



CITY OF YELLOWKNIFE

## BY-LAW NO. 4943

BH 187

A BY-LAW of the Council of the Municipal Corporation of the City of Yellowknife in the Northwest Territories, to amend Highway Traffic By-law No. 4063, as amended to date.

PURSUANT TO SECTIONS 70 and 73 of the *Cities, Towns and Villages Act*, S.N.W.T. 2003, c.22; and

PURSUANT TO PART XII of the *Motor Vehicles Act* R,S,N.W.T. 1988,c.M-16;

WHEREAS the Council of the Municipal Corporation of the City of Yellowknife has enacted Highway Traffic By-law No. 4063; and

WHEREAS the Council of the Municipal Corporation of the City of Yellowknife wishes to amend Highway Traffic By-law No. 4063;

NOW THEREFORE THE COUNCIL OF THE MUNICIPAL CORPORATION OF THE CITY OF YELLOWKNIFE, in regular session duly assembled, enacts as follows:

### APPLICATION

1. That Highway Traffic By-law No. 4063, as amended, is hereby amended by:

A) Adding the following definitions:

"Construction Zone"

means an area of a highway where construction or maintenance of the highway are being undertaken and where there are traffic control devices placed or erected to warn of the construction or maintenance or to guide pedestrians or traffic.

"Restricted electronic device"

(a) means a portable electronic device including a cellular telephone, device for sending or receiving data, device for playing audio or video recordings, and handheld global positioning receiver, or

(b) any other prescribed device or class of devices

as identified in the *Motor Vehicles Act* of the Northwest Territories, or its regulations.

"School Zone"

means an area of a highway where children are likely to be present and where there are traffic control devices placed or erected to warn of the presence of children or to guide traffic.

"Use"

means operating, holding or touching.

B) Adding a new Section 71.1 to read as follows:

71.1 Section 70(1) and Section 71 do not apply to a vehicle parked in a metered space that has a valid parking pass or payment has been made using an electronic method authorized by the City.

C) Adding a new Section 101.1 to read as follows:

- 101.1 (1) Subject to subsections (2) and (3) and unless the context otherwise requires, a person operating a motor vehicle that is engaged in the construction or maintenance of a highway while at the site of the work, may contravene a provision of this by-law if it is impracticable for the person to comply with this by-law.
- (2) A person who contravenes a provision of this by-law under subsection (1) shall operate the motor vehicle with due regard for the safety of persons using the highway.
- (3) A person operating a motor vehicle that is engaged in the construction or maintenance of a highway shall obey the directions of an officer respecting the operation of the motor vehicle on the highway.

D) Adding a new Section 102.1 to read as follows:

- 102.1 (1) No driver shall use a restricted electronic device.
- (2) Notwithstanding subsection (1), a driver may use a restricted electronic device if:
- (a) it is designed as a hands-free device and used in a hands-free manner; or

- (b) he or she is a user or member of a class of users permitted to use a restricted electronic device in accordance with the regulations of the *Motor Vehicles Act*.

(3) This section does not apply to any of the following:

- (a) an officer, member of a fire department or emergency responder, while carrying out his or her duties under any enactment.
- (b) a person referred to in section 101.1.
- (c) any other person or class of persons exempted under the *Motor Vehicles Act* of the Northwest Territories, or its regulations.

(4) Subsection (2) does not apply in respect of a restricted electronic device that is prescribed as a prohibited restricted electronic device under the *Motor Vehicles Act* of the Northwest Territories.

- 102.2 (1) If a driver uses a restricted electronic device in contravention of subsection 102.1(1) while on a highway that is not in a construction zone or school zone, he or she commits an offence.
- (2) If a driver uses a restricted electronic device in contravention of subsection 102.1(1) while on a highway that is in a construction or school zone, he or she commits an offence.

E) Replacing Section 112 with the following:

112. No person shall operate a bicycle on a trail that is shared by other users without exercising due care and attention.

F) Replacing Section 113 with the following:

113. Any person operating a bicycle on a trail that is shared by pedestrians shall yield the right-of-way to the pedestrians.

