence, unless there is a designated parking area thereon that has been approved by the Director of Public Works or

his designate. Such a designated parking area must be situated at a minimum of ten (10) feet from the curb.

[AM B/L 1781-2008]

(a) No person shall park, leave, or store a tow truck on public or private property located in a residential zone.

[AM B/L 1758-2008]

(b) The maximum width of a driveway may not exceed more than 7.6m or one third ($\frac{1}{3}$) the total width of a property, whichever is the lesser,

(c) A property owner must apply in writing to the Manager of Assets and Infrastructure or his designate for an extension of the width of a driveway,

(d) An extension of a driveway may exceed the maximum width of a driveway, as stated in subsection (b), up to an additional five percent (5%) at the discretion of the Manager of Assets and infrastructure or his designate.

(e) In the case where an addition is granted it will be noted in the property's property file at City Hall,

(f) An area in the front yard of a property may not be considered a driveway until an appropriate base of concrete, asphalt, interlocking brick or gravel is in place,

(g) In the case where a property owner wishes to expand the size of his current driveway the base material must remain consistent for the new portion of the driveway as with what is in place on the current driveway,

(h) Any damage that occurs to city properties during the construction of an extension of a driveway will be replaced or repaired at the applicant's expense,

(i) The CITY will not replace any portion of a driveway extension due to excavation of under ground services,

(j) Properties located in the Burntwood Trailer Court are exempt from subsections (b), (c), (d), (e), (f), (g), (h), and (i)."

[AM B/L 1848-2011]

(4) That the owner, occupant, or person in charge or control of private property who wishes to take advantage of this By-law shall erect

and maintain thereon a clear and legible sign in a conspicuous place on the property.

Such sign shall indicate:

- i. that parking of vehicles thereon is prohibited; or
- ii. that unauthorized parking of vehicles is prohibited.

Such sign, where practicable, shall be in a form in accordance with the Manual of Uniform Traffic Control Devices for Canada 1998 as amended from time to time.

- (5) That notwithstanding any other provision of this By-law where a prosecution for an offence under this By-law is commenced by way of an offence notice as provided for in The Summary Convictions Act, S.M. 1985 – 86 C.4 – Cap S230, the amount of the fine which shall be set out in the offence notice in respect of the alleged offence shall be that set forth in City of Thompson Inspections and Enforcement Services Fee and Fine Schedule.
- (6) That Council may from time to time, by resolution, designate or modify a list of garage keepers as vehicle pound keepers.
- (7) That where a vehicle is removed from private property pursuant to Section 22 of this By-law, prosecution for an offence under this By-law shall not be commenced by way of an offence notice.

21. EXCEPTIONS

The provisions of this By-law prohibiting or regulating parking, stopping and standing do not apply to:

- (a) vehicles of the police department of the City;
- (b) vehicles owned or employed by the City while in use in connection with work of necessity being done while in or near a street requiring the vehicles to be stopped or parked in contravention of such provisions;
- (c) vehicles of the Government of Canada, the Government of Manitoba or a public utility while such vehicles are actually engaged in work of necessity on or near a street requiring the vehicles to be stopped or parked in contravention of such provisions.

22. ENFORCEMENT

- (1) A peace officer or Designated Officer of the City of Thompson for the purpose of enforcing the provisions of this By-law, or any other By-law or regulation of the City respecting the parking of vehicles, may make or place a mark upon a vehicle which is parked on a street.
- (2) Any vehicle that is stopped or parked in contravention of any provision of this By-law may be removed at the direction of the "Designated Officer" or a Peace Officer and the costs of any such removal shall be payable by the owner.
- (3) Whenever any motor vehicle is found parked or left in violation of any provision of this By-law, and such vehicle is not removed and impounded as provided for in this By-law, an Officer, on finding such vehicle, shall conspicuously affix a traffic ticket to such vehicle. The ticket shall contain the license plate number and such other information describing the vehicle as the Officer determines to assist in identifying the owner or operator of the vehicle.

