

CITY OF PRINCE ALBERT
BYLAW NO. 20 OF 2001

A Bylaw of The City of Prince Albert to regulate the operation of all bicycles upon or in the streets, parks and other places in the City Of Prince Albert

WHEREAS it is deemed expedient to regulate the operation of bicycles upon or in the streets, parks other places in the City of Prince Albert.

AND WHEREAS the operation of bicycles are also regulated by the City of Prince Albert Traffic Bylaw No. 1 of 1991, as amended, and the Highway Traffic Act.

NOW THEREFORE the Council of The City of Prince Albert in open meeting assembled enacts as follows:

Short Title

1. This Bylaw may be cited as "The Bicycle Bylaw".

Interpretation

2. In this Bylaw
 - (a) "Act" means The Highway Traffic Act of the Province of Saskatchewan and all amendments thereto.
 - (b) "bicycle" means a vehicle for the carriage of person which is propelled by human power and has two tandem wheels at least one of which is over 30 centimeters in diameter and includes any device adapted from a bicycle by the addition of one or more wheels.
 - (c) "curb" means the dividing line between that portion of any street intended for the passage of motor vehicles and that intended primarily for the use of pedestrians, whether marked with any form of curbstone or not.
 - (d) "park" means any improved or unimproved lands owned by or subject to the direction and control of The City of Prince Albert and intended for the recreational use and enjoyment of the general public.
 - (e) "pedestrian" means any person on foot or in a wheelchair.

- (f) "sidewalk" means that portion of any street intended primarily for use by pedestrians.
- (g) "street" means all or any part of a road allowance, highway, road, lane, bridge, place, alley, square, thoroughfare or way intended for or used by the general public for the passage of vehicles or pedestrians.
- (h) "traffic sign" means any sign, signal, marking or other device placed, painted or erected for the guidance, regulation, warning, direction or prohibition of traffic.

Application

- 3. This Bylaw shall apply to the operation of all bicycles upon or in the streets, parks and other places in the City of Prince Albert.

Equipment

4. Brakes

No person shall operate a bicycle unless such bicycle is equipped with a braking mechanism adequate to control the movement of and to stop the bicycle whenever necessary.

5. Horn or Bell

No person shall operate a bicycle unless such bicycle is equipped with an audible device capable of emitting sound audible under normal conditions for a distance of not less than 36 meters.

6. Lights & Reflective Devices

No person shall operate a bicycle during the period from one half hour after Sunset to one half hour before sunrise or at another time when conditions of poor visibility exist unless such bicycle is equipped with and displays an operating headlight together with a red rear light or reflective device.

Operation

- 7. No bicycle having wheels larger than a 40-centimeter diameter shall be operated on any sidewalk area in the City of Prince Albert.

8. Position on Street

Every person operating a bicycle shall ride as close as practical to the right-hand curb, except that any such person operating a bicycle may leave the proximity of the right curb when approaching an intersection and indicating an intention to turn by giving the required signal to that effect.

9. Two Abreast

Except as is necessary for the purpose of passing, no person shall operate a bicycle on the left side of any two other bicycles being operated abreast.

10. Stunting

Every person operating a bicycle on a public roadway shall have at least one hand on the handle bars at all times and no person operating a bicycle on a public roadway shall perform or engage in any acrobatic or other stunt."

11. Passengers

No person shall operate a bicycle while carrying thereon any person, except that such person may carry one passenger where the bicycle is equipped with properly constructed pillion seat securely fastened over the rear wheel thereof.

12. Loads

No person shall operate a bicycle on a public roadway carrying a load which obstructs clear vision in all directions or that the load size or weight hampers the safe operation of the bicycle.

Bicycle Lanes

13. In any location where an exclusive lane for the passage of bicycles has been established and is so designated by traffic signs and pavement markings, every person operating a bicycle shall utilize such lane only, except that any such person may depart from the exclusive bicycle lane when approaching an intersection and indicating an intention to turn by giving the required signal to that effect. Motor vehicles shall not be operated or parked in/on the designated bicycle lane except in case of an emergency.

Parks

14. Comply with Traffic Signs

Every person operating a bicycle in a park shall comply with the directions or regulations contained on any traffic sign in such park.