G) Replacing Section 136 with the following:

136. Every person who is guilty of an offence under this by-law is liable on summary conviction:
- (a) in the case of a corporation, to a fine not exceeding \$10,000; or

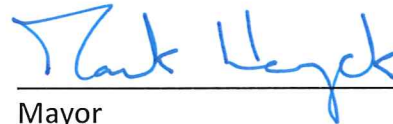
- (b) in the case of an individual, to a fine not exceeding \$2,000, or to imprisonment for a term of not more than six months in default of payment of the fine.

H) Replacing Schedule D with a new Schedule D attached hereto and forming part of this by-law.

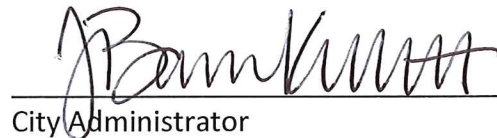
#### EFFECT

2. This by-law shall come into effect upon having received Third Reading and otherwise meeting the requirements of Section 75 of the *Cities, Towns and Villages Act*.

Read a First time this 26 day of JULY, A.D. 2017.



Mayor



City Administrator

Read a Second Time this 26 day of JULY, A.D. 2017.

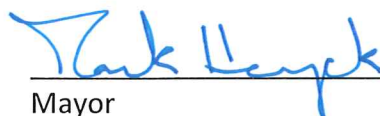


Mayor

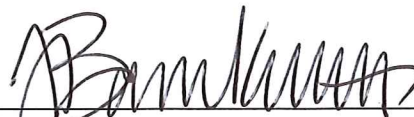


City Administrator

Read a Third Time and Finally Passed this 26 day of JULY, A.D., 2017.

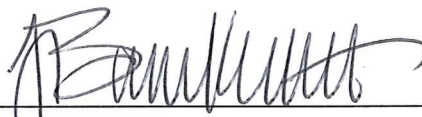


Mayor



City Administrator

I hereby certify that this by-law has been made in accordance with the requirements of the *Cities, Towns and Villages Act* and the by-laws of the Municipal Corporation of the City of Yellowknife.



City Administrator





**CITY OF YELLOWKNIFE**  
**BY-LAW NO. 4063**  
 Schedule D

Specified Penalties  
 (Court Designation Schedule)

Section	Offence	Penalty
4	Failing to yield to an Enforcement / Emergency vehicle	Court
7	Failing to stop at yellow or amber light	\$75.00
9 (1)	Failing to stop for a red light	\$150.00
10	Pedestrian failing to obey traffic control device	\$50.00
11 (1)	Driver at red flashing light failing to obey traffic control device	\$150.00
12	Failing to yield at yellow or amber light	\$100.00
13	Pedestrian at red, yellow or amber flashing light failing to obey traffic control device	\$50.00
14	Failing to stop at inoperative traffic lights	\$150.00
16 (1)	Pedestrian facing wait signal failing to obey traffic control device	\$50.00
17	Driving on left when prohibited	\$150.00
18	Failing to keep vehicle to right of center line when approaching a vehicle traveling in opposite direction	\$75.00
20	Driving across median	\$50.00
21	Failing to signal lane change	\$50.00
22 & 23	Crossing a solid line	\$150.00
25	Passing when unsafe to do so	\$100.00
26	Passing when unsafe (within 30 meters or crossing an intersection, crosswalk)	\$100.00
27	Overtaking turning vehicle unsafely	\$100.00
28	Passing vehicle on right	\$150.00
32	Failing to be overtaken properly (move to right and not speed up)	\$150.00
33	Overtaking vehicle improperly	\$100.00
34	Failing to drive to the right	\$75.00
35	Following too closely	\$100.00
36	Backing unsafely	\$100.00
37	Backing unsafely over center line	\$100.00
38	Improper right turn	\$100.00
39	Improper left turn	\$100.00
41	Failing to signal left or right turn	\$75.00
42	Making an unsafe U-turn	\$75.00
43	Signaling improperly (left turn)	\$50.00
44	Signaling improperly (right turn)	\$50.00
45	Signaling improperly (stopping)	\$50.00
47	Failing to yield right of way at intersection	\$100.00
48	Failing to yield right of way (left turns)	\$100.00
49	Failing to yield right of way (stop sign)	\$100.00