23. REMOVAL & IMPOUNDING OF UNLAWFULLY PARKED VEHICLES

- (a) Any vehicle may be towed from a street, off street parking area or private parking lot when:
 - (1) The vehicle has been previously ticketed, on at least one occasion, for a breach of this or other by-laws, or breach of The Highway Traffic Act, or;
 - (2) In the opinion of an Officer, the vehicle:
 - i. is impeding traffic flow; or
 - ii. is restricting access to or from a street; or
 - iii. is a hazard to other vehicle operators; or
 - iv. is a hazard to pedestrians; or
 - v. is a hazard to private or public property.
 - (3) For the purposes of paragraph (1) above, such prior breach may be a continuing offence where the vehicle has not been moved since being ticketed previously or, alternatively, where the same vehicle has been ticketed previously for the same or similar offences so as to constitute, to the Officer involved, a course of conduct contrary to the provisions of this or other By-laws or The Highway Traffic Act.

- (b) Any vehicle may be towed from a street, off street parking area or private parking lot when it:
1. occupies or partially occupies a fire lane or other emergency access lane; or
 2. occupies a bus stop; or
 3. is parked within 3 metres of a fire hydrant; or
 4. is double parked; or
 5. is parked in an area designated as “no stopping anytime”; or
 6. does not have attached thereto, and exposed thereon, one or more license plates for the current registration year.

III. GENERAL STREET PROVISIONS

24. NUISANCE AND DANGEROUS CONDITIONS

- (1) It shall be an offence for any person to throw, pile, deposit, or leave any articles, merchandise, water or material of any kind in or upon any street or boulevard or to carry out or permit any action causing or resulting in the creation of a nuisance or dangerous condition in or on any street or boulevard, but this section shall not be construed to interfere with the reasonable use of a portion of a street or boulevard for a reasonable time during the taking in or delivery of goods, wares or merchandise as provided for herein, or as may be required under the City’s Solid Waste By-law.
- (2) It shall be an offence for any person to remove from any private property, public property, street, boulevard, or sidewalk any snow or ice and deposit same on any street, boulevard, or sidewalk in such a manner that could create a hazardous condition for either vehicular or pedestrian traffic.
- (3) Subsection (2) shall not apply to the City, the Department of Highways, their agents or employees who are actively engaged in snow removal from streets, boulevards, or sidewalks in the course of their employment or fulfillment of contract.
- (4) It shall be an offence for any owner or occupier of any land to allow any part of a tree, shrub or sapling growing thereon to extend over or upon any street or sidewalk so as to interfere

with, impede or endanger persons using such street or sidewalk. When deemed necessary for the convenient and safe use of a street or sidewalk, the Superintendent of Recreation, Parks and Culture may, after notice, cause any tree, sapling or shrub growing or planted on any land adjoining the street or sidewalk right-of-way and encroaching thereon to be trimmed and the cost thereof shall be charged to the owner of the property on which the tree, sapling or shrub is growing and may be collected in the same manner as ordinary municipal taxes.

IV. TRUCK ROUTES AND WEIGHT RESTRICTIONS

25. TRUCK ROUTES

- (1) The routes specified in Schedule E and F hereto are hereby-designated truck routes.
- (2) "Truck route" signs shall be placed and maintained on all streets and sections of streets designated as truck routes pursuant to Section 24(1) hereof.
- (3) The Mayor shall keep and maintain a current map identifying those streets or sections of streets within the City which are truck routes and shall provide a copy of such map to any member of the public requesting same at no charge.

26. OPERATION ON TRUCK ROUTES

- (1) Subject to Section 25(2) hereof, a person shall only operate a truck or truck tractor within the City upon a truck route.
- (2) A person who is driving a truck or a truck tractor in the course of business upon a street which is not a truck route is not in contravention of Section 25(1) hereof if in driving upon that street;
 - (a) he is operating the truck or truck tractor from a truck route to a destination which cannot be reached using a truck route by the shortest possible route; or
 - (b) he is returning from the destination referred to in Section 25(2)(a) hereof to a truck route by the shortest possible route.

