



CITY OF YELLOWKNIFE

BY-LAW NO. 4770

BH 181

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;

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:

“Owner” means any person named in a certificate of registration for a motor vehicle or, if there is no valid certificate of registration for the motor vehicle, the owner of the motor vehicle. In the case of more than one person being listed on the registration the owner will default to the first person listed on the registration.

“Person” means an individual human being or a corporation and includes a partnership, society, and association or a group of persons acting in concert unless the context explicitly or by necessary implication otherwise requires.

B) adding a new Section 135 to read as follows and renumbering each subsequent section:

Liability of Owner

135. If a vehicle is involved in an offence under this by-law, the owner of that vehicle, is guilty of that offence.

Section 135 does not apply if the owner of the vehicle satisfies the court that, at the time that the vehicle was involved in the offence:

- a) in the case of a vehicle that was in motion:
 - i) the owner of the vehicle was not driving the vehicle; and
 - ii) no other person was driving the vehicle with the owners expressed or implied consent; or
 - b) in the case of a vehicle that was parked:
 - i) the owner did not park the vehicle; and
 - ii) no other person parked the vehicle with the owners expressed or implied consent.
- C) Adding subsection (q) to section 58 (1) to read “on any portion of a highway designated as taxi parking by a traffic control device located above or to the side of the highway” and adding Section 58(1)(q) to schedule “D” to read “Parking in a marked taxi stall - \$50.00”.
- D) Changing the wording in Section 70(3)(g) to read “ to a vehicle displaying a valid disabled placard issued by the NWT Disabilities Council, or its successor, or a recognized issuer of handicapped placards from another jurisdiction in Canada and such vehicle is being operated by or used for the transportation of a person with a disability, for the maximum time limit on the meter”.
- E) Replacing Section 110(2) with the following “The Occupier of a property abutting on a sidewalk in the Central Business District, Franklin Avenue from Matonabee Street to Old Airport Road, and Franklin Avenue from 44th Street to School Draw Avenue, shall:”.

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 27 day of January, A.D. 2014.

Tank Heyck
Mayor

Renata Kefalar
City Administrator

Read a Second Time this 27 day of January, A.D. 2014.

Tank Heyck
Mayor

Renata Kefalar
City Administrator

Read a Third Time and Finally Passed this 10 day of FEBRUARY, A.D., 2014.

Tank Heyck
Mayor

Renata Kefalar
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.

Renata Kefalar
City Administrator