50	Failing to yield right of way (right turns)	\$100.00
51	Failing to yield at yield sign/yellow or amber light	\$100.00
52	Failing to yield right of way entering highway	\$100.00
54	Improper stop at intersection	\$75.00
55	Failing to stop at stop sign	\$150.00
56	Failing to stop for school bus	\$350.00
57	Unauthorized parking on roadway	\$50.00
58 (1) (a)	Blocking a public or private driveway	\$50.00
(b)	Parking within an intersection	\$50.00
(c)	Parking on a sidewalk	\$50.00
(d)	Parking within 3 meters of a fire hydrant or within an approved fire lane	\$75.00
(e)	Parking within 6 meters of a crosswalk	\$50.00
(f)	Parking within 5 meters in front of a stop or yield sign or traffic light	\$50.00
(g)	Parking within 6 meters of a driveway to a fire station	\$50.00
(h)	Parking adjacent / opposite street construction that obstructs traffic	\$50.00
(i)	Double parked	\$50.00
(j)	Parking on a bridge	\$50.00
(k)	Parking in a loading zone	\$50.00
(l)	Parking in a no parking, restricted parking or no stopping zone	\$50.00
(m)	Parking more than 30 centimeters from curb	\$50.00
(n)	Parking on private property	\$50.00
(o)	Parking in lane or alley way	\$50.00
(p)	Parking in handicap zone	\$250.00
(q)	Parking in a marked taxi stall	\$50.00
61	Parked more than 72 hours	\$50.00
63	Parked facing traffic / unlawful manner	\$50.00
64	Failing to brake unattended vehicle	\$50.00
65	Large vehicle illegally idling	\$50.00
66 (1)	Vehicle illegally idling	\$50.00
66 (3)	Unattended vehicle idling with keys in ignition and doors unlocked	\$50.00
67	Moving parked vehicle without signaling	\$50.00
70 (1)	Meter violation – within ten days	\$25.00
70 (1)	Meter violation – after ten days	\$50.00
70 (2)	Occupying more than one metered space	\$50.00
72	Depositing illegal coin in parking meter	\$50.00
74	Unauthorized display of parking sticker	\$50.00
75	Abandoning vehicle on a highway, private and / or public property	\$350.00
76 (1)	Driving without adequate control or view	\$100.00
76 (2)	Passengers interfering with driver's control	\$100.00
77 (1) (a) (b) (c)	Permitting more passengers in a motor vehicle than there are seating positions	\$150.00

78	Driving over unprotected fire hose	\$100.00
79	Littering highway	\$100.00
80	Driving on sidewalk	\$100.00
81	Opening door dangerously	\$100.00
82	Stunting	\$350.00
83	Racing	\$350.00
84	Riding in box of truck	\$50.00
85	Riding in trailer	\$50.00
86	Unsafe operation of motorcycle	\$100.00
87	Failing to wear helmet while riding motorcycle	\$150.00
88	Operating motorcycles abreast	\$50.00
89 (1) (2)	Improper use of bicycle	\$50.00
90	Failing to use sidewalk with skateboard etc.	\$50.00
91	Unlawfully towing bicycle, play vehicle or person	\$300.00
92	Failing to yield right of way to pedestrian	\$100.00
93	Passing stopped vehicle at crosswalk	\$150.00
94	Pedestrian failing to look both ways and to cross road safely	\$75.00
95	Pedestrian failing to yield right of way	\$50.00
97	Failing to walk on sidewalk or left hand side of roadway	\$50.00
98	Holding onto a moving vehicle	\$50.00
99 (1)	Operating vehicle without seat belt	\$100.00
99 (2)	Driver failing to wear seat belt	\$150.00
99 (3)	Passenger failing to wear seat belt	\$150.00
99 (4) (a)	Passenger under 15 years failing to wear a seat belt	\$200.00
99 (4) (b)	Failing to secure child in restraint system	\$200.00
101 (1)	Driving without due care and attention	\$280.00
101 (2)	Driving without consideration for others	\$100.00
102	Unsafe movement of vehicle	\$100.00
102.2(1)	Using a restricted electronic device	\$280.00
102.2(2)	Using a restricted electronic device in school or construction zone	\$560.00
103	Failing to obey traffic control device	\$75.00
104(a)	Exceeding Posted Speed Limit By:	
	1 km/h	\$59.00
	2 km/h	\$62.00
	3 km/h	\$64.00
	4 km/h	\$67.00
	5 km/h	\$70.00
	6 km/h	\$72.00
	7 km/h	\$75.00
	8 km/h	\$77.00
	9 km/h	\$80.00
	10 km/h	\$83.00
	11 km/h	\$85.00
	12 km/h	\$88.00