27. WEIGHT RESTRICTIONS

- (1) No person shall drive or operate a vehicle or combination of vehicles on a truck route where the gross weight of that vehicle or combination of vehicles exceeds the maximum gross vehicle weight specified in Schedule E hereto for that truck route.
- (2) No person shall drive or operate a vehicle or combination of vehicles on a truck route if the gross weight of any axle assembly or group of axle assemblies on that vehicle or combinations of vehicles exceeds one or more of the maximum weight prescriptions for axle assemblies specified in Schedule E hereto.
- (3) The Mayor is hereby authorized to place and maintain temporary traffic control devices to limit the weight of vehicles operating upon any street during periods of the year when damage to such street would otherwise reasonably be expected to occur.
- (4) No person shall operate a vehicle upon a street in contravention of a traffic control device placed pursuant to Section 26(3) hereof.
- (5) The Mayor, at his discretion, may issue a permit to allow a vehicle to be operated without compliance with the weight restrictions imposed pursuant to this By-law provided the applicant for such permit:
 - (a) furnishes satisfactory evidence of the vehicle and axle assembly weights;
 - (b) provides particulars of the trip including its purpose, date and time and proposed route;
 - (c) pays the sum of \$20.00.

which permit shall only be valid for the time and route specified in the permit.

V. DANGEROUS GOODS**28. DANGEROUS GOODS**

- (1) No person shall operate a vehicle containing dangerous goods any place within the City of Thompson other than on the dangerous goods route specified in Schedule F hereto.
- (2) No person shall park a vehicle containing dangerous goods any place within the City except in the dangerous goods parking area specified in Schedule F hereto.
- (3) Section 27(1) and (2) of this By-law shall not apply to prohibit a person from:
 - (a) transporting a dangerous good from any place where it may be lawfully stored to any place where it may be lawfully delivered provided that the most direct route is used to transport the dangerous good from the storage location to the point of delivery;
 - (b) parking a vehicle for the purpose of delivering a dangerous good at a location where the dangerous good may be lawfully delivered for the period of time necessary to off-load that dangerous good.
- (4) Notwithstanding any other provision in this By-law to the contrary, no person shall park a vehicle containing a dangerous good any place in the City of Thompson without the prior approval of the Fire Chief.

29. LIABILITY

- (1) Any person who causes or permits an offence against this By-law is guilty of an offence.
- (2) Where an offence consisting of a violation of any provision of this By-law:
 - (a) is committed by means of, or with respect to, a motor vehicle; or
 - (b) occurs by reason of, or with respect to, the ownership, use or operation of a motor vehicle,

the owner of the motor vehicle may be charged with commission of the offence, and if the judge or justice before whom the charge is tried, is satisfied that the offence was committed, the owner is guilty of the offence and is liable, on summary

conviction, to the penalty herein provided for that offence unless the owner satisfies the judge or justice that, at the time of the violation, the motor vehicle was in the possession of a person other than the owner or his chauffeur without the consent of the owner.

- (3) Nothing in subsection (2) relieves the driver of the motor vehicle from any liability to conviction of the offence to which they may be subject.

30. SEVERABILITY

If any provision of this By-law be contrary to any express provisions of any applicable statute or be otherwise beyond the powers of the City to enact, such impugned provision shall be read subject thereto and except as aforesaid this By-law and all provisions thereof shall be valid and binding.

31. EFFECTIVE DATE

This By-Law shall come into force and effect on the day following the date of Third Reading.

32. REPEAL

By-laws numbered 1420-92, 1430-92, and 1654-99 are hereby repealed.

**READ A FIRST TIME THIS 4th DAY OF JUNE, 2007 A.D.
READ A SECOND TIME THIS 18th DAY OF JUNE, 2007 A.D.
READ A THIRD TIME THIS 18th DAY OF JUNE, 2007 A.D.**

**DONE AND PASSED IN COUNCIL ASSEMBLED THIS 18th DAY OF JUNE,
2007 A.D.**

THE CITY OF THOMPSON

PER: Tim Johnston
Mayor

PER: Lynn Taylor
City Manager

**SCHEDULE "A"
TO BY-LAW NUMBER 1733-2007**

DESIGNATED ONE-WAY STREETS AND LANES IN THE CITY OF THOMPSON

1. The Public Lane which is a portion of Plan 740 and running between properties facing Selkirk Avenue and others facing on Hemlock Crescent in a direction for southeasterly bound traffic proceeding from Cree Road towards Selkirk Avenue.
2. That portion of the Norplex Pool entrance shown on Addendum I to this Schedule in a direction indicated on Addendum I.

