

BYLAW 6427

**A BYLAW OF THE CITY OF LETHBRIDGE
FOR THE REGULATION OF BICYCLES
IN THE CITY OF LETHBRIDGE**

WHEREAS pursuant to section 13 of the *Traffic Safety Act*, RSA 2000, c T-6, a Council may pass bylaws with respect to highways under its direction, control and management, respecting the following matters:

- (a) governing the use of highways;
- (b) governing the parking of vehicles;
- (c) classifying motor vehicles and other vehicles and pedestrians for any purposes involving the use of streets, lanes and other public places;
- (d) governing the impounding of bicycles, skateboards and other devices;
- (e) governing closing or restricting the use of a highway;
- (f) restricting the use of specific traffic lanes to specific vehicles or classes of vehicles;
- (g) governing the issuing of tags, tickets or other documents;
- (h) governing the placing of tags, tickets or other documents on vehicles;
- (i) designating routes for vehicles or classes of vehicles; and
- (j) prescribing or otherwise providing for penalties with respect to the contravention of a bylaw made under this Division;

AND WHEREAS, pursuant to section 7 of the *Municipal Government Act*, RSA 2000, c M-26, a Council may pass bylaws for municipal purposes respecting the following matters;

- (a) the safety, health and welfare of people and the protection of property; and
- (b) the enforcement of bylaw made under the *Municipal Government Act*
 - (i) the creation of offences;
 - (ii) for each offence, imposing a fine not exceeding \$10,000 or imprisonment for not more than one year, or both;
 - (iii) providing for imposition of a penalty for an offence that is in addition to a fine or imprisonment so long as the penalty relates to a fee, cost, rate, toll or charge that is associated with the conduct that gives rise to the offence;

- (iv) providing that a specified penalty prescribed under section 44 of the *Provincial Offences Procedure Act*, RSA 2000, c P-34 is reduced by a specified amount if the penalty is paid within a specified time;
- (v) providing for imprisonment for not more than one year for non-payment of a fine or penalty;
- (vi) providing that a person who contravenes a bylaw may pay an amount established by bylaw and if the amount is paid, the person will not be prosecuted for the contravention;
- (vii) providing for inspection to determine if bylaws are being complied with; and
- (vii) remedying contraventions of bylaws.

NOW THEREFORE, THE COUNCIL OF THE CITY OF LETHBRIDGE ENACTS AS FOLLOWS:

PART I – Title, Divisions and Definitions

1 This bylaw may be cited as the “Bicycle Bylaw”.

Purpose

2 The purpose of this bylaw is to regulate the conduct and activities of bicycle users and regulate the operation and use of bicycles and bicycle related infrastructure in order to promote the safe, enjoyable and reasonable use of highways under the direction, control and management of the City for the benefit of all citizens of the City.

Interpretation

3 (1) The headings, division of the bylaw into parts, and headings in this bylaw are for reference purposes.

(2) In this bylaw:

- (a) “bicycle” means a class of vehicle defined by the *Traffic Safety Act Use of Highway and Rules of the Road Regulation*, Alta Reg 304/2002, as a “bicycle” or “power bicycle” and includes e-bikes;
- (b) “bicycle lane” means the portion of the roadway marked off or separated for the use of persons riding bicycles.
- (c) “Bylaw Enforcement Officer” means:
 - (i) any person authorized by the City and appointed as a Bylaw Enforcement Officer by the City Manager;
 - (ii) any person authorized by the City and appointed as a Community Peace Officer pursuant to the provisions of the *Peace Officer Act*, SA 2006, c P-3.5; and,
 - (iii) sworn officers of the Lethbridge Police Service.

- (d) "City Manager" means the City Manager of the City of Lethbridge as appointed by City Council, or their designate.
- (e) "crosswalk" means:
 - (i) that part of a roadway at an intersection included within the connection of the lateral lines of the sidewalks or multi-use pathways on opposite sides of the roadway measured from the curbs; or, in the absence of curbs, from the edge of the roadway; or
 - (ii) any part of a roadway that is distinctly indicated for pedestrians.
- (f) "multi-use pathway" means a multi-purpose thoroughfare controlled by the City and set aside for use by pedestrians, cyclists and persons using wheeled conveyances, which is improved by asphalt, concrete or brick, and includes any bridge or structure with which it is contiguous.
- (g) "pedestrian" means:
 - (i) a person on foot, or
 - (ii) a person in or on a mobility aid; and includes those persons designated by the *Traffic Safety Act* as "pedestrians".
- (h) "roadway" means that part of a highway intended for use by vehicular traffic.
- (i) "sidewalk" means that part of a highway especially adapted to the use of or ordinarily used by pedestrians, and includes that part of a highway between
 - (i) the curb line, or
 - (ii) where there is no curb line, the edge of the roadway, and the adjacent property line, whether or not it is paved or improved.
- (j) "traffic control device" means any sign, signal, marking or device regulating, warning or guiding traffic.

