

## TOWN OF WEMBLEY

### BYLAW 752

#### **A Bylaw of the Town of Wembley in the Province of Alberta for the Purpose of Establishing a Standard Speed Limit Within the Town.**

**WHEREAS** subsection 106(c) of the Traffic Safety Act, R.S.A. 2000, c. T-6, (the “Act”) provides that the maximum speed limit for a highway or street located within an urban area such as the Town of Wembley is 50 kilometres per hour, unless another speed limit for a highway or street is prescribed by a sign posted pursuant to subsections 108(1)(c) and (3) of the Act;

**AND WHEREAS** subsection 106.1(1) of the Act provides that despite subsection 106(c), Council may by bylaw establish a speed limit for a highway or street located within the Town of Wembley that is different from the 50 kilometres per hour speed limit referred to in subsection 106(c);

**AND WHEREAS** subsection 106.1(2) of the Act states that a bylaw made under subsection 106.1(1) must provide for the giving of public notice of a speed limit for a highway or street located within the Town of Wembley before the speed limit becomes effective;

**AND WHEREAS** Council must hold a public hearing in respect of the proposed bylaw in accordance with section 230 of the Municipal Government Act (RSA 2000, c. M-26), after giving notice of it in accordance with section 606 of the Municipal Government Act.

**AND WHEREAS** this Bylaw has been advertised in accordance with section 606 and a public hearing has been held in accordance with section 230:

**NOW, THEREFORE, THE COUNCIL OF THE TOWN OF WEMBLEY ENACTS AS FOLLOWS:**

1. This Bylaw may be cited as the “Town of Wembley Speed Limit Bylaw”.

#### **PART I - DEFINITIONS**

##### **INTERPRETATION**

2. In this Bylaw, including this section, unless contrary to any other Act, these definitions shall apply:
  - a. “Act” means the Traffic Safety Act, R.S.A. 2000, c. T-6, as amended from time to time;
  - b. “Highway” has the meaning as defined in the Act;
  - c. "Municipal Administrator" means the Municipal Administrator or Chief Administrative Officer for the Town of Wembley or their delegate.
  - d. "Peace Officer" means a member of the Royal Canadian Mounted Police (R.C.M.P.), a Peace Officer appointed pursuant to the Alberta Peace Officer Act,

SA 2006, c P-3.5, as amended from time to time, or a Bylaw Enforcement Officer appointed by the Town of Wembley;

- e. "Town" means the municipal corporation of the Town of Wembley.

**PART II - SPEED LIMIT**

- 3. Despite subsection 106(1) of the Act, the maximum speed limit for a highway or street located within the Town of Wembley is established as 30 kilometres per hour, unless otherwise posted.
- 4. The speed limit established in subsection (1) does not apply to a highway or street where the speed limit is prescribed by a traffic control device, as that term is defined in the Act.
- 5. No person shall drive a vehicle in an alley at a speed greater than 20 kilometers per hour.

**PART III – PUBLIC NOTICE**

- 6. The Town must post on its website [www.wembley.ca](http://www.wembley.ca) a notice in respect of the speed limit set out in subsection 3(1) no later than June 30, 2022, and must maintain this notice on the website indefinitely.
- 7. The Municipal Administrator must erect signs at the municipal boundary on all highways and streets entering into the Town indicating the speed limit set out in subsection 3(1) no later than June 30, 2022.

**PART IV – EXERCISE OF DISCRETION**

The Town has the discretion to enforce this bylaw, and is not liable for any causes of action should a Peace Officer decide not to enforce this Bylaw, as long as the decision to not enforce this Bylaw was made in good faith.

**PART V - ENACTMENT**

This Bylaw shall come into full force and effect on July 1, 2022.

**READ** a first time this   9   day of   May  , 2022.

**READ** a second time this   9   day of   May  , 2022

**READ** a third time and finally passed this   9   day of   May  , 2022

(SIGNED)

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Mayor – Kelly Peterson

(SIGNED)

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CAO – Noreen Zhang