THIS IS SCHEDULE "A" TO THE
CITY OF THOMPSON BY-LAW NUMBER **1733-2007**

Tim Johnston
MAYOR

Lynn Taylor
CITY MANGER

SCHEDULE "B"
TO BY-LAW NUMBER 1733-2007
[AM B/L 1781-2008]

SIGNAGE OF STREET CLEANING OPERATIONS

JUNIPER AREA

**Sign on Juniper at Cree Road
Sign on Hemlock at Cree Road
Sign on Oak at Thompson Drive
Sign on Spruce at Mystery Lake Road
Sign on Juniper at Selkirk**

RIVERSIDE AREA

**Sign on Riverside at Thompson Drive
Sign on River Road at Riverside Drive
Sign on Riverside at Mystery Lake Road
Sign on Quartz at Nickel Road**

EASTWOOD –SOUTH OF STATION ROAD

**Sign on Princeton Drive at Station Road
Sign on Princeton Drive at Mystery Lake Road**

EASTWOOD –AREA BETWEEN STATION ROAD AND WATERLOO

**Sign on Princeton Drive at Station Road
Sign on Brandon Crescent at Station Road
Sign on Princeton Drive at Waterloo
Sign on Brandon Crescent at Waterloo**

EASTWOOD – AREA NORTH OF WATERLOO

**Sign on Cambridge at Waterloo
Sign on Yale Avenue at Nelson Road**

WESTWOOD AREA

**Sign on Arctic Drive at Westwood Drive
Sign on Westwood North at Thompson Drive
Sign on Westwood South at Thompson Drive
Sign on Manasan at Westwood Drive**

BURNTWOOD WEST AREA

**Sign on Wekusko at Arctic Drive
Sign on Manasan at Westwood**

BURNTWOOD AREA

Sign on Rankin at Arctic Drive
Sign on Wolf at Arctic Drive
Sign on Baffin Crescent at Arctic Drive
Sign on Wolf at Wolf

PARKWAY AND GREENWAY

Sign on Greenway Crescent at Thompson Drive
Sign on Greenway Crescent at Thompson Drive
Sign on Broadway at Thompson Drive

DEERWOOD AREA

Sign on Lynx at Thompson Drive
Sign on Selkirk Extension at Caribou
Sign on Deerwood at Cree Road
Sign on Wolf Street at Thompson Drive
Sign on Beaver at Thompson Drive

NEW MOBILE HOME SUBDIVISION

Sign on Campbell at Weir Road
Sign on Arctic Drive at Weir Road

SOUTHWOOD SUBDIVISION

Sign on Elder at Cree Road
Sign on Maple at Thompson Drive
Sign on Oak at Thompson Drive
Sign on Oak at Burntwood Road
Sign on Cedar at Thompson Drive

THE FOLLOWING AREAS WILL BE SIGNED ON THE END OF EACH STREET IF REQUIRED PRIOR TO CLEANING:

- (1) GREY WOLF BAY**

- (2) **CORAL CRESCENT**
- (3) **GOLDEYE CRESCENT**
- (4) **ARCTIC DRIVE**
- (5) **BURNTWOOD TRAILER COURT**
- (6) **FOX BAY**
- (7) **UPTOWN AREA**
- (8) **INDUSTRIAL AREA**
- (9) **ELIZABETH DRIVE**
- (10) **COMMERCIAL PLACE**

**THIS IS SCHEDULE "B" TO THE
CITY OF THOMPSON BY-LAW NUMBER 1733-2007**

Per: _____
Mayor

Per: _____
City Manager

**SCHEDULE "C"
TO BY-LAW NUMBER 1733-2007**

TRUCK ROUTE

<u>ROAD OR STREET</u>	<u>FROM</u>	<u>TO</u>
Burntwood Road	Hayes Road	Cree Road
Churchill Drive	Selkirk Avenue	Public Thoroughfare
Churchill Drive	Selkirk Avenue	Mystery Lake Road
Commercial Place	Thompson Drive	Thompson Drive
Crane Street	Treeline Avenue	Hearne Avenue
Cree Road	Seal Road	Thompson Drive North
Elizabeth Drive	Mystery Lake Road	Mystery Lake Road
Hearne Avenue	Gay Street	Crane Street
Knife Crescent	Cree Road	Cree Road
Nelson Road	Mystery Lake Road	Yale Avenue
Public Thoroughfare	Churchill Drive	West Limit Lot 37
Public Thoroughfare	Selkirk Avenue	Thompson Drive North
Seal Road	Hayes Road	Cree Road
Thompson Drive	Mystery Lake Road South	MysteryLakeRd.North
Thompson Drive North	Mystery Lake Road	Nelson Road
Treeline Avenue	Gay Street	Crane Street
Weir Road	Hayes Road	Wolf Street