Part II – Bicycle Infrastructure and Other Provisions

Sidewalks

- 4 (1)** No person over the age of 14 shall ride a bicycle on a sidewalk unless:
 - (a) A traffic control device indicates otherwise, or
 - (b) That person is accompanying a person 14 years of age or younger.
- (2)** A person riding a bicycle on a sidewalk shall yield the right of way to pedestrians.

Multi-Use Pathways

- 5 (1)** bicycles may be ridden on multi-use pathways unless prohibited by a traffic control device.
- (2)** A person riding a bicycle on a multi-use pathway shall yield the right of way to pedestrians unless otherwise indicated by a traffic control device.

- (3) A person riding a bicycle on a multi-use pathway shall obey traffic control devices.

Bicycle Lanes

- 6 (1) No person shall operate, stop or park any vehicle other than a bicycle in a bicycle lane unless specifically authorized by this bylaw.
- (a) Any vehicle operated, stopped or parked in a bicycle lane contrary to the provisions of this bylaw may be removed by a Bylaw Enforcement Officer and stored by the Lethbridge Police Service.
 - (b) A bicycle shall not park in a bicycle lane unless otherwise authorized by a traffic control device.
- (2) Notwithstanding section 5, a vehicle may cross a bicycle lane:
- (a) to enter or exit from adjacent driveways or intersecting streets; or
 - (b) to enter or exit from existing parking structures, on-street parking spaces or parking lots adjacent to a bicycle lane.
- (3) An emergency vehicle or a vehicle operated by the City for City purposes may be operated, stopped or parked in a bicycle lane.

Roadways

- 7 No person shall ride a bicycle:
- (a) on Whoop-up Drive between 4 Street South and Jerry Potts Boulevard West.
 - (b) on Mayor Magrath Drive South between 6 Avenue South and the southern city limit.

Bicycle Parking

- 8 (1) No person shall park a bicycle along buildings or within the right-of-way in such a manner as to interfere with pedestrians, or vehicles.
- (2) No person other than a Bylaw Enforcement Officer shall use, interfere or tamper with a bicycle or any of its accessories or anything placed in or on it without the consent of the owner.

Abandoned Bicycles

- 9 (1) No bicycle shall be parked at, attached or affixed to public property for a period greater than seventy-two hours.
- (2) A bicycle found in contravention of this section may be taken by the Lethbridge Police Service.
- (3) Bicycles left unsecured on public property may be removed at the discretion of the City Manager and delivered to the Lethbridge Police Service.
- (4) Any person claiming they are entitled to possession of a bicycle taken into custody by the Lethbridge Police Service, prior to it being returned to them, shall provide to the satisfaction of the Lethbridge Police Service that they are the owner.

- (5) Any bicycle not recovered from the Lethbridge Police Service by the owner thereof may be disposed of in accordance with section 610 of the *Municipal Government Act*.

Pedestrian Warning

- 10 (1) A person riding a bicycle shall warn pedestrians they are passing through with the use of a horn or bell.
- (2) All bicycles must be equipped with:
- (a) a horn or bell; and
 - (b) a working brake.

Nighttime

- 11 A person shall not ride a bicycle at nighttime unless the bicycle has the following:
- (a) at least one headlamp, but not more than two headlamps; and
 - (b) at least one red tail lamp or one red reflector mounted on the rear.

Riding Double

- 12 A person shall not operate a bicycle nor carry any other person upon such bicycle other than upon components of the bicycle designed specifically for the conveyance of individuals during bicycle travel.

No Skitching

- 13 No person shall operate a bicycle by clinging or attaching themselves or the bicycle to any other moving vehicle or object.

