

**A BYLAW OF THE SUMMER VILLAGE OF ARGENTIA BEACH  
IN THE PROVINCE OF ALBERTA, TO REGULATE THE USES AND TRAFFIC ON AN UNUSED  
ROAD WITHIN THE SUMMER VILLAGE**

**BY-LAW NO.195**

WHEREAS the Municipal Government Act, Chapter M-26.1, R.S.A.,1994, and amendments thereto provides that a council of a municipality may pass bylaws for the safety, health and welfare of people and the protection of people and property and to regulate activities and things in, on or near a public place or place that is open to the public; and

WHEREAS the Traffic Safety Act, Chapter T-6, R.S.A., 2000 and amendments thereto allows a municipality to restrict the use of any highway with respect to any class or classes of motor vehicles;

NOW THEREFORE, the Council of the Summer Village of Argentia Beach, in the Province of Alberta, duly assembled, enacts as follows:

**SECTION 1 - NAME OF BYLAW**

- 1.1 This Bylaw shall be known as “The Central Road Allowance Bylaw”.

**SECTION 2 – PURPOSE OF THIS BYLAW**

- 2.1 The purpose of this Bylaw is for the safety, health and welfare of people and the protection of people and property and to regulate activities and things in, on or near a public place or place that is open to the public.

**SECTION 3 – DEFINITIONS**

- 3.1 In this Bylaw the following terms (unless the context specifically requires otherwise) shall have the following meanings:
- (a) “bylaw enforcement officer” means a by-law enforcement officer. Peace officer, special constable or other persons employed by or under contract to the Summer Village of Argentia Beach and empowered to enforce municipal by-laws and provincial statutes.
  - (b) “the Summer Village” means the Summer Village of Argentia Beach
  - (c) “the central road allowance” means the unused government road allowance located between the SE1/4 Sec.14-47-1-5 and NW1/4 Sec.13-47-1-5, south of Argentia Beach Road between Lot 20, Block 3, Plan 4222HW, and Lot 9A, Block 1, Plan 4387KS, municipally known as Lots #66 and #67

**SECTION 4 – LANDS AFFECTED BY THIS BYLAW**

- 4.1 This Bylaw applies to and affects the central road allowance which for greater certainty is shaded on the map attached as Schedule “A”.

**SECTION 5 – RESTRICTIONS ON USE OF LANDS**

- 5.1 No person or persons shall, upon the central road allowance;
- (a) store boats, boat hoists and other recreational equipment,
  - (b) drive or operate any motor vehicle of any kind, except a snowmobile, emergency vehicle described in the Highway Traffic Act or an authorized utility or municipal maintenance vehicle,
  - (c) park any motor vehicle.
  - (d) store any equipment or goods,
  - (e) light a fire,
  - (f) abandon any garbage or refuse of any kind,
  - (g) cut or damage any tree or other vegetation,
  - (h) interfere with the natural flow of water
  - (i) interfere with wildlife,
  - (j) behave in a noisy, threatening or abusive manner,
  - (k) be in possession of alcohol or drugs,
  - (l) be in possession of a firearm or other weapon.

#### **SECTION 6 – PERMITTED USES**

- 6.1 The following uses are permitted:
- (a) Free pedestrian, bicycle and non motorized vehicle access during daylight hours;
  - (b) Municipal or utility vehicles access for maintenance purposes;
  - (c) Snowmobiles and ATV's;
  - (e) Storage of Municipal or Recreation Society property

#### **SECTION 7 – PENALTIES**

- 7.1 Any person who contravenes any provision of this Bylaw is guilty of an offence and is liable upon conviction, to a fine not exceeding \$2,500.00 and is required to make full restitution of any damage.
- 7.2 Any person may avoid prosecution for any offence under this Bylaw by paying a voluntary fine of \$100.00 as shown on the violation ticket as prescribed in the Provincial Offences Procedure Act and amendments and regulations thereto. If the voluntary fine is not paid, then prosecution may be commenced

### **SECTION 8 – ENFORCEMENT**

- 8.1 A Bylaw Enforcement Officer employed by or under contract to the Summer Village may take action to enforce this Bylaw on the central road allowance
- 8.2 A Special Constable employed by or under contract to the Summer Village may take action to enforce this Bylaw on the central road allowance and any provincial statute offences authorized by Alberta Justice provided that authority is obtained from Alberta Justice

### **SECTION 8 – EFFECTIVE DATE**

- 9.1 This bylaw repeals Bylaw #155 and comes into effect on the date of the third reading  
 READ a first time this 10<sup>th</sup> day of August, 2006, A.D.  
 READ a second time this 10<sup>th</sup> day of August, 2006, A.D.  
 Given unanimous consent to proceed to third reading this 10<sup>th</sup> day of August, 2006, A.D.  
 READ a third time and finally passed this 10<sup>th</sup> day of August, 2006, A.D.

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**Ernie Elko, Mayor**  
**Summer Village of Argentia Beach**

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**Peter Irwin, Administrator**  
**Summer Village of Argentia Beach**