	13 km/h	\$90.00
	14 km/h	\$93.00
	15 km/h	\$96.00
	16 km/h	\$101.00
	17 km/h	\$106.00
	18 km/h	\$111.00
	19 km/h	\$117.00
	20 km/h	\$122.00
	21 km/h	\$127.00
	22 km/h	\$132.00
	23 km/h	\$137.00
	24 km/h	\$143.00
	25 km/h	\$148.00
	26 km/h	\$153.00
	27 km/h	\$158.00
	28 km/h	\$163.00
	29 km/h	\$169.00
	30 km/h	\$174.00
	31 km/h	\$182.00
	32 km/h	\$190.00
	33 km/h	\$197.00
	34 km/h	\$205.00
	35 km/h	\$213.00
	36 km/h	\$221.00
	37 km/h	\$229.00
	38 km/h	\$237.00
	39 km/h	\$244.00
	40 km/h	\$252.00
	41 km/h	\$260.00
	42 km/h	\$268.00
	43 km/h	\$276.00
	44 km/h	\$283.00
	45 km/h	\$291.00
	46 km/h	\$299.00
	47 km/h	\$308.00
	48 km/h	\$316.00
	49 km/h	\$323.00
	50 km/h	\$331.00
104(a)	Exceeding Posted Speed Limit in School or Construction Zone By:	
	1 km/h	\$118.00
	2 km/h	\$123.00
	3 km/h	\$129.99
	4 km/h	\$134.00
	5 km/h	\$139.00

6 km/h	\$144.00
7 km/h	\$150.00
8 km/h	\$155.00
9 km/h	\$160.00
10 km/h	\$165.00
11 km/h	\$170.00
12 km/h	\$176.00
13 km/h	\$181.00
14 km/h	\$186.00
15 km/h	\$191.00
16 km/h	\$202.00
17 km/h	\$212.00
18 km/h	\$223.00
19 km/h	\$233.00
20 km/h	\$243.00
21 km/h	\$254.00
22 km/h	\$264.00
23 km/h	\$275.00
24 km/h	\$285.00
25 km/h	\$296.00
26 km/h	\$306.00
27 km/h	\$317.00
28 km/h	\$327.00
29 km/h	\$337.00
30 km/h	\$348.00
31 km/h	\$363.00
32 km/h	\$379.00
33 km/h	\$395.00
34 km/h	\$410.00
35 km/h	\$426.00
36 km/h	\$442.00
37 km/h	\$457.00
38 km/h	\$473.00
39 km/h	\$489.00
40 km/h	\$504.00
41 km/h	\$520.00
42 km/h	\$536.00
43 km/h	\$551.00
44 km/h	\$567.00
45 km/h	\$583.00
46 km/h	\$598.00
47 km/h	\$616.00
48 km/h	\$631.00
49 km/h	\$647.00

	50 km/h	\$663.00
106	Driving at an unreasonable speed	\$150.00
107	Driving unreasonably slow	\$100.00
109	Sidewalk cleaning – residential	\$50.00
109	– commercial	\$100.0
110	Placing snow, etc. on highway – residential	\$50.00
110	– commercial	\$100.00
111	Operating vehicle in designated restricted area	\$100.00
112	Operating bicycle without due care and attention	\$100.00
113	Bicycle failing to yield right-of-way to pedestrians	\$100.00
114	Parking contrary to street cleaning signs	\$50.00
115	Obstructing street cleaning	\$50.00
118	Operating skids on street	\$100.00
121	Truck route	\$100.00
126	Interfering with or damaging traffic control device	\$100.00
127	Unauthorized sign	\$100.00
130	Insecure load	\$100.00
131	Splashing pedestrian	\$50.00
132	Obstructing highway	\$100.00
133	Unapproved parade	\$100.00
134	Unapproved special event	\$100.00