Part III – Enforcement

- 14 A person who contravenes any provision of this bylaw is guilty of an offence.
- 15 In the case of an offence that is of a continuing nature, a contravention constitutes a separate offence in respect of each day, or part of a day, on which it continues and a person guilty of such an offence is liable to a fine in an amount not less than that established by this bylaw for each such day.
- 16 For the purposes of this bylaw, an act or omission by an employee or agent of a person is deemed also to be an act or omission of the person if the act or omission occurred in the course of the employee's employment with the person, or in the course of the agent's exercising the powers or performing the duties on behalf of the person under their agency relationship.
- 17 When a corporation commits an offence under this bylaw, every principal, director, manager, employee or agent of the corporation who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence whether or not the corporation has been prosecuted for the offence.

- 18** If a partner in a partnership is guilty of an offence under this bylaw, each partner in that partnership who authorized the act or omission that constitutes the offence or assented to or acquiesced or participated in the act or omission that constitutes the offence is guilty of the offence.
- 19 (1)** A person who is guilty of an offence is liable to a fine in an amount no less than that established in this section, and not exceeding \$10,000.00, and to imprisonment for not more than six (6) months for non-payment of a fine.
- (2)** Without restricting the generality of section 15(2), the following fine amounts are established for use on municipal tags and violation tickets if a voluntary payment option is offered:
- (a) \$100 for any offence for which a fine is not otherwise established in this section
 - (b) \$250 for any offence pursuant to section 5 of this bylaw; and
 - (c) \$500 for offences under section 21.
- 20** If a municipal tag is issued in respect of an offence the municipal tag must specify the fine amount specified by this bylaw for the offence and may provide for an early payment amount.
- 21** If a person who is responsible for a contravention of a provision of this bylaw pays an early payment amount, or the specified penalty amount within the times and in the manner set out on the tag, such payment will be accepted in lieu of prosecution.
- 22** Where the payment of a penalty for a tag issued pursuant to this bylaw is received within seven (7) days from the date of service of the tag by a person authorized by the City to receive such payment, the specified penalty may be reduced by fifteen (\$15) dollars and such early payment amount will be accepted in lieu of prosecution.
- 23** If a violation ticket is issued in respect of an offence, the violation ticket may:
- (a) specify the fine amount established by this bylaw for the offence; or
 - (b) require the person to appear in court without the alternative of making a voluntary payment.
- 24** A person who commits an offence may make a voluntary payment equal to the specified fine:
- (a) if a violation ticket is issued in respect of the offence; and
 - (b) if the violation ticket specifies the fine amount established by this bylaw for the offence.

Obstruction

- 25** A person shall not obstruct or hinder any person in the exercise or performance of the person's powers pursuant to this bylaw.

Part IV – Powers of the City Manager



- 26 Without restricting any other power, duty, or function granted by the bylaw the City Manager may:
- (a) carry out any inspections to determine compliance with this bylaw;
 - (b) take any steps or carry out any actions required to enforce this bylaw;
 - (c) take any steps or carry out any actions required to remedy a contravention of this bylaw;
 - (d) establish areas where activities restricted by this bylaw are permitted;
 - (e) establish forms for the purpose of this bylaw;
 - (f) issue permits with such terms and conditions as are deemed appropriate;
 - (g) establish criteria to be met for a permit pursuant to this bylaw;
 - (h) delegate any powers, duties, or functions under this bylaw to an employee of the City;
 - (i) designate portions of any highway where the use of bicycles is prohibited; or
 - (j) designate portions of any highway for the use of bicycles only as a bicycle lane.


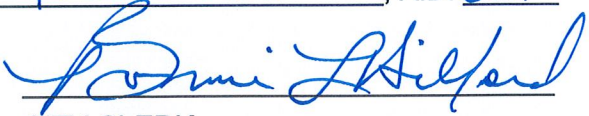
Part V – Effective Date

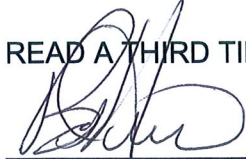

27 This bylaw takes effect beginning on January 1, 2025.

Part VI – Administrative

28 Bylaw 3515 is hereby repealed.

READ A FIRST TIME this 22 day of October, A.D. 2024

MAYOR 
CITY CLERK

READ A SECOND TIME this 12 day of November, A.D. 2024

MAYOR 
CITY CLERK

READ A THIRD TIME this 12 day of November, A.D. 2024

MAYOR 
CITY CLERK