THIS IS SCHEDULE "C" TO THE
CITY OF THOMPSON BY-LAW NUMBER 1733-2007

Tim Johnston
MAYOR

Lynn Taylor
CITY MANAGER

SCHEDULE "D"
TO BY-LAW NUMBER 1733-2007

TRUCK ROUTE

<u>ROAD OR STREET</u>	<u>FROM</u>	<u>TO</u>
Berens Road	Mystery Lake Road	Hayes Road
Burntwood Road	Mystery Lake Road	Hayes Road
Gay Street	Treeline Avenue	Hearne Avenue
Government Air Division Road (Jasper Avenue)	Mystery Lake Road (Highway #6)	Burntwood River
Hayes Road	Seal Road	Burntwood Road
Hearne Avenue	Station Road	Gay Street
Mystery Lake Road	South Boundary of City	North Boundary of City
Seal Road	Mystery Lake Road (Highway #6)	Hayes Road
Severn Crescent	Seal Road	Hayes Road
Station Road	Mystery Lake Road	Hearne Avenue
Treeline Avenue	Station Road	Gay Street

THIS IS SCHEDULE "D" TO THE
CITY OF THOMPSON BY-LAW NUMBER 1733-2007

Tim Johnston
MAYOR

Lynn Taylor
CITY MANAGER

SCHEDULE "E"
TO BY-LAW NUMBER 1733-2007

MAXIMUM GROSS WEIGHT OF VEHICLES AND AXLE ASSEMBLIES ON TRUCK ROUTES

1. Maximum gross weights for any combination of vehicles:
 - (a) For truck routes specified in Schedule E – 36,500 kilograms
 - (b) For truck routes specified in Schedule F – 56,500 kilograms
2. Maximum weight prescriptions for axle assemblies for truck routes specified in Schedule E and F:
 - (a) Maximum gross weight of any axle assembly – 9,000 kilograms
 - (b) Maximum gross weight of any group of two or more axle assemblies where the distance between the centres of the leading and rear axles of the group is between one (1) meter and three (3) meters – 4,500 kilograms
 - (c) Maximum gross weight of any axle assembly for each ten (10) millimetres of width of tires on the wheels of that axle assembly – 90 kilograms