15. Due Care and Attention

Every person operating a bicycle in a park shall do so with due care and attention and with reasonable consideration for other persons in such park.

16. Yield Right of Way

Every person operating a bicycle in a park shall yield the right of way to any pedestrian therein.

17. Operating on Left Prohibited

Every person operating a bicycle upon any sidewalk, trail or path in a park shall, except when overtaking and passing a pedestrian or bicyclist proceeding in the same direction, operate the bicycle to the right of the center of any such sidewalk, trail or path.

18. Passing and Overtaking

Every person operating a bicycle upon any sidewalk, trail or path in a park shall sound a horn or bell prior to overtaking and passing any pedestrian or bicyclist proceeding in the same direction upon any such sidewalk, trail or path.

Bridges

19. In traversing any bridge a person operating a bicycle may:

- (a) subject to Section 21, utilize that portion of the bridge or river crossing as is intended for the passage of motor vehicles; or
- (b) notwithstanding any other provision hereof, utilize the sidewalk portion of any bridge or river crossing.

20. Crossing on Sidewalk

In traversing any bridge or river crossing upon the sidewalk as provided in Section 19(b), every person operating a bicycle shall:

- (a) proceed with due care and attention and with reasonable consideration for all pedestrians; and
- (b) yield the right of way to all pedestrians; and
- (c) dismount and walk the bicycle when passing a pedestrian proceeding in the same direction upon such sidewalk.

Offences and Penalties

21. Every person who breaches any of the provisions of this Bylaw is guilty of an offence and liable of a summary conviction to a fine of fifty dollars (\$50.00) hereinafter referred to as the stipulated penalty.

22. (a) The stipulated penalty shall be discounted to the amount of twenty five dollars (\$25.00) hereinafter referred to as the discounted penalty if paid on a voluntary basis in accordance with the provisions set forth hereunder.

(b) The Police Service of the City of Prince Albert shall issue a Notice in a form approved by the Chief of such Service to every person alleged to have breached any provisions of this Bylaw requiring every such person to pay or remit unto Financial Services, City Hall, City of Prince Albert, the discounted penalty within fourteen (14) calendar days of the date of

the discounted penalty within fourteen (14) calendar days of the date of Notice.

Seizure and Impoundment

23. (a) Where a Peace Officer finds a person committing a violation under this Bylaw and has reasonable grounds to believe that such violation was willfully committed without regard to public safety, the Peace Officer may impound the bicycle;
- (b) Upon application by the owner for return of the bicycle which was seized pursuant to Subsection (a) above and upon three (3) clear days notice to the City, a Justice of the Peace or Provincial Court Judge may make an order:
- (i) continuing the detention of the bicycle; or
 - (ii) releasing the said bicycle on such reasonable conditions as he may deem necessary in the public interest;

which order shall include an impoundment fee to be paid by the owner in the amount of \$5.00 for each day the bicycle has been impounded. The Justice of the Peace or Provincial Court Judge may receive and base his decision on evidence considered credible or trustworthy by him in the circumstances of each case.

- (c) Notwithstanding the foregoing in the event that a bicycle is seized pursuant to Subsection (a) above and the said bicycle remains unclaimed for a period of sixty (60) days, the Peace Officer may arrange for the disposal of the said bicycle.

24. Application of the Act and Traffic Bylaw

Except to the extent that they are inconsistent herewith, the relevant provisions of both the Traffic Bylaw and the Act are applicable to the operation of bicycles in the City of Prince Albert.

25. Consequential Amendments

Bylaw No. 2 of 1991 respecting bicycles is hereby repealed.

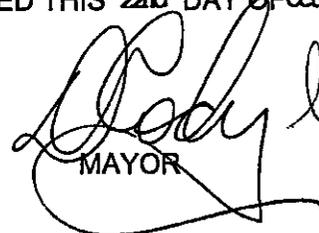
26. Coming Into Force

This Bylaw shall come into force and take effect on, from and after the final passing thereof.

INTRODUCED & READ A FIRST TIME THIS 9th DAY OF ~~October~~, A.D. 2001.

READ A SECOND TIME THIS 9th DAY OF ~~October~~, A.D. 2001.

READ A THIRD TIME AND PASSED THIS 22nd DAY OF ~~October~~, A.D. 2001.


MAYOR


CITY CLERK