

BYLAW NO. 1/2025
MUNICIPAL DISTRICT OF PEACE NO. 135
IN THE PROVINCE OF ALBERTA

A Bylaw of the Municipal District of Peace No. 135 in the Province of Alberta, for the purpose of the physical preservation of roads and bridges within the Municipal District of Peace No. 135 and under the direction, control, and management of the Municipal District of Peace No. 135.

WHEREAS the Alberta Traffic Safety Act, being Chapter T-6, Revised Statutes of Alberta, 2000 and amendments thereto, gives authority to a municipal council to pass a bylaw for the purpose of the physical preservation of roads and bridges under its direction, control, and management;

AND WHEREAS, such authority allows for restricting the weights of a commercial vehicle or a commercial vehicle and any goods being carried by the vehicle;

AND WHEREAS, the Alberta Traffic Safety Act provides that the council of a municipality may by bylaw delegate to an employee of the municipality the power to impose road bans;

NOW THEREFORE, the Council of the Municipal District of Peace No. 135, in the Province of Alberta, pursuant to the authority granted under the Alberta Traffic Safety Act, Revised Statutes of Alberta, 2000, Chapter T-6, and amendments thereto, duly assembled, enacts as follows:

1. Title

1.1 This bylaw may be cited as the "Road Bans and Restricted Bridges Bylaw".

2. Definitions

2.1 Any term used in this bylaw are as defined in the Alberta Traffic Safety Act and or the Commercial Vehicle Dimension and Weight Regulation AR 315/2002.

2.2 "Enforcement Officer" means a Bylaw Enforcement Officer employed by Municipal District of Peace No. 135 in accordance with the *Municipal Government Act* or a member of the Royal Canadian Mounted Police (RCMP), a Conservation Officer appointed under the *Government Organization Act*, RSA 2000 Chapter G-10, or a Community Enforcement Officer appointed by the Solicitor General of Alberta in accordance with the *Peace Officers Act*, RSA 2006, c P-3.5.

3. Prohibitions

3.1 No person shall cause a vehicle to move upon a municipal road under Municipal District of Peace No. 135 direction, control and management when:

- a) the vehicle weights or dimensions exceed those set out in the Traffic Safety Act or the Commercial Vehicle Dimension and Weight Regulation AR 315/2002 and amendments thereto;

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- b) the gross weight of all axles of a vehicle or vehicle combination exceeds the maximum allowable weight for a bridge as set out in this bylaw.
- c) the gross weight of all axles of a vehicle or vehicle combination exceeds the maximum allowable weight on a highway as set out in Schedule "A" of this Bylaw.

4. Delegated Authority

- 4.1 The authority to impose a road ban on a highway or a bridge under the direction, control, and management of the Municipal District of Peace No. 135 is hereby delegated to the Chief Administrative Officer or his/her designate and/or the Director of Operations or his/her designate.

5. Signage

- 5.1 The Director of Operations or his/her designate, shall cause signs to be erected along the roads or bridges where permanent or temporary road bans are in effect in order to inform persons using commercial vehicles on the highway or bridge of the prohibition, limitation, condition or restriction.

6. Permanent Road Bans

- 6.1 All permanent municipal road and bridge weight restrictions (bans) in effect as of the passing of this Bylaw are established via Schedule "A" attached to and forming part of this Bylaw.
- 6.2 Should it be decided that it is appropriate to add or remove any of the MD's permanent road bans established by this Bylaw, a bylaw revision will be required.

7. Temporary Road Bans

- 7.1 From time to time the Chief Administrative Officer and/or the Director of Operations or their designates may conclude that a temporary road ban is required. In such situations the procedure outlined in section 1.2 of Policy No. PW-9 Road Bans shall be followed.
 - 7.1.1 No person shall cause a vehicle to move upon a municipal road under Municipal District of Peace No. 135 direction, control and management when: the gross weight of all axles of a vehicle or vehicle combination exceeds the maximum posted weight allowance.

8. Permitting

- 8.1 No person may operate a vehicle with the gross weight of a carrying axle or axle group, of a vehicle or combination of vehicles in excess of established maximum allowable weights established by this bylaw unless under the authority of a permit authorized by the Municipal District of Peace No. 135.

9. Prosecutions and Penalties

- 9.1 A Person who contravenes or fails to comply with any provision of this Bylaw is guilty of an offence.

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9.2 Prosecution for failing to comply with this Bylaw shall either proceed provincially via the provisions of the Traffic Safety Act and/or the Commercial Vehicle Dimension and Weight Regulation AR 315/2002 or through the Provincial Offences Procedures Act and Regulation.

9.1.1 An Enforcement Officer is authorized and empowered to immediately issue a violation ticket pursuant to the *Provincial Offences Procedure Act* to any person that the Enforcement Officer has reasonable grounds to believe has contravened any provision of this Bylaw.

10 Specified Penalties

10.1 Without restricting the generality of Section 9, the fine amounts established for use on Violation Tickets if a voluntary payment option is offered are as set out in the MD's Fees and Charges Bylaw.

11 Severability

11.1 Should any provision of this Bylaw be declared invalid, void, illegal or otherwise not enforceable, it shall be considered separate and severable from the Bylaw and the remainder shall remain in force and be binding as though such provision had not been invalid.

12 Effective Date and Repeal

12.1 Bylaws 9/2018, 686 and 848 are hereby repealed upon third and final reading of this Bylaw.

12.2 This Bylaw shall come into force and effect on the date of third and final reading.

Reading Dates

First reading given on the 28th day of January, 2025.

Second reading given on the 11th day of February, 2025.

Third reading and Assent given on the 11th day of February, 2025.



Robert Willing
Chief Elected Official

for 

Margaret McClarty
Chief Administrative Officer

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Schedule "A"

1. Existing Road Bans

1.1 The following permanent, non-seasonal road bans are hereby established.

- a) RR242 north of Hwy 2 for 2 miles – over 1 ton prohibited,
- b) RR242 north of Hwy 685 for 1 $\frac{3}{4}$ miles – over 1 ton prohibited,
- c) TWP834 west of Hwy 2 for 3 miles – 90% vehicle axle weight,
- d) RR231 south of Hwy 2 for 2 miles – over 1 ton prohibited,
- e) RR233 south of McInnis Well house to TWP 834 – over 1 ton prohibited.