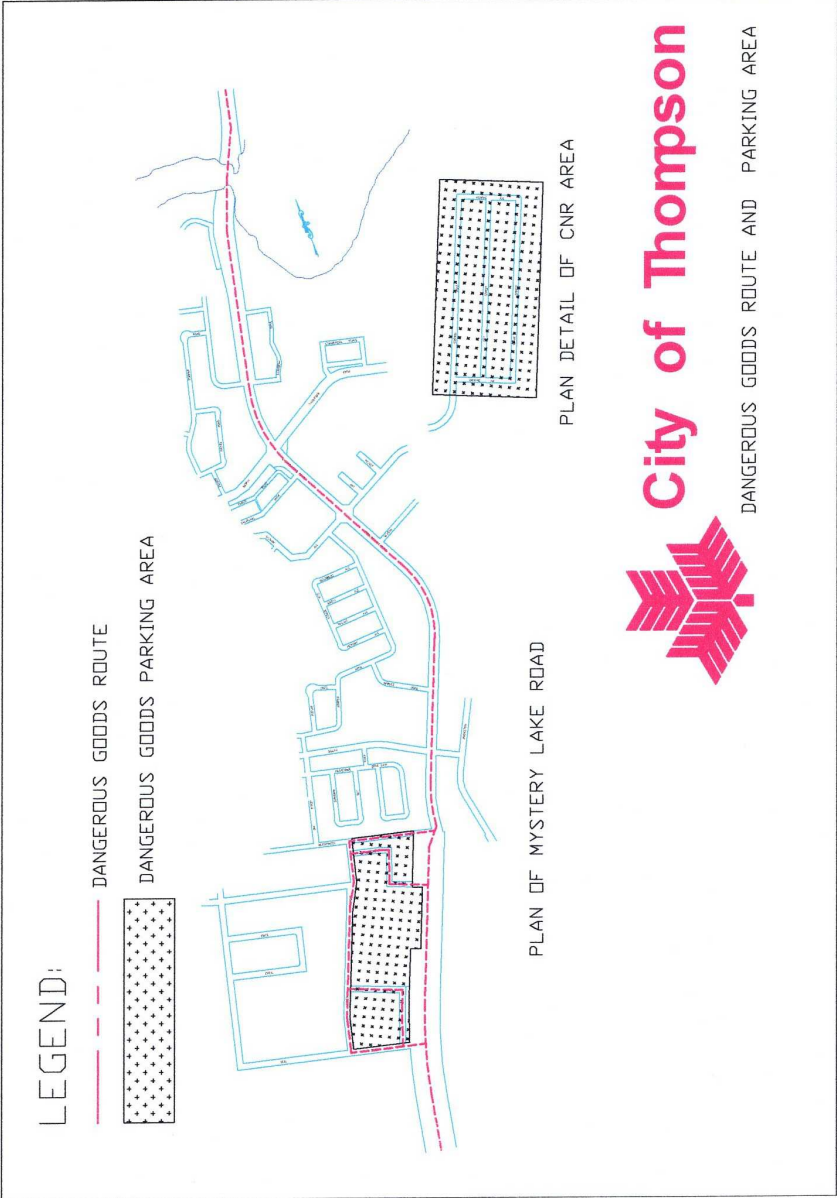
THIS IS SCHEDULE “E” TO THE
CITY OF THOMPSON BY-LAW NUMBER 1733-2007

Tim Johnston
MAYOR

Lynn Taylor
CITY MANAGER

**SCHEDULE “F”
TO BY-LAW NUMBER 1733-2007**

DANGEROUS GOODS ROUTE AND PARKING AREA



**THIS IS SHEDULE "F" TO THE
CITY OF THOMPSON BY-LAW NUMBER 1733-2007**

Tim Johnston
MAYOR
Lynn Taylor
CITY MANAGER

**SCHEDULE "G"
TO BY-LAW NUMBER 1733-2007**

REMOVED AS PER AMENDMENT BY-LAW #1781-2008 - SEE THE CITY OF THOMPSON INSPECTION AND ENFORCEMENT SERVICES FEE AND FINES SCHEDULE

Any person who contravenes, disobeys or violates, or refuses, omits, neglects or fails to observe, obey or comply with:

- (1) Section 18 of this By-law is guilty of an offence and is liable on conviction to a fine of fifty dollars (\$50.00).
- (2) Section 24(1) or (2) of this By-law is guilty of an offence and is liable on conviction to a fine of not less than three dollars (\$3.00) for each fifty (50) kilograms, or fraction thereof, by which the gross weight of the vehicle or axle assembly exceeds the applicable maximum allowable gross weight prescribed in the Schedules hereto provided that in no event shall the fine imposed be less than:
 - (a) twenty-five dollars (\$25.00) on a first offence;
 - (b) fifty dollars (\$50.00) on a second offence;
 - (c) one hundred dollars (\$100.00) on a third or subsequent offence.
- (3) Section 15, 16(1), 16(3), 16(4), 16(6), 16(8), 16(9), 16(10), 16(11), 17(2) or 19(5) of this By-law is guilty of an offence and is liable on conviction to a fine not less than fifty dollars (\$50.00).
- (4) Any other provision of this By-law is guilty of an offence and is liable on conviction to a fine not exceeding one hundred dollars (\$100.00).

**SCHEDULE "G"
TO BY-LAW NUMBER 1733-2007**

Any person who has been notified by ticket of an allegation that they have committed an offence contrary to Section 15, 16(1), 16(2), 16(3), 16(6), 16(9), 16(10), 17(2), 18(1), 19(1), 19(5) or 19(2) of this By-Law and who has made payment in respect of that ticket as hereinbefore provided, will not thereafter be prosecuted for the offence specified in the ticket. Payment may be made during regular business hours at City Hall at the main desk, as follows:

\$10.00	if paid within 7 days of issuance of the ticket
\$20.00 issuance of ticket	if paid after 8 days but within 21 days of
\$50.00	is paid after 21 days of issuance of ticket

In the instance of an offence under Section 18(1) there is no reduction for early payment.

THIS IS SCHEDULE "G" TO THE
CITY OF THOMPSON BY-LAW NUMBER 1733-2007

Tim Johnston
MAYOR

Lynn Taylor
CITY MANAGER