



**BY-LAW NO. 100**  
**A BY-LAW RELATING TO TRAFFIC**  
**AND PARKING IN THE**  
**VILLAGE OF ALMA**

Pursuant to the authority vested in it by the Local Governance Act, R.S.N.B 2017, Chapter 18, and the Motor Vehicle Act, R.S.N.B., 1973, Chapter M-17, the Council of the Village of Alma, duly assembled, enacts as follows:

**1. DEFINITIONS**

In this by-law:

«By-Law Enforcement Officer» means a person appointed and designated by the Council of the Village of Alma to enforce the municipal by-laws;

«alley» means a driveway providing access to a property, whether vacant or not;

«Council» means the mayor and councillors of the Village of Alma;

«heavy equipment» means any heavy equipment, generally motorized, used to perform work;

«highway» means the entire width between the boundary lines of every street, road, lane, alley, park, parking lot, drive-in theatre, school yard, picnic site, beach, winter road across ice or place when any part thereof is used by the general public for the passage or parking of vehicles, and includes the bridges thereon and, unless the context indicates otherwise or unless the reference is contained in a provision that is in conflict with a provision of the New Brunswick Highway Corporation Act, a highway under the administration and control of the New Brunswick Highway Corporation or a project company;

«provincial highway» means a highway built and maintained by or under the supervision of the Department of Transportation, the New Brunswick Highway Corporation or a project company, whether or not such highway lies within the geographical boundaries of a local authority;

«school zone» means a portion of a highway designated as such pursuant to section 142(2) of the Motor Vehicle Act;



«shipment, offloading and delivery zone» means a location where a vehicle may be parked to load or unload merchandise; make deliveries of goods, wares or merchandise, or assist or allow passengers to enter or alight from a vehicle;

«street» means any public place, avenue, road, alley, highway, court, trail or any other public place in the Village of Alma intended for vehicle traffic or used by the public for that purpose;

Terms used in this by-law and not defined herein shall have the same meaning as defined in the Motor Vehicle Act, R.S.N.B., 1973, c. M-17 and amendments thereto, when they appear in this by-law.

## **2. PROVINCIAL, REGIONAL AND MUNICIPAL STREETS**

- 1) The streets and portions of streets set out in the official municipal kilometer list between the Village of Alma and the New Brunswick Department of Transportation and Infrastructure are designated municipal, provincial and regional streets.

## **3. TRUCK ROUTES**

(1) Provincially designated highways are established as truck routes and shall be marked with signs approved by the New Brunswick Department of Transportation and Infrastructure.

(2) The driver of any commercial vehicle which registered gross mass is 7500 kg or more, shall not use any highways within the Village of Alma except a truck route, provided that such driver may for the purpose of delivering or taking delivery of a load at a point of delivery within the Village of Alma which is not immediately accessible to a truck route, and on returning therefrom use the truck route to and from the entrance thereon nearest the point of delivery, and use the highway not being a truck route which provides the shortest route between a truck route and the point of delivery.

(3) Subsection (2) does not apply to motor vehicles owned by the Village or to Her Majesty the Queen in right of the Province of New Brunswick, their contractors or agents involved in the performance of their duties for the Village or the Province of New Brunswick.

## **4. SIGNS OR OTHER TRAFFIC CONTROL DEVICES**

Subject to Section 116 of the Motor Vehicle Act, the Council may from time to time or for special purposes erect signs or other devices for the purpose of directing or regulating traffic.



## 5. PROHIBITED PARKING

(1) It is prohibited to park a motor vehicle:

- a) on any street or section thereof listed in Schedule A of this by-law;
- b) less than 1.5 m from an alley unless otherwise indicated by a sign;
- c) less than 5 m along a curb or roadside directly in front of a fire hydrant;
- d) in a fire lane;
- e) less than 5 m from a crosswalk unless otherwise indicated by a sign;
- f) in a location where prohibited by a sign;
- g) between a sidewalk and a curb;
- h) for a period exceeding that indicated by a sign;
- i) less than 10 m before a flashing light, a stop sign, or a traffic signal placed along the edge of a roadway, unless otherwise indicated by a sign;
- j) on any street between midnight and 7:00 a.m., from November 1<sup>st</sup> to April 30<sup>th</sup> inclusive;
- k) on Main Street between 2:00 a.m. and 5:00 a.m., from April 1<sup>st</sup> to November 30<sup>th</sup> inclusive;
- l) in an area designated as a parking space for disabled persons by a traffic control device, erected by the Village of Alma unless the motor vehicle is being used to transport a disabled person and a valid disabled person's identification plate, permit or placard issued by the Registrar of Motor Vehicles for the Province of New Brunswick or issued by a province, state, territory or country with which a mutual recognition arrangement or agreement has been concluded, is displayed in a prominent place on or in of the motor vehicle;
- m) it is prohibited to park a vehicle or equipment in a manner that completely or partially blocks a sidewalk;
- n) it is prohibited to park a vehicle or equipment in such a way as to completely or partially encroach on a traffic lane; or
- o) no person shall pitch a tent or park a trailer or mobile home overnight on any municipal street.

(2) It is prohibited to park on the street all heavy equipment, large vehicles, commercial vehicles, or trailers.



## **6. SHIPMENT, OFFLOADING AND DELIVERY ZONE**

No person shall stop, stand or park a motor vehicle on any of the streets set out in Schedule A or portions of streets set only in the circumstances where the driver of the motor vehicle is actually engaged in the loading or unloading of merchandise, making deliveries of goods, wares or merchandise or assisting or allowing passengers to enter or alight therefrom.

## **7. IMPOUNDMENT**

(1) A police officer, a By-Law Enforcement Officer, or any person designated by Council for such a purpose may remove and impound, in addition to subjecting its owner to a fine, any vehicle:

- a) that is illegally parked;
- b) that fully or partially blocks traffic;
- c) that is abandoned for at least 48 consecutive hours;
- d) that obstructs snow removal or other Village operations.

(2) Vehicle removal, care, stowage and impoundment costs shall be paid by the owner before the vehicle is returned to him or her.

## **8. EMERGENCY**

(1) Notwithstanding the provisions of this by-law, any police officer, a By-Law Enforcement Officer, employee authorized by the Council or by the Province of New Brunswick, or any firefighter, may direct, suspend or disrupt traffic or authorize parking and have lines and barricades set up temporarily in an indicated manner that they deem appropriate, if an emergency or special circumstance warrants.

(2) Failure to comply with instructions or orders from any police officer, By-Law Enforcement Officer, employee authorized by the Council or by the Province of New Brunswick, or any firefighter, is prohibited.

## **10. VIOLATIONS AND PENALTIES**

(1) No person other than the driver or owner of a vehicle shall remove any notice or ticket which has been placed thereon by a person authorized by Council to enforce this by-law.

(2) Any person who violates any provision of this bylaw is guilty of an offence and liable on conviction to a minimum fine of \$30 and a maximum fine of \$125.



This by-law comes into full force on the date of final passing thereof and upon assent.

## 11. REPEAL

By-Law No. 99 entitled A By-Law relating to traffic and parking in the village of Alma ordained and passed July 19, 2021 is hereby repealed.

FIRST READING (by title):

SECOND READING (by title and entirety):

THIRD READING (by title) and Adoption:

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Mayor

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Clerk

## SCHEDULE "A"

List of streets where parking is prohibited.

No parking on all streets adjacent to Main Street,

No parking on either side of Main Street between Greenhill Dr. & Route 915.