BY-LAW NO. 28-89

COUNTY OF PARKLAND NO. 31

A BY-LAW OF THE COUNTY OF PARKLAND NO. 31 IN THE PROVINCE OF ALBERTA RESTRICTING THE USE OF A PORTION OF THE PUBLIC ROAD LYING WEST OF SECTION 2-51-26-W4TH WITH RESPECT TO CERTAIN CLASSES OF VEHICLES AND PROVIDING FOR THE PROPER ENFORCEMENT OF SUCH RESTRICTION.

WHEREAS, Section 16 (1) (p) of the Highway Traffic Act, R.S.A 1980, c. H-7, as amended, provides that council may pass by-laws for restricting the use of any highway or part thereof within the municipality either as to the full width of it or as to part of the width of it with respect to any class or classes of vehicles and providing for the proper enforcement of any such restriction either by way of erection of barricades or by the adoption of any other means the council considers necessary or expedient; and

WHEREAS the Council of the County of Parkland No. 31 wishes to pass a by-law pursuant to section 16 (1) (p) of the Highway Traffic Act R.S.A 1980, c. H-7, as amended, providing for the restriction of the use of a portion of the public road lying west of Section 2-51-26-W4th with respect to certain classes of vehicles.

NOW THEREFORE, the Council of the County of Parkland No. 31 in the Province of Alberta enacts as follows:

1. In This By-law,

   (a) "highway" means a highway as defined in the Highway Traffic Act;

   (b) "off-highway vehicle" means an off-highway vehicle as defined in the Off-Highway Vehicle Act and shall include all such described vehicles used for recreational purposes but excluding all full sized 4-wheel drive or low pressure tire vehicles.

2. The portion of the public road lying west of Section 2-51-26-W4th, as hereinafter described, shall be restricted from use by all classes of vehicles except for;

   (a) the right of access with any class or classes of vehicles to those persons or parties having an interest in the lands immediately adjacent to the described portion of the said road with such interest being registered on the title to the lands and shown on such title at the North Alberta Land Titles Office in Edmonton Alberta, or to those employees or authorized agents of utility companies having utility installations within the described portion of the said road;

   (b) the use by off-highway vehicles as herein defined.

3. The aforesaid restriction shall apply to all that portion of the road lying west of Section 2-51-26-W4 commencing at a point on the said road 505.0 metres south of the southerly boundary of the road as shown on Road Plan 726 ET, thence southerly to the waters of the northerly bank of the North Saskatchewan River.

4. The Council is hereby empowered to install signs, erect barricades, install and maintain a locked gate, issue keys to such locked gate to persons or parties herein authorized the right of access to the said road, and to take whatever other action it might feel necessary for the enforcement of the restriction authorized by this By-law.

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5. This By-law shall take effect on the day of the final passing thereof.

READ A FIRST TIME this **20th** day of **July** A.D., 1989.

READ A SECOND TIME this **20th** day of **July** A.D., 1989.

READ A THIRD TIME by unanimous comment of the Councillors present and finally passed this **20th** day of **July** A.D., 1989.

REEVE

S E A L

MUNICIPAL SECRETARY